

HCS HB 1037 -- KRATOM PRODUCTS

SPONSOR: Byrnes

COMMITTEE ACTION: Voted "Do Pass with HCS" by the Standing Committee on Emerging Issues by a vote of 13 to 0. Voted "Do Pass" by the Standing Committee on Rules-Legislative by a vote of 9 to 0.

The following is a summary of the House Committee Substitute for HB 1037.

This bill establishes the "Kratom Consumer Protection Act", which requires dealers who prepare, distribute, sell, or expose for sale kratom, as defined in the bill, to disclose the factual basis on which this representation is made. A dealer is prohibited from preparing, distributing, selling, or exposing for sale kratom that does not conform to these labeling requirements.

A dealer is prohibited from preparing, distributing, selling, or exposing for sale kratom and any product marketed or sold as kratom that is adulterated or contaminated with a dangerous nonkratom substance, contains a level of 7-hydroxymitragynine in the alkaloid fraction that is greater than 2% composition of the product, contains any synthetic alkaloids, or does not include on its package or label the amount of mitragynine, 7-hydroxymitragynine, or other synthetically derived compounds of the plant *Mitragyna speciosa*. A dealer is prohibited from distributing, selling, or exposing for sale kratom to anyone under 21 years of age.

The bill specifies penalties for a violation of these requirements and allows for a person who is aggrieved by a violation of the labeling requirements to bring a cause of action for damages resulting from the violation.

This bill is similar to HB 504 (2025).

The following is a summary of the public testimony from the committee hearing. The testimony was based on the introduced version of the bill.

PROPONENTS: Supporters say that kratom has many health benefits, and should be thought of as a dietary supplement. Kratom in its natural form provides good results for people, which allows them to avoid products from the pharmaceutical industry. Supporters further say that all negative outcomes from Kratom use have come from ingestion of adulterated forms of the product, because pure Kratom does not create a euphoric high. Supporters say that this bill will eliminate the adulterated Kratom products.

Testifying in person for the bill were Representative Byrnes; Arnie Dienoff; Craig Katz, Cbd Kratom; Curt Bramble, American Kratom Association; Eapen Thampy, American Shaman; Michael Aromando, 72 Wholesale; Todd Underwood, Tnt Manufacturing, LLC DbA Mitwellness.

OPPONENTS: There was no opposition voiced to the committee.

Written testimony has been submitted for this bill. The full written testimony and witnesses testifying online can be found under Testimony on the bill page on the House website.