

GREEN SHEET REDIGEST

HB 179

2023 Regular Session

Wheat

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

DIGEST

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 both nicotine from any source and a characterizing flavor. Provides that proposed law shall not apply to any e-liquid or vapor product that has received a marketing order from the U.S. Food and Drug Administration.

Proposed law prohibits the purchase of alternative nicotine products or vapor products for resale except from a La. wholesale dealer with a valid permit.

Proposed law provides for the creation of a vapor product and alternative product directory. Provides for certain duties of the secretary and requires the directory to be made public Nov. 1, 2023.

Proposed law provides that beginning Oct. 1, 2023, vapor product and alternative product manufacturers must submit a certification form to the secretary.

Proposed law changes oversight of the Vapor product and alternative nicotine directory from the secretary of the Department of Revenue to the commissioner of the office of Alcohol and Tobacco Control.

(Amends R.S. 26:911(B)(1)(b); adds R.S. 26:911(A)(7) and 926)

Summary of Amendments Adopted by House

The House Floor Amendments to the engrossed bill:

1. Prohibit the purchase of alternative nicotine products or vapor products for resale except from a Louisiana wholesale dealer with a valid permit.
2. Provide that proposed law shall not apply to any e-liquid or vapor product that received an FDA marketing order.
3. Provide for the creation of a vapor product and alternative product directory.

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Health and Welfare to the reengrossed bill

1. Remove the exemption for menthol- and mint-flavored products.
2. Make technical changes.

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Revenue and Fiscal Affairs
to the reengrossed bill

1. Changes oversight of the Vapor product and alternative nicotine directory from the secretary of the Department of Revenue to the commissioner of the office of Alcohol and Tobacco Control.