

April 15, 2026

The Honorable Andy Barr
U.S. House of Representatives
Washington, DC 20515

Dear Congressman Barr:

The undersigned six organizations -- which represent more than a thousand of the leading responsible players in hemp supplement and beverage industries --- write to thank you for leadership in developing the Lawful Hemp Protection Act, and for your solicitation of our input on your discussion draft. Each of our groups will be individually sharing our input on the specific language in the draft document.

We join together today as a united industry, aligned around key principles that we hope to see reflected in the bill once it is formally introduced. Please see the next page for a summary of those principles.

We call out one issue for special notice. Currently, the discussion draft defers to the Food and Drug Administration the critical responsibility of setting safe limits for THC and other cannabinoids in final form hemp products. We respectfully disagree with this approach. Delaying the implementation of THC milligram limits through an 18-month FDA process is unlikely to be viable: During this period, high potency products would continue to proliferate, further accelerating the backlash that now threatens the entire hemp category. We believe that Congress is best positioned to establish clear, immediate, science-informed guardrails that reflect existing market data and state-level experience.

We believe the appropriate responsible limits have already been identified, developed and implemented:

- Non-impairing, full-spectrum CBD products should be available to adults and regulated as supplements in accordance with the guidelines set by President Trump's CMS program.
- All beverages should be limited to 5 mg THC/serving - common to most of the 28 beverage selling states including your home state of Kentucky.

We appreciate your consideration of this recommendation and stand by ready to help support passage of your vital legislation.

Sincerely,



U.S. Hemp
Roundtable



National
Industrial
Hemp Council
of America



WINE & SPIRITS
WHOLESALERS
OF AMERICA





Statement of Principles

1. Protect Hemp Farmers and Processors

- Distinguish between industrial and floral hemp, with a fit for purpose framework that aligns production with intended end use
- Adopt a 1% total THC threshold for crops and seed to reflect real world variability. This adjustment shall not increase levels for final products.
- Allow in-process and intermediate hemp materials not intended for commercial sale to temporarily exceed the 0.3% THC concentration, with appropriate agency oversight to ensure final products are not augmented.

2. Regulate Hemp Beverages Like Alcohol

- Distinct federal category with 5 mg THC/serving limits – encompassing all beverages with any detectable THC
- Restricted to adults aged 21 and older
- Produced, distributed, and sold through licensed, accountable channels
- Federal excise tax
- Subject to labeling and advertising restrictions
- Standardized, tested, properly labeled, product recall system
- Subject to enforceable oversight and state and local laws

3. Regulate Non-Impairing Hemp Products Like Supplements

- Limit to products with no more than 3 mg/THC per serving with appropriate container limits, with a 70 milligram daily limit of all cannabinoids for healthy adults
- Products with detectable levels of THC restricted to adults aged 21 and older
- Amend drug preclusion provision and apply existing federal standards for current good manufacturing practices, labeling, product testing and packaging, including disclaimer and warning statements
- Sold through all retail channels, while also eligible for Centers for Medicare and Medicaid Services pilot program
- Regulated by FDA and subject to state and local laws

4. Ban High Potency and Synthetic Products

- Eliminate the loophole which allows for a high-potency retail product category
 - Zero tolerance for untested, improperly labeled products
 - Support enforcement actions on products that are marketed to youth and/or replicate children's candies and snacks
 - Total THC measurement to include THC-A to sweep in high-potency inhalable products
 - Federal prohibition of high-potency Delta-8, HHC, THC-O, THC-P and other fully-synthetic cannabinoids
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