

BILL ANALYSIS

Senate Research Center
76R12088 MCK-D

C.S.S.B. 1121
By: Armbrister
Economic Development
4/14/1999
Committee Report (Substituted)

DIGEST

Currently, Section 102.07, Alcoholic Beverage Code, prohibits the unlawful marketing practices between a wholesaler and a retailer. C.S.S.B. 1121 would allow communication between the wholesaler and retailer about certain upcoming promotional activities on the retailer's premises.

PURPOSE

As proposed, C.S.S.B. 1121 would allow communication regarding certain promotional activities between alcoholic beverage permit holders.

RULEMAKING AUTHORITY

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 102.07, Alcoholic Beverage Code, by amending Subsection (a) and adding Subsection (g), to include Subsection (g) as an exception to prohibitions for certain beer, wine, and alcoholic businesses. Provides that Subsection (a) does not prohibit a permittee covered under Subsection (a) from prearranging or preannouncing a promotional activity otherwise permitted by this code with a retailer about a promotional activity to be held on the retailer's premises. Authorizes a holder of a wholesaler's or class B wholesaler's permit to prearrange a promotional activity only for distilled spirits or wine. Prohibits a permittee from making certain preannouncements. Makes conforming changes.

SECTION 2 Effective date: September 1, 1999.

SECTION 3 Emergency clause.

SUMMARY OF COMMITTEE CHANGES

SECTION 1.

Amends Section 102.07(g), Alcoholic Beverage Code, to include text allowing a permittee to prearrange or preannounce a promotional activity, to authorize certain wholesalers to prearrange a promotional activity for spirits or wine, and to prohibit a permittee from making certain preannouncements.