

2020 Second Extraordinary Session

SENATE BILL NO. 24

BY SENATOR TALBOT

FEES/LICENSES/PERMITS. Provides an exemption to certain fees collected by the Louisiana Department of Health. (gov sig) (Item #32)

1 AN ACT

2 To enact R.S. 40:31.37(J), relative to licensing and permit fees; to provide for an exemption  
3 or refund for fees paid by certain businesses closed due to COVID-19; to provide for  
4 an effective date; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 40:31.37(J) is hereby enacted to read as follows:

7 §31.37. Retail food establishment fees

8 \* \* \*

9 **J. Any applicant who obtained a permit pursuant to this Section that**  
10 **was effective on March 17, 2020, shall be eligible for one of the following:**

11 **(1) Be exempt from payment of the next regularly scheduled permit**  
12 **renewal fee if the applicant's business establishment was required to**  
13 **temporarily cease retail operations pursuant to Proclamation Number 30 JBE**  
14 **2020, or any subsequent proclamation declaring the existence of a statewide**  
15 **COVID-19 public health emergency.**

16 **(2) Be issued a refund by the department of the fee paid for the permit**  
17 **that was in effect if a permitted business establishment has permanently closed**

1           as a result of the mandate to temporarily cease retail operations pursuant to  
 2           Proclamation Number 30 JBE 2020, or any subsequent proclamation declaring  
 3           the existence of a statewide COVID-19 public health emergency.

4           Section 2. This Act shall become effective upon signature by the governor or, if not  
 5 signed by the governor, upon expiration of the time for bills to become law without signature  
 6 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
 7 vetoed by the governor and subsequently approved by the legislature, this Act shall become  
 8 effective on the day following such approval.

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The original instrument was prepared by Brandi Cannon. The following digest, which does not constitute a part of the legislative instrument, was prepared by Alan Miller.

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DIGEST

SB 24 Engrossed

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Talbot

Present law provides for the issuance of permits by the La. Department of Health for retail food establishments.

Proposed law retains present law and further provides that any applicant who obtained a permit that was effective on March 17, 2020, shall be eligible for one of the following:

- (1) Be exempt from payment of the next regularly scheduled permit renewal fee if the applicant's business establishment was required to temporarily cease retail operations pursuant to Proclamation Number 30 JBE 2020, or any subsequent proclamation declaring the existence of a statewide COVID-19 public health emergency.
- (2) Be issued a refund of the fee paid for the permit that was in effect if a permitted business establishment has permanently closed as a result of the mandate to temporarily cease retail operations pursuant to Proclamation Number 30 JBE 2020, or any subsequent proclamation declaring the existence of a statewide COVID-19 public health emergency.

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

(Adds R.S. 40:31.37(J))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Judiciary B to the original bill

1. Removes all provisions referencing the office of alcohol and tobacco control.