



State of Tennessee

PUBLIC CHAPTER NO. 907

SENATE BILL NO. 694

By Niceley

Substituted for: House Bill No. 715

By Hurt, Ramsey, Reedy, Terry, Jernigan, Chism, Shaw

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17 and Title 43, Chapter 27, relative to hemp.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 43-27-101, is amended by adding the following as a new subdivision:

() "Hemp concentrate" means a concentrate with a delta-9 tetrahydrocannabinol (THC) concentration of not more than five percent (5%) that is derived from hemp solely for purposes of reconstitution into consumer products with a delta-9 tetrahydrocannabinol (THC) concentration of not more than three-tenths of one percent (0.3%);

SECTION 2. Tennessee Code Annotated, Section 43-27-103, is amended by designating the existing language as subsection (a) and adding the following as a new subsection:

(b) It is an exception to the application of subdivision (a)(2) that the only cannabis with a THC concentration greater than three-tenths of one percent (0.3%) on a dry weight basis in the person's possession was hemp concentrate and the person was transporting the hemp concentrate within this state from the location where the hemp concentrate was produced to a location where the hemp concentrate was to be reconstituted into consumer products with a THC concentration of not more than three-tenths of one percent (0.3%); provided, however, that the person transporting the hemp concentrate under this subsection (b) must maintain proof of a grower's license from the department in the transport vehicle.

SECTION 3. Tennessee Code Annotated, Section 43-27-106, is amended by adding the following as a new subsection:

(g) It is an exception to the application of this section that the only cannabis with a THC concentration greater than three-tenths of one percent (0.3%) on a dry weight basis in the person's possession was hemp concentrate and the person was transporting the hemp concentrate within this state from the location where the hemp concentrate was produced to a location where the hemp concentrate was to be reconstituted into consumer products with a THC concentration of not more than three-tenths of one percent (0.3%); provided, however, that the person transporting the hemp concentrate under this subsection (g) must maintain proof of a grower's license from the department in the transport vehicle.

SECTION 4. Tennessee Code Annotated, Section 39-17-427, is amended by deleting the section and substituting:

It is an exception to this part if:

(1) The person lawfully possessed the controlled substance as otherwise authorized by this part and title 53, chapter 11, parts 3 and 4; or

(2) The only cannabis with a delta-9 tetrahydrocannabinol (THC) concentration greater than three-tenths of one percent (0.3%) on a dry weight basis in the person's possession was hemp concentrate, as defined in § 43-27-101, and the person was transporting the hemp concentrate within this state from the location

where the hemp concentrate was produced to a location where the hemp concentrate was to be reconstituted into consumer products with a delta-9 THC concentration of not more than three-tenths of one percent (0.3%); provided, however, that the person transporting the hemp concentrate under this subdivision (2) maintained proof of a grower's license from the department of agriculture in the transport vehicle.

SECTION 5. Tennessee Code Annotated, Section 43-27-104(a), is amended by adding the following as a new subdivision:

() Provide, on at least a quarterly basis, a list of persons licensed pursuant to this chapter to the department of safety, for the department of safety's publication on its website. A licensee's inclusion on the list may be used as proof for purposes of satisfying the exception described in § 39-17-427(2).

SECTION 6. This act takes effect upon becoming a law, the public welfare requiring it.

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PASSED: April 11, 2022


RANDY McNALLY
SPEAKER OF THE SENATE


CAMERON SEXTON, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 22nd day of April 2022


BILL LEE, GOVERNOR