

## HOUSE SUMMARY OF SENATE AMENDMENTS

HB 335

2019 Regular Session

Gisclair

PUBLIC HEALTH: Requires food service establishments serving imported crawfish or shrimp to inform patrons that the seafood is of foreign origin

### Synopsis of Senate Amendments

1. Revise proposed law relative to information to be featured on restaurant menus to provide that restaurants may comply with proposed law by denoting on menus, in letters no smaller than the same size, font, and shade as the product being offered, that crawfish or shrimp served at the restaurant are imported.
2. Delete proposed law providing that in lieu of printing certain information on menus, restaurants may paper-clip the information to menus or have restaurant staff explain the information orally to patrons. Require instead that if the information is not printed on a restaurant's menus, then the restaurant shall paper-clip the information to the menus in the same location and using the size, font, and shade restrictions required when the notice is printed on the menu.
3. Delete all provisions in proposed law allowing compliance with proposed law through oral delivery of information by restaurant staff to patrons.
4. Revise proposed law to decrease the lettering size on certain restaurant signage required by proposed law from not less than two inches to not less than one inch.
5. Provide that proposed law shall become effective upon signature of the governor or lapse of time for gubernatorial action.

### Digest of Bill as Finally Passed by Senate

Proposed law declares that La. consumers have the right to know if crawfish or shrimp imported from a foreign country is being served in a food service establishment, as the consumption of such seafood may pose a health risk.

Proposed law provides that for purposes of proposed law, "food service establishment" means an establishment that prepares food for human consumption, either for individual service or for a group of people, whether consumption is on or off the premises and regardless of whether there is a charge for the food; but shall not include any of the following: Private homes where food is prepared or served for individual family consumption, private clubs where food is prepared and served exclusively for member consumption, religious or charitable food sales, any establishment that heats or prepares boudin or sausage for personal consumption, a bar or lounge that serves beverages only, temporary and seasonal establishments, bed and breakfast operations, nursing facilities, or public, private, or parochial schools.

Proposed law requires all food service establishments that use a menu as a standard business practice and sell or provide cooked or prepared crawfish or shrimp that originate outside of the U.S. to display on all menus the country of origin of such crawfish or shrimp; or denote immediately adjacent to the menu listing of the seafood item being sold, in letters no smaller than the same size, font, and shade as the product being offered, that the crawfish or shrimp are imported. Provides that in lieu of this requirement, the notice shall be paper-clipped to the menu with the same location, size, font, and shade restrictions required as when the notice is listed directly on the menu.

Proposed law requires all food service establishments that do not use a menu as a standard business practice and sell or provide cooked or prepared crawfish or shrimp that originate outside of the U.S. to display on a sign posted at the main entrance to the establishment that certain crawfish or shrimp, as applicable, being served within originate from a foreign country. Stipulates that each sign shall be at least 18 inches tall, 18 inches wide, written in English in letters not less than one inch in size, and placed in an open area and in a conspicuous position not less than 36 inches from the floor so that it is visible to all patrons.

Proposed law provides that any violation of proposed law shall constitute a violation of the state sanitary code.

Proposed law requires the La. Department of Health to promulgate all such administrative rules as are necessary to enforce the provisions of proposed law.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Adds R.S. 40:5.5.4)