

BILL ANALYSIS

Senate Research Center

H.B. 482
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Business & Commerce
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Engrossed

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

A recent Texas Legislature enacted legislation to help the craft brew industry meet the increasing demand of that market. According to interested parties, however, there were a number of unintended consequences that occurred once the legislation was implemented. H.B. 482 seeks to address one of these unintended consequences.

H.B. 482 amends current law relating to allowing the holder of a brewpub license to sell ale and malt liquor to certain wholesalers.

RULEMAKING AUTHORITY

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

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 19.01, Alcoholic Beverage Code, as follows:

Sec. 19.01. AUTHORIZED ACTIVITIES. Authorizes the holder of a wholesaler's permit to participate in certain transactions as set forth, including purchasing ale and malt liquor from holders of brewpub licenses. Makes nonsubstantive changes regarding redesignation of subdivisions.

SECTION 2. Amends Section 21.01, Alcoholic Beverage Code, as follows:

Sec. 21.01. AUTHORIZED ACTIVITIES. Allows the holder of a local class B wholesaler's permit to:

- (1) Makes no change to this subdivision;
- (2) purchase malt and vinous liquors from holders of brewer's permits, holders of brewpub licenses, and other wholesalers in the state;
- (3) sell the malt and vinous liquors, in the original containers in which the permit holder receives them, to general and local class B wholesaler's permittees and, in the permit holder's county of residence, to local distributor's permittees and retailers, including mixed beverage permittees and daily temporary mixed beverage permittees; and
- (4) Makes no change to this subdivision.

Makes nonsubstantive changes.

SECTION 3. Amends Section 74.10(a), Alcoholic Beverage Code, to authorize the holder of a brewpub license to sell ale and malt liquor to the holder of a wholesaler's permit, a general class B wholesaler's permit, or a local class B wholesaler's permit, in addition to the activities authorized by Section 74.01 (Authorized Activities).

SECTION 4. Effective date: upon passage or September 1, 2015.