
DIGEST

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Hodges

HB No. 126

Abstract: Authorizes the office of alcohol and tobacco control to provide for certain posting requirements relative to the National Human Trafficking Resource Center hotline and authorizes the ATC commissioner to assess fines for failure to post such information.

Present law requires the following establishments to post information regarding the National Human Trafficking Resource Center hotline in specific areas on the premises:

- (1) Every massage parlor, spa, or hotel that has been found to be a public nuisance for prostitution.
- (2) Every strip club or sexually oriented business as provided for in present law.
- (3) Every highway truck stop or highway rest stop.

Proposed law retains present law except that it removes a highway truck stop from the requirement and adds a full service fuel facility adjacent to an interstate highway.

Present law requires that the information regarding the National Human Trafficking Resource Center hotline must be posted prominently both inside and outside the premises of the establishments.

Proposed law requires that the information be posted prominently inside restrooms in the premises and in any areas that are frequently used by employees of the establishment, including but not limited to dressing rooms and break rooms inside of a strip club or sexually oriented establishment.

Present law provides for certain requirements relative to the print and language printed on the posting.

Proposed law retains present law except it removes certain language from the posting and adds that such posting shall comply with any other requirements that are established by regulations promulgated by the commissioner in accordance with the Administrative Procedure Act.

Present law requires each posting to be printed in English, Louisiana French, Spanish, and any other languages required by the Dept. of Public Safety and Corrections.

Proposed law retains present law except that it changes the requirements imposed on the Dept. of Public Safety and Corrections to the commissioner of alcohol and tobacco control (ATC).

Present law requires Dept. of Revenue and DOTD to provide each establishment within their regulatory control or authority with the notice information and to post samples of the notice on their websites for download.

Proposed law retains present law and adds the requirements relative to the Dept. of Revenue to the office of alcohol and tobacco control.

Present law requires a civil penalty of \$500 to be assessed for each violation to be enforced by the departments provided for in present law.

Proposed law authorizes a civil penalty to be assessed in accordance with present law, which provides for certain penalties that may be imposed in lieu of or in addition to revocation or suspension of a permit to be enforced by the departments or any law enforcement agency with jurisdiction.

Present law authorizes the commissioner of the ATC to assess certain fines in lieu of or in addition to revocation or suspension of a permit.

Proposed law retains present law and adds authorization for the commissioner to assess a fine against a retail dealer.

(Amends R.S. 15:541.1(A)(3), (B), (C)(1), and (D) and R.S. 26:96(A))

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Judiciary to the original bill.

1. Changed the application for the requirement to post certain information from a highway truck stop to a full service fuel facility adjacent to an interstate highway.
2. Added authorization for the commissioner to provide for additional requirements that may be established by regulations promulgated in accordance with the Administrative Procedure Act as it relates to print and language on the posting.
3. Deleted certain language required to be printed on the posting.
4. Added the office of alcohol and tobacco control to the list of departments required to provide notice and samples of the posting on their websites.
5. Removed the authorization to assess a civil penalty of \$500 for each violation and added authorization to assess a fine provided for in present law in lieu of or in addition to suspension or revocation of a permit and further added enforcement by

any law enforcement agency with jurisdiction.

6. Added authorization for the commissioner to assess certain fines in lieu of or in addition to suspension or revocation of a permit for a retail dealer who is required to post certain information and fails to do so.