

By: Perry

S.B. No. 2142

A BILL TO BE ENTITLED

AN ACT

relating to the creation of the consumable hemp products account in the general revenue fund and imposing fees for licensing manufacturers of consumable hemp products and registering certain retailers of consumable hemp products.

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

SECTION 1. Section 431.011, Health and Safety Code, is amended by adding Subsection (d) to read as follows:

(d) A penalty collected for a violation of this chapter involving a consumable hemp product shall be deposited to the credit of the consumable hemp products account established by Section 443.005.

SECTION 2. Subchapter A, Chapter 443, Health and Safety Code, is amended by adding Section 443.005 to read as follows:

Sec. 443.005. CONSUMABLE HEMP PRODUCTS ACCOUNT. (a) The consumable hemp products account is an account in the general revenue fund administered by the department.

(b) The account consists of:

(1) appropriations of money to the account by the legislature;

(2) public or private gifts, grants, or donations, including federal funds, received for the account;

(3) fees collected under this chapter;

(4) penalties for a violation of:

1 (A) this chapter; or

2 (B) Chapter 431, if the violation related to a
3 consumable hemp product;

4 (5) interest and income earned on the investment of
5 money in the account; and

6 (6) money from any other source deposited in the
7 account.

8 (c) The department may accept appropriations and gifts,
9 grants, or donations from any source to administer and enforce:

10 (1) this chapter; and

11 (2) provisions of Chapter 431 relating to a consumable
12 hemp product.

13 (d) Money received under Subsection (c) shall be deposited
14 in the account.

15 (e) Money in the account may be appropriated only to the
16 department for the administration and enforcement of:

17 (1) this chapter; and

18 (2) provisions of Chapter 431 relating to a consumable
19 hemp product.

20 SECTION 3. Subchapter C, Chapter 443, Health and Safety
21 Code, is amended by adding Section 443.1035 to read as follows:

22 Sec. 443.1035. LICENSING FEES. (a) An applicant for a
23 license under this subchapter shall pay an initial licensing fee to
24 the department in the amount of \$10,000 for each location where the
25 applicant intends to process hemp or manufacture a consumable hemp
26 product.

27 (b) Before the department may renew a license as provided by

1 Section 443.104, a license holder shall pay a renewal fee to the
2 department in the amount of \$10,000 for each location where the
3 applicant intends to process hemp or manufacture a consumable hemp
4 product.

5 SECTION 4. Section 443.2025(f), Health and Safety Code, is
6 amended to read as follows:

7 (f) The owner of a location at which consumable hemp
8 products containing cannabidiol are sold shall annually pay to the
9 department a registration fee in the amount of \$20,000 for each
10 location owned by the person at which those products are sold [The
11 ~~department by rule may adopt a registration fee schedule that~~
12 ~~establishes reasonable fee amounts for the registration of:~~

13 ~~[(1) a single location at which consumable hemp~~
14 ~~products containing cannabidiol are sold; and~~

15 ~~[(2) multiple locations at which consumable hemp~~
16 ~~products containing cannabidiol are sold under a single~~
17 ~~registration].~~

18 SECTION 5. This Act takes effect immediately if it receives
19 a vote of two-thirds of all the members elected to each house, as
20 provided by Section 39, Article III, Texas Constitution. If this
21 Act does not receive the vote necessary for immediate effect, this
22 Act takes effect September 1, 2025.