

2016 Regular Session

HOUSE BILL NO. 692

BY REPRESENTATIVE JACKSON

ALCOHOLIC BEVERAGE PERMT: Provides exemptions to citizenship and residency requirements for certain alcohol beverage permits

1 AN ACT

2 To amend and reenact R.S. 26:80(C), relative to alcoholic beverages; to provide for
3 citizenship and residency requirements for certain permit applicants; to provide
4 exemptions; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 26:80(C) is hereby amended and reenacted to read as follows:

7 §80. Qualifications of applicants for permits

8 * * *

9 C.(1) If the applicant is a corporation or a limited liability company, all
10 officers and directors and all stockholders or members owning in the aggregate more
11 than five percent of the stock or of the membership interest in a limited liability
12 company and the person or persons who shall conduct or manage the business shall
13 possess the qualifications required of an applicant and shall furnish their federal
14 identification number, their Louisiana Department of Revenue business account
15 number, their social security number, and their correct home address. The
16 requirements as to citizenship and residence do not apply to either the officers,
17 directors, or stockholders of corporations, or the officers, managers, or members of
18 limited liability companies. The corporation or limited liability company shall be

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)]

HB 692 Reengrossed

2016 Regular Session

Jackson

Abstract: Provides for certain exemptions for specific individuals applying for a wholesale dealer permit.

Present law, regarding alcoholic beverages, exempts certain persons applying for a retail, manufacturer, or wholesale permit from the requirement that their officers, directors, stockholders, or members be Louisiana citizens and residents.

Present law provides that only officers, directors, or stockholders of a corporation which held a wholesale permit on Jan. 31, 2003, for three years were exempt from the citizenship and residency requirements. Proposed law deletes this provision of present law and extends exemptions for any officer, director, or stockholder of a corporation, or officer, manager, or member of a limited liability company.

Proposed law requires that the corporation or limited liability company be either organized under the laws of the state Louisiana or qualified to do business within the state of Louisiana.

Present law provides for the information that must be contained in the application.

Proposed law retains present law and adds that the federal identification number shall also be included on the application.

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

(Amends R.S. 26:80(C))

Summary of Amendments Adopted by House

The House Floor Amendments to the engrossed bill:

1. Amends the law regarding the information that must be contained in applications by corporations and limited liability companies.
2. Extends the citizenship exemption for any officer, director, or stockholder of a corporation or officer, manager or members of a limited liability company.
3. Adds the requirement that the corporation or limited liability company shall be organized under the laws of the state of Louisiana or qualified to do business in Louisiana.
4. Deletes the affidavit requirement for each application.
5. Makes technical amendments.