

Amendment to SB 624-FN

1 Amend the title of the bill by replacing it with the following:

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3 AN ACT restricting access to certain hemp-derived products and establishing the offenses of
4 criminal adulteration and distribution of adulterated controlled substances.

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6 Amend the bill by inserting after section 5 the following and renumbering the original section 6 to
7 read as 8:

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9 6 Legislative Findings. With respect to section 7 of this act, the general court finds that:

10 I. The presence of unapproved substances, including but not limited to veterinary sedatives
11 such as xylazine, in the illicit drug supply poses an immediate and severe threat to the health and
12 safety of the citizens of New Hampshire.

13 II. The state of New Hampshire currently provides widespread access to harm-reduction
14 testing resources.

15 III. The intentional adulteration of controlled substances with unapproved additives
16 demonstrates a reckless disregard for human life.

17 IV. The distribution of controlled substances without verification of contents, given the
18 availability of testing resources, constitutes a significant public safety hazard warranting enhanced
19 penalties.

20 7 New Section; Criminal Adulteration and Distribution of Adulterated Controlled Substances.

21 Amend RSA 318-B by inserting after section 2-e the following new section:

22 318-B:2-f Criminal Adulteration and Distribution of Adulterated Controlled Substances.

23 I. A person is guilty of a class B felony if they knowingly combine, mix, or adulterate a
24 controlled substance with any substance not approved for human consumption, with the intent to
25 distribute the resulting mixture. The state may establish intent through the presence of processing
26 equipment, including but not limited to, scales, cutting agents, blenders, presses, or the
27 simultaneous possession of a controlled substance and an unapproved additive in a manufacturing
28 context.

29 II. A person is guilty of a class A felony if they possess with intent to distribute, or
30 distribute, any controlled substance which they know or have reasonable cause to believe contains
31 an unapproved additive. For the purposes of this section, "reasonable cause to believe" includes the

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1 failure to utilize accessible harm-reduction testing resources or the distribution of substances in a
2 market known to be contaminated with unapproved additives.

3 III. The provisions of this section shall not apply to:

4 (a) Any licensed veterinarian, veterinary technician, or agricultural professional while
5 acting within the lawful scope of their professional practice and in compliance with all applicable
6 state and federal laws regarding the handling and distribution of controlled substances.

7 (b) Any individual or entity acting under the authority of a valid federal or state
8 registration for the purpose of medical research or pharmaceutical production.

9 (c) Any individual who possesses a controlled substance solely for personal use and who
10 does not engage in the adulteration or distribution of said substance.

2026-1659h

AMENDED ANALYSIS

This bill:

I. Sets penalties applicable to corporations and unincorporated associations for possession of certain hemp-derived products, directs liquor licensees to comply with the prohibition, and amends the definition of hemp.

II. Establishes the offenses of criminal adulteration and distribution of adulterated controlled substances.