2025 Regular Session



HOUSE BILL NO. 563

BY REPRESENTATIVE LACOMBE AND SENATORS HENRY, MILLER, AND TALBOT

| 1 | AN ACT |
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| 2 | To amend and reenact R.S. 26:241(18), relative to manufacturers or brewers; to provide for |
| 3 | the definition of manufacturers or brewers; to provide for the sale and service of the |
| 4 | products of manufacturers or brewers; to provide for regulations; and to provide for |
| 5 | related matters. |
| 6 | Be it enacted by the Legislature of Louisiana: |
| 7 | Section 1. R.S. 26:241(18) is hereby amended and reenacted to read as follows: |
| 8 | §241. Definitions |
| 9 | The following terms have the respective meanings ascribed to them except |
| 10 | in those instances where the context indicates a different meaning: |
| 11 | * * * |
| 12 | (18) "Manufacturer or brewer" means any person who, directly or indirectly, |
| 13 | personally or through any agency, person, or establishment, engages in the making, |
| 14 | blending, rectifying, brewing, or other processing of alcoholic beverages in |
| 15 | Louisiana or outside the state for shipments to licensed wholesale dealers within the |
| 16 | state subject to the provisions of R.S. 26:364. A manufacturer or brewer who |
| 17 | operates a brewing facility entirely located in the state of Louisiana may sell or |
| 18 | serve: |
| 19 | (a) only Only those products brewed at that facility to the public only at that |
| 20 | facility for consumption on or off the premises but not for resale. The total amount |
| 21 | of such sales to the public for any given month shall not exceed ten percent of the |
| 22 | total amount of product brewed at that facility monthly or two hundred fifty barrels, |

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

| 1 | whichever is greater. Any manufacturer or brewer who sells its products to the |
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| 2 | public pursuant to this Paragraph Subparagraph shall remit all state and parish or |
| 3 | municipal sales and excise taxes to the proper tax collecting authority for all products |
| 4 | sold to the public. A manufacturer or brewer who sells or serves its products to the |
| 5 | public pursuant to this Paragraph Subparagraph, shall comply with all local zoning |
| 6 | laws and regulations. |
| 7 | (b) Notwithstanding the restrictions in Subparagraph (a) of this Paragraph and |
| 8 | provided that a manufacturer or brewer does not violate the provisions of R.S. |
| 9 | 26:286, manufacturers or brewers who own and operate a brewing facility entirely |
| 10 | located in the state of Louisiana may sell or serve their finished products at retail |
| 11 | directly to consumers at a farmer's market and similar venues defined by the |
| 12 | commissioner pursuant to rules and regulations promulgated in accordance with the |
| 13 | Administrative Procedure Act. The manufacturer or brewer shall give notice of its |
| 14 | intent to sell its product to the commissioner at least five days in advance of the |
| 15 | initial date of the farmer's market and any product sold at the market shall be offered |
| 16 | at a price consistent with the current price in that geographical area. |
| 17 | * * * |

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____

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