

GREEN SHEET REDIGEST

HB 933

2024 Regular Session

Bayham

HORTICULTURE: Provides with respect to retail florists and wholesale florists.

DIGEST

Present law authorizes a retail florist to arrange or supervise the arrangement of floral designs which include living or freshly cut plant materials and to sell at retail floral designs, cut flowers, and ornamental plants in pots normally and customarily sold by florists.

Proposed law repeals present law.

Present law authorizes a wholesale florist to prepare and sell cut flowers, plant materials, and ornamental plants in pots normally and customarily used by retail florists to persons who hold a retail florist's license and to prepare and sell cut flowers to persons who hold a cut flower dealer's permit. However, prohibits a wholesale florist from arranging or selling floral designs.

Proposed law repeals present law.

Present law provides that the membership of the Horticulture Commission includes a retail florist and a wholesale florist.

Proposed law repeals present law and provides that the membership includes a floral dealer.

Present law provides for the regulation, examination, and licensing of retail and wholesale florists.

Proposed law repeals present law and creates a floral dealer permit.

Present law provides for certain authorizations a person who holds a cut flower dealer's permit has.

Proposed law repeals present law.

Proposed law provides that the permit fee for each floral dealer's permit cannot be less than \$70 or more than \$100 per permit.

Proposed law authorizes a cut flower dealer to sell cut flowers either singly or in bunches, or both.

Proposed law authorizes a floral dealer to sell cut flowers and ornamental plants in pots and modifies provisions regulating the operation of vending machines.

Proposed law states that the commission shall ensure that all regulations and requirements for the issuance of a floral dealer permit are free of examination or testing requirements.

Proposed law declares that any rule or regulation providing for the regulation, examination, and licensing of retail and wholesale florists are null, void, and without effect upon the effective date of proposed law.

Proposed law requires the department to issue a notice of intent to amend its rules and regulations in conformity with proposed law on or before Sept. 1, 2024 and adopt same on or before Dec. 1, 2024.

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

(Amends R.S. 3:3801(A)(intro. para.) and (5) and (C)(2), 3805, 3806(E)-(H), and 3808(I)-(P); adds R.S. 3:3804(B)(3) and 3808(Q); Repeals R.S. 3:3801(A)(6) and (C)(3), 3804(A)(2) and (3), 3807(B)(2) and (3), and 3808(B) and (C)

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Commerce to the original bill:

1. Make technical changes.
2. Remove a floral dealer permit fee.
3. Repeal present and proposed law relative to a what cut flower dealer's permit authorizes the holder to do.
4. Repeal proposed law regarding how many vending machines a permittee can operate.

The House Floor Amendments to the engrossed bill:

1. Make technical changes to the title.
2. Make technical changes to conform language.
3. Clarify that the commission shall ensure that all regulations and requirements for the issuance of a floral dealer permit are free of examination or testing requirements.
4. Remove certain requirements for operating vending machines.

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development to the reengrossed bill

1. Makes technical changes.
2. Provides for permit fee regulations.
3. Clarifies what a cut flower dealer's permit authorizes.