

2025 Regular Session

HOUSE BILL NO. 12

BY REPRESENTATIVE SCHLEGEL

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

CRIME/MISDEMEANOR: Provides relative to the sale of consumable hemp products

1 AN ACT

2 To amend and reenact R.S. 40:961.1 and R.S. 40:966(A)(3) and to enact R.S. 14:93.16 and
3 93.17 and R.S. 40:966(A)(4) and (B)(4), relative to unlawful sales of consumable
4 hemp; 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; and to provide for
7 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 one thousand dollars nor more than two thousand dollars, or imprisoned for not
19 less than thirty days nor more than six months, or both.

for violations at not less than \$1,000 nor more than \$2,000, or not less than 30 days nor more than 6 months imprisonment, or both.

Proposed law creates the crime of purchase or public possession of consumable hemp products by a person under 21 years of age. Proposed law provides that the penalty for violations shall be a citation and a \$100 fine. Proposed law provides that the citation shall not be included on the person's criminal history record.

Present law provides that the Uniform Controlled Dangerous Substances Law does not apply to consumable hemp products.

Proposed law specifies which products are not affected by the Uniform Controlled Dangerous Substances Law. Proposed law provides that transporting federally compliant hemp products within the state shall not be prohibited.

Proposed law creates the crime of producing, manufacturing, distributing, dispensing, or possessing with intent to produce, manufacture, distribute, or dispense consumable hemp products to anyone when not in accordance with regulations of present law. Proposed law sets the penalty for violations at not more than \$50,000, or one year to 10 years imprisonment with or without hard labor, or both.

(Amends R.S. 40:961.1 and 966(A)(3); Adds R.S. 14:93.16 and 93.17 and R.S. 40:966(A)(4) and (B)(4))