
SENATE COMMITTEE AMENDMENTS

2023 Regular Session

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Resolution No. 96 by Senator Mizell

1 AMENDMENT NO. 1

2 On page 1, line 3, after "marijuana" insert a comma and "hemp containing THC, and
3 kratom"

4 AMENDMENT NO. 2

5 On page 3, at the end of line 5, delete the period and insert "; and"

6 AMENDMENT NO. 3

7 On page 3, between lines 5 and 6, insert the following:

8 "WHEREAS, Act No. 164 of the 2019 Regular Session provided for
9 the regulation of industrial hemp and industrial hemp-derived CBD products;
10 and

11 WHEREAS, Louisiana law regulating industrial hemp was amended
12 in the following years by Act No. 344 of the 2020 Regular Session, Act No.
13 336 of the 2021 Regular Session, which provided for consumable hemp
14 products, and Act No. 458 of the 2022 Regular Session; and

15 WHEREAS, R.S. 3:1481 defines hemp as the plant Cannabis sativa
16 L. and any part of that plant, including the seeds thereof and all derivatives,
17 extracts, cannabinoids, isomers, acids, salts, and salts of isomers, whether
18 growing or not, with a total delta-9 THC concentration of not more than 0.3
19 percent on a dry weight basis; and

20 WHEREAS, R.S. 3:1481 also defines THC as a combination of
21 tetrahydrocannabinol and tetrahydrocannabinolic acid; and

22 WHEREAS, both hemp and marijuana plants are the same species,
23 with the main difference being how much THC each contains; and

24 WHEREAS, kratom is a preparation made from the leaves of
25 Mitragyna speciosa, an evergreen tree that grows naturally in Southeast Asia,
26 which can be used as either a sedative or a stimulant depending upon the
27 amount consumed; and

28 WHEREAS, the United States Food and Drug Administration warns
29 consumers not to use kratom; and

30 WHEREAS, there are no approved Food and Drug Administration
31 (FDA) uses for kratom; and

32 WHEREAS, R.S. 40:989.3 prohibits the distribution of any product
33 containing kratom to a minor; and

34 WHEREAS, the FDA has raised concerns about the toxicity and
35 possible death with the use of kratom; and

36 WHEREAS, Act No. 231 of the 2019 Regular Session provides for
37 Mitragynine to be added to the Uniform Controlled Dangerous Substances

1 Law if and when the Drug Enforcement Administration of the United States
2 classifies Mitragyna as a controlled dangerous substance; and

3 WHEREAS, the legislature needs reliable data regarding actual
4 adverse effects in order to safeguard the health and well-being of Louisiana
5 residents and properly regulate medical marijuana, hemp containing THC,
6 and kratom."

7 AMENDMENT NO. 4

8 On page 3, line 8, after "marijuana" insert a comma and "hemp containing THC, and
9 kratom"