

State of Louisiana  
Office of Alcohol and Tobacco Control

John Bel Edwards  
Governor



Juana Marine-Lombard  
Commissioner

**CEASE & DESIST  
CERTAIN PROHIBITED ACTIVITIES**

Dear Alcoholic Beverage Manufacturers/Brewers,

In an effort to clarify the law which allows a manufacturer/brewer of low content alcoholic beverages or malt beverages to sell to the public, please review the following:

Pursuant to Title 26 of the Louisiana Revised Statute, a manufacturer or brewer who operates a brewing facility entirely located in the state of Louisiana, may sell or serve only those products brewed at that facility to the public but only at that facility for consumption on or off the premises and not for resale. A manufacturer or brewer who sells or serves its products to the public must also comply with all local zoning laws and regulations. LSA R.S. 26:241(10).

To clarify the law stated above, manufacturers/brewers may **ONLY** sell products brewed at that facility to the public in a limited fashion. Manufacturers/Brewers are prohibited from selling, serving, or handling, whether directly or indirectly, other alcoholic beverages not brewed at the facility. For instance, a brewery may not allow outside parties to bring in other alcoholic beverages for consumption on the premise. Manufacturers/Brewers may not allow outside vendors to conduct prohibited activities on the premises such as selling or serving other alcoholic beverages. However, breweries are permitted to conduct private functions that are solely managed, controlled and operated by the brewery where such functions shall occur only within the licensed buildings and only alcoholic beverages that are brewed in the facility are served and/or sold at such function. This shall not be construed to allow manufacturers/brewers to hold any special events that would require a local and/or state special event permit. In accordance with LSA R.S. 26:793(A)(1)(e), special event permits shall not be issued to any alcoholic beverage manufacturer, therefore any activities requiring a special event permit shall be prohibited on the premises.

Additionally, LSA R.S. 26:241(10) limits the total amount of such sales to the public for any given month. Manufacturers/Brewers total sales shall not exceed ten percent of the total amount of product brewed at that facility monthly or two hundred fifty barrels, whichever is greater. **This requirement shall be strictly enforced and all manufacturers/brewers are subjected to an audit at any time.**

**You are hereby notified to cease and desist any of the following activities, including but not limited to allowing the use of the facility in a prohibited manner, allowing outside alcohol onto the licensed premise, and/or allowing outside vendors/caterers to conduct prohibited activities on the licensed premises. Permitting any of these prohibited activities may result in the imposition of penalties, including fines, suspension and/or revocation of the alcoholic beverage manufacturer/brewer permit.**

You may direct any questions or requests for additional information to ATC Legal Counsel, Ernest Legier at 504-568-7032.

Sincerely,

A handwritten signature in blue ink, appearing to read "Juana Lombard".

Juana Lombard, Commissioner  
Louisiana Office of Alcohol and Tobacco Control