

S.B. 101

Specialized Product Amendments

Senate Amendments

Amendment 2

February 06, 2026 02:47 PM

Senator **Evan J. Vickers** proposes the following amendments:

1. Line 1319 through 1326:

CHAPTER 31. Specialized Product Licensing and Tax Act

1320 59-31-101 (Effective 01/01/27)Definitions.

1321 As used in this chapter:

1322 (1) (a) "Cannabinoid product" means {the same as that term is defined in Section 4-41-102} a product that contains or is represented to contain one or more naturally occurring cannabinoids.

(b) "Cannabinoid product" does not include:

(i) medical cannabis as that term is defined in Section 26B-4-201; or

(ii) a medical cannabis product as that term is defined in Section 26B-4-201.

1323 (2) "Kratom product" {means the same as that term is defined in Section 4-45-102} means a product containing any part of a leaf of the plant *Mitragyna speciosa*.

1324 [2][3] "Licensee" means a retailer that holds a valid license under Part 2, Licensing, to sell
1325 a [cannabinoid]specialized product.

1326 [§3](4) "Retail price" means the amount charged by a retailer for a [cannabino]specialized

2. *Line 1379:*

1379 **59-31-301 (Effective 01/01/27)** Taxation of specialized product.

1380 (1) A tax is imposed on a [eannabinoid]specialized product at a rate of [.10-]5.3%
1381 multiplied by the retail price.

1382 (2) (a) {A} [licensee] **Except as provided in Subsection (2)(c), a retailer** shall collect the tax imposed under Subsection (1) from a [
1383 purchaser] consumer at the time the [cannabinoid] specialized product is sold.

1384 (b) A consumer that purchases or receives an untaxed [eannabinoid]specialized product
1385 shall pay the tax at the time the [eannabinoid]specialized product is first received in
1386 this state.

(c) A retailer may elect not to collect the tax described in Subsection (2)(a) only if the retailer:

(i) is located outside of the state; and

(ii) does not meet the requirements of Subsection 59-12-107(2)(c).