

2025 Regular Session

HOUSE BILL NO. 90

BY REPRESENTATIVE HEBERT

1 AN ACT

2 To enact Chapter 69 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised  
3 of R.S. 51:3291, relative to preventing restaurant reservation fraud; to provide for  
4 definitions; to provide for written agreements; to provide for civil penalties; to  
5 provide for restitution; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. Chapter 69 of Title 51 of the Louisiana Revised Statutes of 1950,  
8 comprised of R.S. 51:3291, is hereby enacted to read as follows:

9 CHAPTER 69. RESTAURANT RESERVATION ANTI-PIRACY

10 §3291. Restaurant reservation anti-piracy

11 A. For the purposes of this Section, the following terms have the following  
12 meanings:

13 (1) "Food service establishment" means a restaurant, cafeteria, lunch room,  
14 food stand, saloon, tavern, bar, lounge, or other similar facility operated as an  
15 enterprise engaged in the business of selling food to the public.

16 (2) "Third-party restaurant reservation platform" means any website, mobile  
17 application, or other internet service that meets both of the following:

18 (a) Offers or arranges for reserving on-premises service for a customer at a  
19 food service establishment.

20 (b) Is owned and operated by a person other than the person who owns the  
21 food service establishment.

1           B. A third-party restaurant reservation platform shall not list, advertise,  
 2           promote, or sell reservations for a food service establishment through the website,  
 3           mobile application, or other internet service of such third-party restaurant reservation  
 4           platform if the platform has no contractual relationship or agreement with the food  
 5           service establishment, or its contractual designee, to offer or arrange for reservations  
 6           for on-premises service at such food service establishment.

7           C.(1) The attorney general may impose a civil penalty on a third-party  
 8           restaurant reservation platform in an amount not to exceed one thousand dollars for  
 9           each violation of this Section. Violations of this Section accrue on a daily basis for  
 10          each day and for each food service establishment in which there has been a violation  
 11          of this Section.

12          (2) All monies received from the payment of a civil penalty imposed and  
 13          collected pursuant to the provisions of this Subsection shall be used by the attorney  
 14          general to promote consumer protection and education.

15          (3) The attorney general may seek restitution to a person who paid for a  
 16          reservation from a third-party restaurant reservation platform that does not have a  
 17          contractual relationship or agreement with the food service establishment. The  
 18          restitution shall not exceed the amount actually paid by the person to the third-party  
 19          restaurant reservation platform.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_