

Regular Session, 2010

HOUSE BILL NO. 695

BY REPRESENTATIVES WOOTON, HARRISON, AND HUTTER

FISHING/OYSTERS: Allows the sale within the state of La. of oysters for raw consumption at all times of the year

1 AN ACT

2 To enact R.S. 56:437, relative to the sale of oysters; to authorize the sale for raw
3 consumption of oysters which have been harvested from Louisiana waters; and to
4 provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 56:437 is hereby enacted to read as follows:

7 §437. Sale of oysters for raw consumption within the state

8 Oysters which have been harvested from Louisiana waters may be sold for
9 raw consumption within the state at all times during the year. Federal regulations
10 which may prohibit the interstate transportation and sale of oysters which have not
11 been post-harvest treated shall not apply to oysters harvested, sold, and consumed
12 within the state of Louisiana. The Department of Health and Hospitals shall
13 promulgate rules pursuant to the Administrative Procedure Act to administer the
14 provisions of this Section and the Department of Wildlife and Fisheries shall assist
15 in the enforcement of such rules.

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)]

Wooton

HB No. 695

Abstract: Authorizes the sale, for raw consumption, of oysters which have been harvested from La. waters.

Proposed law provides that oysters harvested from La. waters may be sold for raw consumption within the state at all times during the year. Further provides that federal regulations which may prohibit the interstate transportation and sale of oysters which have not been post-harvest treated shall not apply to oysters harvested, sold, and consumed within the state of La.

Proposed law authorizes the Dept. of Health and Hospitals to promulgate rules and regulation to administer proposed law and authorizes the Dept. of Wildlife and Fisheries to enforce such rules and regulations.

(Adds R.S. 56:437)

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Natural Resources and Environment to the original bill.

1. Added rule making authority to the Dept. of Health and Hospitals to administer proposed law.
2. Authorized the Dept. of Wildlife and Fisheries to enforce such rules and regulations.