

2026 Regular Session

SENATE BILL NO. 434

BY SENATOR FESI

HEALTH CARE. Provides relative to foods that contain vaccines. (8/1/26)

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AN ACT

To amend and reenact R.S. 40:602(5) and to enact R.S. 602(13), relative to foods that contain certain substances; to provide for definitions in the State Food, Drug, and Cosmetic Law; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 40:602(5) is hereby amended and reenacted and R.S. 602(13) is hereby enacted to read as follows:

§602. Definition of terms

As used in this Part, unless the context otherwise indicates, the following terms shall have the meaning ascribed to them in this Section:

\* \* \*

(5) "Drug" includes all substances and preparations recognized in the official compendium, as herein defined. It includes all substances and preparations intended for use in the diagnosis, treatment, or prevention of disease in man or beast, and all substances and preparations, other than food and cosmetics, intended to affect the structure or any function of the body. **Drug also includes any food intended for human consumption that intentionally contains a vaccine or vaccine material.**

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\* \* \*

**(13) "Vaccine or vaccine material" means a substance that is:**

**(a) Intended for use in humans to stimulate the production of antibodies and provide immunity against disease.**

**(b) Prepared from the causative agent of a disease, its products, or a synthetic substitute treated to act as an antigen without inducing the disease.**

**(c) Authorized or approved by the United States Food and Drug Administration.**

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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Senate Legislative Services. The keyword, summary, 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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DIGEST

SB 434 Original                      2026 Regular Session                      Fesi

Present law provides for definitions in the State Food, Drug, and Cosmetic Law.

Proposed law adds a definition for "vaccine or vaccine material".

Proposed law provides that the definition of "drug" also includes any food intended for human consumption that intentionally contains a vaccine or vaccine material.

Effective August 1, 2026.

(Amends R.S. 40:602(5); adds R.S. 40:602(13))