

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 has the chemical name 2-[(1R,6R)-3-methyl-6-
8 prop-1-en-2-ylcyclohex-2-en-1-yl]-5-pentylbenzene-1,3-diol;

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

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

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

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

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

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

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

27 (b) Obtain a certificate of analysis for all cannabidiol products to be sold or

1 otherwise distributed in the Commonwealth.

2 (3) All ingestible or cosmetic cannabidiol products sold or otherwise distributed in
3 the Commonwealth shall bear labeling to allow the consumer to access
4 information on the product, including a certificate of analysis for the product, the
5 location where the hemp was grown, and the address and phone number of the
6 manufacturer or distributor using the following:

7 (a) A scannable bar code, including the batch number or serial number of the
8 product;

9 (b) A QR code; or

10 (c) A Web address linked to a document or Web site.

11 (4) No product labeling or advertising material for any ingestible or cosmetic
12 cannabidiol product sold or otherwise distributed in the Commonwealth shall
13 bear any claims stating that the product can diagnose, treat, cure, or prevent any
14 disease.

15 (5) The cabinet shall promulgate administrative regulations to establish labeling
16 requirements for ingestible or cosmetic cannabidiol products in accordance with
17 the provisions of this section.