

Floor Amendment To LB316
(Amendment to FA144)

Introduced by Kauth, 31.

In FA144, strike all existing language and 1. insert the following new section: "(1) In the event of a conflict between the Nebraska Hemp 3 Farming Act and the Nebraska Medical Cannabis Patient Protection Act, the 4 Nebraska Medical Cannabis Patient Protection Act shall control." "(2) In the event of a conflict between the Nebraska Hemp Farming Act 6 and the Nebraska Medical Cannabis Regulation Act, the Nebraska Medical Cannabis Regulation Act shall control." 2. On page 1, line 5, strike "section 3" and insert "sections 3 and 6"; in line 17 strike "(5)(a)(ii)" and insert "(6)(a)(ii)"; after line 21 insert the following new subdivision: "(3) Cannabidiol tincture means a liquid cannabidiol product that: (a) Is packaged in a container with a capacity of no more than two fluid ounces; (b) Includes a dispensing dropper that is capable of dispensing not more than one milliliter of liquid; (c) Is not a beverage or intended for drinking; and (d) Consists of a solution: (i) Containing at least twenty-five percent nondenatured alcohol or a base of glycerin or plant-based oil; and (ii) That is intended for human use;"; in line 22 strike "(3)" and 21 insert "(4)"; and in line 27 strike "(4)" and insert "(5)". 3. On page 2, line 2, strike "(5)(a)" and insert "(6)(a)"; in line 11, strike "or"; in line 12 strike the period and insert "; or"; after line 12 insert the following new subdivision: "(C) For a cannabidiol tincture, a total of thirty milligrams of 26 total THC per fluid ounce of the tincture."; in line 22 strike "(6)" and AM1574 LB316 AJC - 05/22/2025 AM1574 LB316 AJC - 05/22/2025 -1- 1 insert "(7)"; in line 25 strike "(7)" and insert "(8)"; in line 27 strike 2 "(8)" and insert "(9)"; and in line 31 strike "(9)" and insert "(10)". 4. On page 3, line 1, strike "(10)" and insert "(11)"; in line 7 strike "(11)" and insert "(12)"; and in line 8 strike "(12)" and insert "(13)". 5. On page 4, line 28, strike "(5)(a)" and insert "(6)(a)". 6. On page 5, after line 7, insert the following new

subdivision: "(d) After the consumer safe harbor period expires, an individual may assert as a defense to a prosecution for possession of illegal hemp that he or she purchased the illegal hemp for personal use prior to the effective date of this act. The burden shall be on the individual to prove the elements of this defense by a preponderance of the evidence. This defense shall only apply to conduct that occurred on or before December 31, 2026."; and in line 8 strike "(d)" and insert "(e)" and after "prosecution" insert "or provide a defense".

7. Renumber the remaining sections accordingly.