

2021 Regular Session

HOUSE CONCURRENT RESOLUTION NO. 106

BY REPRESENTATIVE ORGERON

ALCOHOLIC BEVERAGES: Creates a task force to study issues associated with the direct-to-consumer shipment of wine in Louisiana

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A CONCURRENT RESOLUTION

To create the Louisiana Direct-to-Consumer Wine Task Force to study the potential issues that may arise by allowing wineries to ship directly to consumers in Louisiana and to recommend any regulations or legislation that the task force deems necessary or appropriate.

WHEREAS, several legislative instruments have been introduced to authorize the direct shipping of wine to consumers; and

WHEREAS, the direct shipping of wine to consumers may have an impact on the revenue of the state and on the wholesale and retail markets; and

WHEREAS, the sale of alcoholic beverages is regulated by the office of alcohol and tobacco control, and the permitting of industry members by the office of alcohol and tobacco control is designed to provide regulators the platform to enforce the applicable rules and laws in order to provide for a safe marketplace; and

WHEREAS, it is urgent that the state consider the benefits other states are experiencing with the increased revenue provided by direct wine shipping prior to expanding direct to consumer shipping.

THEREFORE, BE IT RESOLVED that the Legislature of Louisiana does hereby create the Louisiana Direct-to-Consumer Wine Task Force to study the issues that may arise if regulations and laws expand direct-to-consumer wine deliveries and to recommend any action or legislation that the task force deems necessary and appropriate.

1 BE IT FURTHER RESOLVED that the task force shall consist of the following nine
2 members:

3 (1) The commissioner of the office of alcohol and tobacco control, or his designee,
4 who shall serve as the chairperson of the task force.

5 (2) The speaker of the House of Representatives, or his designee.

6 (3) The president of the Senate, or his designee.

7 (4) The chair of the Senate Committee on Judiciary B or another member of the
8 committee designated by the chair.

9 (5) The chair of the House Judiciary Committee or another member of the committee
10 designated by the chair.

11 (6) The secretary of the Department of Revenue, or his designee.

12 (7) The chair of the House Ways and Means Committee or another member of the
13 committee designated by the chair.

14 (8) The chair of the Senate Committee on Revenue and Fiscal Affairs or another
15 member of the committee designated by the chair.

16 (9) The president of the Louisiana Association of Tax Administrators, or his
17 designee who is a member of the association.

18 BE IT FURTHER RESOLVED that the task force shall meet as necessary and shall
19 report its findings and recommendations to the legislature not later than January 1, 2022, and
20 shall terminate upon the date of such report or January 1, 2022, whichever occurs first.

21 BE IT FURTHER RESOLVED that the office of alcohol and tobacco control shall
22 be responsible for designating staff of the office of alcohol and tobacco control to assist the
23 task force in performing its duties.

24 BE IT FURTHER RESOLVED that the Louisiana Direct-to-Consumer Wine Task
25 Force shall submit one print copy and one electronic copy of any report produced pursuant
26 to this Resolution to the David R. Poynter Legislative Research Library as required by R.S.
27 24:772.

28 BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the
29 commissioner of alcohol and tobacco control and the secretary of the Louisiana Department
30 of Revenue.

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)]

HCR 106 Reengrossed

2021 Regular Session

Orgeron

Creates the Louisiana Direct-to-Consumer Wine Task Force to study the potential issues of allowing third-party companies to deliver alcoholic beverages directly to consumers and to report its findings and recommendations no later than Jan. 1, 2022.

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Judiciary to the original bill:

1. Add the president of the La. Association of Tax Administrators, or his designee as a member of the task force.

The House Floor Amendments to the engrossed bill:

1. Provide that the office of alcohol and tobacco control shall be responsible for designating staff of the office of alcohol and tobacco control to assist the task force in performing its duties.