

2023 Regular Session

HOUSE BILL NO. 179

BY REPRESENTATIVE WHEAT

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

TOBACCO/TOBACCO PRODUCTS: Provides relative to the sale of certain vapor products for electronic cigarettes and similar devices

1 AN ACT

2 To enact R.S. 26:911(A)(7), relative to vapor products; to provide relative to the sale of e-  
3 liquid and vapor products; to prohibit the sale of certain e-liquid and vapor products;  
4 and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 26:911(A)(7) is hereby enacted to read as follows:

7 §911. Acts prohibited

8 A. No person, agent, associate, employee, representative, or servant of any  
9 person shall permit any of the following acts to be done on or about any premises  
10 which sells or offers for sale tobacco products, alternative nicotine products, or vapor  
11 products:

12 \* \* \*

13 (7) Sell or serve any e-liquid or vapor products containing a characterizing  
14 flavor to any person. For purposes of this Paragraph, "characterizing flavor" means  
15 a distinguishable flavor, taste, or aroma other than tobacco, mint, or menthol,  
16 including but not limited to any fruit, chocolate, vanilla, honey, candy cocoa, dessert,  
17 alcoholic beverage, herb, wintergreen, or spice flavoring, that is imparted, prior to  
18 or during consumption, by use of a vapor product including liquid nicotine or any  
19 smoke or vapor emanating from that device or product.

20 \* \* \*

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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 179 Original

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Wheat

**Abstract:** Prohibits the sale of certain e-liquid and vapor products.

Present law provides for the prohibition of specific acts regarding the sale of tobacco products, alternative nicotine products, and vapor products.

Proposed law retains present law, defines "characterizing flavor", and prohibits the sale or service of any e-liquid or vapor product containing a characterizing flavor.

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