CONFERENCE COMMITTEE REPORT
Senate Bill No. 204 By Senator Morrell

May 29, 2014

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill No. 204 by Senator Morrell, recommend the following concerning the Engrossed bill:

1. That the House Committee Amendment No. 1 proposed by House Committee on Judiciary and adopted by the House of Representatives on April 30, 2014 be adopted.

2. That the House Committee Amendment No. 2 proposed by House Committee on Judiciary and adopted by the House of Representatives on April 30, 2014 be rejected.

3. That Legislative Bureau Amendment No. 1 proposed by the Legislative Bureau and adopted by the House of Representatives on April 30, 2014 be adopted.

4. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, after "(2)(a)" insert ", (3)," and after "351(9)" insert "and (10)"

AMENDMENT NO. 2

On page 1, at the end of line 2, delete "the"

AMENDMENT NO. 3

On page 1, at the beginning of line 3, delete "size of"

AMENDMENT NO. 4

On page 1, line 6, after "products;" insert "to prohibit the sale and shipment into this state of any containers of powdered alcohol;"

AMENDMENT NO. 5

On page 1, line 8, after "(2)(a)" insert ", (3),"

AMENDMENT NO. 6

On page 1, line 9, change "is" to "and (10) are"

AMENDMENT NO. 7

On page 2, between lines 7 and 8, insert the following:

"(3)**(a)** Distilled spirits, whether domestically bottled or imported, subject to the metric standard of fill prescribed in Paragraph (1) above shall be packed with the following number of ~~bottles~~ **containers** per shipping case or container:

~~Bottle~~ **Container** sizes   ~~Bottles~~ **Containers** per case

1.75 liters	6
1.00 liters	12
750 milliliters	12
375 milliliters	24
355 milliliters	24
200 milliliters	48
100 milliliters	**48**

(b) For purposes of this Paragraph, "container" shall mean any receptacle produced and manufactured with any substance used to package distilled spirits for delivery to the public."

AMENDMENT NO. 6

On page 2, between lines 21 and 22, insert the following:

"**(b) For purposes of this Paragraph, "container" shall mean any receptacle produced and manufactured with any substance used to package wine for delivery to the public.**"

AMENDMENT NO. 7

On page 2, after line 24 insert the following:

"**(10) No container sold in or shipped into this state shall include powdered alcohol.**

Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

Respectfully submitted,

Senators: Representatives:

_____   _____
Senator Jean-Paul J. Morrell   Representative "Jeff" J. Arnold

_____   _____
Senator Daniel "Danny" Martiny   Representative Bryan Adams

_____   _____
Senator Edwin R. Murray   Representative Edward "Ted" James

CONFERENCE COMMITTEE REPORT DIGEST

Senate Bill No. 204 by Senator Morrell

Keyword and summary of the bill as proposed by the Conference Committee

ALCOHOLIC BEVERAGES. Provides relative to limitation on size of containers of beverages of high alcoholic content and prohibits the sale and shipment of powdered alcohol. (gov sig)

Report adopts House amendments to:

1.   Make technical changes.

Report rejects House amendments which would have:

1.   Defined "container" for purposes of the Section of law.

Report amends the bill to:

1.   Prohibit the sale and shipment into this state of any containers of powdered alcohol.

2.   Adds a container size of 100 milliliters with forty-eight bottles per container.

3.   Changes reference <u>from</u> "bottle" <u>to</u> "container" for distilled spirits.

4.   Defines "container" for purposes of the Paragraph of the Section of law.

5.   Makes legislative instrument effective upon signature of governor or lapse of time for gubernatorial action.

Digest of the bill as proposed by the Conference Committee

<u>Present law</u> provides that all wine and distilled spirits sold or shipped into this state shall be in certain sized containers.

<u>Proposed law</u> retains <u>present law</u> and adds the following container sizes: nineteen and five-tenths liters, twenty liters, and five hundred milliliters.

<u>Present law</u> requires that distilled spirits bottled subject to the standards provided for in <u>present law</u> be packed with a certain number of bottles per shipping case or shipping container and further provides for the bottle size and the corresponding bottles per case.

<u>Proposed law</u> retains <u>present law</u> except that it changes all references <u>from</u> "bottles" <u>to</u> "containers" and further adds a container size of 100 milliliters with 48 containers per case.

<u>Present law</u> requires that wines bottled subject to the standards provided for in <u>present law</u> be packed with a certain number of bottles per shipping case or shipping container and further provides for the bottle size and the corresponding bottles per case.

<u>Proposed law</u> retains <u>present law</u> except that it changes all references <u>from</u> "bottles" <u>to</u> "containers" and further changes a container size <u>from</u> 5 through 18 liters <u>to</u> 5 through 20 liters and adds a container size of 500 milliliters with 12 containers per case.

<u>Proposed law</u> exempts cider products from container size restrictions.

<u>Proposed law</u> prohibits the sale and shipment into this state of any containers of powdered alcohol.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 26:351(2)(a), (3), and (4); adds R.S. 26:351(9) and (10))