

SENATE COMMITTEE AMENDMENTS

2021 Regular Session

Amendments proposed by Senate Committee on Natural Resources to Reengrossed House Bill No. 691 by Representative Bacala

1 AMENDMENT NO. 1

2 On page 1, line 10, change "306(B)(6)(c)" to "306(A)(1) and (B)(6)"

3 AMENDMENT NO. 24 On page 1, at the beginning of line 11, change "306.2(A) and (B), 306.3(B)" to "306.2(A)(1),
5 and (B), 306.3, 306.4(C)(1), 306.5(A)(introductory paragraph)"6 AMENDMENT NO. 3

7 On page 1, line 13, delete "494(E)(5) and (F),"

8 AMENDMENT NO. 4

9 On page 1, line 16, after "303(G)," insert "306(B)(7),"

10 AMENDMENT NO. 511 On page 1, line 20, after "166," delete the remainder of the line and on page 2, delete line
12 1 and insert "256, 257, 302.1, 302.2, 302.3, 302.4, 302.5, 302.6, 302.9.1(D), 303.6(A),
13 306(A)(2), 306.1, 306.2(A)(2), 333(H), 433.1(C) and (D), 434.1, 446, 451,472, 506, 506.1,
14 579.1, 579.2, 641.1, 642, 643,646, 647.1, 649.5, 649.6, 650"15 AMENDMENT NO. 616 On page 4, at the end of line 2, change "306(B)(6)(c)" to "306(A)(1) and (B)(6)(c)" and
17 delete line 3 and insert: "306.2(A)(1) and (B), 306.3, 306.4(C)(1), 306.5(A)(introductory
18 paragraph), 307.1(A), 322.1(A), 322.2(A), 325.3(C),"19 AMENDMENT NO. 7

20 On page 4, line 5, delete "494(E)(5) and (F),"

21 AMENDMENT NO. 8

22 On page 4, line 7, after "303(G)," insert "306(B)(7),"

23 AMENDMENT NO. 9

24 On page 4, between lines 25 and 26, insert:

25 "(b)(i) Pay annually into a special fund created in the state treasury and
26 designated as the "Shrimp Marketing and Promotion Fund" an amount equal to the
27 fees collected pursuant to R.S. 56:305(G) and paid into the treasury by the
28 commission. All expenditures and allocation of monies from this fund shall be
29 administered by the Louisiana Shrimp Task Force to be used for the development of
30 markets for shrimp and creation of marketing strategies for the development and
31 market expansion for shrimp harvested from Louisiana waters. The task force may
32 contract with the Louisiana Seafood Promotion and Marketing Board to promote the
33 Louisiana shrimp industry.34 (ii) Pay annually into a special account created in the Conservation Fund and
35 designated as the "Shrimp Development and Management Account" an amount equal
36 to the fees collected pursuant to R.S. 56:305(B)(1) and (C)(1) and paid into the

1 treasury by the commission. All expenditures and allocation of monies from this
2 fund shall be administered by the department. The Shrimp Development and
3 Management Account is intended to defray the cost of the shrimp program within the
4 department and support the functions of the Shrimp Task Force, specifically to assist
5 in funding salaries and financial support including associated indirect costs for
6 employees in the shrimp program, the management of the shrimp population, law
7 enforcement activities associated with shrimp industry, research on all aspects
8 involved with the shrimp resource and industry and authorized activities of the
9 Shrimp Task Force.

10 * * *

11 AMENDMENT NO. 10

12 On page 19, between lines 4 and 5, insert:

- 13 "(1) Shrimp Gear:
- 14 (a) Butterfly nets: twenty-five dollars for each butterfly net.
- 15 (b) Skimmer nets: twenty-five dollars for each skimmer net.
- 16 (c) Trawls: twenty-five dollars for each trawl, except no fee is required for
17 use of a test trawl, as defined by R.S. 56:495.1(A), when used with another trawl for
18 which the gear fee has been paid.
- 19 (d) Freshwater shrimp net: twenty-five dollars to use a freshwater shrimp net
20 in accordance with R.S. 56:501.
- 21 (e) All revenue collected from the sale of shrimp gear fees established in this
22 Paragraph, or from nonresident shrimp gear fees collected pursuant to Paragraph
23 (C)(1) of this Section shall be credited to the Shrimp Development and Management
24 Account as provided in R.S. 56:10(B)(1)(b)(ii)."

25 AMENDMENT NO. 11

26 On page 19, at the beginning of line 5, change "(1)" to "(2)", and at the beginning of line 12,
27 change "(2)" to "(3)", and at the beginning of line 19, change "(3)" to "(4)"

28 AMENDMENT NO. 12

29 On page 19, line 21, after "56:333" delete the remainder of the line and delete line 22 and
30 insert a period "."

31 AMENDMENT NO. 13

32 On page 20, line 14, change "three" to "two"

33 AMENDMENT NO. 14

34 On page 20, at the end of line 17, delete "gill nets, trammel" and at the beginning of line 18,
35 delete "nets, strike nets, or seines" and insert "or other legal gear"

36 AMENDMENT NO. 15

37 On page 20, at the beginning of line 26, change "(4)" to "(5)" and at the beginning of line 29,
38 change "(5)" to "(6)"

39 AMENDMENT NO. 16

40 On page 20, line 27, change "fifty" to "twenty-five"

41 AMENDMENT NO. 17

42 On page 24, delete lines 24 through 28, and insert:

1 "A.(1) Any person buying, acquiring, or handling, from any person, by any
 2 means whatsoever, any species of fish, whether fresh, frozen, processed, or
 3 unprocessed, in Louisiana from within or outside the state, for sale or resale,
 4 including bait species, whether on a commission basis or otherwise, is a
 5 wholesale/retail seafood dealer and must purchase a wholesale/retail seafood dealer's
 6 license. ~~A licensed wholesale/retail seafood dealer may act as a retail seafood dealer~~
 7 ~~as specified in R.S. 56:306.1.~~

8 * * *

9 B.

10 * * *

11 (6) Restaurants and retail grocers who only purchase fish, whether fresh,
 12 frozen, processed, or unprocessed, from a licensed wholesale/retail seafood dealer
 13 and only sell such fish fully prepared for immediate consumption by the consumer
 14 need not be licensed in compliance with the provisions of this Section. Any
 15 restaurant or retail grocer who sells fish as described in this Section shall be licensed
 16 in accordance with the applicable law. All restaurants and retail grocers shall
 17 maintain records as required in this Subpart.

18 (7) (a) In addition to the license requirements contained in this Section, any
 19 wholesale/retail seafood dealer who exports or attempts to export outside of the state
 20 of Louisiana any crabs, soft shell crabs, boiled crabs, containerized crabmeat, or
 21 containerized pasteurized crabmeat shall be required to purchase a wholesale out-of-
 22 state crab shipping license in addition to his wholesale/retail dealer's license. The
 23 wholesale out-of-state crab shipping license shall be issued in the same manner as
 24 a wholesale/retail seafood dealer's license and shall be issued only to a person who
 25 is a licensed wholesale/retail seafood dealer.

26 (b) The fee for a wholesale out-of-state crab shipping license shall be ~~one~~ two
 27 hundred forty dollars per year. The license shall be valid for one year, beginning on
 28 January first of each calendar year and expiring on December thirty-first of the same
 29 calendar year. The license may be purchased at any time of the year for the current
 30 license year and from November fifteenth for the immediately following license
 31 year."

32 AMENDMENT NO. 18

33 On page 25, delete lines 7 through 27

34 AMENDMENT NO. 19

35 On page 26, at the end of line 2, change "six" to "five" and on line 2, change "twenty-five"
 36 to "fifty"

37 AMENDMENT NO. 20

38 On page 26, at the beginning of line 4, change "three thousand" to "two thousand two
 39 hundred"

40 AMENDMENT NO. 21

41 On page 26, delete lines 7 through 9

42 AMENDMENT NO. 22

43 On page 26, line 11, delete "and retail seafood dealer's" and at the beginning of line 12,
 44 delete "license"

45 AMENDMENT NO. 23

46 On page 26, line 15, delete "and retail seafood dealer's license"

1 AMENDMENT NO. 24

2 On page 26, delete line 17, and insert:

3 "A. A wholesale/retail seafood dealer's license ~~and a retail seafood dealer's~~
4 ~~license are~~ is valid for one year, beginning on January first of each calendar year and
5 expiring on December thirty-first of the same calendar year."

6 AMENDMENT NO. 25

7 On page 26, at the end of line 18, delete "and retail seafood dealer's" and at the beginning
8 of line 19, delete "license"

9 AMENDMENT NO. 26

10 On page 26, between lines 20 and 21, and insert:

11 "C. The department may also authorize the purchase of a wholesale/retail
12 seafood dealer's license ~~and a retail seafood dealer's license~~ for a four-year period at
13 four times the cost of the annual license fee.

14 §306.4. Restrictions on buying and selling and transportation by wholesale/retail
15 seafood dealers, ~~retail seafood dealer's license~~; restaurants and retail
16 grocers

17 * * *

18 C.(1) ~~Retail seafood dealers, restaurants,~~ Restaurants and retail grocers shall
19 buy directly only from wholesale/retail seafood dealers licensed in Louisiana. When
20 a ~~retail seafood dealer,~~ restaurant; or retail grocer purchases fish from an out-of-state
21 seller and brings the fish into the state, he shall buy directly from those persons from
22 whom he can legally purchase fish in the state of purchase. When a restaurant or
23 retail grocer buys fish from an out-of-state seller and brings the fish into the state,
24 the restaurant or retail grocer shall be licensed in accordance with the provisions of
25 R.S. 56:306 ~~or 306.1~~ and shall possess a valid transport license when bringing such
26 fish into the state.

27 * * *

28 §306.5. Records

29 A. Wholesale/retail seafood dealers, ~~retail seafood dealers~~, restaurants, and
30 retail grocers shall keep, in the English language:"

31 AMENDMENT NO. 27

32 On page 37, line 24, after "waterfowl" insert ", the funds to be expended for such purposes
33 through Ducks Unlimited, Inc. or"

34 AMENDMENT NO. 28

35 On page 39, line 1, change "Fund" to "Account"

36 AMENDMENT NO. 29

37 On page 39, line 2, after "A.(1)" insert "There is hereby created within the Conservation
38 Fund a special account designated as the "Lifetime License Endowment Trust Account."

39 AMENDMENT NO. 30

40 On page 39, line 10, change "Fund" to "Account"

41 AMENDMENT NO. 31

42 On page 39, line 12, change "fund" to "account"

1 AMENDMENT NO. 32

2 On page 39, line 13, change "fund" to "account"

3 AMENDMENT NO. 33

4 On page 39, at the end of line 17, change "Fund," to "Account,"

5 AMENDMENT NO. 34

6 On page 57, lines 4, after "River" insert "and the Pearl River"

7 AMENDMENT NO. 35

8 On page 57, lines 5, after "River" insert "and the Pearl River" and change "that" to "those"

9 AMENDMENT NO. 36

10 On page 58, delete lines 23 through 25, and insert "B. Licenses issued pursuant to this Part
11 shall be valid for a period of one year from the date of issuance. In the case where"

12 AMENDMENT NO. 37

13 On page 60, between lines 8 and 9, insert:

14 "(3) Any person who was born in Louisiana and who possesses a valid
15 Louisiana birth certificate may purchase a nonresident temporary hunting and fishing
16 license that is valid for ten consecutive days for the cost of an annual resident license
17 conveying an equivalent privilege."

18 AMENDMENT NO. 38

19 On page 64, line 8, change "\$2.50/year" to "\$4.00/year"

20 AMENDMENT NO. 39

21 On page 65, delete line 14

22 AMENDMENT NO. 40

23 On page 65, line 15, change "Section 5." to "Section 4."

24 AMENDMENT NO. 41

25 On page 65, delete line 16, and insert "Section 5. R.S. 56:10(B)(13), 256, 257, 302.9.1(D),
26 306(A)(2), 306.1, 306.2(A)(2), 333(H), 433.1(C) and (D), 434.1, 446, 451,472, 506, 506.1,
27 579.1, 579.2 are hereby repealed in their"

28 AMENDMENT NO. 42

29 On page 65, line 18, change "Section 7." to "Section 6." and after "(6)," delete "and (13),"

30 AMENDMENT NO. 43

31 On page 65, line 21, change "Section 8." to "Section 7." line 25, change "Section 9." to
32 "Section 8."

33 AMENDMENT NO. 44

34 On page 65, line 27, change "June 1, 2022" to "November 15, 2021"

1 AMENDMENT NO. 45

2 On page 65, line 28, change "June 1, 2024" to "November 15, 2023"

3 AMENDMENT NO. 46

4 On page 66, delete lines 1 through 3, and insert:

5 "Section 9. This Section and Sections 1, 2, 4, 5, 7, and 8 of this Act shall
6 become effective on November 15, 2021.

7 Section 10. This Section and Sections 3 and 6 of this Act shall become
8 effective on June 1, 2022. "