

LIST OF PROPOSED CHANGES

HAR (Interim Rules) 11-37

Item	Amendment	Section	Page(s)
1	Add or amend definitions [based on SLH 2025, Act 269] <ul style="list-style-type: none">1. Certificate of registration2. Manufactured hemp product distributor3. Manufactured hemp product retailer4. Permit (amended)5. Registrant6. Registry7. Sale, sell, or selling8. Temporary event9. Tincture	§2	7, 10,12-14
2	Change the size and THC content limits for tinctures [based on SLH 2025, Act 269]	§5(a)(6)	19
3	Add restrictions on ingredients for edible manufactured hemp products	§5(d)(1) and (2)	20-21

HAR (Interim Rules) 11-37

LIST OF PROPOSED CHANGES

HAR (Interim Rules) 11-37

Item	Amendment	Section	Page(s)
7	New section- Suspension or revocation of a certificate of registration. Explains when a certificate of registration may be suspended or revoked, the process for suspension or revocation, and the consequences of suspension or revocation.	§13	28-29
8	New section- Buyer due diligence; recordkeeping. Requires retailers to conduct due diligence reviews to ensure they purchase manufactured hemp products only from distributors holding a valid certificate of registration. Requires retailers and distributors to conduct due diligence reviews to ensure product compliance. Requires recordkeeping on sales and purchases.	§14	29
9	New section- Sales of tincture to persons under twenty-one years of age. Prohibits the sale of tincture to individuals under the age of twenty-one. Requires ID check by seller and provides penalty.	§15	30-31
10	New section- Retailer and distributor operations shall be separated from any living or sleeping quarters	§16	31

LIST OF PROPOSED CHANGES

HAR (Interim Rules) 11-37

Item	Amendment	Section	Page(s)
11	Change options for hemp processor permit individual applicants to show proof of no disqualifying felony convictions <ol style="list-style-type: none">1. USDA hemp production license (no change)2. Criminal history record information (new)3. FBI identity information summary sheet (new)4. Consent to background check (option removed)	§42(a)(2)	48
12	Update permit application requirements for hemp processor permit to include information pertaining to distributor and retailer registration	§42(a)(7) to (11)	49
13	Update fee for hemp processor permit to include online application processing fee	§44(a)	50
14	Require hemp processors to surrender certificates of registration associated with their permit in the event their permit is revoked or surrendered	§48 and §49	52-53

LIST OF PROPOSED CHANGES

HAR (Interim Rules) 11-37

Item	Amendment	Section	Page(s)
15	New section- Inspection authority. A distributor or retailer of manufactured hemp products must allow access for inspections by the department. Any entity engaged in distribution or sale of any product containing or derived from hemp, or marketed as containing or being derived from hemp, must allow access for inspections by the department.	§80	86-87
16	New section- Seizure of products; forfeiture; disposition. The department may seize and confiscate any product containing or derived from hemp, or marketed as containing or being derived from hemp, that is possessed, kept, stored, retained, held, owned, received, acquired, distributed, sold, or offered for sale in violation of chapter 11-37, HAR. Products are subject to forfeiture and destruction. Includes procedures for administrative hearing.	§82	88-89