

1 AN ACT relating to cannabidiol products.

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

3 ➔SECTION 1. A NEW SECTION OF KRS 217.005 TO 217.215 IS CREATED
4 TO READ AS FOLLOWS:

5 *(1) As used in this section:*

6 *(a) "Cannabidiol" means a non-psychoactive cannabinoid found in the hemp*
7 *plant Cannabis sativa which consists of a chemical compound containing*
8 *twenty-one (21) carbon atoms, thirty (30) hydrogen atoms, and two (2)*
9 *oxygen atoms;*

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

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

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

21 *(2) A manufacturer or processor of ingestible or cosmetic cannabidiol products*
22 *located in Kentucky shall:*

23 *(a) Be permitted as a food manufacturer or a cosmetic manufacturer by the*
24 *cabinet and shall provide the following information:*

25 *1. The name of the manufacturer or processor and the physical address*
26 *where production or processing occurs; and*

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

- 1 (b) Obtain a certificate of analysis for all cannabidiol products to be sold or
2 otherwise distributed in the Commonwealth.
- 3 (3) All ingestible or cosmetic cannabidiol products sold or otherwise distributed in
4 the Commonwealth shall bear labeling to allow the consumer to access
5 information on the product, including a certificate of analysis for the product, the
6 location where the hemp was grown, and the address and phone number of the
7 manufacturer or distributor using the following:
- 8 (a) A scannable bar code, including the batch number or serial number of the
9 product;
- 10 (b) A QR code; or
- 11 (c) A Web address linked to a document or Web site.
- 12 (4) No product labeling or advertising material for any ingestible or cosmetic
13 cannabidiol product sold or otherwise distributed in the Commonwealth shall
14 bear any claims stating that the product can diagnose, treat, cure, or prevent any
15 disease.
- 16 (5) The cabinet shall promulgate administrative regulations to establish labeling
17 requirements for ingestible or cosmetic cannabidiol products in accordance with
18 the provisions of this section.