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## DIGEST

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Leger

HB No. 281

**Abstract:** Provides for amendments to provisions regarding the regulation of craft breweries.

Present law defines "manufacturer" to mean any person, other than a wine producer, who personally or through an agent engages in the making, blending, rectifying, or processing of any alcoholic beverage in La. or outside of La. for sale in La. or engages in the business of supplying alcoholic beverages to licensed wholesale dealers in La.

Proposed law retains present law and adds that a manufacturer may only sell products made, blended, rectified, or processed at its facility to the public at its facility for consumption on or off the premises but not for resale and the total amount of sales to the public for any month shall not exceed one case per person each 30-day period.

Present law provides for the definition of "manufacturer or brewer" to mean 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 La. or outside for shipments to licensed wholesale dealers within the state subject to provisions of law relative to enforcement of any shipment into this state of any alcoholic beverage.

Proposed law retains present law and adds that a manufacturer or brewer who operates a brewing facility located entirely in La. may sell only its 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 sales to the public for any month shall not exceed 10% of the total amount of product brewed at that facility for that month or 250 barrels, whichever is greater.

Proposed law provides that a "manufacturer" and "manufacturer or brewer" shall remit all sales and taxes to the proper sales or tax collecting authority for all products sold to the public at a price no less than the minimum price retail dealers in the immediate area are required to charge. A "manufacturer" and "manufacturer or brewer" shall obtain a state health permit authorizing sales to the public and shall comply with all local zoning laws and regulations. No person under 18 years of age shall be allowed in the brewing facility where alcoholic beverages are sold for consumption.

Present law provides that the commissioner may issue a Class A-General retail permit or a Class B Retail Liquor Permit, or both, to any person, provided the person complies with certain provisions of present law and meets certain requirements, who holds a valid manufacturer's permit issued by the state of La.

Proposed law repeals present law.

Present law provides that the commissioner may issue a Class A retail permit to any person lawfully engaged in the brewing of beer and other malt beverages and whose brewing facility is entirely located in La. Such permit only authorizes the holder to sell its brewed product for consumption on or off the licensed premises and restricts the total amount of sales for any given month not exceeding 10% of the total amount of all beverages produced on the premises for that month.

Proposed law repeals present law.

(Amends R.S. 26:2(11) and 241(10); Repeals R.S. 85.1 and 273(C))