SLS 18RS-456

ORIGINAL

2018 Regular Session

SENATE BILL NO. 136

BY SENATOR PEACOCK

ALCOHOLIC BEVERAGES. Provides relative to take out service in certain municipalities. (gov sig)

1	AN ACT
2	To enact R.S. 26:73(I) and 272(J), relative to alcoholic beverages; to provide relative to
3	beverages of high and low alcoholic content; to provide relative to Class "R"
4	restaurant permit establishments; to provide relative to municipalities with a
5	population between 60,000 and 65,000 based upon the latest federal decennial
6	census; to allow the governing authority to authorize and regulate alcoholic beverage
7	take out service; to provide for exceptions; and to provide for related matters.
8	Be it enacted by the Legislature of Louisiana:
9	Section 1. R.S. 26:73(I) and 272(J) are hereby enacted to read as follows:
10	§73. Restaurant "R" permit; application; fees
11	* * *
12	(I) Notwithstanding any provision of law to the contrary, in any
13	municipality with a population between sixty thousand and sixty five thousand
14	based upon the latest federal decennial census, the municipal governing
15	authority shall have the authority to authorize and regulate take out service of
16	beverage alcohol products for any establishment licensed as a Class "R"
17	restaurant and located in the municipality.

Page 1 of 2 Coding: Words which are struck through are deletions from existing law; words in **boldface type and underscored** are additions.

1	* * *
2	§272. Restaurant "R" permit; application; fees
3	* * *
4	(J) Notwithstanding any provision of law to the contrary, in any
5	municipality with a population between sixty thousand and sixty five thousand
6	based upon the latest federal decennial census, the municipal governing
7	authority shall have the authority to authorize and regulate take out service of
8	beverage alcohol products for any establishment licensed as a Class "R"
9	restaurant and located in the municipality.
10	Section 2. This Act shall become effective upon signature by the governor or, if not
1	signed by the governor, upon expiration of the time for bills to become law without signature
12	by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
13	vetoed by the governor and subsequently approved by the legislature, this Act shall become
4	effective on the day following such approval.

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

SB 136 Original

DIGEST 2018 Regular Session

Peacock

<u>Present law</u> provides that for beverages of high and low alcoholic content, a Class-A General Retail Permit holder shall be staffed by a bartender whose primary duty is to open and prepare alcoholic beverages for consumption on the premises or with a lid for take out service.

Proposed law retains present law.

<u>Present law</u> provides for a Class "R" restaurant permit for restaurant establishments with a state Class A Retail Liquor Permit for the sale of high and low alcoholic beverages.

Proposed law retains present law.

<u>Proposed law</u> provides that in municipalities with a population between 60,000 and 65,000 based upon the latest federal decennial census, the municipal governing authority shall have the authority to authorize and regulate take out alcoholic beverage service for Class "R" permit restaurant establishments in the municipality.

Proposed law shall apply to beverages of high and low alcoholic content.

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

(Adds R.S. 26:73(I) and 272(J))

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