

## **BILL ANALYSIS**

Senate Research Center  
82R8857 MCK-F

S.B. 923  
By: Deuell  
Business & Commerce  
5/4/2011  
As Filed

### **AUTHOR'S / SPONSOR'S STATEMENT OF INTENT**

Section 16.04, Alcoholic Beverage Code, requires all holders of winery permits to also hold a winemaker's and basic blender's permit from the Alcohol and Tobacco Tax and Trade Bureau of the United States Department of the Treasury. Under current circumstances, the federal bureau allows wineries to hold one federal permit for two non-contiguous premises.

As proposed, S.B. 923 amends current law relating to certain premises that may be covered by a winery permit.

### **RULEMAKING AUTHORITY**

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

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Section 16.04, Alcoholic Beverage Code, as follows:

Sec. 16.04. New heading: FEDERAL PERMIT REQUIRED; NONCONTIGUOUS PREMISES. (a) Creates this subsection from existing text authorizing a winery permit to be granted only on presentation of a winemaker's and blender's basic permit of the federal alcohol tax unit.

(b) Authorizes a winery permit to be issued for a premises that is not contiguous if the noncontiguous premises is regulated by a single federal winemaker's and blender's basic permit.

SECTION 2. Effective date: September 1, 2011.