

Regular Session, 2014

HOUSE BILL NO. 294

BY REPRESENTATIVE STUART BISHOP

PUBLIC HEALTH: Provides relative to preparation of cane syrup in the traditional manner for public consumption

1 AN ACT

2 To amend and reenact R.S. 40:4.9(A)(1)(a) and (B), relative to certain food products
3 prepared in the home for public consumption; to provide for application of the state
4 Sanitary Code; to provide for preparation of cane syrup in the traditional manner for
5 sale; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 40:4.9(A)(1)(a) and (B) are hereby amended and reenacted to read
8 as follows:

9 §4.9. Jellies, preserves, jams, honey, honeycomb products, cane syrup, cakes, and
10 cookies; preparation in home for public consumption

11 A.(1)(a) No provision of the state Sanitary Code or any provision of any
12 other law or regulation that requires any equipment, design, construction, utensils,
13 supplies, preparation, or services shall apply to the preparation of jellies, preserves,
14 jams, honey, honeycomb products, cane syrup, cakes, ~~and~~ or cookies in the home for
15 sale. For purposes of this Section, with respect to preparation of cane syrup, "the
16 home" shall mean, in addition to a dwelling, an open-sided structure on private
17 property that shelters a cast iron kettle, evaporator, or other equipment for preparing
18 cane syrup in the traditional manner. This Section shall not be construed to allow the
19 sale or distribution of any unwholesome food.

20 * * *

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

1 B. This Section shall not apply to any ~~preparers~~ preparer of jellies, preserves,
 2 jams, honey, honeycomb products, cane syrup, cakes, ~~and~~ or cookies which are made
 3 at a home for sale, whose gross annual sales equal twenty thousand dollars or more.

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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)]

Stuart Bishop

HB No. 294

Abstract: Provides relative to preparation of cane syrup in the traditional manner for public consumption.

Present law provides that neither the state Sanitary Code nor any code, law, or regulation providing requirements relative to commercial food preparation shall apply to the preparation of jellies, preserves, jams, honey, honeycomb products, cakes, and cookies in the home for sale. However, provides special restrictions on preparation of cakes and cookies. Provides further that the exception to food preparation regulations shall not apply to any home-based food preparer whose gross annual sales equal \$20,000 or more.

Proposed law retains present law and extends application of the exception to food preparation regulations to home-based preparers of cane syrup for sale. Provides that for the purposes of proposed law, with respect to preparation of cane syrup, "the home" shall mean, in addition to a dwelling, an open-sided structure on private property that shelters a cast iron kettle, evaporator, or other equipment for preparing cane syrup in the traditional manner.

(Amends R.S. 40:4.9(A)(1)(a) and (B))