

Existing law requires applicants for state and local permits to demonstrate that they meet certain qualifications and conditions, which includes that the applicant not be the spouse of a person who does not meet certain requirements. Further provides that the age of the ineligible spouse is immaterial.

New law retains existing law and further provides for the definition of "spouse" to include persons who are considered married outside of the United States, persons who ordinarily hold themselves out as husband and wife, or persons who file their state and federal income tax returns as either "married filing jointly" or "married filing separate".

Existing law provides that if an applicant for a permit is a partnership recognized by La. law, or anyone in such partnership with or financed by another, then all members of such partnership, or all persons furnishing the money for such partnership shall also possess the qualifications required of an applicant.

Existing law provides that if a partner of a partnership applying for a retail permit is a corporation or limited liability company, the requirements as to citizenship and residency shall not apply to officers, directors, and stockholders of the corporation or members of the limited liability company.

New law retains existing law and provides that the provisions of existing law shall also apply to applicants for manufacturer's permits.

Prior law provided that the requirements as to citizenship and residence do not apply to officers, directors, or stockholders of corporations or members of limited liability companies applying for retail permits; to officers, directors, or stockholders or members of a manufacturer that does not maintain one or more establishments in this state; or to officers, directors, or stockholders of any corporation which on Jan. 31, 2003, had held a wholesale dealer permit continuously for at least the past three years.

New law amends prior law to provide that this exception shall apply to officers, directors, or stockholders or members of a manufacturer regardless of whether the manufacturer maintains an establishment in the state.

Effective June 12, 2013.

(Adds R.S. 26:80(A)(11), (B), and (C)(2))