

SENATE BILL NO. 152

BY SENATOR FESI AND REPRESENTATIVES AMEDEE, BAYHAM, COATES,
EGAN, OWEN, SCHAMERHORN AND WYBLE

1

2

AN ACT

3

To enact Part V of Chapter 30 of Title 3 of the Louisiana Revised Statutes of 1950, to be

4

comprised of R.S. 3:4750.1 through 4750.5, relative to cell cultured food products;

5

to prohibit the sale of cell cultured food products for human consumption; to provide

6

for penalties; to provide for rules and regulations; to provide for certain exceptions;

7

to provide for effectiveness; and to provide for related matters.

8

Be it enacted by the Legislature of Louisiana:

9

Section 1. Part V of Chapter 30 of Title 3 of the Louisiana Revised Statutes of 1950,

10

comprised of R.S. 3:4750.1 through 4750.5, is hereby enacted to read as follows:

11

PART V. CELL CULTURED FOOD PRODUCTS

12

§4750.1. Short title

13

This Part shall be known and may be cited as the "Cell Cultured Food

14

Products Act".

15

§4750.2. Cell cultured food products; prohibition

16

A. Notwithstanding any other provision of law to the contrary, no person

17

shall manufacture, distribute, sell, or offer for sale, any cell cultured food

18

product for human consumption in this state.

19

B. For purposes of this Part, "cell cultured food product" means any

20

cultured animal tissue produced from in vitro animal cell cultures outside of the

21

organism from which it is derived.

22

§4750.3. Violations; penalties

23

A. A violator of any provision of this Part or of any rule or regulation

24

adopted pursuant to the provisions of this Part shall be subject to a civil penalty

25

of not more than five hundred dollars for each violation. Each day on which a

26

violation occurs shall be a separate offense.

1 B. Penalties may be assessed only by a ruling of the commissioner based
2 upon an adjudicatory hearing held in accordance with the provisions of the
3 Administrative Procedure Act.

4 C. In addition to civil penalties, the commissioner may assess the
5 proportionate costs of the adjudicatory hearing against the offender. The
6 commissioner shall determine the amount of costs to be assessed.

7 D. The commissioner may institute civil proceedings to enforce his
8 rulings in the district court for the parish in which the violation occurred.

9 E. The commissioner may institute civil proceedings seeking injunctive
10 relief to restrain and prevent the violation of the provisions of this Part, or of
11 the rules and regulations adopted pursuant to the provisions of this Part, in the
12 district court for the parish in which the violation occurred.

13 §4750.4. Rules and regulations

14 The commissioner may adopt rules and regulations necessary to
15 implement this Part. All rules and regulations shall be adopted in accordance
16 with the provisions of the Administrative Procedure Act.

17 §4750.5. Effectiveness

18 The provisions of this Part shall become effective only upon a final ruling
19 by the United States Supreme Court holding that prohibitions on cell cultured
20 food products do not violate the United States Constitution; however, nothing
21 in this Part shall prohibit accredited institutions of higher education in this state
22 from conducting research on cell cultured food products.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____