

2016 Regular Session

HOUSE BILL NO. 1059

BY REPRESENTATIVE DAVIS

1 AN ACT

2 To amend and reenact R.S. 40:1846(C) and 1851(A) and (F) and to repeal R.S. 40:1851(B),
3 (G), and (H), relative to the Louisiana Liquefied Petroleum Gas Commission; to
4 authorize the Louisiana Liquefied Petroleum Gas Commission to print rules and
5 regulations of the commission on the commission's website; to provide that an
6 assessment may be levied on holders of a certain class of permit holders; to provide
7 relative to membership of an advisory board to the Louisiana Liquefied Petroleum
8 Gas Commission; to repeal provisions of law relating to elections and assessments;
9 and to provide for related matters.

10 Be it enacted by the Legislature of Louisiana:

11 Section 1. R.S. 40:1846(C) and 1851(A) and (F) are hereby amended and reenacted
12 to read as follows:

13 §1846. Rules and regulations of commission; exceptions; reporting; data sharing;
14 permit requirements; penalties; liability; state of emergency or disaster

15 * * *

16 C. The rules and regulations adopted by the commission shall be ~~printed in~~
17 ~~pamphlet form~~ available to the public on the website of the commission. Any
18 applicant, upon filing a formal application for a permit or registration, shall be
19 mailed a copy of these rules and regulations upon receipt of his request. These rules
20 and regulations may be supplemented from time to time in accordance with
21 Administrative Procedure Act, R.S. 49:950 et seq. No other form of promulgation
22 shall be required to make such rules and regulations or supplements thereto effective.

23 * * *

1 §1851. Assessment

2 A. Subject to the provisions of this Section, there is hereby levied an
3 assessment in the amount of five one-hundredths of one percent of the gross annual
4 sales of liquefied petroleum gas of each person who holds a Class I₂ ~~or a~~ Class IV₂
5 or Class VI permit. The assessment shall be determined in the same manner as the
6 permit fee is determined.

7 * * *

8 F. The commission shall establish a board to advise the commission on the
9 expenditure of funds collected under this Section. One advisory board member shall
10 be appointed by the commission from each commission inspector's area, as
11 designated by the commission, and two members shall be appointed at large. Each
12 member of the advisory board shall be a holder of a Class I₂ ~~or~~ Class IV₂, or Class VI
13 permit. Each class of permit holders on which this Section levies an assessment shall
14 have at least two members who hold permits for their respective classes on the
15 advisory board. There shall be not more than nine members of the advisory board.
16 The advisory board members shall serve a term concurrent with that of the governor
17 and, in case of resignation, the appointee will fill the unexpired term. Members shall
18 not receive any compensation for serving on the advisory board.

19 * * *

20 Section 2. R.S. 40:1851(B), (G), and (H) are hereby repealed in their entirety.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____