

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Health & Human Services.

HB26-1325 be amended as follows:

1 Amend printed bill, page 3, before line 26 insert:

2 "(a) "BENEFIT-SHARING PLAN" MEANS AN ARRANGEMENT WITH
3 INDIGENOUS COMMUNITIES TRADITIONALLY CONNECTED TO THE USE OF
4 IBOGAINE OR IBOGA THAT IS INTENDED TO SHARE IN THE BENEFITS THAT
5 ARISE FROM THE RESEARCH, THERAPEUTIC USE, OR COMMERCIALIZATION
6 OF IBOGAINE OR IBOGA. BENEFITS MAY INCLUDE:
7 (I) FINANCIAL BENEFIT SHARING;
8 (II) COLLABORATIVE RESEARCH OR DATA SHARING;
9 (III) CONSERVATION SUPPORT FOR PLANT SPECIES AND HABITATS;
10 (IV) COMMUNITY-IDENTIFIED DEVELOPMENT PRIORITIES;
11 (V) CULTURAL OR EDUCATIONAL EXCHANGES; AND
12 (VI) UTILIZING A SOURCE FOR IBOGAINE THAT ENGAGES IN
13 BENEFIT-SHARING AND ETHICAL AND SUSTAINABLE CULTIVATION
14 PRACTICES."

15 Reletter succeeding paragraphs accordingly.

16 Page 6, strike lines 8 through 10 and substitute:

17 "(b) ESTABLISH A BENEFIT-SHARING PLAN, WHICH MAY BE
18 DEVELOPED IN CONSULTATION WITH INDIGENOUS COMMUNITIES OR THEIR
19 RECOGNIZED GOVERNING INSTITUTIONS TRADITIONALLY CONNECTED TO
20 IBOGAINE OR IBOGA, THAT DIRECTLY BENEFITS THOSE COMMUNITIES AND
21 SHARES IN THE BENEFITS ARISING FROM RESEARCH, THERAPEUTIC USE, OR
22 COMMERCIALIZATION OF IBOGAINE OR IBOGA. THE BENEFIT-SHARING PLAN
23 MUST INCLUDE DOCUMENTATION OF THE SOURCING OF IBOGAINE OR
24 IBOGA.

25 (c) IN DEVELOPING A BENEFIT-SHARING PLAN PURSUANT TO THIS
26 SUBSECTION (5), APPLICANTS MAY CONSIDER INTERNATIONALLY
27 RECOGNIZED PRINCIPLES RELATED TO EQUITABLE BENEFIT SHARING THAT
28 MAY ARISE FROM THE USE OF RESOURCES AND TRADITIONAL
29 KNOWLEDGE."

30 Page 9, line 11, strike "REGULATED PROGRAMS;" and substitute
31 "ADMINISTRATIVE SESSIONS PURSUANT TO THIS ARTICLE 170 AND ARTICLE
32 50 OF TITLE 44;".

33 Page 9, strike lines 16 through 20 and substitute "modification, or
34 chemical conversion, EXCEPT FOR IBOGAINE DERIVED FROM A
35 SEMI-SYNTHETIC PROCESS USING THE TABERNANTHE IBOGA PLANT,
36 VOACANGA AFRICANA PLANT, OR ANOTHER SOURCE THAT IS
37 RECOMMENDED BY THE BOARD, PURSUANT TO SECTION 12-170-106, FOR
38 USE AS A NATURAL MEDICINE AND TO THE EXTENT PERMITTED BY THE
39 STATE LICENSING AUTHORITY, FOR USE IN ADMINISTRATION SESSIONS,
40 PURSUANT TO THIS ARTICLE 170 AND ARTICLE 50 OF TITLE 44."

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