HLS 13RS-1072 ORIGINAL

Regular Session, 2013

HOUSE BILL NO. 489

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BY REPRESENTATIVE COX

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

ALCOHOLIC BEVERAGE PERMT: Provides for the expansion of certain permit authority for areas designated as local historic landmark districts

AN ACT

2	To amend and reenact R.S. 26:73(H) and 272(H), relative to certain permits for local historic
3	districts; to require the issuance of certain permits by the commissioner and the
4	municipal or parish governing authority for the sale of low and high alcohol
5	beverages in areas designated as local historic districts; and to provide for related
6	matters.
7	Be it enacted by the Legislature of Louisiana:
8	Section 1. R.S.26:73(H) and 272(H) are hereby amended and reenacted to read as
9	follows:
0	§73. Restaurant "R" permit; application; fees
1	* * *
12	H. Notwithstanding the provisions of R.S. 26:81(B)(1) and (C), 273(A)(1),
13	281(B) and (C)(1), 582, and 595, and if all other pertinent qualifications and
14	conditions of this Title are satisfied, the commissioner shall issue a Class A Retail
15	Liquor Permit and a Class "R" restaurant permit and the municipal governing
16	authority or parish governing authority shall issue any and all required local permits
17	to serve high alcohol content beverages for a restaurant establishment, as defined in
18	Subsection B of this Section, if the restaurant is located within a geographically
19	definable area within any municipality which has been designated by the appropriate
20	authority of the United States Department of the Interior as a national historic

CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

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landmark district or by the appropriate municipal authority as a local historic landmark district. The provisions of this Subsection shall be applicable only to an establishment that grosses sixty percent of its average monthly sales from the retail sale of food or food items that are prepared for service and consumption on the premises of the establishment.

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§272. Restaurant "R" permit; application; fees

H. Notwithstanding the provisions of R.S. 26:81(B)(1) and (C), 273(A)(1), 281(B) and (C)(1), 582, and 595, and if all other pertinent qualifications and conditions of this Title are satisfied, the commissioner shall issue a Class A Retail Liquor Permit and a Class "R" restaurant permit and the municipal governing authority or the parish governing authority shall issue any and all required local permits to serve low alcohol content beverages for a restaurant establishment, as defined in R.S. 26:73(C), if the restaurant is located within a geographically definable area within any municipality which has been designated by the appropriate authority of the United States Department of the Interior as a national historic landmark district or by the appropriate municipal authority as a local historic landmark district. The provisions of this Subsection shall be applicable only to an establishment that grosses sixty percent of its average monthly sales from the retail sale of food or food items that are prepared for service and consumption on the premises of the establishment.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Cox HB No. 489

**Abstract:** Requires the issuance of certain permits for low and high alcohol content beverages for certain restaurant establishments in areas designated by the appropriate municipal authority as local historic landmark districts.

<u>Present law</u> requires the commissioner to issue a Class A Retail Liquor Permit and a Class "R" restaurant permit and the municipal governing authority or parish governing authority to issue any and all required local permits to serve high and low alcohol content beverages for certain restaurant establishments located within any municipality which has been designated by the appropriate authority of the U.S. Dept. of the Interior as a national historic landmark district provided that the establishment grosses 60% of its monthly sales from the retail sale of food or food items that are prepared for service and consumption on the premises of the establishment.

<u>Proposed law</u> retains <u>present law</u> and adds areas designated by the appropriate municipal authority as local historic landmark districts for purposes of receiving a permit to serve high and low alcohol content beverages for certain restaurant establishments.

(Amends R.S. 26:73(H) and 272(H))