

1 SENATE BILL NO. 375

2 INTRODUCED BY M. NOLAND

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

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

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

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

18 (A) "CONSUMER" MEANS AN INDIVIDUAL WHO IS A MEMBER OF THE PUBLIC, TAKES POSSESSION OF THE
19 HEMP PRODUCT, AND DOES NOT OFFER THE HEMP PRODUCT FOR RESALE.

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

22 ~~(b) The term does not include synthetic cannabinoids.~~

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

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

