

2026 Regular Session

HOUSE BILL NO. 302

BY REPRESENTATIVE CHASSION

TOBACCO/TOBACCO PRODUCTS: Prohibits the sale of vapor products near schools

1 AN ACT

2 To enact R.S. 26:902.1, relative to the location of businesses that sell vapor products; to
3 provide relative to the sale of vapor products near schools; to prohibit the sale of
4 vapor products within three hundred feet of schools; and to provide for related
5 matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 26:902.1 is hereby enacted to read as follows:

8 §902.1. Location of business limited

9 A. No permit shall be granted pursuant to this Chapter for the sale of a vapor
10 product at any premises situated within three hundred feet or less of a school. In
11 municipalities and in unincorporated areas which are divided into subdivisions with
12 streets, blocks, and sidewalks, subject to the adoption of the alternate method of
13 measurement as provided for in Subsection B of this Section, this distance shall be
14 measured as a person walks using the sidewalk from the nearest point of the property
15 line of the school to the nearest point of the premises to be licensed.

16 B. The commissioner may adopt an alternate method of measurement of the
17 three hundred foot limitation by measuring in a straight line from the nearest point
18 of the property line of the school to the nearest point of the premises to be licensed.
19 Such alternate method of measurement applies only prospectively a new permit
20 issued on or after the date the alternative method of measurement has been adopted.

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 302 Original

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Chassion

Abstract: Prohibits the sale of vapor products near a school.

Present law defines "vapor product" as any non-combustible product containing nicotine or other substances that employs a heating element, power source, electronic circuit, or other electronic, chemical or mechanical means, regardless of shape or size, that can be used to produce vapor from nicotine in a solution or other form.

Present law further provides that "vapor product" includes any electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or similar product or device and any vapor cartridge or other container of nicotine in a solution or other form that is intended to be used with or in an electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or similar product or device.

Present law provides relative to retail dealer permits and the renewal of retail dealer permits for the sale of vapor products.

Proposed law retains present law and prohibits issuance of a retail dealer permit for the sale of vapor products on a premises situated within 300 feet of a school.

Proposed law reduces the distance to be measured as a person walks using the sidewalk from the nearest point of the property line of the school to the nearest point of the premises to be licensed.

Proposed law authorizes the commissioner to adopt an alternate method of measurement of the 300-foot limitation by measuring in a straight line from the nearest point of the property line of the school to the nearest point of the premises to be licensed.

Proposed law provides that the alternative method of measurement applies only prospectively to a new permit issued on or after the date the alternative method of measurement has been adopted.

(Adds R.S. 26:902.1)