

SENATE BILL NO. 375

INTRODUCED BY M. NOLAND

A BILL FOR AN ACT ENTITLED: "AN ACT REVISING LAWS RELATED TO THE SALE OF HEMP PRODUCTS TO CONSUMERS; PROHIBITING THE SALE OF EDIBLE HEMP PRODUCTS THAT CONTAIN THC TO CONSUMERS; PROVIDING A DEFINITION DEFINITIONS; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

NEW SECTION. Section 1. Sale of edible hemp PRODUCT CONTAINING THC to consumers prohibited. (1) Unless authorized as a FOOD OR drug by the United States food and drug administration, an ~~edible product containing A hemp~~ PRODUCT CONTAINING TOTAL DELTA-9 TETRAHYDROCANNABINOL (THC) may not be sold to a consumer in the state.

(2) (a) For the purposes of this section, "hemp" means the plant species *Cannabis sativa L.* and any part of that plant, including the seeds and all derivatives, extracts, cannabinoids, isomers, acids, salts, and salts of isomers, whether growing or not THE FOLLOWING DEFINITIONS APPLY:

(a) "Consumer" means an individual who is a member of the public, takes possession of the hemp product, and does not offer the hemp product for resale.

(A)(b) "HEMP" HAS THE SAME MEANING AS PROVIDED IN 80-18-101.

(b) — The term does not include synthetic cannabinoids.

(B)(c) "HEMP PRODUCT" MEANS A PRODUCT THAT CONTAINS POSTHARVEST HEMP AND THAT IS INTENDED FOR CONSUMPTION, SMOKING, VAPING, OR ANOTHER METHOD OF ADMINISTRATION.

NEW SECTION. Section 2. Codification instruction. [Section 1] is intended to be codified as an integral part of Title 50, chapter 31, part 2, and the provisions of Title 50, chapter 31, part 2, apply to [section 1].

NEW SECTION. Section 3. Effective date. [This act] is effective on passage and approval.

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AMENDED