

1 the approval of the product within fifteen business days of the date of submission.
 2 If the department fails to notify the submitting party within fifteen business days of
 3 the date of submission, the product may be sold by a wholesaler or retailer permitted
 4 pursuant to R.S. 3:1484 from the day following the fifteenth business day until the
 5 submitting party receives final approval or denial from the department for the
 6 product.

7 **(b) Allow any product that is pending approval and is affixed with a**
 8 **pending approval sticker to be stored by the retailer or wholesaler in a separate**
 9 **storage area without the product being confiscated pending the final approval**
 10 **or denial from the department.**

11 **(c)(i) Upon denying approval of the product, allow the retailer or**
 12 **wholesaler to, within five business days of the date of the denial notification,**
 13 **remove the product from store shelves and place the product in a separate**
 14 **offsite storage area.**

15 **(ii) The retailer or wholesaler shall have thirty calendar days from the**
 16 **date of the denial notification from the department to return the product to the**
 17 **supplier or manufacturer. Any product not returned by the thirtieth calendar**
 18 **day shall be confiscated or destroyed at any time by the department.**

19 * * *

20 §1484. Permit to sell; office of alcohol and tobacco control

21 * * *

22 C.(1) The commissioner may establish and collect an annual retail permit fee
 23 and an annual special event permit fee. The amount of each permit fee provided for
 24 in this Subsection shall be based on the cost of the regulatory functions performed
 25 and shall not exceed one hundred seventy-five dollars per year.

26 **(2)(a) The commissioner shall electronically notify each retailer, within**
 27 **five business days, of the legal status if consumable hemp products are declared**
 28 **illegal to sell in the state.**

29 **(b) Upon notification from the commissioner that consumer hemp**

declared illegal to sell in the state.

Proposed law provides the retailer or wholesaler shall have 30 calendar days from the date of the denial notification from the commissioner, to return the product to the supplier or manufacturer. Proposed law further provides that any product not returned by the 30th calendar day shall be confiscated or destroyed at any time by the commissioner if discovered on a permitted property.

Effective August 1, 2023.

(Amends R.S. 3:1483(G)(1) and 1484(C))

Summary of Amendments Adopted by Senate

Senate Floor Amendments to engrossed bill

1. Removes proposed law requiring the retailer or wholesaler to submit proof of contacting the supplier or manufacturer to return the product within five business days of the date of the denial notification from the department.
2. Adds language to allow the retailer or wholesaler 30 calendar days from the date of the denial notification from the department to return the product to the supplier or manufacturer, and authorizes the department to confiscate or destroy any product not returned by the 30th calendar day.
3. Removes proposed law allowing the retailer six months after the day the commissioner receives the list, to sell the consumable hemp products identified in the detailed inventory list.
4. Adds language to allow the retailer or wholesaler 30 calendar days from the date of the denial notification from the commissioner, to return the product to the supplier or manufacturer, and authorizes the commissioner to confiscate or destroy any product not returned by the 30th calendar day if discovered on a permitted property.