

Regular Session, 2012

SENATE BILL NO. 117

BY SENATOR MORRELL

CIGARS/CIGARETTES. Prohibits alcoholic beverage licensees from accepting nutritional assistance benefits as payment for alcohol and tobacco products. (8/1/12)

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AN ACT

To amend and reenact R.S. 26:90(A)(12) and 286(A)(12), and to enact R.S. 26:911(A)(5), relative to the office of alcohol and tobacco control; to prohibit the acceptance of nutritional assistance benefits for the purchase of alcohol or tobacco products; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 26:90(A)(12) and 286(A)(12) are hereby amended and reenacted and R.S. 26:911(A)(5) is hereby enacted to read as follows:

§90. Acts prohibited on licensed premises; suspension or revocation of permits

A. No person holding a retail dealer's permit and no agent, associate, employee, representative, or servant of any such person shall do or permit any of the following acts to be done on or about the licensed premises:

\* \* \*

(12) Accept ~~food stamp coupons~~ Supplemental Nutrition Assistance Program "SNAP" electronic benefit transfer cards as payment for alcoholic beverages in violation of the provisions of Public Law 88-525 and regulation 1600.2(i) issued pursuant to that Section of the federal statute by the United States

1 secretary of agriculture.

2 \* \* \*

3 §286. Acts prohibited on licensed premises; suspension or revocation of permits

4 A. No person holding a retail dealer's permit and no servant, agent, or  
5 employee of the permittee shall do any of the following acts upon the licensed  
6 premises:

7 \* \* \*

8 (12) Accept ~~food stamp coupons~~ **Supplemental Nutrition Assistance**  
9 **Program "SNAP" electronic benefit transfer cards** as payment for alcoholic  
10 beverages in violation of the provisions of Public Law 88-525 and Regulation  
11 1600.2(i) issued pursuant to that Section of the federal statute by the United States  
12 Secretary of the Department of Agriculture.

13 \* \* \*

14 §911. Acts prohibited

15 A. No person, agent, associate, employee, representative, or servant of any  
16 person shall permit any of the following acts to be done on or about any premises  
17 which sells or offers for sale tobacco products:

18 \* \* \*

19 **(5) Accept Supplemental Nutrition Assistance Program "SNAP"**  
20 **electronic benefit transfer cards as payment for tobacco products in violation**  
21 **of the provisions of Public Law 88-525 and Regulation 1600.2(i) issued pursuant**  
22 **to that Section of the federal statute by the United States Secretary of the**  
23 **Department of Agriculture.**

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The original instrument and the following digest, which constitutes no part  
of the legislative instrument, were prepared by Cathy R. Wells.

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DIGEST

Present law prohibits the acceptance of food stamp coupons for the payment of alcoholic  
beverage products.

Proposed law changes the references in present law from food stamp coupons to

Supplemental Nutrition Assistance Program "SNAP" electronic benefit transfer cards.

Present law prohibits certain acts on or about any premises which sells or offers for sale tobacco products.

Proposed law retains present law and further prohibits any person, agent, associate, employee, representative, or servant of any person who sells or offers for sale tobacco products from accepting electronic benefit transfer cards as payment for tobacco products in violation of federal provisions.

Effective August 1, 2012

(Amends R.S. 26:90(A)(12) and 286(A)(12); adds R.S. 26:911(A)(5))