

## RÉSUMÉ DIGEST

**ACT 643 (HB 933)**

**2024 Regular Session**

**Bayham**

Prior law provided relative to retail and wholesale florists.

Prior law authorized a retail florist to arrange or supervise the arrangement of floral designs which included 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.

New law repeals prior law.

Prior law authorized 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, it prohibited a wholesale florist from arranging or selling floral designs.

New law repeals prior law.

Prior law provided that the membership of the Horticulture Commission (commission) includes a retail florist and a wholesale florist.

New law repeals prior law and provides that the membership of the commission includes a floral dealer.

Prior law provided for the regulation, examination, and licensing of retail and wholesale florists.

New law repeals prior law which removes the retail florist license and wholesale florist license.

New law creates a floral dealer permit.

New 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.

Existing law provides for permit fees.

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

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

New law removes 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.

New 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.

New law authorizes a floral dealer to sell cut flowers and ornamental plants in pots and modifies provisions regulating the operation of vending machines.

New law makes technical changes.

New 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 new law.

New law requires the Department of Agriculture and Forestry to issue a notice of intent to amend its rules and regulations in conformity with new law on or before Sept. 1, 2024 and adopt same on or before Dec. 1, 2024.

Effective upon signature of governor (June 11, 2024).

(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))