



- (3) A third offense that occurs within six years of the third offense, not less than \$10,000 but not more than \$15,000.

Proposed law provides that upon a first violation of serving or selling to any person under the age of 21, the commissioner shall require the Class A-General retail permit holder or a permitted establishment where beverages of either high or low alcoholic content are the principal commodity sold or served to the public for consumption on the permit holder's premises, to verify the age of each person entering the establishment through an age verification system authorized by the commissioner. Requires the use of an age verification system if an order or agreement is entered in lieu of an administrative hearing. Provides that one-half of fines collected in accordance with proposed law be used solely for enforcement.

Proposed law provides that any person under the age of 21 who is sold or served intoxicating beverages by a person holding a Class A-General permit or a permitted establishment where beverages of either high or low alcoholic content are the principal commodity sold or served to the public for consumption on the permit holder's premises, shall have a cause of action against the permit holder for any injury or damages suffered due to his intoxication. Provides that the cause of action extends to the person's estate, successors, or survivors.

Proposed law provides that a person who sustains any injury or damages caused by a person under the age of 21 who is served intoxicating beverages by a person holding a Class A-General permit or a permitted establishment where beverages of either high or low alcoholic content are the principal commodity sold or served to the public for consumption on the permit holder's premises, shall have a cause of action against the permit holder for any injury or damages sustained due to the intoxication of the underage person to whom the beverages were sold. Provides that the cause of action extends to the person's estate, successors, or survivors.

Proposed law does not prohibit any other cause of action otherwise provided by law.

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

(Amends R.S. 14:333(B) and R.S. 26:96(A) and 292(A); adds R.S. 9:2800.1(F) and R.S. 26:90(A)(17) and 286(A)(17))

#### Summary of Amendments Adopted by Senate

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

1. Removes provisions that prohibit any person under the age of 21 from entering a Class A-General permitted establishment.
2. Removes requirement that a bartender be at least 21.
3. Removes provision relative to the unlawful sales to persons under 21.

4. Removes provision relative to employment of minors.
4. Adds to the list of prohibited acts of permit holders of both high and low alcoholic content to include a person under the age of 18 shall not be allowed into a Class A-General permitted establishment.
5. Increases fines only with respect to a violation for serving or selling alcohol to any person under the age of 21.
6. Provides relative to a cause of action for certain persons against a Class A-General permit holder under certain circumstances.

Senate Floor Amendments to engrossed bill

1. Adds applicability to certain permitted establishments where beverages of either high or low alcoholic content are the principal commodity sold or served to the public for consumption on the permits holder's premises.
2. Changes the term "right of action" to "cause of action" where applicable.
3. Adds provision that prohibits anything in proposed law from being interpreted to prohibit any other cause of action otherwise provided by present law.