
DIGEST

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CONFERENCE COMMITTEE REPORT DIGEST

HB 302

2026 Regular Session

Chassion

Keyword and oneliner of the instrument as it left the House

TOBACCO/TOBACCO PRODUCTS: Prohibits the sale of vapor products near schools

Report adopts Senate amendments to:

1. Provide that proposed law does not apply to lawful marijuana or marijuana products authorized pursuant to present law and regulated by the La. Dept. of Health.

Report rejects Senate amendments which would have:

1. Authorized a municipality or parish to impose requirements for the sale of vapor, tobacco, or alternative nicotine products that are more stringent than the requirements in proposed law.
2. Required an applicant for a tobacco retail license to demonstrate compliance with applicable municipal or parish ordinances.

Digest of the bill as proposed by the Conference Committee

Present law defines "vapor product" as any non-combustible product containing nicotine or other substances that employs a heating element, power source, electronic circuit, or other electronic, chemical, or mechanical means, regardless of shape or size, that can be used to produce vapor from nicotine in a solution or other form.

Present law further provides that "vapor product" includes any electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or similar product or device and any vapor cartridge or other container of nicotine in a solution or other form that is intended to be used with or in an electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or similar product or device.

Present law provides relative to retail dealer permits and the renewal of retail dealer permits for the sale of vapor products.

Proposed law retains present law and prohibits, pursuant to a municipal or parish ordinance, the sale, offer for sale, storage, or maintenance of stock of vapor products on a premises situated within 300 feet of a school

Proposed law provides that in municipalities and in unincorporated areas divided into subdivisions that the measurement of the 300 feet is to be measured as a person walks using the sidewalk from the nearest point of the property line of the school to the nearest point of the premises to be licensed.

Proposed law authorizes the municipality or parish to establish an alternate method of measurement of the 300 foot limitation by measuring in a straight line from the nearest point of the property line of the school to the nearest point of the premises to be licensed.

Proposed law provides that the alternative method of measurement applies only prospectively to a new permit issued on or after the date the alternative method of measurement has been adopted.

Proposed law does not apply to lawful marijuana or marijuana products authorized pursuant to present law and regulated by the La. Dept. of Health.

(Adds R.S. 26:911(A)(7))