

# State of Louisiana

Office of Alcohol and Tobacco Control

JOHN BEL EDWARDS  
GOVERNOR



ERNEST P. LEGIER, JR.  
COMMISSIONER

December 23, 2020

## Return to Phase 2 Revised Effective through January 13, 2021

As Louisiana's COVID positivity rate remain alarmingly high, Governor Edwards announced that Louisiana extended Revised Phase 2 plan, effective December 23, 2020 through January 13, 2021. As detailed below, Phase 2 modified plan will reduce gathering size at restaurants, bars, event centers, and sporting events. Alcohol service shall be prohibited after 11 P.M. at all (on-premise) alcohol licensed establishments. Businesses must continue to implement the mandatory mask requirement and comply with social distancing policies as previously provided.

It is crucial that businesses review and adhere to all guidelines including mandatory mask requirements, live entertainment rules, and strict social distancing rules issued by Governor Edwards, the Office of the State Fire Marshal ("SFM") and the Louisiana Department of Health ("LDH"). For specific guidelines and resources, please visit [www.opensafely.la.gov](http://www.opensafely.la.gov).

### Drive Thru and Curbside Services

All businesses including restaurants, restaurant conditionals and bar may continue to offer curbside or drive thru services of food and beverages including beer, wine, and frozen specialty drinks in sealed or factory-sealed containers through curbside or drive thru services. It is recommended that curbside orders be placed in advance and delivered directly to patrons' vehicles. All curbside services must be conducted in compliance with both state and local laws with respect to open containers. The sale of single serving or mixed alcoholic drinks are prohibited unless otherwise allowed under local ordinances.

### Restaurants & Restaurant Conditional permits

During this time, all restaurant (Class AR) and conditional restaurant licensees shall limit indoor capacity for table service to no more than fifty percent (50%) occupancy rate. All indoor live entertainment, including adult entertainment, dancing, singing, live bands, live acts and other similar entertainment remains prohibited. All sale and service of alcoholic beverages must cease at 11 P.M. All businesses operating under a Restaurant Conditional permit are reminded that smoking is prohibited in restaurant establishments as required by law.

Businesses that have been previously issued a "Restaurant Conditional" permit by ATC are permitted to operate under the guidelines issued to restaurants as listed above. Existing restaurant conditional permit holders may opt to surrender their conditional restaurant permit to the ATC at any time. If said permit is surrendered, business may only operate within the parameters listed for bars and may not reapply for a conditional restaurant permit should condition changes. Other eligible establishments may apply for a Restaurant Conditional permit by submitting an application directly to ATC, and applications are available online at <https://atc.louisiana.gov/arc.php>.

### Other Restrictions: Event Halls

Businesses issued an Event or Reception Hall permit shall limit gathering size to no more than twenty-five percent (25%) occupancy limit or a maximum of seventy-five (75) people, whichever is less. Such All event venue shall strictly adhere to the same restaurant guidance issued by SFM including requiring all

patrons to remain seated and socially distanced. Waiting room and other areas where members congregated must be closed to the public. All sale and service of alcoholic beverages must cease at 11 P.M.

**Bars (All Class AG permit holders), Daiquiri Shops, Breweries and Distilleries**

In accordance with 209 JBE 2020, all bars and daiquiri shops or other establishment holding a Class AG license or breweries and distilleries operating a taproom are allowed to open and provide outdoor tableside service but must limit capacity rate not exceed fifty (50) patrons. All patrons must be seated at all times and be seated for service. Walk-up service remains prohibited. All establishment must be closed at 11 pm. Additionally, outdoor service shall also be subject to the applicable restrictions listed below.

Indoor and on premise consumption shall be prohibited in all bars, daiquiri shops, breweries, and distilleries with taprooms unless the business is located in a parish that has affirmatively and approved to opt into current Phase. A governing authority of a parish that has a positivity rate of 5% or less for two (2) consecutive week, as determined and published by LDH may choose to affirmatively opt into the revised Phase Two (2) and allow all bars, daiquiri shops, breweries, and distilleries with taprooms to allow on premise consumption under the parameters referenced below. In the event a parish subsequently exceed 5% positivity rate for two consecutive weeks, the parish shall cease all indoor on premise consumption.

- 1) Patrons must be seated for tableside service.
- 2) Waiting areas shall remain closed and limit groups from congregating.
- 3) Indoor capacity shall be limited to a 25% occupancy rate or fifty (50) people, whichever is less.
- 4) Outdoor capacity shall be limited to fifty (50) people and only for tableside service.
- 5) Tables shall be spaced in accordance with SFM social distancing guidelines.
- 6) All sale and service of alcoholic beverages must cease at 11 P.M.
- 7) Establishment must close at 11 PM.
- 8) No person under the age of twenty-one (21) shall be allowed on to the premises.
- 9) Indoor live entertainment including live bands, dancing, or live performances remain prohibited
- 10) Outdoor live entertainment allowed if conducted within SFM guidelines.
- 11) Bar games, including but not limited to pool, darts, shuffleboard and cornhole, are prohibited

For a full list of parishes that have opted into and approved for current phase, please visit [www.atc.la.gov](http://www.atc.la.gov).

ATC remains committed to serving the public and appreciates the patience that permit-holders have exhibited. We look forward to the day when the State returns to normal operations. Should you have any questions or concerns, please contact ATC at 225-925-4041.

Sincerely,



Ernest P. Legier, Jr., Commissioner  
Office of Alcohol and Tobacco Control