

By: Rosenthal

H.B. No. 4918

A BILL TO BE ENTITLED

AN ACT

relating to the processing or manufacturing of consumable hemp products for smoking.

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

SECTION 1. Section 122.301, Agriculture Code, is amended by amending Subsection (b) and adding Subsection (c) to read as follows:

(b) A state agency may ~~[not]~~ authorize a person to manufacture a product containing hemp for smoking.

(c) For purposes of Subsection (b), "Smoking" means burning or igniting a substance and inhaling the smoke or heating a substance and inhaling the resulting vapor or aerosol.

SECTION 2. Section 443.204, Health and Safety Code, is amended by amending Subsections (2) and (3) to read as follows:

(2) products containing one or more hemp-derived cannabinoids, such as cannabidiol, intended for ingestion are considered foods, not controlled substances or adulterated products; and

(3) consumable hemp products must be packaged and labeled in the manner provided by Section 443.205. ~~[, and]~~

SECTION 3. Sections 443.001(11) and 443.204(4), Health and Safety Code, are repealed:

SECTION 4. This Act takes effect September 1, 2023.