

ACT No. 245

Regular Session, 2014

HOUSE BILL NO. 496

BY REPRESENTATIVE ARNOLD

1 AN ACT

2 To amend and reenact R.S. 26:72(A), (C), and (D), relative to certain alcoholic beverage
3 permits; to require a permit for certain establishments where certain alcoholic
4 beverages are sold or transported; to require a permit for certain wines and malt
5 beverages; to provide for definitions; to create and provide relative to wine and malt
6 beverage permits for alcoholic beverage outlets; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 26:72(A), (C), and (D) are hereby amended and reenacted to read as
9 follows:

10 §72. Permit for ~~light wine and malt beverages; restaurants and cafeterias~~

11 A. Before the operator of any ~~restaurant and cafeteria~~ alcoholic beverage
12 outlet where ~~food or drink is legally sold, in which light wine or malt beverages is~~
13 ~~legally are~~ sold for consumption on the premises ~~in connection with the consumption~~
14 ~~of food~~ or sold in factory-sealed containers for transportation and consumption off
15 the premises, shall engage in the business of handling such ~~light wine; or malt~~
16 beverages, he shall obtain annually from the commissioner, before commencing
17 such business, a permit to conduct such retail business, and shall pay for each permit
18 the sum of thirty dollars.

19 * * *

20 C. As used in this Section, "~~light wine~~" means any effervescent or non-
21 effervescent alcoholic beverage, known as still wine, derived from the juice of any
22 fruit or synthesis thereof, of an alcoholic content ~~of not more than fourteen~~ six
23 percent by volume. Wine is exclusive of all "liquors", whether they be defined as
24 intoxicating or spirituous liquors, which are produced by distillation.

1 D. ~~The provisions of this Section shall apply only to restaurants holding "R"~~
 2 ~~permits as provided in this Title.~~ As used in this Section, "malt beverages" means
 3 beverages obtained by alcoholic fermentation of an infusion or by a brewing process
 4 or concoction of barley or other grain, malt, sugars, and hops in water, including
 5 among other things, ale, beer, stout, porter and the like and containing more than six
 6 percent alcohol by volume. Malt beverages are exclusive of all "liquors", whether
 7 they be defined as intoxicating or spirituous liquors, which are produced by
 8 distillation.

9 Section 2. Nothing in this Act shall supersede the provisions of R.S. 26:81(A).

10 Section 3. This Act shall become effective upon signature by the governor or, if not
 11 signed by the governor, upon expiration of the time for bills to become law without signature
 12 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
 13 vetoed by the governor and subsequently approved by the legislature, this Act shall become
 14 effective on the day following such approval.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____