

2025 Regular Session

HOUSE BILL NO. 661

BY REPRESENTATIVE MILLER

HEALTH/LDH: Provides relative to fees collected by the Louisiana Department of Health

1 AN ACT

2 To amend and reenact R.S. 40:4.7, 31.32(D) and (E) and 1046(G)(1)(b), to enact R.S.
3 40:31.31.1, 31.40, and 1046(H)(4)(e), and to repeal R.S. 40:31.32 (F), relative to fees
4 collected by the Louisiana Department of Health, office of public health; to provide
5 for vendor fees at certain events; to provide for fees for export and free sale
6 certificates; to provide for sewage fees; to establish fees for the review of plans for
7 certain facilities; to establish fees related to the sale and production of therapeutic
8 marijuana; and to provide for related matters.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 40:4.7, 31.32(D) and (E) and 1046(G)(1)(b) are hereby amended and
11 reenacted and R.S. 40:31.31.1, 31.40, and 1046(H)(4)(e) are hereby enacted to read as
12 follows:

13 §4.7. New Orleans Jazz and Heritage Festival

14 ~~Food~~ A food and beverage ~~services~~ vendor at the New Orleans Jazz and
15 Heritage Festival shall be subject to inspection and compliance with applicable
16 provisions of the state sanitary code and especially the special event food and
17 beverage preparation regulations that pertain to equipment, design, construction,
18 utensils, supplies, preparation, and services. The festival shall not be subject to

1 exemptions granted in R.S. 40:4.5. The Louisiana Department of Health shall charge
2 a permit fee of twenty-five dollars to each food and beverage vendor at the festival.

3 * * *

4 §31.31.1. Export certificate fees

5 The Louisiana Department of Health shall charge a fee of fifteen dollars for
6 each export certificate or certificate of free sale issued at the request of a
7 manufacturer or distributor whose operations are subject to the jurisdiction of the
8 Louisiana Department of Health or whose products are subject to rules promulgated
9 by the Louisiana Department of Health in accordance with R.S. 40:627.

10 §31.32. Individual sewage fees

11 * * *

12 D.(1) For each sewerage installer license issued to a person who installs
13 sewage treatment systems, the department shall charge and collect an annual fee of
14 one hundred and fifty dollars payable by the individual seeking licensure.

15 (2) For each sewerage maintenance license issued to a person who maintains
16 or services sewage treatment systems, the department shall charge and collect an
17 annual fee of one hundred and fifty dollars payable by the individual seeking
18 licensure.

19 (3) For each combination installer and maintenance license issued to a
20 person who installs and maintains or services sewage treatment systems, the
21 department shall charge and collect an annual fee of one hundred and fifty dollars
22 payable by the individual seeking licensure.

23 E.(1) The department shall charge and collect an inspection fee of one
24 hundred and fifty dollars for each sewerage treatment and interrelated systems
25 inspection or related request associated with loanmaking procedures for existing
26 residential and commercial properties. The fee shall be payable by the individual
27 requesting such inspection or related activity.

(2) ~~The provisions of Paragraph (1) of this Subsection shall not be effective unless the department complies with the provisions of R.S. 40:1281.23.~~

* * *

§31.40. Plan review fees

A. The Louisiana Department of Health shall charge and collect, in advance, a fee of one hundred dollars for the review of any plans required to be submitted to the Louisiana Department of Health, office of public health, in connection with a permit application for a new facility, operation, or establishment or a plan required to be submitted in connection with a substantial renovation to an existing permitted facility, operation, or establishment. For an alternative fee of one thousand dollars, the Louisiana Department of Health shall expedite and guarantee a complete review of a plan within five business days from the date the plan and fee are submitted.

B. The plan review fees authorized by this Section are collected in addition to any permit fees authorized by this Title.

C. This Section shall not apply to the review of plans for a public water supply system, commercial treatment facility, community sewerage system, or swimming pool.

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§1046. Recommendation and sale of marijuana for therapeutic use; production facility licensing; regulations and permitting by the Louisiana Department of Health

* * *

G.(1)

* * *

(b) Upon each annual renewal period, a retail permit in force shall be renewed by the department for the next succeeding period upon proper application for renewal and payment of permit fees as required by law and the rules and regulations of the department. The department shall charge an annual permit fee to

each retail permit holder based on a retail permit holder's gross sales of therapeutic marijuana according to the following schedule:

| <u>Annual gross sales</u> | <u>Annual fee</u> |
|-----------------------------|-------------------|
| <u>Under \$25,000</u> | <u>\$ 500</u> |
| <u>\$25,001 - \$50,000</u> | <u>\$ 1,000</u> |
| <u>\$50,001 - \$75,000</u> | <u>\$ 2,000</u> |
| <u>\$75,001 - \$100,000</u> | <u>\$ 5,000</u> |
| <u>over \$100,000</u> | <u>\$ 7,500</u> |
| * * * | |

H.

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(4) The Louisiana Department of Health shall:

* * *

(e) Charge a registration fee of fifty dollars for each new therapeutic marijuana product that the holder of a license to cultivate, extract, process, produce, and transport therapeutic marijuana uploads to LMMTS in accordance with R.S. 40:1046.2.

* * *

Section 2. R.S. 40:31.32(F) is hereby repealed in its entirety.

Section 3. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.

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)]

HB 661 Original

2025 Regular Session

Miller

Abstract: Modifies fees collected by the La. Dept. of Health (LDH), office of public health.

Present law establishes that LDH may inspect a food and beverage vendor at the New Orleans Jazz and Heritage Festival for compliance with the state sanitary code.

Proposed law provides that LDH shall charge a \$25 permit fee to each food and beverage vendor at the New Orleans Jazz and Heritage Festival.

Proposed law requires LDH shall charge a fee of \$15 for each export certificate or certificate of free sale issued at the request of a manufacturer or distributor whose operations are subject to LDH jurisdiction.

Proposed law modifies present law increasing the following sewage fees:

- (1) Sewerage installer license annual fee increases from \$100 to \$150.
- (2) Sewerage maintenance license annual fee increases from \$100 to \$150.
- (3) Combination installer and maintenance license increases from \$100 to \$150.
- (4) Sewerage treatment and interrelated systems inspection from \$100 to \$150.

Present law provides that LDH may charge a fee for inspecting sewerage treatment and interrelated systems if all of the following circumstances exist:

- (1) The systems are designed to produce less than or equal to 1,500 gallons of effluent.
- (2) The systems do not limit or reduce the effluent and of sewage per day.
- (3) The systems contain a device for disinfecting effluent approved by LDH.

Proposed law repeals the fee that LDH may collect for inspecting sewerage treatment and interrelated systems provided for in present law.

Present law provides that fees established in present law shall replace fees under the heading "Sewerage" promulgated in the June 20, 1989 Louisiana Register.

Proposed law repeals present law.

Proposed law establishes a \$100 fee for LDH to review any plans required to be submitted to LDH in connection with a permit application for a new facility, operation, or establishment or substantial renovation of an existing facility, operation, or establishment. Proposed law further provides that an entity may pay an alternative fee of \$1,000 to expedite the review process.

Present law provides that a retail permit holder authorized to sell therapeutic marijuana is required to pay permit fees required by law and the rules and regulations of LDH.

Proposed law provides that the department shall charge an annual permit fee to a retail permit holder based on its gross sales of therapeutic marijuana.

Present law requires LDH to collect a \$100,000 license fee from each licensee permitted to cultivate, extract, process, produce, and transport therapeutic marijuana. Present law further provides that each licensee permitted to cultivate, extract, process, produce, and transport therapeutic marijuana shall be charged a fee that equals 7% of the licensee's gross sales of therapeutic marijuana.

Proposed law provides that each licensee authorized to cultivate, extract, process, produce, and transport therapeutic marijuana shall be charged a \$50 fee for each therapeutic marijuana product that the licensee uploads to the Louisiana Medical Marijuana Tracking System.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 40:4.7, 31.32(D) and (E) and 1046(G)(1)(b); Adds R.S. 40:31.31.1, 31.40, and 1046(H)(4)(e); Repeals R.S. 40:31.32(F))