

2020 -- H 7125

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LC003525
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2020

HOUSE RESOLUTION

RESPECTFULLY URGING THE PRESIDENT AND CONGRESS OF THE UNITED STATES TO ENACT LEGISLATION REQUIRING THE FDA TO ESTABLISH GMP STANDARDS REGULATING INDUSTRIAL HEMP (CBD) PRODUCTS WITH THC CONTENT BELOW THREE PERCENT, INCLUDING ESTABLISHING A SAFE DAILY LEVEL OF CBD CONSUMPTION BY CONSUMERS

Introduced By: Representatives Kennedy, Azzinaro, Corvese, Bennett, and Diaz

Date Introduced: January 16, 2020

Referred To: House Health, Education & Welfare

1 WHEREAS, Cannabidiol (CBD) is a chemical that is prevalent in marijuana and hemp;
2 and

3 WHEREAS, The Agriculture Improvement Act of 2018, or the Farm Bill, removed hemp
4 – meaning cannabis or derivatives of cannabis with a very low tetrahydrocannabinol (THC)
5 content (below three percent by dry weight) – from the federal Controlled Substances Act (CSA)
6 definition of marijuana; and

7 WHEREAS, CBD does not induce euphoria or reinforcing pleasure effects of THC
8 found in the marijuana plant; and the 2018 World Health Organization (WHO) report on CBD
9 concluded that “there are no case reports of abuse or dependence relating to the use of pure CBD”
10 and “there is no evidence of recreational use of CBD or any public health-related problems
11 associated with the use of pure CBD”; and

12 WHEREAS, The 2018 WHO report also cites a human study (*Martin-Santos, et al.,*
13 *Current Pharmaceutical Design, Volume 18, 2012*) that “administered 600 mg of CBD to healthy
14 participants detected no THC and trace concentrations of THC metabolites”; and

15 WHEREAS, Within the past three years, more than 1,500 CBD products have come to
16 the market without a clear approach for regulation or any plan from the Food and Drug
17 Administration (FDA) to balance consumer access and the protection of consumer health; and

18 WHEREAS, A substantial market for CBD products formulated in drinks, cosmetics,

1 foods and other consumer products has developed, even where cannabis products are not
2 recreationally or medically legal, and currently are sold in major retail chains in the United States;
3 and

4 WHEREAS, The FDA states that products such as food additives and dietary
5 supplements that contain CBD are illegal under federal law, and refuses to issue any regulations
6 or guidance for the manufacturing of CBD products to ensure quality and safety, including setting
7 a safe daily level of CBD consumption; and

8 WHEREAS, The conflict between the FDA policy and the Agriculture Improvement Act
9 of 2018 provisions has created a patchwork regulation of CBD by the states that places
10 consumers at significant health risks with the unregulated manufacturing of CBD products, and
11 creates a complicated legal framework for CBD companies for their operations; and

12 WHEREAS, As a result of this unregulated CBD marketplace, interstate commerce for
13 national CBD companies is significantly impaired because banks, insurance companies, and
14 merchant service companies cite potential reputational risks in providing services to CBD
15 companies because the FDA threatens regulatory actions against these companies; and

16 WHEREAS, By enacting legislation that requires the FDA to publish manufacturing
17 guidelines for CBD products and requires the establishment of a safe daily level of CBD
18 consumption, the President and Congress of the United States would allow consumers to
19 experience the benefits of CBD while ensuring consumer safety and generate significant
20 economic activity from allowing interstate commerce for CBD companies; now, therefore be it

21 RESOLVED, That this House of Representatives of the State of Rhode Island and
22 Providence Plantations hereby respectfully urges the President and the Congress of the United
23 States to act quickly to protect American consumers by requiring the FDA to issue manufacturing
24 guidelines for CBD products and establish a safe daily level of CBD consumption; and be it
25 further

26 RESOLVED, That the Secretary of State be and hereby is authorized and directed to
27 transmit duly certified copies of this resolution to the President and Vice President of the United
28 States, the Majority and Minority Leaders of the United States Senate, the Speaker and Minority
29 Leader of the House of Representatives, and the Rhode Island Congressional Delegation.

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