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HOUSE FLOOR AMENDMENTS

2026 Regular Session

Amendments proposed by Representative Ventrella to Engrossed House Bill No. 1053 by Representative Ventrella

1 AMENDMENT NO. 1

2 On page 1, line 2, delete "R.S. 26:2(7) and 241(24)," and insert ""R.S. 26:2(7) and 241(24)
3 and to enact R.S. 26:4 and 273.1,"

4 AMENDMENT NO. 2

5 On page 1, line 3, after "definitions;" insert "to provide for complimentary alcoholic
6 beverage service; to provide for requirements and limitations; to provide for exemptions;"

7 AMENDMENT NO. 3

8 On page 1, line 5, after "reenacted" insert "and R.S. 26:4 and 273.1 are hereby enacted"

9 AMENDMENT NO. 4

10 On page 2, line 3, after "direct or" change "indict" to "indirect"

11 AMENDMENT NO. 5

12 On page 2, between lines 8 and 9, insert the following:

13 "§4. Complimentary alcoholic beverage service; requirements and limitations;
14 exemption from permit requirement

15 A. For the purposes of this Section, "complimentary service" means
16 providing an alcoholic beverage to a patron, customer, or guest at no charge. No fee
17 or consideration of any kind may be imposed as a condition of, or in exchange for,
18 access to or receipt of any alcoholic beverage. Any reimbursement or cost recovery
19 through any mechanism, including bundling with any good or service, or any charge
20 for entry, admission, cover, or service associated in any manner with access to such
21 beverages constitutes a sale for purposes of this Chapter.

22 B. Notwithstanding any other provision of law to the contrary, the permit
23 requirement of this Chapter does not apply to a business offering alcoholic beverages
24 on a complimentary basis in strict accordance with all of the following conditions:

25 (1) All costs associated with complimentary service shall be borne
26 exclusively by the business. All alcoholic beverages offered pursuant to this Section
27 shall be purchased from a retailer duly licensed in accordance with this Title. All
28 invoices, receipts, and records related to the purchases shall be maintained by the
29 business for a minimum of two years and may be subject to inspection upon request
30 by the commissioner.

31 (2) No manufacturer, wholesaler, or retailer licensed in accordance with this
32 Title shall directly or indirectly subsidize, donate, discount, or otherwise defray the
33 cost of any alcoholic beverage offered as a complimentary service as described in
34 this Section.

35 (3) A business offering complimentary service remains subject to all
36 applicable state and local ordinances including excise, sales, and consumption taxes.

1 (c) Provide more than two servings no greater than standard industry sizes
2 per person per day. All beverages shall be served by the business in single-use
3 disposable drinkware. The business shall not allow the patron to remove the
4 complimentary alcoholic beverage from the premises.

5 (d) Serve alcoholic beverages to any person under twenty-one years of age
6 or to any visibly intoxicated person. Violation subjects the business and any
7 responsible individual to the penalties provided in R.S. 14:93.10 et seq., and all other
8 applicable law.

9 C. The exemption provided by this Section does not apply to any business
10 that is otherwise required to hold a permit pursuant to this Chapter by reason of
11 engaging in the dealing, sale, or service of alcoholic beverages as a primary or
12 substantial component of its business operations.

13 D. The commissioner may adopt rules and regulations in accordance with
14 the Administrative Procedure Act to implement the provisions of this Section."