	LEGISL	ATIVE FISCAL OFFICE Fiscal Note					
		Fiscal Note On: SB 18 SLS 13RS 133					
::Leg韻執tive	Bill Text Version: REENGROSSED						
Fiscalitoffice		Opp. Chamb. Action: w/ HSE COMM AMD					
	Proposed Amd.:						
		Sub. Bill For.:					
Date: May 22, 2013	4:57 PM Author: WARD						
Dept./Agy.: DHH/OPH							

 Dept./Agy.: DHH/OPH
 Subject:
 Application of Sanitary Code to Cake & Cookie Products
 Analyst: Jennifer Katzman

 PUBLIC HEALTH
 RE1 SEE FISC NOTE GF EX
 Page 1 of 1

Provides for cake and cookie products and preparation of cakes and cookies in home for public consumption.

Proposed law restricts the application of certain provisions of the state Sanitary Code relative to equipment, design, construction, utensils, and supplies for preparation of jellies, preserves jams, cake and cookie products, and honey as long as the proceeds from gross annual sales are less than \$20,000.

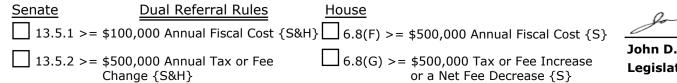
EXPENDITURES	2013-14	2014-15	2015-16	2016-17	2017-18	5 -YEAR TOTAL
State Gen. Fd.	SEE BELOW					
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
Annual Total						
REVENUES	2013-14	2014-15	2015-16	2016-17	<u>2017-18</u>	<u>5 -YEAR TOTAL</u>
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	DECREASE	DECREASE	DECREASE	DECREASE	DECREASE	
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
Annual Total						

EXPENDITURE EXPLANATION

The Office of Public Health (OPH) currently performs retail food inspections relative to these home preparers that self-report their activities by applying for a retail food permit. The proposed legislation appears to exempt these home preparers from the construction, permitting, and inspection requirements in the Sanitary Code. However, since certain food preparation provisions of the Sanitary Code are still required in the proposed legislation, it is unclear if OPH will still be responsible for inspecting these home preparers in order to ensure food safety. To the extent that inspections are not required due to the proposed legislation, SGF costs will decrease by an indeterminable amount depending on the number of home preparers of jellies, preserves jams, cakes, cookies, and honey that were previously permitted and whose gross annual sales are less than \$20,000.

REVENUE EXPLANATION

It is anticipated that self-generated revenues within OPH will decrease by an indeterminable amount as a result of this legislation. The current permitting fee for retail food establishments is \$100. The current maximum civil fine for violations of the Sanitary Code relative to food preparation is \$100 per day per violation; however, there is a penalty cap of \$10,000 per year relative to the assessment of civil fines. With the application of this legislation, OPH would lose all revenues associated with the subgroups listed in R.S. 40:4.9 relative to permitting fees and penalties.



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John D. Carpenter Legislative Fiscal Officer