

2022 Regular Session

HOUSE BILL NO. 551

BY REPRESENTATIVE ILLG

ALCOHOLIC BEVERAGES: Provides relative to delivery of alcohol

1 AN ACT

2 To amend and reenact R.S. 26:274(A)(2), relative to alcohol beverage control; to provide  
3 relative to permits for dealers in beverages of low alcohol content; to provide relative  
4 to local permits; to provide for exceptions for delivery; and to provide for related  
5 matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 26:274(A)(2) is hereby amended and reenacted to read as follows:

8 §274. Local permits

9 A.(1) Parishes and municipalities may issue and require local permits similar  
10 to those issued by the commissioner and may charge and collect fees therefor. No  
11 parish or municipality shall require permits of any commercial airline which has  
12 been issued a Class B retailer permit.

13 (2) Parishes and municipalities may issue and require local permits similar  
14 to those issued by the commissioner for the delivery of alcoholic beverages by  
15 grocery stores, restaurants, and third parties. Parishes and municipalities shall not  
16 require a local permit for any third-party delivery company which has been issued  
17 a state delivery service permit in accordance with the provisions of this Chapter.  
18 Parish and municipalities shall not require an additional local permit for the delivery  
19 of alcohol beverages by any licensed retail dealer that has been issued a state  
20 delivery service permit in accordance with the provisions of this Chapter. No

1 alcoholic beverages shall be delivered more than twenty miles from the place of  
 2 purchase.

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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 551 Engrossed

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**Abstract:** Prohibits parishes and municipalities from requiring local permits for the delivery of alcoholic beverages by third-party permit holders.

Present law (R.S. 26:274) provides that parishes and municipalities may issue and require local permits and may charge and collect fees for such permits. Present law prohibits parishes or municipalities from requiring permits for any commercial airline that has been issued a Class B retailer permit.

Present law provides that parishes and municipalities may issue permits similar to those issued by the commissioner for the alcoholic beverage delivery by grocery stores, restaurants, and third parties.

Proposed law retains present law and provides that parishes and municipalities shall not require local permits for the delivery of alcoholic beverages of any licensed third-party delivery companies that have been issued a delivery service permit by the state.

Present law (R.S. 26:271.4) provides for the issuing of Class B Package House permits allowing for the delivery of alcohol by grocery stores.

Present law (R.S. 26:271.3) provides for the issuance of Class C Package Store permits to establishments that meet certain requirements including selling alcoholic beverages for off-premise consumption and not distributing motor fuel at the licensed establishment.

Proposed law prohibits the delivery of alcoholic beverages more than 20 miles from the place of purchase.

(Amends R.S. 26:274(A)(2))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Judiciary to the original bill:

1. Change the proposed law exemption from local permits for Class A, B, and C retailers to an exemption for all third-party delivery companies that have been issued a state permit.
2. Prohibit delivery more than 20 miles from the place of purchase.