

2021 Regular Session

HOUSE BILL NO. 296

BY REPRESENTATIVE SELDERS

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

ALCOHOLIC BEVERAGE PERMT: Provides relative to Class C retail permits

1 AN ACT

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 \* \* \*

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~~  
6                   ~~purpose or reason on or about the licensed establishment unless and except as~~  
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  
9                   off-premises consumption. However, the retailer may sell alcoholic beverages for  
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   \*       \*       \*

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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)]

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HB 296 Original   2021 Regular Session   Selders

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

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

Present law 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. Proposed law repeals this requirement.

Proposed law 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))

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.