

# State of Louisiana

Office of Alcohol and Tobacco Control

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## **ATC Advisory: Consumable Hemp Guidance and Updates**

This advisory has been prepared to provide guidance as it relates to the enforcement of the laws and rules governing the consumable hemp industry. Retailers and wholesalers of consumable hemp products who illegally distribute inhalable consumable hemp products, hemp products that contain THC amounts over the amount allowed by state law, adult-use consumable hemp products to persons under the age of twenty-one, or other consumable hemp products not allowed by law within the State of Louisiana will face legal consequences for all violations.

### **Current Louisiana Law**

- Consumable hemp products sold or offered for sale within the state of Louisiana must contain a THC concentration of not more than 0.3 percent on a dry weight basis and may not contain any type of cannabinoid that does not naturally occur in hemp.
- Inhalable consumable hemp products are not legal in the State of Louisiana. LDH has removed inhalable consumable hemp products from the list of allowed products to ensure public safety. Registration of a consumable hemp product with LDH does not make the product legal for sale or distribution within the state. Consumers, retailers, and wholesalers of consumable hemp products are advised that under the Louisiana law:
  - Consumable hemp products which are not for oral consumption or topical use are not allowed.
  - Consumable hemp product packaging may not exceed eight milligrams of THC per serving.
  - Solid consumable hemp products must be in individual, unattached single serving units.
  - Liquid consumable hemp products must include a device capable of measuring a single serving.
  - Consumable hemp beverages must be contained in packaging which enables consumers to determine when a single serving has been consumed.
- Adult-use consumable hemp products are consumable hemp products that contain more than 0.5 milligrams of total THC, must bear an "adult-use consumable hemp product" label, and shall not be sold to any person under twenty-one. Retailers of consumable hemp products must request valid identification from purchasers of adult-use consumable hemp products to safeguard against unlawful sales of adult-use consumable hemp products to persons under twenty-one years of age.

### **Questions and Complaint Submissions**

ATC remains committed to supporting businesses in the consumable hemp industry while ensuring that such businesses have the requisite knowledge of and adhere to all applicable laws, rules and regulations. All consumers and retailers should consult ATC's January 24, 2023 advisory and current Louisiana laws for in-depth research and additional guidance. Businesses and individuals who have questions concerning the law may contact the agency for guidance by emailing [ATC-Attorneys@atc.la.gov](mailto:ATC-Attorneys@atc.la.gov). Complaints pertaining to alleged violations may be submitted to the ATC by emailing [ATC-Complaints@atc.la.gov](mailto:ATC-Complaints@atc.la.gov).