HLS 16RS-1170 ORIGINAL

2016 Regular Session

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HOUSE BILL NO. 667

BY REPRESENTATIVE REYNOLDS

ALCOHOLIC BEVERAGES: Provides relative to distribution of alcoholic beverages

AN ACT

2	To amend and reenact R.S. 26:359(B)(1)(i), relative to wine shipped directly to consumers;
3	to specify that certain transactions occur in Louisiana; and to provide for related
4	matters.
5	Be it enacted by the Legislature of Louisiana:
6	Section 1. R.S. 26:359(B)(1)(i) is hereby amended and reenacted to read as follows:
7	§359. Distribution of alcoholic beverages through wholesalers only
8	* * *
9	B.(1) Notwithstanding the provisions of Subsection A of this Section,
10	sparkling wine or still wine may be sold and shipped directly to a consumer in
11	Louisiana by the manufacturer or retailer of such beverage domiciled inside or
12	outside of Louisiana, or by a wine producer domiciled inside or outside of Louisiana,
13	provided both that all taxes levied have been paid in full and that all of the following
14	apply:
15	* * *
16	(i) The seller or shipper who is a wine producer or manufacturer is not a
17	party, directly or indirectly, to any agreement in which a wholesaler licensed by the
18	state of Louisiana has been granted the right to purchase and to sell any sparkling
19	wine or still wine produced by the manufacturer. This does not include any sale of
20	sparkling wine or still wine perfected when the Louisiana consumer is physically

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

present on the premises of the wine producer or manufacturer and completed by shipment to a the consumer in Louisiana otherwise made in accordance with the provisions of this Subsection.

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 667 Original

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2016 Regular Session

Reynolds

Abstract: Provides for the sale of sparkling wine or still wine when a Louisiana consumer is on the premises of the wine manufacturer or producer.

<u>Present law</u> allows wine manufacturers or producers to ship directly to consumers in Louisiana when certain conditions are satisfied. <u>Present law</u> further provides the conditions in which a wine manufacturer may ship directly to the consumer.

<u>Present law</u> does not include a sale of wine perfected on the premises of the wine producer or manufacturer.

<u>Proposed law</u> requires the La. consumer to be physically present on the producer or manufacturer's premises and otherwise retains <u>present law</u>.

(Amends R.S. 26:359(B)(1)(i))