2020 Second Extraordinary Session

HOUSE RESOLUTION NO. 17

BY REPRESENTATIVE ECHOLS

FEES/LICENSES/PERMITS: Requests the commissioner of alcohol and tobacco control and the La. Dept. of Health to grant no-cost extensions of bar and restaurant and instate manufacturer permits

1	A RESOLUTION
2	To urge and request the Louisiana Department of Health and the office of alcohol and
3	tobacco control in the Department of Revenue to grant each bar and restaurant owner
4	and in-state manufacturer a permit extension, at no cost to the owner or
5	manufacturer, for a period equal in duration to the total time that the declared state
6	of public health emergency for COVID-19 is in effect.
7	WHEREAS, on March 11, 2020, Governor John Bel Edwards issued Proclamation
8	Number 25 JBE 2020 to declare a statewide public health emergency due to the imminent
9	threat posed to Louisiana by COVID-19; and
10	WHEREAS, R.S. 40:4(A)(1)(c)(i) provides that, in order to protect the public health,
11	the state health officer of the Louisiana Department of Health shall promulgate rules and
12	regulations relative to retail food establishments; and
13	WHEREAS, these rules and regulations comprise a segment of the state sanitary
14	code, LAC 51:XXIII.101 et seq., and provide that such food establishments include
15	restaurants, cafeterias, caterers, delicatessens, bars, lounges, and any other facilities that
16	prepare food for individual service or for a group of people; the rules and regulations also
17	require certain permits for such establishments; and

WHEREAS, R.S. 40:31.37 requires the Louisiana Department of Health to charge
a fee for each permit issued to a food establishment in accordance with the state sanitary
code; and
WHEREAS, R.S. 26:71 provides that, before engaging in the business of
manufacturing, supplying, or dealing in alcoholic beverages, all persons shall obtain from
the commissioner of alcohol and tobacco control a permit to conduct each separate business
and shall pay the commissioner a fee not to exceed the amounts provided by law; and
WHEREAS, R.S. 26:792 authorizes the commissioner of alcohol and tobacco control
to issue and renew permits required by law for persons engaging in the business of dealing
in beverages of high and low alcoholic content, provided that no wholesale permit shall be
issued or renewed without the applicant's first furnishing evidence to the commissioner that
the bond required under R.S. 26:348 has been secured.
THEREFORE, BE IT RESOLVED that the House of Representatives of the
Legislature of Louisiana does hereby urge and request the Louisiana Department of Health
and the office of alcohol and tobacco control in the Department of Revenue to grant each bar
and restaurant owner and in-state manufacturer a permit extension, at no cost to the owner
or manufacturer, for their establishment for a period equal in duration to the total time that
the declared state of public health emergency for COVID-19 is in effect.
DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute

part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HR 17 Engrossed 2020 Second Extraordinary Session Echols

Requests the La. Dept. of Health and the office of alcohol and tobacco control in the Dept. of Revenue to grant each bar and restaurant owner and in-state manufacturer a permit extension, at no cost to the owner, for a period equal in duration to the total time that the declared state of public health emergency for COVID-19 is in effect.

Summary of Amendments Adopted by House

The Committee Amendments Proposed by <u>House Committee on Health and Welfare</u> to the <u>original</u> bill:

1. Add in-state manufacturer as a recipient who will be granted a permit extension at no cost to the owner by the La. Dept. of Health and the office of alcohol and tobacco control in the Dept. of Revenue.