The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Alan Miller.

DIGEST

SB 473 Original 2020 Regular Session Johns

Present law defines a "manufacturer or brewer" as any person who, directly or indirectly, personally or through any agency, person, or establishment, engages in the making, blending, rectifying, brewing, or other processing of alcoholic beverages in La. or outside the state for shipments to licensed wholesale dealers within the state subject to the provisions of present law. Present law authorizes a manufacturer or brewer who operates a brewing facility entirely located in the state of La. to sell or serve only those products brewed at that facility to the public only at that facility for consumption on or off the premises but not for resale. The total amount of such sales to the public for any given month shall not exceed 10% of the total amount of product brewed at that facility monthly or 250 barrels, whichever is greater. Any manufacturer or brewer who sells its products to the public pursuant to present law is required to remit all state and parish or municipal sales and excise taxes to the proper tax collecting authority for all products sold to the public. A manufacturer or brewer who sells or serves its products to the public pursuant to present law is required to comply with all local zoning laws and regulations.

Proposed law authorizes a manufacturer or brewer that operates more than one permitted brewing facility entirely located in the state of Louisiana to transfer bonded beer between the brewer's permitted facilities, not to exceed 60% of the total amount of such sales to the public for any given month, for consumption on or off the premises but not for resale. Proposed law authorizes the commissioner to promulgate regulations in accordance with the APA relative to reporting requirements for product transfers.

Effective August 1, 2020.

(Amends R.S. 26:241(15); adds R.S. 26:271.5)