

2019 Regular Session

SENATE BILL NO. 176

BY SENATOR DONAHUE

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

ALCOHOLIC BEVERAGES. Provides relative to the definition of liquor retail distribution center. (gov sig)

1 AN ACT

2 To amend and reenact R.S. 26:2(9), relative to Alcoholic Beverage Control Law; to provide

3 relative to the definition of liquor retail distribution center; to provide for an effective

4 date; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 26:2(9) is hereby amended and reenacted to read as follows:

7 §2. Definitions

8 For purposes of this Chapter, the following terms have the respective

9 meanings ascribed to them in this Section, unless a different meaning clearly appears

10 from the context:

11 * * *

12 (9) "Liquor retail distribution center" means **any liquor retailer who has**

13 **continuously maintained a distribution center or centers for distribution to its**

14 **wholly owned retail permittees on or prior to January 1, 1961, in this state, or**

15 any commercial airline that stores alcoholic beverages in sealed containers of any

16 size at any airport regularly served by the permittee. Such possession for retail sale

17 or distribution therefrom shall be limited to alcohol of high volume content in any

18 quantity.

* * *

Section 2. The provisions of this Act shall terminate on July 1, 2021.

Section 3. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.

The original instrument was prepared by Yoursheka George. The following digest, which does not constitute a part of the legislative instrument, was prepared by Thomas F. Wade.

DIGEST

SB 176 Engrossed

2019 Regular Session

Donahue

Present law, regarding Alcoholic Beverage Control Law, provides a three-tier system for distribution of alcoholic beverages and mandates separation between the tiers. The first tier consists of producers, manufacturers, and suppliers; the second tier consists of distributors and wholesalers; and the third tier consists of retailers. With few exceptions, only retailers (supermarkets, liquor stores, bars, restaurants, hotels, etc.) may sell to consumers.

Present law defines "liquor retail distribution center" as any commercial airline that stores alcoholic beverages in sealed containers of any size at any airport regularly served by the permittee. Provides that possession for retail sale or distribution therefrom shall be limited to alcohol of high volume content in any quantity.

Proposed law retains present law and adds to the definition any liquor retailer who has continuously maintained a distribution center or centers for distribution to its wholly owned retail permittees on or prior to January 1, 1961, in Louisiana. Proposed law restores language deleted by Act No. 449 of the 2018 Regular Session.

Proposed law terminates on July 1, 2021.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 26:2(9))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Judiciary B to the original bill

1. Adds July 1, 2021, termination date.