

Regular Session, 2013

ACT No. 256

HOUSE BILL NO. 489

BY REPRESENTATIVE COX

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

1 AN ACT

2 To amend and reenact R.S. 26:73(H) and 272(H), relative to certain permits for local historic
3 districts; to require the issuance of certain permits by the commissioner and the
4 municipal or parish governing authority for the sale of low and high alcohol
5 beverages in areas designated as local historic districts; and to provide for related
6 matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 26:73(H) and 272(H) are hereby amended and reenacted to read as
9 follows:

10 §73. Restaurant "R" permit; application; fees

11 * * *

12 H. Notwithstanding the provisions of R.S. 26:81(B)(1) and (C), 273(A)(1),
13 281(B) and (C)(1), 582, and 595, and if all other pertinent qualifications and
14 conditions of this Title are satisfied, the commissioner shall issue a Class ~~A-Retail~~
15 ~~Liquor Permit~~ A-General Permit or a Class A-Restaurant Permit and a Class "R"
16 restaurant permit, and the municipal governing authority or parish governing
17 authority shall issue any and all required local permits to serve high alcohol content
18 beverages for a restaurant establishment, as defined in Subsection C of this Section,
19 or a hotel, if the restaurant or hotel is located within a geographically definable area
20 within any municipality which has been designated by the appropriate authority of
21 the United States Department of the Interior as a national historic landmark district
22 or by the appropriate municipal authority as a local historic district. ~~The For~~
23 restaurant establishments, the provisions of this Subsection shall be applicable only
24 to an establishment that grosses sixty percent of its average monthly sales from the

1 retail sale of food or food items that are prepared for service and consumption on the
2 premises of the establishment.

3 * * *

4 §272. Restaurant "R" permit; application; fees

5 * * *

6 H. Notwithstanding the provisions of R.S. 26:81(B)(1) and (C), 273(A)(1),
7 281(B) and (C)(1), 582, and 595, and if all other pertinent qualifications and
8 conditions of this Title are satisfied, the commissioner shall issue a Class ~~A-Retail~~
9 ~~Liquor-Permit~~ A-General Permit or a Class A-Restaurant Permit and a Class "R"
10 restaurant permit, and the municipal governing authority or the parish governing
11 authority shall issue any and all required local permits to serve low alcohol content
12 beverages for a restaurant establishment, as defined in ~~R.S. 26:73(C)~~, R.S.
13 26:272(C)(1), or a hotel, if the restaurant or hotel is located within a geographically
14 definable area within any municipality which has been designated by the appropriate
15 authority of the United States Department of the Interior as a national historic
16 landmark district or by the appropriate municipal authority as a local historic district.
17 ~~The~~ For restaurant establishments, the provisions of this Subsection shall be
18 applicable only to an establishment that grosses sixty percent of its average monthly
19 sales from the retail sale of food or food items that are prepared for service and
20 consumption on the premises of the establishment.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____