SLS 20RS-888

ORIGINAL

2020 Regular Session

SENATE BILL NO. 493

BY SENATOR CARTER

AGRICULTURAL COMMODITIES. Provides relative to industrial hemp-derived cannabidiol products. (CA7s2.1(A)) (8/1/20)

1	AN ACT
2	To amend and reenact R.S. 3:1482(A)(1) and to enact R.S. 3:1485, relative to industrial
3	hemp-derived cannabidiol products; to clarify process or selling prohibitions; to
4	enact civil penalties; and to provide for related matters.
5	Be it enacted by the Legislature of Louisiana:
6	Section 1. R.S. 3:1482(A)(1) is hereby amended and reenacted and R.S. 3:1485 is
7	hereby enacted to read as follows:
8	§1482. CBD products; prohibitions; Louisiana Department of Health
9	A. No person shall process or sell:
10	(1) Any part of hemp for inhalation, except for hemp rolling papers.
11	* * *
12	<u>§1485. Civil penalties</u>
13	At the discretion of the commissioner and in lieu of the criminal penalties
14	provided for by R.S. 3:1484, any licensee who violates any of the provisions of
15	this Part may be subject to having his permit suspended or revoked, in addition
16	to any other penalties authorized by law.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Dawn Romero Watson.

SB 493 Original

DIGEST 2020 Regular Session

Carter

<u>Present law</u> provides for regulation of industrial hemp-derived cannabidiol products defined as any industrial hemp-derived product or hemp-derived product that contains cannabidiol (CBD) intended for consumption or topical use.

Present law provides that no person shall process or sell:

- (1) Any part of hemp for inhalation.
- (2) Any alcoholic beverage containing CBD.
- (3) Any food product or beverage containing CBD unless the United States Food and Drug Administration approves CBD as a food additive.

<u>Proposed law</u> retains <u>present law</u>, but clarifies that hemp rolling papers are not included in the prohibition.

<u>Present law</u> requires each person who sells or is about to engage in the business of selling at retail, any industrial hemp-derived CBD product to first apply for and obtain a permit for each place of business from the office of alcohol and tobacco control.

<u>Proposed law</u> authorizes the commissioner of the office of alcohol and tobacco control, in her discretion, to suspend or revoke a permit for a violation of <u>present law</u>, in addition to any other penalties authorized by <u>present law</u>.

Effective August 1, 2020.

(Amends R.S. 3:1482(A)(1); adds R.S. 3:1485)