

## HB2188 Brief

HB2188 is identical to 2021 HB2056, which passed the House in 2021 by a vote of 97 to 24 without amendments. The bill was referred to the Senate Committee on Federal and State Affairs where the contents were gutted in 2022 and the bill became a Senate Substitute bill dealing with elections.

HB2188 Does the following:

1. Sections 1 through 9 are made part of the Kansas food, drug and cosmetic act—No provision in HB2084.
2. The bill requires dealers which includes both retail dealers and wholesale distribution dealers, to obtain a license and display the license at the premises where kratom is produced or sold—No provision in HB2084.
3. Secretary of Agriculture is required to inspect the premises, products and equipment used for manufacture and inspect or sample kratom products—No provision in HB2084.
4. Secretary may issue “stop sale” orders, suspend, deny, revoke licenses—Contains an appeal process—No provisions in HB2084.
5. May impose civil penalty; appeal process—both bills.
6. Criminal penalty for adulterating or misbranded or sale to person under 18 years old—class c misdemeanor—No criminal provision in HB2084, but under 18 years old sales also prohibited.
7. Secretary adopt rules and regs—also in HB2084

See 2021 Supplemental Note for HB2056.

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