

present law.

Proposed law makes technical changes.

Present law authorizes after notice and an opportunity for a hearing held in accordance with the APA, the deputy secretary to assess a civil penalty not to exceed \$10,000 for each violation against any person he determines to have violated any rule or regulation adopted pursuant to present law. Further, present law requires that, in determining the amount of the penalty, the deputy secretary take into account the nature, circumstances, extent, and gravity of the violation, the degree of culpability of the person violating the rule or regulation, the person's history of previous offenses, the person's ability to pay and the effect of the penalty on his ability to continue to operate, and any other matter that justice requires.

Proposed law retains present law, and adds the explosive business as potentially liable under present law.

Effective August 1, 2026.

(Amends R.S. 40:1472.2(4), (9.1), and (18), 1472.3(E)(3)(b), and 1472.9(A); adds R.S. 40:1472.2(7.1))