

## HOUSE SUMMARY OF SENATE AMENDMENTS

**HB 933**

**2024 Regular Session**

**Bayham**

HORTICULTURE: Provides with respect to retail florists and wholesale florists

### Synopsis of Senate Amendments

1. Makes technical changes.
2. Adds a fee for a floral dealer's permit, which cannot be less than \$70 or more than \$100 per permit.
3. Clarifies that a cut flower dealer's permit authorizes a holder to sell cut flowers either singly or in bunches, or both

### Digest of Bill as Finally Passed by Senate

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 which removes the retail florist license and wholesale florist license.

Proposed law creates a floral dealer permit.

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.

Present law provides for permit fees.

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

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

Proposed law amends present law to remove that the holder of a cut flower permit may not

sell cut flowers within 300 feet of the place of business of another person engaged in the profession of retail florist.

Proposed law removes that a holder of a cut flower permit may operate under that permit a vending machine for the sale of cut flowers and floral design.

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 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 of Agriculture and Forestry 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), 3806(I), 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))