

2026 Regular Session

HOUSE BILL NO. 623

BY REPRESENTATIVE CHANCE HENRY

TOBACCO/TOBACCO PRODUCTS: Provides for a three-tier system of permitting for the producers, manufacturers, and wholesalers of vapor products

1 AN ACT

2 To enact R.S. 26:914.1, relative to permits for vapor products; to provide for a three-tier
3 system for the issuance of permits; to require in-state wholesale distribution of
4 products; to provide for exceptions; to provide for penalties; and to provide for
5 related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 26:914.1 is hereby enacted to read as follows:

8 §914.1. Three-tier system for vapor products

9 A.(1) No manufacturer of vapor products shall do any of the following:

10 (a) Hold a retail dealer permit issued pursuant to this Chapter.

11 (b) Hold a wholesale dealer permit issued pursuant to this Chapter.

12 (c) Possess any direct or indirect financial interest in a permitted wholesaler
13 or retailer in this state.

14 (2) No wholesaler of vapor products shall do either of the following:

15 (a) Hold a retail dealer permit.

16 (b) Be a manufacturer of vapor products.

17 (3) No retail dealer shall do any of the following:

18 (a) Hold a wholesaler permit.

19 (b) Be a manufacturer of vapor products.

1 (c) Purchase vapor products from any person other than a wholesaler with
2 a valid Louisiana permit.

3 B.(1) All vapor products sold in this state shall be sold by the manufacturer
4 to a wholesaler with a valid Louisiana permit.

5 (2) Direct shipment of vapor products from a manufacturer to a retail dealer
6 is prohibited.

7 (3) Direct to consumer shipment of vapor products from a manufacturer or
8 out of state seller is prohibited unless the seller holds a valid an in-state or out-of-
9 state seller is prohibited.

10 C. The provisions of this Section do not apply to lawful marijuana or
11 marijuana products authorized pursuant to R.S. 40:1046 et seq. and regulated by the
12 Louisiana Department of Health.

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)]

HB 623 Engrossed

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Abstract: Provides for a three-tier system of permitting for the producers, manufacturers, and wholesalers of vapor products.

Present law (R.S. 26:902) provides for the issuance of retail dealer and wholesale dealer permits for the sale of vapor products in the state of La.

Proposed law retains present law and provides for a three-tier system for the issuance of permits for the sale of vapor products in the state of La.

Proposed law provides that a manufacturer of vapor products cannot:

- (1) Hold a retail dealer permit.
- (2) Hold a wholesale dealer permit.
- (3) Possess any direct or indirect financial interest in a permitted wholesaler or retailer in the state of La.

Proposed law provides that a wholesaler of vapor products cannot:

- (1) Hold a retail dealer permit.
- (2) Be a manufacturer of vapor products.

Proposed law provides that a retailer of vapor products cannot:

- (1) Hold a wholesaler permit.
- (2) Be a manufacturer of vapor products.
- (3) Purchase vapor products from any person other than a wholesaler with a valid permit issued in the state of La.

Proposed law provides that all vapor products must be sold by a manufacturer to a wholesaler with a valid permit. Further prohibits the direct shipment of products from a manufacturer to a retailer. Permits the direct shipment to a consumer provided that the seller has a valid wholesale permit and complies with tax and reporting requirements.

Proposed law excludes lawful marijuana or marijuana products authorized by the La. Dept. of Health from the requirements of proposed law.

(Adds R.S. 26:914.1)

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Judiciary to the original bill:

1. Remove tobacco products from the proposed three-tier permitting system for producers, manufacturers, and wholesalers of such products.
2. Exclude lawful marijuana or marijuana products authorized by the La. Dept. of Health from the three-tier permitting system.