
DIGEST

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Katrina Jackson

HB No. 729

Abstract: Provides for the creation of a uniform state and local alcoholic beverage permit for low and high content alcoholic beverages.

Present law authorizes parishes and municipalities to require annual permits and fees from certain dealers holding certain state permits and limits such requirements to establishments located within their territorial limits.

Proposed law retains present law.

Present law authorizes parishes and municipalities that require permits and fees to furnish the commissioner with a certified copy of the ordinance levying the fees and require the commissioner to collect the permit fees and remit the collected fees quarterly to the parishes and municipalities after deducting 2 % for collection costs.

Proposed law repeals present law.

Present law provides that the fees collected cannot exceed \$500 per year.

Proposed law retains present law and adds the requirement that the fees shall be collected by the parishes and municipalities and requires all permits to be issued in accordance with present law.

Proposed law requires the commissioner to create and provide a uniform state and local alcoholic beverage permit application for low and high content for alcoholic beverages and to be used for applying for local permits. Proposed law further requires that the application be filed with the governing authority of the local municipality or parish within 24 hours of filing the application with the office of ATC and provides that the governing authority is responsible for certifying the application for the commissioner.

Proposed law requires the governing authority of the parish or municipality to be responsible for certifying the application for approval by the commissioner and attaching an affidavit to the application attesting to the fact that the applicant has complied with all local rules and regulations.

Present law requires applications for state and local permits to engage in any business or operation to be in writing and sworn to, and contain certain identifying information for the applicant or permittee, and further requires that the application be accompanied by an affidavit of

the applicant showing that he meets the qualifications and conditions set out in present law.

Proposed law retains present law and adds that all requirements relative to identifying information be in writing and sworn to on the uniform state and local alcoholic beverage permit application.

Present law authorizes the commissioner to prescribe the form of application to be used when the applicant is not seeking a new permit but only the renewal of a current permit.

Proposed law retains present law and extends authorization for both state and local permits.

(Amends R.S. 26:74, 78, 89, 274(A), 278, and 285(A))