

RÉSUMÉ DIGEST

ACT 41 (SB 154)

2025 Regular Session

Morris

Existing law (Uniform Controlled Dangerous Substances Law) designates certain substances in Schedules I through V based upon the substances' potential for addiction and abuse.

New law defines "kratom" and adds the active chemical components of kratom to Schedule I.

New law otherwise retains existing law.

Prior law made it a crime to distribute products containing substances derived from the *Mitragyna speciosa* tree (kratom) to a person under the age of 18 years.

New law repeals prior law and makes it a crime to distribute kratom to a person of any age.

New law provides that it is unlawful to possess, cultivate or otherwise produce or sell kratom.

New law provides that a person who knowingly produces, manufactures, distributes, or dispenses, or possesses with the intent to produce, manufacture, distribute, or dispense kratom, will be:

- (1) Fined not more than \$50,000, imprisoned, with or without hard labor, for not less than one year nor more than three years, or both for an aggregate weight of less than 500 grams.
- (2) Fined not more than \$50,000, imprisoned, with or without hard labor, for not less than one year nor more than five years, or both for an aggregate weight of 500 grams or more.

New law provides that a person who knowingly and unlawfully possesses kratom will be:

- (1) For possessing 20 grams or less, fined not more than \$100.
- (2) On a first conviction for possessing more than 20 grams, fined not more than \$500, imprisoned in the parish jail for not more than six months, or both.
- (3) On a second or subsequent conviction for possessing more than 20 grams, fined not more than \$1,000, imprisoned in the parish jail for not more than six months, or both.

Existing law criminalizes the unlawful production, manufacture, distribution, or possession of products derived from certain prohibited plants.

New law retains existing law and adds the *Mitragyna speciosa* tree to the existing law list of prohibited non-hallucinogenic plants.

Effective August 1, 2025.

(Amends R.S. 40:964(Schedule I)(G); adds 40:966.1 and 989.2(C)(5)(m); repeals R.S. 40:989.3)