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DIGEST

SB 237 Engrossed

2024 Regular Session

Pressly

Present law (R.S. 3:1461) provides that industrial hemp is recognized as an agricultural commodity and authorizes the cultivation, processing, and handling of industrial hemp as legal.

Proposed law retains present law and further provides that it is the intent of the legislature to recognize industrial hemp as an agricultural commodity for industrial use, such as home and building construction, and it is the legislature's intent to protect health, welfare, and safety by prohibiting the production and sale of recreational adult-use intoxicating substances derived from industrial hemp.

Present law (R.S. 3:1464) provides that for the years of 2020 to 2024, the commissioner shall submit an annual report on the status of the state's industrial hemp program to the House and Senate committees on agriculture. Provides that, among other items, the report shall include information on the number of licenses issued to growers with land under 200 acres and the total amount of industrial hemp sold from those growers to processors as well as the estimated value of the industrial hemp industry.

Proposed law extends the reporting for four additional years and changes the report to provide that it shall include the total quantity and dollar amount of industrial hemp sold from growers with land under 200 acres and requires the estimated value of the industrial hemp industry be reported by parish as well as statewide.

Present law (R.S. 3:1481) defines that an "adult-use consumable hemp product" is any consumable hemp product that contains more than 0.5 milligrams of total THC per package.

Proposed law defines that an "adult-use consumable hemp product" is any consumable hemp product that contains no THC per serving or package.

Present law defines that a "consumable hemp product" is any product derived from industrial hemp that contains any cannabinoid and is intended for consumption or topical use.

Proposed law defines that a "consumable hemp product" is any product derived from industrial hemp that does not contain any THC, may contain any other cannabinoid, and does not include hemp floral material.

Present law defines that "industrial hemp" or "hemp" is the plant *Cannabis sativa* L. and any part of that plant, including the seeds thereof and all derivatives, extracts, cannabinoids, isomers, acids, salts, and salts of isomers, with a total delta-9 THC concentration of not more than 0.3 percent on

a dry weight basis.

Proposed law defines that "industrial hemp" or "hemp" has a total THC concentration of not more than 0.3 percent on a dry weight basis.

Present law (R.S. 3:1482) provides that no person can sell or offer to sell any part of hemp for inhalation, except for hemp rolling papers.

Proposed law retains present law and further provides that no person can sell or offer to sell any hemp floral material.

Present law provides that no person can process, sell, or offer to sell any alcoholic beverage containing cannabidiol.

Proposed law provides that no person can process, sell, or offer to sell any beverage containing any THC.

Present law (R.S. 3:1483) provides that any consumable hemp product that is manufactured, distributed, imported, or sold for use in Louisiana must not exceed a total delta-9 THC concentration of more than 0.3 percent or a total THC concentration of more than one percent, and cannot exceed eight milligrams per serving.

Proposed law provides that consumable hemp products must not contain any THC.

Present law provides that floral hemp material cannot exceed a total delta-9 THC concentration of more than 0.3 percent on a dry weight basis or a total THC concentration of more than one percent on a dry weight basis.

Proposed law provides that no person can sell or offer to sell floral hemp material or any hemp product for inhalation.

Present law provides that all labels must clearly state the THC per serving, serving size, and servings per package.

Proposed law provides that all labels must clearly state the consumable hemp product does not contain any THC per serving and per package.

Present law provides that the application for registration must include a certificate of analysis containing a potency test of the final product indicating the serving size, total THC per serving, total number of serving, and total THC per package as well as verification that the product was produced from hemp.

Proposed law provides that the application must include that there is no THC per serving and per package, and include a notarized verification that the product was produced from hemp and is in compliance with this Part as well as include a copy of the independent laboratory's license and

certificate of accreditation.

Effective August 1, 2024.

(Amends R.S. 3:1461, 1464(9)(intro para), 1464(9)(d) and (f), 1481(1), (4), and (6), 1482(A) and (B)(1), 1483(B)(6)(a) and (b), (C)(1)(c), and (E)(1)(c) and (2); repeals R.S. 3:1482(E) and 1483(D))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development to the original bill

1. Clarifies that the purpose of industrial hemp is for industrial use.
2. Changes current amount of THC allowed in consumable hemp products from 0.3 percent to no THC allowed in consumable hemp products.