

Amendment No.

Offered by Mary Miller

Amendment Description:

This amendment changes the definition of hemp in the Agricultural Marketing Act of 1946 to only include naturally occurring, naturally derived, and non-intoxicating cannabinoids.

Supporters: Rep. Doug LaMalfa

AMENDMENT TO H.R. 8467
OFFERED BY MRS. MILLER OF ILLINOIS

Page 748, strike lines 19 through 22, and insert the following:

- 1 (1) by striking paragraph (1) and inserting the
2 following:
3 “(1) HEMP.—
4 “(A) IN GENERAL.—The term ‘hemp’
5 means the plant *Cannabis sativa* L. and any
6 part of that plant, including the seeds thereof
7 and all derivatives, extracts, cannabinoids, iso-
8 mers, acids, salts, and salts of isomers, whether
9 growing or not, with a total
10 tetrahydrocannabinol concentration (including
11 tetrahydrocannabinolic acid) of not more than
12 0.3 percent in the plant on a dry weight basis.
13 “(B) EXCLUSIONS.—Such term does not
14 include—
15 “(i) any viable seeds from a *Cannabis*
16 *sativa* L. plant that exceeds a total
17 tetrahydrocannabinol concentration (in-
18 cluding tetrahydrocannabinolic acid) of 0.3

1 percent in the plant on a dry weight basis;

2 or

3 “(ii) any hemp-derived cannabinoid
4 products containing—

5 “(I) cannabinoids that are not
6 capable of being naturally produced
7 by a *Cannabis sativa L.* plant;

8 “(II) cannabinoids that—

9 “(aa) are capable of being
10 naturally produced by a *Cannabis*
11 *sativa L.* plant; and

12 “(bb) were synthesized or
13 manufactured outside the plant;
14 or

15 “(III) quantifiable amounts (as
16 determined by the Secretary) of—

17 “(aa) tetrahydrocannabinol
18 (including tetrahydrocannabinolic
19 acid); or

20 “(bb) any other
21 cannabinoids that have similar
22 effects (or are marketed to have
23 similar effects) on humans or
24 animals as tetrahydrocannabinol

1 (as determined by the Sec-
2 retary).”;

3 (2) by redesignating paragraphs (2) through
4 (6) as paragraphs (4) through (8), respectively;

5 (3) by inserting after paragraph (1) (as so
6 amended), the following:

7 “(2) HEMP-DERIVED CANNABINOID PROD-
8 UCT.—The term ‘hemp-derived cannabinoid product’
9 means any intermediate or final product derived
10 from hemp, excluding industrial hemp, that—

11 “(A) contains cannabinoids in any form;
12 and

13 “(B) is intended for human or animal use
14 through any means of application or adminis-
15 tration, such as inhalation, ingestion, or topical
16 application.”.

Page 748, line 23, strike “(2)” and insert “(3)”.

Page 750, strike lines 16 through 20, and insert the
following:

17 (III) in clause (iii), as redesign-
18 nated by clause (i) of this subpara-
19 graph—

20 (aa) by inserting “except as
21 provided in subparagraph

1 (B)(i)”, before “a procedure”;
2 and
3 (bb) by striking “delta-9
4 tetrahydrocannabinol concentra-
5 tion” and inserting “total
6 tetrahydrocannabinol concentra-
7 tion (including
8 tetrahydrocannabinolic acid)”;
9 and

Page 752, line 10, strike “and” at the end.

Page 752, after line 10, insert the following:

10 (2) in subsection (e)(2)(A)(iii), by striking
11 “delta-9” and all that follows through “percent” and
12 inserting the following: “total tetrahydrocannabinol
13 concentration (including tetrahydrocannabinolic
14 acid) of not more than 0.3 percent in the plant”;
15 and

Page 756, strike lines 1 through 4, and insert the
following:

16 (v) in clause (iii) (as redesignated by
17 clause (iii) of this subparagraph)—
18 (I) by inserting “except as pro-
19 vided in subparagraph (B)(i),” before
20 “a procedure”; and

1 (II) by striking “delta-9
2 tetrahydrocannabinol concentration”
3 and inserting “total
4 tetrahydrocannabinol concentration
5 (including tetrahydrocannabinolic
6 acid)”;

