

2020 Regular Session

HOUSE BILL NO. 136

BY REPRESENTATIVE MINCEY

CRIME/BATTERY: Creates the crime of adulterating a food product

1 AN ACT

2 To enact R.S. 14:38.1.1, relative to adulterating food products; to create the crime of  
3 adulterating food products; to provide for elements of the offense; to provide for  
4 definitions; to provide for criminal penalties; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 14:38.1.1 is hereby enacted to read as follows:

7 §38.1.1. Adulterating a food product

8 A. Adulterating a food product is the intentional contamination of a food  
9 product by adding to the product, or mingling with the product, any feces, urine,  
10 blood, saliva, semen, any form of human or animal waste, or other bodily substance  
11 with the intent that the product be provided to or consumed by another person who  
12 has no knowledge of nor consents to the contamination.

13 B. For purposes of this Section:

14 (1) "Food product" is any food, drink, condiment, or medication, including  
15 all substances and preparations used for or entering into the composition of the  
16 product.

17 (2) "Medication" means any prescription or nonprescription drug.

18 C. Whoever commits the crime of adulterating a food product shall be fined  
19 not more than two thousand dollars, imprisoned with or without hard labor for not  
20 more than five years, or both.

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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)]

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HB 136 Original

2020 Regular Session

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**Abstract:** Creates the crime of adulterating a food product, provides elements of the offense, provides for definitions, and provides criminal penalties.

Proposed law creates the crime of adulterating a food product and defines the offense as the intentional contamination of a food product by adding to the product, or mingling with the product, any feces, urine, blood, saliva, semen, any form of human or animal waste, or other bodily substance with the intent that the product be provided to or consumed by another person who has no knowledge of nor consents to the contamination.

Proposed law defines "food product".

Proposed law provides that whoever commits the proposed law crime shall be fined not more than \$2,000, imprisoned with or without hard labor for not more than five years, or both.

(Adds R.S. 14:38.1.1)