

RULE
Department of Revenue
Office of Alcohol and Tobacco Control

Governmental Entity Special Events
(LAC 55:VII.403)

Under the authority of R.S. 26:793(A)(4) and R.S. 26:922 and in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq., the Department of Revenue, Office of Alcohol and Tobacco Control, has adopted §403 to address issuance of special event permits to governmental entities, quasi-governmental entities, quasi-governmental development districts, and their agents and assigns by the commissioner of the Office of Alcohol and Tobacco Control since these entities are not addressed otherwise by existing law or regulation. The promulgation of §403 will assist the Office of Alcohol and Tobacco Control by providing guidelines for the issuance of special event permits to governmental entities, quasi-governmental entities, quasi-governmental development districts, and their agents and assigns. This Rule is hereby adopted on the day of promulgation.

Title 55
PUBLIC SAFETY
Part VII. Alcohol and Tobacco Control
Subpart 1. Beer and Liquor

Chapter 4. Alcohol Public Safety Regulations

§401. Digitized Identification Acceptance and Education

A. LA Wallet digitized identification shall be the only digital identification that may be accepted by alcohol and tobacco retailers.

B. Alcohol and tobacco retailers may choose to accept digitized identification or they may still require a physical identification when checking identification.

C. Retailers whom the agency has required to utilize scanners shall still be required to request and scan a physical identification and may not accept digitized identification.

D. Digitized identification may be accepted by establishments provided that all employees have been properly trained prior to acceptance. Establishments which intend to accept digital identification shall conduct their own employee training and provide the following information to all employees prior to acceptance:

1. Hands-off/No-touch. Digitized identification was designed so that anyone validating or verifying the information on the holder's device may do so without handling the device. All interactive features are to be completed by the holder of the device with the digitized identification application and not by the retailer.

2. Validity of Digitized Identification. The validity of digitized identification may easily be determined by the green or red line across the top of the electronic license. This line will read "VALID" or "INVALID", respectively. If the license has not been suspended, revoked, or been determined invalid for any other reason, the word "VALID" shall be displayed in green.

3. Over 21/Under 21 Orientation. The age of the digitized identification holder may be determined by the orientation of the digital identification. For individuals over the age of 21 years old, the license will be displayed horizontally on the holder's electronic device. For individuals under the age of 21 years old, the license will be displayed vertically on the holder's electronic device.

4. Refresh Button. The digitized identification application shall contain a "refresh" button which acts as an interactive safeguard. This button enables the holder of the device to contact the Department of Motor Vehicles and re-validate the license, usually in less than three seconds. The time of the last update will be displayed next to the license, above the refresh button. Retailers are encouraged to require the holder of the digitized identification to refresh their identification to aid in determining authenticity.

5. Security Seal. If the retailer requires further validation of the digitized identification, the retailer may ask the holder of the digitized identification to press and hold their finger on the identification displayed on their device screen to reveal the security seal. Retailers are encouraged to require the holder of the digitized identification to display the security seal to aid in determining authenticity.

6. View Button. If the retailer needs to view the date of birth more clearly to verify, the digitized identification application is equipped with a "view" button which may be activated by the holder of the digitized identification.

When the holder activates the “view” button, the device application will then display a larger print version of the holder’s identification number, date of birth, endorsements, and restrictions.

7. All other rules and requirements for physical identification still apply for digitized identification.

AUTHORITY NOTE: Promulgated in accordance with R.S. 26:922.

HISTORICAL NOTE: Promulgated by the Department of Revenue, Office of Alcohol and Tobacco Control, LR 45:74 (January 2019).

Juana Marine-Lombard
Commissioner

1901#019