



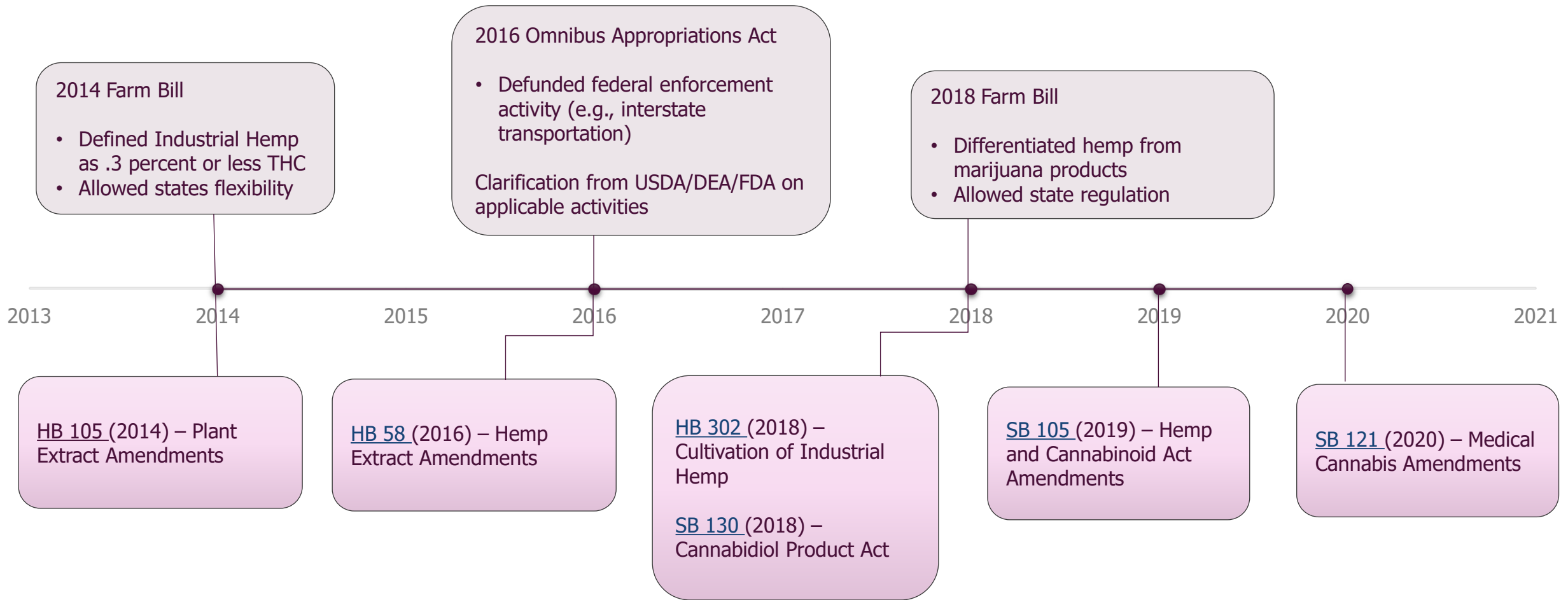
LEGISLATIVE
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Utah's Industrial Hemp and Cannabinoid Product Program

Medical Cannabis Governance Structure Working Group

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Industrial Hemp and Cannabinoid Product Background



Industrial Hemp and Cannabinoid Product Definitions

- Utah Code 4-41-102(6):

“*Cannabinoid Product*” means a product that:

- (a) contains or is represented to contain one or more naturally occurring cannabinoids;
- (b) contains less than the cannabinoid product THC level, by dry weight;
- (c) contains a combined amount of total THC and any THC analog that does not exceed 10% of the total cannabinoid content; and
- (d) does not exceed a total of THC and any THC analog that is greater than:
 - (i) 5 milligrams per serving; and
 - (ii) 150 milligrams per package.

- Utah Code 4-41-102(10):

“*Industrial Hemp*” means any part of a cannabis plant, whether growing or not, with a concentration of less than 0.3% tetrahydrocannabinol by dry weight.



Industrial Hemp and Cannabinoid Product Definitions (continued)

- Utah Code 4-41-102(1):

"Adulterant" means any poisonous or deleterious substance in a quantity that may be injurious to human health, including:

- (a) pesticides;
- (b) heavy metals;
- (c) solvents;
- (d) microbial life;
- (e) artificially derived cannabinoids;
- (f) toxins; or
- (g) foreign matter.

- Utah Code 4-41-102(2)(a):

"Artificially Derived Cannabinoid" means a chemical substance that is created by a chemical reaction that changes the molecular structure of any chemical substances derived from the cannabis plant.



Industrial Hemp and Cannabinoid Product Quality Control

- The Department of Agriculture and Food has authority to inspect all industrial hemp and cannabinoid products.
- All products must be tested by a third-party testing laboratory to be registered and sold in Utah.
- Through administrative rule, UDAF has set testing standards for potency, foreign matter, microbial life, pesticides, residual solvents, heavy metals, and mycotoxins.
 - [Administrative Rule R68-37](#)



Recent Legislation Affecting Industrial Hemp and Cannabinoid Products

- 2023 [HB 227](#) Hemp Amendments
 - Limit on the sale and distribution of THC and THC analog cannabinoid products to people who are at least 21 years old.
 - Defined artificially derived cannabinoids as an adulterant.
- 2022 [HB 385](#) Hemp and CBD Amendments
 - Prohibited adding a cannabinoid product to a food product.
- 2022 [SB 190](#) Medical Cannabis Act Amendments
 - Limited the combined amount of total THC and any THC analog to 10% of the total cannabinoid content for cannabinoid products.



Questions

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