SENATE FLOOR AMENDMENTS

2018 Regular Session

Amendments proposed by Senator Morrish to Engrossed Senate Bill No. 489 by Senator Morrish

1 AMENDMENT NO. 1

On page 1, line 2, delete "R.S. 26:153, 154, 307, and 308" and insert "R.S. 26:271.2(1)(j)
and 307"

4 AMENDMENT NO. 2

- 5 On page 1, delete line 3, and insert "low alcoholic content and wine; to provide relative to
- the delivery of sparkling wine and still wine; to provide for agreements between certain retail
 dealers and"
- 8 AMENDMENT NO. 3
- 9 On page 1, line 4, after "beverages;" delete "to provide for the delivery of"

10 AMENDMENT NO. 4

On page 1, line 5, delete "alcoholic beverages by certain retail dealers and under certain
 conditions;"

13 AMENDMENT NO. 5

- 14 On page 1, line 10, after "Section 1." delete the remainder of the line and insert "R.S.
- 15 26:271.2(1)(j) and 307 are hereby enacted to read as follows:"

16 AMENDMENT NO. 6

17 On page 1, delete lines 11 through 17 and insert the following:

18	"8271.2	Class A	nermit [.]	definitions
10	<i>§2</i> / 1. <i>2</i> .		permit,	definitions

19The commissioner shall issue the following four types of Class A retail20permits for beverages of low alcoholic content:

21 (1) Class A- General: 22 (j) Notwithstanding any provision of law to the contrary and subject to 23 24 rules promulgated by the commissioner, a permit may be issued to a third party that has entered into a written agreement with a retail dealer for the delivery 25 26 of alcoholic beverages pursuant to R.S. 26:307 if the third party and the written 27 agreement meet all the requirements set forth in R.S. 26:307. 28 * * *"

- 29 AMENDMENT NO. 7
- 30 Delete pages 2 through 8
- 31 AMENDMENT NO. 8
- 32 On page 9, line 1, change "§308." to "§307."

33 AMENDMENT NO. 9

- 1 On page 9, line 3, after "valid" delete "permit" and insert "Class A-General retail permit
- as provided in R.S. 26:271.2 or a Class "R" restaurant permit as provided in R.S.
 26:272"
- 4 AMENDMENT NO. 10
- 5 On page 9, between lines 11 and 12, insert "(2) Only alcoholic beverages of low alcoholic
- 6 content, sparkling wine as defined in R.S. 26:2(19), and still wine as defined in R.S.
 7 26:2(20) are offered for delivery."
- 8 AMENDMENT NO. 11
- 9 On page 9, line 12, change "(2)" to "(3)"
- 10 AMENDMENT NO. 12
- 11 On page 9, delete lines 13 through 15 and insert "<u>delivered in a manufacturer sealed</u>
- 12 container are offered for delivery. "Manufacturer sealed" as used in this Section shall 13 mean the original sealed container that is filled with the alcoholic beverage at the
- 14 permitted facility by the manufacturer as defined in R.S. 26:2 and 241."
- 15 AMENDMENT NO. 13
- 16 On page 9, line 16, change "<u>(3)</u>" to "<u>(4)</u>"
- 17 AMENDMENT NO. 14
- 18 On page 9, line 18, change "<u>(4)</u>" to "<u>(5)</u>"
- 19 AMENDMENT NO. 15
- 20 On page 9, line 22, change "(5)" to "(6)"
- 21 AMENDMENT NO. 16
- 22 On page 9, between lines 24 and 25, insert the following:
- 23 "(7) No alcoholic beverages are delivered more than fifteen miles from
 24 the place of purchase.
 25 (8) All orders for the delivery of alcoholic beverages contain food. No
 26 alcoholic beverages shall be delivered unless the order for such alcoholic
 27 beverages also contains food."
- 28 AMENDMENT NO. 17
- 29 On page 9, line 25, change "<u>(6)</u>" to "<u>(9)</u>"
- 30 AMENDMENT NO. 18
- 31 On page 9, line 27, change "(7)" to "(10)"
- 32 AMENDMENT NO. 19
- 33 On page 10, line 1, after "(b)" delete the remainder of the line and delete line 2 and insert
- 34 "The person is an employee for which the third party shall be required to file an
 35 Internal Revenue Service Form W-2."
- 36 AMENDMENT NO. 20
- 37 On page 10, line 5, change "<u>(8)</u>" to "<u>(11)</u>"

1 AMENDMENT NO. 21

- 2 On page 10, line 19, after "party" delete the remainder of the line and delete line 20 and
- insert "holds a valid Louisiana alcoholic beverage permit issued pursuant to R.S.
 26:271.2(1)(j)."
- 5 AMENDMENT NO. 22
- 6 On page 10, line 21, after "<u>in</u>" insert "<u>liquor</u>"
- 7 AMENDMENT NO. 23
- 8 On page 11, line 8, after "**shall**" delete the colon ":" and delete lines 9 through 11 and insert
- 9 "obtain the recipient's signature and verify the age of the recipient through the use of
 10 an electronic age verification device that shall be approved by the commissioner. Such
 11 device shall be capable of all of the following:
- 12
 (a) Verifying proof of age through technology of a magnetic card reader

 13
 or an alternative technology capable of verifying proof of age.

 14
 (b) Reading a valid state issued driver's license, a valid state issued
- 14(b) Reading a valid state issued driver's needse, a valid state issued15identification card, a valid military identification card, or a valid passport.16(c) Storing the recipient's name, age, date of birth, and gender, the
- 17expiration date of the identification, and the date and time that the18identification was scanned."
- 19 AMENDMENT NO. 24
- 20 On page 12, between lines 3 and 4, insert the following:
- 21 "G. The provisions of this Section shall not apply to transportation or
 22 delivery by a carrier that performs transportation subject to the jurisdiction of
 23 49 U.S.C. § 13501 et seq., regardless of whether the specific transportation or
 24 delivery is subject to such jurisdiction."
- 25 AMENDMENT NO. 25
- 26 On page 12, line 4, change "<u>G.</u>" to "<u>H.</u>"