
DIGEST

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HB 758 Original

2022 Regular Session

Schexnayder

Abstract: Provides for the regulation of industrial hemp and consumable hemp products.

Proposed law creates a definition for "performance-based sampling" and exempts certain licensees approved for performance-based sampling from Dept. of Agriculture THC testing requirements.

Proposed law provides the criteria for a licensee to be eligible for performance-based sampling.

Present law requires a criminal background check upon application for initial licensure or annual license renewal for growers, seed producers, processors, and handlers.

Proposed law changes the criminal background check requirement to upon application for initial licensure and every 3 years thereafter.

Present law provides for prohibitions on selling or processing certain consumable hemp products.

Proposed law adds a prohibition on retailers adding consumable hemp products to food or beverage sold at retail to consumers.

Present law prohibits consumable hemp products from containing any cannabinoid that is not naturally occurring.

Proposed law replaces "cannabinoid that is not naturally occurring" to "any artificially-derived cannabinoid" and provides a definition for "artificially-derived cannabinoid".

Present law provides that consumable hemp products cannot contain a total delta-9 THC concentration of more than 0.3% nor a total THC concentration of more than 1% on a dry weight basis.

Proposed law retains this requirement for hemp floral material but prohibits all other consumable hemp products from exceeding 0.5 mg of total THC per serving and 15 mg of total THC per package.

Present law requires each application for product registration with the La. Dept. of Health to include a certificate of analysis containing the following information:

- (1) The batch identification number, date received, date of completion, and the method

of analysis for each test conducted.

- (2) Test results identifying the cannabinoid profile by percentage of weight, solvents, pesticides, microbials, and heavy metals.

Proposed law retains provisions of present law but removes the test results for solvents, pesticides, microbials, and heavy metals.

Proposed law requires the certificate of analysis to also indicate the serving size, total THC per serving, package size, and total THC per package and requires the units of measurement to be identified as mg/g.

Proposed law makes technical corrections to the industrial hemp exemption to the Controlled Dangerous Substances Law.

Present law creates the Industrial Hemp Advisory Committee.

Proposed law repeals present law.

(Amends R.S. 3:1462(13)-(19), 1465(D)(1), 1468(A), 1481, 1482(C) and (D)(intro. para.), and 1483(A)(1), (B)(6)-(8), and (E), and R.S. 40:1691.1; Enacts R.S. 3:1482(E); Repeals R.S. 3:1485)