

SB 557-FN - AS AMENDED BY THE SENATE

03/12/2026 1159s  
03/26/2026 1211s

2026 SESSION

26-2144  
07/09

SENATE BILL **557-FN**

AN ACT making synthetic and semisynthetic kratom illegal to prepare, distribute, manufacture, sell, possess, or advertise, with exceptions made for scientific research.

SPONSORS: Sen. Altschiller, Dist 24; Sen. Watters, Dist 4; Sen. Prentiss, Dist 5; Rep. Manos, Rock. 12; Rep. N. Murphy, Hills. 12

COMMITTEE: Judiciary

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AMENDED ANALYSIS

This bill makes synthetic and semisynthetic kratom illegal to prepare, distribute, manufacture, sell, possess, or advertise, with exceptions made for scientific research.

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Explanation: Matter added to current law appears in ***bold italics***.  
Matter removed from current law appears ~~[in brackets and struckthrough.]~~  
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Twenty-Six*

AN ACT making synthetic and semisynthetic kratom illegal to prepare, distribute, manufacture, sell, possess, or advertise, with exceptions made for scientific research.

*Be it Enacted by the Senate and House of Representatives in General Court convened:*

1 1 New Subdivision; Synthetic Kratom Policy. Amend RSA 318-B by inserting after section 50  
2 the following new subdivision:

3 Synthetic Kratom Policy

4 318-B:51 Definitions. In this subdivision, "synthetic kratom" or "semisynthetic kratom" means:

5 I. An alkaloid or alkaloid derivative that has been created by chemical synthesis or  
6 biosynthetic means, including fermentation, recombinant techniques, yeast derived, and enzymatic  
7 techniques, rather than traditional food preparation techniques, such as heating or extracting that  
8 synthetically alters the composition of any kratom alkaloid or constituent; or

9 II. An alkaloid or alkaloid derivative contained in kratom that has been exposed to  
10 chemicals or processes that would confer a structural change in the alkaloids, resulting in material  
11 that has been chemically altered.

12 318-B:52 Synthetic Kratom Limitations. No person or entity person shall prepare, distribute,  
13 manufacture, sell, possess, or advertise synthetic or semisynthetic kratom, unless such preparation,  
14 distribution, manufacturing, sale, possession, or advertisement is undertaken for the sole purpose of  
15 scientific research.

16 2 New Paragraph; Controlled Drug Act; Scheduling by the Commissioner. Amend RSA 318-B:1-  
17 a by inserting after paragraph VIII the following new paragraph:

18 IX. Notwithstanding paragraph I, synthetic or semisynthetic kratom shall be classified as a  
19 schedule II controlled drug.

20 3 Effective Date. This act shall take effect upon its passage.

**SB 557-FN- FISCAL NOTE  
AS AMENDED BY THE SENATE (AMENDMENT #2026-1211s)**

AN ACT making synthetic and semisynthetic kratom illegal to prepare, distribute, manufacture, sell, possess, or advertise, with exceptions made for scientific research.

**FISCAL IMPACT:**

<b>Estimated State Impact</b>				
	<b>FY 2026</b>	<b>FY 2027</b>	<b>FY 2028</b>	<b>FY 2029</b>
<b>Revenue</b>	\$0	\$0	\$0	\$0
<i>Revenue Fund</i>	None			
<b>Expenditures*</b>	Indeterminable			
<i>Funding Source</i>	General Fund			
<b>Appropriations*</b>	\$0	\$0	\$0	\$0
<i>Funding Source</i>	None			

**\*Expenditure = Cost of bill      \*Appropriation = Authorized funding to cover cost of bill**

<b>Estimated Political Subdivision Impact</b>				
	<b>FY 2026</b>	<b>FY 2027</b>	<b>FY 2028</b>	<b>FY 2029</b>
<b>County Revenue</b>	\$0	\$0	\$0	\$0
<b>County Expenditures</b>	Indeterminable			
<b>Local Revenue</b>	\$0	\$0	\$0	\$0
<b>Local Expenditures</b>	Indeterminable			

**METHODOLOGY:**

This bill adds, deletes, or modifies a criminal penalty, or changes statute to which there is a penalty for violation. Therefore, this bill may have an impact on the judicial and correctional systems, which could affect prosecution, incarceration, probation, and parole costs, for the state, as well as county and local governments. A summary of such costs can be found at: [https://gencourt.state.nh.us/lba/Budget/Fiscal\\_Notes/JudicialCorrectionalCosts.pdf](https://gencourt.state.nh.us/lba/Budget/Fiscal_Notes/JudicialCorrectionalCosts.pdf)

**AGENCIES CONTACTED:**

Judicial Branch, Judicial Council, Department of Justice, Department of Corrections, New Hampshire Association of Counties, and New Hampshire Municipal Association