

## RÉSUMÉ DIGEST

ACT 127 (HB 524)

2023 Regular Session

LaCombe

Existing law provides relative to the Alcohol Beverage Control Law.

Existing law provides for definitions of alcoholic beverages for low and high alcoholic content.

New law adds definitions for "distill, distilling, and distilled", "manufacturing distillery", or "manufacturing distiller", and "self-distribution".

New law provides requirements for self-distribution. Provides that manufacturing distillers who produce less than 4,000 gallons of distilled alcoholic beverages annually may self-distribute to retailers with certain Class A, Class B, and Class C permits.

New law provides that manufacturing distillers may self-distribute if the following conditions are met:

- (1) No more than 4,000 gallons of alcoholic beverages distilled at the manufacturing distillery may be self-distributed to all retailers annually. The product shall be offered at a standard price to all retailers.
- (2) The manufacturing distiller or manufacturing distillery does not have an existing distribution agreement with a permitted wholesale dealer.
- (3) The manufacturing distiller or manufacturing distillery owns or leases warehouse space that shall be maintained in a separate area from the distillation equipment.
- (4) The manufacturing distiller or manufacturing distillery owns or leases delivery equipment dedicated for the primary use of distribution and delivery of only those products distilled at the manufacturing distillery.
- (5) The manufacturing distiller shall remit all state sales and excise taxes on all alcoholic liquors distilled at its manufacturing distillery that are self-distributed.
- (6) The manufacturing distiller or manufacturing distillery shall provide a monthly report of all sales from the manufacturing distillery and all sales from self-distribution to the office of alcohol and tobacco control.

Existing law (LAC Title 55, Part VII) provides for rules and regulations regarding alcohol and tobacco control in the La. Administrative Code.

Existing law provides a fee schedule for those engaged in the business of dealing in alcoholic beverages of high alcoholic content.

New law adds that manufacturing distillers engaged in self-distribution shall pay a \$1,500 permit fee.

New law provides that a manufacturing distiller who operates a manufacturing distillery entirely located in this state may host contracted private events held at a manufacturing distillery if the following conditions are met:

- (1) A copy of the lease is provided to the commissioner at least 10 days prior to the event.
- (2) The manufacturing distiller may charge a reasonable rental fee to the third party for the contracted private event.
- (3) The manufacturing distiller may serve to guests beer manufactured at that licensed facility. The manufacturing distiller shall not charge the third party more than its standard prices for such products.

Effective August 1, 2023.

(Amends R.S. 26:142; Adds R.S. 26:2(35), (36), and (37), 71(A)(1)(c), 82.1, and 90.1)