

2019 Regular Session

HOUSE BILL NO. 247

BY REPRESENTATIVE ARMES

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

ALCOHOLIC BEVERAGES: Provides for use by licensed retail dealers of a real-time age verification system authorized by the commissioner

1 AN ACT

2 To amend and reenact R.S. 26:90(A)(introductory paragraph) and (1)(a) and  
3 286(A)(introductory paragraph) and (1)(a), relative to licensed retail dealers of  
4 alcoholic beverages; to provide licensed retail dealers of alcoholic beverages an  
5 alternative method of verifying age; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 26:90(A)(introductory paragraph) and (1)(a) and 286(A)(introductory  
8 paragraph) and (1)(a) are hereby amended and reenacted to read as follows:

9 §90. Acts prohibited on licensed premises; suspension or revocation of permits

10 A. No person holding a retail dealer's permit, and no person permitted to sell  
11 alcoholic beverages at retail to consumers, and no agent, associate, employee,  
12 representative, or servant of any such person shall do or permit any of the following  
13 acts to be done on or about the licensed premises:

14 (1)(a) Sell or serve alcoholic beverages to any person under the age of  
15 twenty-one years, unless such person submits any one of the following means of  
16 identification or a similar means of verification provided through use of a real-time  
17 age verification system authorized by the commissioner:

18 \* \* \*

- 1           §286. Acts prohibited on licensed premises; suspension or revocation of permits
- 2                   A. No person holding a retail dealer's permit, and no person permitted to sell
- 3           alcoholic beverages at retail to consumers, and no servant, agent, or employee of the
- 4           permittee shall do any of the following acts upon the licensed premises:
- 5                   (1)(a) Sell or serve beverages of low-alcoholic content to any person under
- 6           the age of twenty-one years, unless such person submits any one of the following
- 7           means of identification or a similar means of verification provided through use of a
- 8           real-time age verification system authorized by the commissioner:
- 9   \*           \*           \*

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#### 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)]

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HB 247 Reengrossed

2019 Regular Session

Armes

**Abstract:** Provides alternative means of verifying that a person is 21 years of age or older for the purpose of selling or serving alcoholic beverages, and prohibits certain acts on the licensed premises of a person permitted to sell alcoholic beverages at retail to consumers.

Present law prohibits a person holding a retail dealer's permit, and any agent, associate, employee, representative, or servant of such person, to do or permit certain acts on or about the licensed premises.

Proposed law extends the application of the present law prohibitions to persons permitted to sell alcoholic beverages at retail to consumers.

Present law further provides for a list of certain types of identification to be used for verifying the age of persons when selling or serving alcoholic beverages.

Proposed law retains the present law list and authorizes the use of a real-time age verification system authorized by the commissioner of ATC to verify the age of persons when selling or serving alcoholic beverages.

(Amends R.S. 26:90(A)(intro. para.) and (1)(a) and 286(A)(intro. para.) and (1)(a))

#### Summary of Amendments Adopted by House

##### The House Floor Amendments to the engrossed bill:

1. Extend the application of present law prohibitions to persons permitted to sell alcoholic beverages at retail to consumers.