HLS 21RS-876 ENGROSSED

2021 Regular Session

HOUSE BILL NO. 296

1

BY REPRESENTATIVE SELDERS

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

AN ACT

ALCOHOLIC BEVERAGE PERMT: Provides relative to Class C retail permits

2	To amend and reenact R.S. 26:71.2(A)(7) and 271.3(A)(7), relative to alcohol beverage
3	control; to provide for the definition of "Class C-Package Store"; to provide for
4	criteria; to provide for audits; and to provide for related matters.
5	Be it enacted by the Legislature of Louisiana:
6	Section 1. R.S. 26:71.2(A)(7) and 271.3(A)(7) are hereby amended and reenacted
7	to read as follows:
8	§71.2. Class C Permit; definitions
9	A. For purposes of this Section, "Class C-Package Store" shall be defined as
10	an establishment that meets all of the following:
11	* * *
12	(7) Does not allow the consumption of any alcoholic beverage for any
13	purpose or reason on or about the licensed establishment unless and except as
14	otherwise provided for in this Title. Operates a package store whereby the primary
15	sales of alcoholic beverages at the location are sales of factory-sealed containers for
16	off-premise consumption. However, the retailer may sell alcoholic beverages for on-
17	premise consumption not to exceed twenty percent of the business's annual revenue
18	of alcoholic beverage sales. Such sales shall be subject to audits.
19	* * *

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

1 §271.3. Class C Permit; definitions 2 A. For purposes of this Section, "Class C-Package Store" shall be defined as 3 an establishment that meets all of the following: 4 5 (7) Does not allow the consumption of any alcoholic beverage for any purpose or reason on or about the licensed establishment unless and except as 6 7 otherwise provided for in this Title. Operates a package store whereby the primary 8 sales of alcoholic beverages at the location are sales of factory-sealed containers for off-premises consumption. However, the retailer may sell alcoholic beverages for 9 10 on-premise consumption not to exceed twenty percent of the business's annual 11 revenue of alcoholic beverage sales. Such sales shall be subject to audits. 12

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)]

HB 296 Engrossed

2021 Regular Session

Selders

Abstract: Changes a requirement that a Class C-Package Store must meet to maintain a Class C permit.

<u>Present law</u> provides for criteria that establishments selling beverages of high- and low-content alcohol shall meet to fulfill the requirements for a Class C permit.

<u>Present law</u> provides that a "Class C-Package Store" is an establishment that does not allow the consumption of any alcoholic beverage for any purpose or reason on or about the licensed establishment unless and except as otherwise provided. <u>Proposed law</u> repeals this requirement.

<u>Proposed law</u> provides that a "Class C-Package Store" is an establishment that operates a package store whereby the primary sales of alcoholic beverages at the location are sales of factory-sealed containers for off-premise consumption. Provides that the retailer may sell alcoholic beverages for on-premise consumption not to exceed 20% of the business's annual revenue of alcoholic beverage sales. Provides that such sales shall be subject to audits.

(Amends R.S. 26:71.2(A)(7) and 271.3(A)(7))