

## Louisiana-based Hemp/CBD Business Only Updates:

### Excise Tax:

Now applies to all consumable and topical hemp products that contain cannabinoids. (previously excise tax was only applied to CBD products)

### Consumable Hemp Products:

- Regulated by LDH and defined as a cannabinoid containing hemp product **intended or marketed for consumption or topical use.**
- All cannabinoid-containing hemp products for consumption or topical use, must be Louisiana Department of Health (LDH) approved to be legally sold in Louisiana.
- Consumable hemp products are limited by 0.3% delta-9 THC and 1% Total THC (delta-9 THC + THCa\*.877 + delta-8 THC + delta-10 THC, etc.)

### Non-consumable Hemp Products:

- Regulated by state law enforcement agencies and defined as any cannabinoid containing hemp product that **is not intended or marketed for consumption or topical use.**
- Regulated by state law enforcement agencies and limited by 0.3% delta-9 THC.
- Non-consumable hemp products may contain a higher total THC level, because they are only regulated by the 0.3% delta-9 THC definition, not the 1% total THC definition which applies only to consumable hemp products.

### Hemp Floral Material (Flower) & Pet Products:

Hemp floral material (flower) and pet products are now registered with LDH, just like oils, gummies, and topicals now are. Hemp floral material products require some kind of tamper evident packaging.

### Delta-8 Nuances:

Our delta-8 flower, delta-8 sauce, and soon to release CBD and Delta-8 pre-rolls must be

**sold and marketed as incense, in order to be legal (non-consumable) hemp products in Louisiana.** Our labels say “for legal use only” because laws are different in different states, therefore, it remains a legal product in Louisiana unless it is marketed or sold for inhalation (prohibited), or consumption or topical use, which would cause it to be treated as a consumable hemp product.

Our lines of delta-8 gummies are legal as they are. Our delta-8 oil tinctures are now considered illegal, but we will be releasing a new, LEGAL delta-8 oil tincture within two weeks.

**Newly Legal Products:**

- Cannabinoid containing foods and beverages. (Our new gummy lines!)
- Hemp topicals that contain specialized ingredients
- Cannabinoid containing pet products! (Our popular CBD Pet Chews!)

**Newly Illegal or Still Illegal Products:**

- Cannabinoid containing hemp products intended or designed for inhalation: hemp cigarettes, vape cartridges (including delta-8)
- Consumable or topical hemp products containing more than 1% total THC (including delta-8)
- Cannabinoid containing alcoholic beverages

***\*We will continue to strive and advocate for the most open cannabis industry possible, pushing to allow the greatest access possible to this incredible plant.\****

**Legal Liability Statement:**

None of the information provided in this message is to be construed as legal advice. This is merely a summary of the new Louisiana hemp law, as we currently understand it to be based on our intensive reviews and feedback up to this point with state agencies. **Please advise with your business lawyer or legal advisor for any decisions related to your business.**

**Stay Hempy!**

**Blake Bilger & Kristy Hebert**