

**ACT No. 867**

Regular Session, 2004

HOUSE BILL NO. 1202

BY REPRESENTATIVE TOWNSEND

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AN ACT

To amend and reenact R.S. 27:301(B)(12), relative to the definition of a restaurant; to amend the definition of a restaurant as provided for in the Video Draw Poker Devices Control Law; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 27:301(B)(12) is hereby amended and reenacted to read as follows:

§301. Short title and definitions

\* \* \*

B. As used in this Chapter, the following words and phrases shall have the following meanings unless the context clearly indicates otherwise:

\* \* \*

(12)(a) "Restaurant" means an operating establishment primarily engaged in the retail sale of prepared foods for on-premises or immediate consumption that meets all of the following criteria:

~~(a)~~ (i) Has been granted a Class A-General retail permit or a Class A-Restaurant permit, as defined in Part II of Chapter 1 or Part II of Chapter 2 of Title 26 of the Louisiana Revised Statutes of 1950, for the sale of alcoholic beverages for on-premises consumption.

~~(b)~~ (ii) Serves food during the hours it is open to the public.

~~(c)~~ (iii) Derives ~~at least sixty~~ more than fifty percent of its monthly gross revenues from the sale of food, food items, and nonalcoholic beverages.

