

1 AN ACT

2 relating to residency requirements for holders of a promotional
3 alcoholic beverage permit.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Chapter 54, Alcoholic Beverage Code, as added by
6 Chapter 1289, Acts of the 79th Legislature, Regular Session, 2005,
7 is redesignated as Chapter 50, Alcoholic Beverage Code, and amended
8 to read as follows:

9 CHAPTER 50 [~~54~~]. PROMOTIONAL PERMIT

10 Sec. 50.001 [~~54.001~~]. AUTHORIZED ACTIVITIES. The holder of
11 a promotional permit may, on behalf of a distiller, brewer,
12 rectifier, manufacturer, winery, or wine bottler with whom the
13 promotional permit holder has entered into a contract for the
14 purposes of this chapter, engage in activities to promote and
15 enhance the sale of an alcoholic beverage in this state, including
16 activities that take place on the premises of the holder of a permit
17 or license under this code.

18 Sec. 50.002 [~~54.002~~]. FEE. (a) The annual state fee for a
19 promotional permit is \$300.

20 (b) A local fee may not be charged for the application or
21 issuance of a promotional permit.

22 Sec. 50.003 [~~54.003~~]. PROHIBITED ACTIVITIES. The holder of
23 a promotional permit may not hold an interest, directly or
24 indirectly, in a permit or license issued under this code other than

1 a contract to promote and enhance the sale of alcoholic beverages as
2 authorized by this chapter.

3 Sec. 50.004. NONAPPLICABILITY OF CERTAIN REQUIREMENTS TO
4 PERMIT HOLDER. Notwithstanding Section 6.03, 11.46, 11.61, or
5 109.53, or any other law, the holder of a promotional permit is not
6 required to be a resident of this state.

7 SECTION 2. This Act takes effect immediately if it receives
8 a vote of two-thirds of all the members elected to each house, as
9 provided by Section 39, Article III, Texas Constitution. If this
10 Act does not receive the vote necessary for immediate effect, this
11 Act takes effect September 1, 2007.

David Newkirk

President of the Senate

Jim Caddick

Speaker of the House

I certify that H.B. No. 1365 was passed by the House on April 26, 2007, by the following vote: Yeas 139, Nays 0, 1 present, not voting.

Robert Honey
Chief Clerk of the House

I certify that H.B. No. 1365 was passed by the Senate on May 17, 2007, by the following vote: Yeas 31, Nays 0.

Ratsy Spall
Secretary of the Senate

APPROVED: 15 JUN 07

Date

RICK PERRY
Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
4 PM O'CLOCK

Roger Minnis
Secretary of State