

1 H.310

2 Introduced by Representatives Cina of Burlington, Donnally of Hyde Park,
3 Surprenant of Barnard, Toleno of Brattleboro, and Vyhovsky of
4 Essex

5 Referred to Committee on

6 Date:

7 Subject: Health; labeling of food drugs, cosmetics, and hazardous substances;
8 kratom

9 Statement of purpose of bill as introduced: This bill proposes to regulate
10 kratom products according to existing health and consumer protections laws
11 for labeling consumable products for marketing and sale and to establish an
12 age requirement for the purchase of kratom products.

13 An act relating to the regulation of kratom products

14 It is hereby enacted by the General Assembly of the State of Vermont:

15 Sec. 1. SHORT TITLE

16 This act may be cited as the Kratom Consumer Protection Act.

17 Sec. 2. 18 V.S.A. chapter 82, subchapter 3 is added to read:

18 Subchapter 3. Kratom Consumer Protection Act

19 § 4091. DEFINITION

1 “Kratom product” means a food product or dietary ingredient containing
2 any part of the leaf of the plant Mitragyna speciosa. Mitragyna speciose and
3 its compounds are not regulated drugs pursuant to chapter 84 of this title.

4 § 4092. AGE REQUIREMENT

5 (a) No person shall sell a kratom product to a person under 18 years of age.

6 (b) Violations of this section shall be subject to the penalties in section
7 4054 of this chapter.

8 § 4093. KRATOM PRODUCT

9 (a) A kratom product shall include on its package or label the amount of
10 mitragynine and 7-hydroxymitragynine contained in the product.

11 (b) No person shall manufacture, dispense, or offer for sale any kratom
12 product that contains:

13 (1) a level of 7-hydroxymitragynine in the alkaloid fraction that is
14 greater than 2% of the alkaloid composition of the product; or

15 (2) any synthetic alkaloids including synthetic mitragynine, synthetic 7-
16 hydroxymitragynine, or any other synthetically derived compounds of the
17 kratom plant.

18 (c) Violations of this section shall be subject to the penalties in section
19 4054 of this chapter.

20 Sec. 3. EFFECTIVE DATE

21 This act shall take effect on July 1, 2021.