

EMERGENCY EXTENSION OF SHORT TERM CREDIT SALE LIMITS

WHEREAS, pursuant to Proclamation No. 111 JBE 2016, the Governor declared a state of emergency, which is currently in effect;

WHEREAS, as a direct consequence of the disaster, evacuation, flooding and power outages, there are extreme challenges to communication networks that have created an obstruction to the relationship between wholesalers and retailers;

WHEREAS, the Louisiana Tobacco Law, Title 26 of the Louisiana Revised Statutes provided for regulation of tobacco in this state;

WHEREAS, Louisiana Revised Statute 26: 909.1, which states that no manufacturer or wholesale dealer shall sell, offer to sell, or deliver any tobacco products to any retail dealer in this state, and no retail dealer in tobacco products shall buy or accept delivery for any such product for any consideration other than cash or on terms.

WHEREAS, Louisiana Revised Statutes 26:791 through 797 confer upon the Commissioner of Alcohol and Tobacco Control the power to establish rules and regulations relative to the alcoholic beverage industry;

NOW THEREFORE, I, JUANA MARINE-LOMBARD, Commissioner of Alcohol and Tobacco Control, by virtue of the authority vested by the laws of the State of Louisiana, do hereby order and direct as follows:

SECTION 1: The short term credit sale limit provided for in Louisiana Revised Statute 26: 909.1 shall be extended in the parishes designated with disaster status by FEMA from fifteen days from the date that payment is due.

SECTION 2: This order is effective upon signature and shall apply retroactively for sales made by wholesalers between July 28th and August 25th, 2016. The order shall apply to all sales made by wholesalers between August 25, 2016 and August 31, 2016. This order shall terminate on August 31, 2016 unless amended, modified, terminated, rescinded by the Commissioner of Alcohol and Tobacco Control, or terminated by operation of law prior to such time.

Juana Marine-Lombard
Commissioner ATC