



# SALE OF HEMP-DERIVED CBD PRODUCTS

HARRIS BRICKEN

This matrix provides a brief summary of how each of the 50 states regulates products containing hemp-derived cannabidiol (Hemp-CBD), as it pertains to the following categories:

- **Hemp-CBD Requirements:** General laws, regulations, restrictions, policies, or requirements for Hemp-CBD;
- **Consumables:** Hemp-CBD as used in food, beverages, dietary supplements, and other consumable goods for humans;
- **Smokables:** How the state treats Hemp-CBD in smokable products such as dried flower, vape products, and cigarettes;
- **Cosmetics:** How the state treats Hemp-CBD in cosmetics;
- **Enforcement Actions:** Whether there has been any adverse enforcement action by law enforcement against Hemp-CBD in the last 6 months;
- **Select Laws and Regulations:** A non-exhaustive selection of relevant authorities on Hemp-CBD, including laws, regulations, and policy statements; and
- **Pending Laws/Regulations:** Authorities that are not yet in effect but will impact the sale and marketing of Hemp-CBD products.

This matrix is intended to provide an overview of Hemp-CBD in each state. It is broad in scope and only provides a high-level analysis of each state; the matrix does not examine any single state in great depth or account for every local regulation and policy that could impact Hemp-CBD. Moreover, this matrix can only provide a temporary snapshot that only accounts for information made publicly available on the date it was prepared. Hemp-CBD laws change fast, often with little notice, so the information provided below is subject to change.

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**SALE OF HEMP-DERIVED CBD (“HEMP-CBD”) PRODUCTS**

STATES	HEMP-CBD REQUIREMENTS	CONSUMABLES	SMOKABLES	COSMETICS	ENFORCEMENT ACTIONS (LAST SIX MONTHS)	SELECT LAWS & REGULATIONS	PENDING LAW/ REGULATION
Alabama	Alabama’s Attorney General issued a Public Notice stating that “CBD derived from industrial hemp, with a THC concentration of not more than 0.3% on a dry weight basis, can be legally produced, sold, and possessed in the State of Alabama.” According to its FAQs, the Department of Agriculture & Industry (DOAI) does not oversee the retail sale of processed Hemp-CBD products; therefore, it is unclear whether a permit will be required to sell these products.	No apparent restriction or authorization.	According to the DOAI’s FAQs, the sale of “viable hemp floral parts,” including buds, is prohibited in the state. In addition, the DOAI opines that “the law has not been clarified as to whether the sale of CBD is legal in Alabama.” Nevertheless, the DOAI’s position appears limited to the sale of unprocessed hemp. Accordingly, the sale of pre-rolls containing hemp flower is likely unlawful whereas the sale of finished products, such as vaping devices containing CBD	No apparent restriction or authorization but note that the DOAI states in its FAQs that “[p]roducts such as lotions and salves made from hemp seed or hemp-derived CBD is allowed for sale at Alabama farmers markets.”	None	<ul style="list-style-type: none"> <li>• 2-8-380 Code of Alabama 1975</li> <li>• <a href="#">Ala. Admin. Code Rule 80-10-21</a></li> <li>• AG <a href="#">Public Notice</a></li> <li>• DOAI <a href="#">FAQs</a></li> </ul>	None

SAMPLE - Information may be out of date

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			oil, seems allowed.				

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