

SENATE COMMITTEE OF REFERENCE REPORT

Chair of Committee

April 18, 2023
Date

Committee on Finance.

After consideration on the merits, the Committee recommends the following:

SB23-271 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend printed bill, page 4, lines 20 and 21, strike "- **safe harbor**".
- 2 Page 4, line 24, strike "AND SAFE HARBOR HEMP PRODUCTS".
- 3 Page 6, line 4, strike "TWO AND ONE-HALF" and substitute "ONE AND
4 THREE-FOURTHS".
- 5 Page 6, strike lines 20 through 27.
- 6 Page 7, strike lines 1 through 11.
- 7 Reletter succeeding paragraphs accordingly.
- 8 Page 7, after line 22 insert:
 - 9 "(r) "TINCTURE" MEANS A LIQUID HEMP PRODUCT PACKAGED IN A
10 CONTAINER OF FOUR FLUID OUNCES OR LESS THAT CONSISTS OF A
11 NOT-POTABLE SOLUTION:
 - 12 (I) CONTAINING AT LEAST TWENTY-FIVE PERCENT
13 NON-DENATURED ALCOHOL OR A BASE OF GLYCERIN, PLANT-BASED OIL, OR
14 CONCENTRATED SYRUP;
 - 15 (II) CONTAINING HEMP, HEMP CONCENTRATE, OR HEMP EXTRACT;
 - 16 AND
 - 17 (III) INTENDED FOR HUMAN USE."
- 18 Page 8, line 18, strike "LABELING" and substitute "TESTING AND
19 LABELING,".

1 Page 8, line 19, strike "SECTION;" and substitute "SECTION, INCLUDING:
2 (I) THE PRESENCE OF AND INFORMATION ABOUT:
3 (A) HEAVY METALS;
4 (B) RESIDUAL SOLVENTS;
5 (C) PESTICIDES;
6 (D) THC; AND
7 (E) YEAST AND MOLD.
8 (II) WARNING LABELS FOR HEMP THAT ARE AT LEAST AS
9 STRINGENT AS THOSE IMPOSED BY SECTION 44-10-203 (2)(f) AND (3)(h)
10 FOR MARIJUANA, AS APPLICABLE, AND THAT INCLUDE:
11 (A) ADVISING ABOUT THE RISK OF IMPAIRMENT WHEN OPERATING
12 HEAVY MACHINERY, TESTING POSITIVE ON A DRUG TEST, AND HARM FROM
13 CONSUMING THC WHILE PREGNANT OR BREAST FEEDING;
14 (B) THE AMOUNT OF THC PER SERVING AND THE NUMBER OF
15 SERVINGS PER PACKAGE; AND
16 (C) A UNIVERSAL SYMBOL THAT THE PACKAGE CONTAINS THC;
17 (g) PROMULGATE RULES GOVERNING PACKAGING OF HEMP
18 PRODUCTS THAT ARE AT LEAST AS STRINGENT AS THE PACKAGING
19 REQUIREMENTS OF SECTION 44-10-203 (3)(b) FOR MARIJUANA, AS
20 APPLICABLE;
21 (h) PROMULGATE RULES GOVERNING DECEPTIVE, FALSE, OR
22 MISLEADING STATEMENTS OR LABELING FOR HEMP PRODUCTS;".

23 Reletter succeeding paragraphs accordingly.

24 Page 8, lines 22 and 23, strike "HEMP, HEMP PRODUCTS, OR SAFE HARBOR
25 HEMP PRODUCTS;" and substitute "HEMP OR HEMP PRODUCTS;".

26 Page 9, line 7, strike "TWO AND ONE-HALF" and substitute "ONE AND
27 THREE-FOURTHS".

28 Page 9, strike lines 26 and 27 and substitute:
29 "(c) (I) A PERSON SHALL NOT MARKET OR PROMOTE A HEMP
30 PRODUCT AS CONTAINING THC".

31 Page 10, strike lines 1 through 5.

32 Page 11, strike lines 11 through 17 and substitute:
33 "(II) A PERSON SHALL NOT MARKET OR PROMOTE A".

34 Page 13, line 9, strike "**regulated hemp facilities -**".

35 Page 13, lines 14 and 15, strike "ANDEACHSAFEHARBORMANUFACTURER

- 1 OR STORAGE FACILITY".
- 2 Page 13, strike lines 26 and 27.
- 3 Page 14, strike lines 1 through 21.
- 4 Reletter succeeding paragraphs accordingly.
- 5 Page 15, line 20, after "HERB;" insert "OR".
- 6 Page 15, line 23, strike "SECTION; OR" and substitute "SECTION."
- 7 Page 15, strike lines 24 through 26.
- 8 Page 16, line 2, strike "(3)(h)" and substitute "(3)(j)".
- 9 Page 16, line 23, strike "REGULATED HEMP" and substitute "HEMP
- 10 MANUFACTURER OR STORAGE".
- 11 Page 17, line 1, strike "OR SAFE HARBOR HEMP PRODUCTS".
- 12 Page 17, strike lines 6 through 10.
- 13 Page 23, line 9, strike "TWO AND ONE-HALF" and substitute "ONE AND
- 14 THREE-FOURTHS".
- 15 Strike "AND SAFE HARBOR HEMP PRODUCT" on: **Page 4**, line 22; and **Page**
- 16 **5**, lines 11 and 12.
- 17 Strike "REGULATED HEMP FACILITY" and substitute "HEMP
- 18 MANUFACTURER OR STORAGE FACILITY" on: **Page 13**, lines 11 and 12 and
- 19 25.

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