2020 Regular Session

HOUSE BILL NO. 770

BY REPRESENTATIVE BRYANT

DRUGS/CONTROLLED: Amends the definition of marijuana

1	AN ACT		
2	To enact R.S. 40:961(27)(b)(iv) and (v), relative to marijuana; to amend the definition of		
3	marijuana to exclude certain candies or other edible substances and certain liquid		
4	substances; to provide for a contingent effective date; and to provide for related		
5	matters.		
6	Be it enacted by the Legislature of Louisiana:		
7	Section 1. R.S. 40:961(27)(b)(iv) and (v) are hereby enacted to read as follows:		
8	§961. Definitions		
9	As used in this Part, the following terms shall have the meaning ascribed to		
10	them in this Section unless the context clearly indicates otherwise:		
11	* * *		
12	(27)		
13	* * *		
14	(b) "Marijuana" shall not include the following:		
15	* * *		
16	(iv) Candy or candies or any edible compound or substance made with		
17	marijuana or marijuana oils and regulated according to Chapter 9 of Title 26 of the		
18	Louisiana Revised Statutes of 1950.		

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(v) Any liquid substance that can be ingested or applied topically and is
regulated according to Chapter 9 of Title 26 of the Louisiana Revised Statutes of
<u>1950.</u>
* * *
Section 2. This Act shall take effect and become operative if and when the Act
which originated as House Bill No of this 2020 Regular Session of the Legislature
is enacted and becomes effective.

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 770 Original	2020 Regular Session	Bryant
		Diyani

Abstract: Amends the definition of "marijuana" to exclude candies or any edible compound or substance and any liquid substance regulated pursuant to proposed law (Chapter 9 of Title 26 of the La. Revised Statutes of 1950).

<u>Present law</u> provides for a definition of "marijuana" which means all parts of plants of the genus Cannabis, whether growing or not; the seeds thereof; the resin extracted from any part of such plant; and every compound, manufacture, salt, derivative, mixture, or preparation of such plant, its seeds or resin.

<u>Present law</u> further provides that the term "marijuana" does not include the following:

- (1) Industrial hemp that is in the possession, custody, or control of a person who holds a license issued by the La. Dept. of Agriculture and Forestry, or is cultivated and processed in accordance with the U.S. Agriculture Improvement Act of 2018.
- (2) The mature stalks of plants of the genus Cannabis, fiber produced from such stalks, oil or cake made from the seeds of such plant, any other compound, manufacture, salt, derivative, mixture, or preparation of such mature stalks (except the resin extracted therefrom), fiber, oil, or cake, or the sterilized seeds of such plant which is incapable of germination.
- (3) Cannabidiol when contained in a drug product approved by the U.S. Food and Drug Administration.

<u>Proposed law</u> adds candy or candies or any edible compound or substance and any liquid substance that can be ingested or applied topically and regulated pursuant to <u>proposed law</u> (HB _____ of the 2020 R.S., Chapter 9 of Title 26 of the La. Revised Statutes of 1950) as exceptions to the <u>present law</u> definition of marijuana.

Proposed law is contingent upon the passage of proposed law (HB _____ of the 2020 R.S.)

(Adds R.S. 40:961(27)(b)(iv) and (v))