

1 AN ACT relating to administrative regulations.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 217.039 is amended to read as follows:

4 (1) As used in this section:

5 (a) "Cannabidiol" means a non-psychoactive cannabinoid found in the hemp
6 plant *Cannabis sativa* which has the chemical name 2-[(1R,6R)-3-methyl-6-
7 prop-1-en-2-ylcyclohex-2-en-1-yl]-5-pentylbenzene-1,3-diol;

8 (b) "Certificate of analysis" means a document produced by a laboratory that has
9 been accredited pursuant to standards of the International Organization for
10 Standardization, attesting to the composition of a product. The certificate of
11 analysis shall include but not be limited to the amount of delta-9
12 tetrahydrocannabinol, the amount of other cannabinoids, the amount of
13 pesticide residues, the amount of heavy metal traces, the amount of mycotoxin
14 contaminants, the amount of residual solvents, and the amount of
15 microbiological contaminants;

16 (c) "Hemp" has the same meaning as in KRS 260.850; and

17 (d) "Quick response code" or "QR code" means a type of machine-readable, two
18 (2) dimensional bar code that stores information about a product.

19 (2) A manufacturer or processor of ingestible or cosmetic cannabidiol products located
20 in Kentucky shall:

21 (a) Be permitted as a food manufacturer or a cosmetic manufacturer by the
22 cabinet and shall provide the following information:

23 1. The name of the manufacturer or processor and the physical address
24 where production or processing occurs; and

25 2. A listing of the cannabidiol products to be produced or processed; and

26 (b) Obtain a certificate of analysis for all cannabidiol products to be sold or
27 otherwise distributed in the Commonwealth.

- 1 (3) All ingestible or cosmetic cannabidiol products sold or otherwise distributed in the
 2 Commonwealth shall bear labeling to allow the consumer to access information on
 3 the product, including a certificate of analysis for the product, the location where
 4 the hemp was grown, and the address and phone number of the manufacturer or
 5 distributor using the following:
- 6 (a) A scannable bar code, including the batch number or serial number of the
 7 product;
 - 8 (b) A QR code; or
 - 9 (c) A web address linked to a document or website~~[Web site]~~.
- 10 (4) ~~A~~~~no~~ product labeling or advertising material for any ingestible or cosmetic
 11 cannabidiol product sold or otherwise distributed in the Commonwealth shall ***not***
 12 bear any claims stating that the product can diagnose, treat, cure, or prevent any
 13 disease.
- 14 (5) The cabinet shall promulgate administrative regulations ***in accordance with KRS***
 15 ***Chapter 13A*** to establish labeling requirements for ingestible or cosmetic
 16 cannabidiol products in accordance with~~[the provisions of]~~ this section.
- 17 ***(6) Beverages containing cannabidiol or other cannabinoid products shall be subject***
 18 ***to this section, except that the cabinet shall promulgate administrative regulations***
 19 ***to establish labeling and other requirements for beverages containing***
 20 ***cannabidiol or other cannabinoid products separately from any other***
 21 ***administrative regulations promulgated by the cabinet under this chapter.***
- 22 ➔Section 2. The University of Kentucky Cannabis Center shall study the various
 23 aspects of the manufacture, testing procedures, distribution, sale, and consumer effects of
 24 beverages containing cannabidiol or other cannabinoid products. The center may consult
 25 with other entities as a part of its study, and shall report the results of its study to the
 26 Legislative Research Commission by January 1, 2026.
- 27 ➔Section 3. Beverages containing cannabidiol or other cannabinoid products

1 shall not be sold at retail in the Commonwealth on or after the effective date of this Act,
2 and before July 1, 2026.

3 ➔Section 4. Whereas it is crucial to protect the public from potentially unsafe
4 consumer products, an emergency is declared to exist, and this Act takes effect upon its
5 passage and approval by the Governor or upon its otherwise becoming a law.