

2025 Regular Session

HOUSE BILL NO. 563

BY REPRESENTATIVE LACOMBE AND SENATORS HENRY, MILLER, AND
TALBOT

AN ACT

To amend and reenact R.S. 26:241(18), relative to manufacturers or brewers; to provide for the definition of manufacturers or brewers; to provide for the sale and service of the products of manufacturers or brewers; to provide for regulations; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 26:241(18) is hereby amended and reenacted to read as follows:

§241. Definitions

The following terms have the respective meanings ascribed to them except in those instances where the context indicates a different meaning:

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(18) "Manufacturer or brewer" means any person who, directly or indirectly, personally or through any agency, person, or establishment, engages in the making, blending, rectifying, brewing, or other processing of alcoholic beverages in Louisiana or outside the state for shipments to licensed wholesale dealers within the state subject to the provisions of R.S. 26:364. A manufacturer or brewer who operates a brewing facility entirely located in the state of Louisiana may sell or serve:

(a) only ~~Only~~ those products brewed at that facility to the public only at that facility for consumption on or off the premises but not for resale. The total amount of such sales to the public for any given month shall not exceed ten percent of the total amount of product brewed at that facility monthly or two hundred fifty barrels,

whichever is greater. Any manufacturer or brewer who sells its products to the public pursuant to this ~~Paragraph~~ Subparagraph shall remit all state and parish or municipal sales and excise taxes to the proper tax collecting authority for all products sold to the public. A manufacturer or brewer who sells or serves its products to the public pursuant to this ~~Paragraph~~ Subparagraph, shall comply with all local zoning laws and regulations.

(b) Notwithstanding the restrictions in Subparagraph (a) of this Paragraph and provided that a manufacturer or brewer does not violate the provisions of R.S. 26:286, manufacturers or brewers who own and operate a brewing facility entirely located in the state of Louisiana may sell or serve their finished products at retail directly to consumers at a farmer's market and similar venues defined by the commissioner pursuant to rules and regulations promulgated in accordance with the Administrative Procedure Act. The manufacturer or brewer shall give notice of its intent to sell its product to the commissioner at least five days in advance of the initial date of the farmer's market and any product sold at the market shall be offered at a price consistent with the current price in that geographical area.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____