
DIGEST

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HB 821 Original

2024 Regular Session

Romero

Abstract: Provides relative to the self-distribution of beer and malt beverages under certain conditions.

Present law authorizes a brewer who operates a brewing facility located entirely within the state and who holds an in-state manufacturer's permit to use a wholesaler, for a set fee, to transfer beer or other malt beverages brewed at the brewing facility to another brewing facility in the state owned wholly by the brewer to sell or serve to the public for consumption on- or off-the-licensed premises under the following circumstances:

- (1) A transferring brewing facility that maintains no less than a 10-barrel brewing system, and the receiving brewing facility owned wholly by the transferring brewing facility maintains no less than a five-barrel brewing system.
- (2) The quantity of beer transferred is included in the quantity limitation for selling products by a brewer to the public for on- or off-the-licensed premises consumption for the brewing facility receiving the transferred beer.
- (3) The quantity of beer transferred does not exceed an amount greater than 50% of the receiving brewing facility's production of beer for the previous month.
- (4) The receiving brewing facility remits all state and parish or municipal sales and excise taxes to the proper tax collecting authority for all products received and sold to the public.

Proposed law removes the requirement that a transferring brewing facility that maintains no less than a 10-barrel brewing system, and the receiving brewing facility owned wholly by the transferring brewing facility maintains no less than a five-barrel brewing system. Removes the requirement that the quantity of beer transferred does not exceed an amount greater than 50% of the receiving brewing facility's production of beer for the previous month.

(Amends R.S. 26:243)