

**ACT No. 233**

2025 Regular Session

HOUSE BILL NO. 12

BY REPRESENTATIVE SCHLEGEL

1 AN ACT

2 To amend and reenact R.S. 40:961.1 and 966(A)(3) and to enact R.S. 14:93.16 and 93.17  
3 and R.S. 40:966(A)(4) and (B)(4), relative to unlawful sales of consumable hemp;  
4 to provide for possession of consumable hemp by minors; to prohibit the  
5 manufacturing and possession of consumable hemp under certain circumstances; to  
6 provide for penalties; to provide exceptions for industrial hemp; to provide for  
7 exceptions; to provide for defenses; and to provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 14:93.16 and 93.17 are hereby enacted to read as follows:

10 §93.16. Unlawful sales of consumable hemp products to persons under twenty-one

11 A. It is unlawful for any person to sell, distribute, dispense, or otherwise  
12 deliver any consumable hemp product, as defined in R.S. 3:1481, to any person  
13 under twenty-one years of age unless such person is the lawful owner or lawful  
14 employee of an establishment to which the sale is being made and is accepting such  
15 delivery pursuant to such ownership or employment. Lack of knowledge of the  
16 person's age shall not be a defense.

17 B. Whoever violates the provisions of this Section shall be fined not less  
18 than five hundred dollars nor more than one thousand dollars, or imprisoned for not  
19 less than thirty days nor more than six months, or both.



1 §966. Penalty for distribution or possession with intent to distribute narcotic drugs  
2 listed in Schedule I; possession of marijuana, synthetic cannabinoids, and  
3 heroin

4 A. Manufacture; distribution. Except as authorized by this Part, it shall be  
5 unlawful for any person knowingly or intentionally:

6 \* \* \*

7 (3)(a) To produce, manufacture, distribute, or dispense or possess with intent  
8 to produce, manufacture, distribute, or dispense a consumable hemp product, as  
9 defined in R.S. 3:1481, in violation of R.S. 3:1483.

10 (b) It shall not be considered a violation of Paragraph (A)(3) of this Section  
11 if the sole basis for the alleged offense is that the processor, wholesaler, or retailer  
12 was operating without an active permit if both of the following occur:

13 (i) The processor, wholesaler, or retailer held a valid permit at the time of  
14 applying for permit renewal.

15 (ii) The renewal application was under review by the Louisiana Department  
16 of Health or the office of alcohol and tobacco control at the time of the alleged  
17 offense.

18 (c) It shall not be considered a violation of Subparagraph (A)(3)(a) of this  
19 Section if the consumable hemp product was approved by the Louisiana Department  
20 of Health at the time of the alleged offense. If the product's approval has been  
21 revoked, no violation shall be deemed to have occurred unless the revocation  
22 occurred more than sixty days prior to the alleged offense.

23 ~~(3)~~(4) To cultivate, possess, process, or sell industrial hemp, industrial hemp  
24 products, or viable industrial hemp seeds not in accordance with the U.S. Agriculture  
25 Improvement Act of 2018 or the plan submitted by the Department of Agriculture  
26 and Forestry that is in compliance with U.S. Department of Agriculture rules.

27 \* \* \*

28 B. Violations of Subsection A. Any person who violates Subsection A of  
29 this Section with respect to:

30 \* \* \*

