

FOR OFFICE USE ONLY	

HOUSE FLOOR AMENDMENTS

2015 Regular Session

Amendments proposed by Representative Arnold to Reengrossed Senate Bill No. 235 by Senator Murray

1 AMENDMENT NO. 1

2 On page 1, line 2, after "reenact" and before "(E)," delete "R.S. 26:359(D)," and insert "R.S.
3 26:73(C)(1)(e), 79, 272(C)(1)(e), 279, and 359(D),"

4 AMENDMENT NO. 2

5 On page 1, line 3, after "beverages;" and before "to provide" insert "to authorize the
6 commissioner to waive certain requirements relative to the use and square footage for
7 restaurant establishments; to authorize the commissioner to waive all state application fees
8 or provide a certain credit for failure to issue a permit within a certain period of time;"

9 AMENDMENT NO. 3

10 On page 1, line 9, after "Section 1." and before "(E)," delete "R.S. 26:359(D)," and insert
11 "R.S. 26:73(C)(1)(e), 79, 272(C)(1)(e), 279, and 359(D),"

12 AMENDMENT NO. 4

13 On page 1, between lines 10 and 11, insert the following:

14 §73. Restaurant "R" permit; application; fees

15 * * *

16 C.(1) For purposes of this Section, "restaurant establishment" shall be defined
17 as an establishment:

18 * * *

19 (e) Which has a public habitable floor area of no less than five hundred
20 square feet dedicated to the exclusive use of the applicant's or licensee's business.
21 This Subparagraph shall not apply to business locations that apply to or have been
22 licensed to sell or serve alcoholic beverages prior to August 1, 2006, and have not
23 discontinued the sale and service of such beverages for more than six months.
24 Notwithstanding any other provision of this Chapter, the commissioner may waive
25 this requirement for any building listed as a historic building on an official registry
26 or located within an officially designated historic district.

27 * * *

28 §79. Submission of applications; delay

29 All applications for state permits shall be mailed or delivered to the
30 commissioner in Baton Rouge, Louisiana, and all applications for local permits shall
31 be mailed or delivered to the respective local authorities. An applicant shall mail or
32 deliver both his applications for state and local permits within twenty-four hours of
33 each other. If he fails to do so, his state application may be withheld and the permits
34 denied. Upon receipt of an application, the commissioner or the local authorities, as
35 the case may be, shall stamp the day, month, and year received, and the
36 commissioner shall verify that the applicant does not owe the state any delinquent
37 sales taxes, penalties, or interest, excluding items under formal appeal pursuant to

1 the applicable statutes. The commissioner and officers or employees specifically so
2 authorized by the commissioner and local authorities may issue the permits
3 immediately after proper investigation but, for a period of thirty-five days after
4 issuance, such permits shall operate on a probationary basis subject to final action
5 on, opposition to, or withholding of, the permits as hereinafter provided.
6 Notwithstanding any other provision of this Chapter, prior to August 1, 2016, the
7 commissioner may waive all state application fees or provide an equal credit to an
8 applicant's account when a permit is not issued within three business days after
9 receipt of a fully and properly completed application.

10 * * *

11 §272. Restaurant "R" permit; application; fees

12 * * *

13 C.(1) For purposes of this Section, "restaurant establishment" shall be defined
14 as an establishment:

15 * * *

16 (e) Which has a public habitable floor area of no less than five hundred
17 square feet dedicated to the exclusive use of the applicant's or licensee's business.
18 This Subparagraph shall not apply to business locations that have applied to or have
19 been licensed to sell or serve alcoholic beverages prior to August 1, 2006, and have
20 not discontinued the sale and service of such beverages for more than six months.
21 Notwithstanding any other provision of this Chapter, the commissioner may waive
22 this requirement for any building listed as a historic building on an official registry
23 or located within an officially designated historic district.

24 * * *

25 §279. Submission of applications; delay

26 All applications for state permits shall be mailed or delivered to the
27 commissioner in Baton Rouge at the state capitol, and all applications for local
28 permits shall be mailed or delivered to the respective local authorities. An applicant
29 shall mail or deliver his applications for state and local permits within twenty-four
30 hours of each other. If he fails to do so, his state application may be withheld and the
31 permits denied. Upon receipt of an application, the commissioner or the local
32 authorities, as the case may be, shall stamp the day, month, and year received, and
33 the commissioner shall verify that the applicant does not owe the state any
34 delinquent sales taxes, penalties, or interest, excluding items under formal appeal
35 pursuant to applicable statutes. The commissioner and officers or employees
36 specifically so authorized by the commissioner and local authorities may issue the
37 permits immediately after proper investigation but, for a period of thirty-five days
38 after receipt of the application, such permits shall operate on a probationary basis
39 subject to final action on opposition to, or withholding of, the permit as hereinafter
40 provided.. Notwithstanding any other provision of this Chapter, prior to August 1,
41 2016, the commissioner may waive all state application fees or provide an equal
42 credit to an applicant's account when a permit is not issued within three business
43 days after receipt of a fully and properly completed application.

44 * * *"