



TEXAS ALCOHOLIC  
BEVERAGE COMMISSION

*Supporting Businesses and Protecting Texans*

# New Laws from the 89th Texas Legislature

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**July 2025**

# A word from the agency...



**TABC developed this information to provide you with a basic summary of new laws adopted by the 89th Texas Legislature that impact the alcoholic beverage industry.**

**This is only meant to be a summary of new laws and is not meant to be an exhaustive statement of the law or to be construed as a legal authority.**

**For complete legal requirements, access the following:**

- [Texas Legislature Online](#),
- [Texas Alcoholic Beverage Code](#),
- [TABC Administrative Rules](#), and
- [TABC Marketing Practices Advisories](#)



# **New Laws Impacting the Production Tier**

# Nonresident Brewers

## HB 4463 | Effective Sept. 1, 2025



- **Applies To:** Nonresident Brewer's Licenses
- **CHANGE IN LAW – Licensing:** Nonresident Brewers may hold **one license that covers all their locations outside of Texas** (rather than a license for each out-of-state facility)
- **NEW REQUIREMENT – Importation:** Nonresident Brewers importing malt beverages into Texas must be the "**primary American source of supply**" for that brand (i.e., the exclusive entity – as the brewer, producer, commodity owner at the time it becomes a marketable product, bottler, or the exclusive agent of any of those – authorized to import the product into Texas)
  - The Nonresident Brewer qualifies as the "brewer" of the malt beverage for purposes of AB Code Chapter 102, Subchapter C (Territorial Limits) and Subchapter D (Malt Beverage Industry Fair Dealing Law)

**In the coming months, TABC will adopt rules to implement this law**

*Tex. Alco. Bev. Code Sec. 62.14, 63.01, 63.06, 63.05 (HB 4463, 89R)*



# **New Laws Impacting the Wholesale Tier**

# Wholesaler Payments to Distillers

## SB 1355 | Effective Sept. 1, 2025



### NEW VIOLATION FOR WHOLESALERS

- **Applies To:** Wholesaler's Permits and Distiller's and Rectifier's Permits
- **Timely Payments:** A wholesaler who buys liquor from a distiller must pay the distiller according to the agreed terms of a written agreement between the permittees
- **Violation for Delinquency:** Wholesaler becomes delinquent to Distiller when...
  - Wholesaler fails to pay Distiller the amount due by the date required in the written agreement; and
  - Wholesaler subsequently fails to pay after receiving a demand for payment from Distiller per the agreed payment terms of the written agreement
- Distillers may report delinquent wholesalers to TABC

**In the coming months, TABC will adopt rules to implement this law**

*Tex. Alco. Bev. Code Sec. 102.33 (SB 1355, 89R)*



# **New Laws Impacting the Retail Tier**

# Age Verification (Deshawn Jagwan Act)

## SB 650 | Effective Sept. 1, 2025



### NEW LAW REQUIRING AGE VERIFICATION

- **Applies To:** Wine & Malt Beverage Retailer's Off-Premise Permits, Retail Dealer's Off-Premise Licenses, Wine Only Package Store Permits, Package Store Permits, Wine & Malt Beverage Retailer's Permits, and Retail Dealer's On-Premise Licenses unless the holder operates a restaurant or holds a Brewpub License on the premises. *Additional exceptions apply in certain circumstances.*
- **Age Verification:** when selling an alcoholic beverage **for off-premises consumption**, the seller **must visually inspect AND scan the buyer's ID** (or enter the ID information into an electronic reader) to verify the buyer's age
- **License and Permit Holders** may receive disciplinary action from TABC for violations that occur on or after 9/1/2027
  - No TABC disciplinary action if the seller's failure access the electronically readable information on the buyer's ID is because they were **unable to access the Internet** AND the seller **visually inspected the ID** to verify the buyer's age
  - No TABC disciplinary action for selling to a minor if the seller **accessed the electronically readable information** on the buyer's ID AND the **scan device identified the ID as valid and the buyer as 21 or older**
- **Persons Conducting a Sale Who Violate this Law** commit a Class A Misdemeanor
  - It's a defense to criminal prosecution if the seller fails to access the electronically readable information on the buyer's ID because they were **unable to access the Internet** OR if the **buyer was 40 years old or older** on the date of purchase

**TABC will adopt rules to implement this law prior to the Sept. 1, 2027, enforcement date against licenses/permits**

*Tex. Alco. Bev. Code Sec. 109.61 (SB 650, 89R)*



# Private Wine Collections

## SB 1184 | Effective Sept. 1, 2025



- **Applies To:** Mixed Beverage, Wine and Malt Beverage Retailer, and Private Club permit holders who also hold a Food and Beverage Certificate (i.e., restaurants)
- **Private Wine Collections:** authorized restaurants may buy wine from a private wine collection seller and sell it to an ultimate consumer for on-premises consumption
  - Private Wine Collection Seller: must not hold a TABC license or permit, nor have an interest in or be engaged in the business of selling alcoholic beverages (*applies to sellers in and outside of Texas*)
  - **CHANGE IN LAW** – Eligible Wines: must have been manufactured **10** years or more before the sale date to the restaurant, and must be in their original container sealed by the manufacturer
  - Records: the restaurant must maintain a record of each purchase for at least 2 years from the date it sells the wine to the ultimate consumer
  - Excise Taxes: the private wine collection seller's sale is exempt from excise taxes

*Tex. Alco. Bev. Code Sec. 111.002 (SB 1184, 89R)*

# Sales at Certain Racing Facilities

## SB 1577 | Effective Sept. 1, 2025



- **Applies To:** Mixed Beverage Permit holders with a Temporary Event Approval to conduct alcoholic beverage sales at certain motor vehicle racing facilities with a seating capacity greater than 40,000
- **CHANGE IN LAW – Temporary Sales at Qualifying Racing Facilities:** may sell **distilled spirits**, wine, and malt beverages at these venues during a motor vehicle racing event sponsored by a professional motor racing association **or another event held at the racing facility**
- **CHANGE IN LAW – Limitations on Sales:**
  - MB Permit holders are eligible to conduct sales at an **unlimited number of events** throughout the year (instead of just 4 per year)
  - MB Permit holders are eligible to conduct sales at **as many concession stands at the venue as they wish** (rather than limited to no more than 50% of the concession stands that are open)

*Tex. Alco. Bev. Code Sec. 28.20 (SB 1577, 89R)*

# Alcohol Storage by Airlines

## HB 4285 | Effective Sept. 1, 2025



- **Applies To:** Airlines that hold a Passenger Transportation Permit
- **CHANGE IN LAW – Alcohol Storage:** permitted airlines may store their alcoholic beverages at any airport they regularly serve **or at a location within 5 miles of the airport so long as the storage location is also in the same county as the airport**

**TABC will adopt any rules and guidance necessary to implement this requirement**



# **Other New Laws Impacting License and Permit Holders**

# Fees from Local Governments

## SB 1008 | Effective Sept. 1, 2025



- **Applies To:** Cities, Towns, and Counties
- **CHANGE IN LAW – Local Fees for TABC Licenses and Permits:** a city, town, or county may not levy a local fee under Tex. Alco. Bev. Code Sec. 11.38 or 61.36 upon a business that obtains or renews a TABC license or permit if the licensed or permitted premises is a food establishment that **has already paid a fee to operate to DSHS or to any county, municipality**, or public health district

**TABC has no authority to enforce this law and provides this for informational purposes only**

*Tex. Health & Safety Code Sec. 437.01235 (SB 1008, 89R)*