

# H.B. 385

## HEMP AND CBD AMENDMENTS

Representative **Jennifer Dailey-Provost** proposes the following amendments:

1. *Page 8, Lines 224 through 230:*

- 224 (2) It is unlawful for any person to:
- 225 (a) distribute, sell, or market an industrial hemp product or cannabinoid product that is:
- 226 (i) not registered with the department [~~pursuant to~~] under Section 4-41-104[-]; or
- 227 (ii) noncompliant material;
- 228 (b) transport ~~{outside}~~ into or out of the state extracted material or final product that ~~{is~~  
noncompliant
- 229 material} contains 0.3% or more of total THC ;
- 230 (c) produce, sell, or use a cannabinoid product that is:

2. *Page 10, Lines 281 through 293:*

- 281 (1) (a) The department shall make rules in accordance with Title 63G, Chapter 3, Utah
- 282 Administrative Rulemaking Act[-];
- 283 ~~{(a)}~~ (i) to determine standards for a registered cannabinoid product, including standards
- 284 for:
- 285 ~~{(a)}~~ ~~{(i)}~~ (A) testing to ensure the product is safe for human consumption; and
- 286 ~~{(b)}~~ ~~{(ii)}~~ (B) accurate labeling; [~~and~~]
- 287 ~~{(b)}~~ (ii) governing an entity that manufactures cannabinoid products, including standards
- 288 for health and safety:
- 289 ~~{(c)}~~ (iii) regarding what constitutes:
- 290 ~~{(i)}~~ (A) a conventional food or beverage; and
- 291 ~~{(ii)}~~ (B) a product that is marketed or manufactured to be enticing to children; and
- 292 ~~{(c)}~~ ~~{(d)}~~ (iv) regarding any other issue the department considers necessary for the safe
- 293 production and sale of cannabinoid products.

**(b) Notwithstanding Subsection (1)(a), the department may not prohibit a sugar coating on a cannabinoid product to mask the product's taste, subject to the limitations described in Subsection (1)(a)(iii) or (iv).**