

CHAPTER 2023-182

Committee Substitute for House Bill No. 179

An act relating to the Florida Kratom Consumer Protection Act; creating s. 500.92, F.S.; providing a short title; defining the term “kratom product”; prohibiting the sale, delivery, bartering, furnishing, or giving of any kratom product to a person under 21 years of age; providing criminal penalties; requiring the Department of Agriculture and Consumer Services to adopt rules; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Section 500.92, Florida Statutes, is created to read:

500.92 Florida Kratom Consumer Protection Act.—

(1) This section may be cited as the “Florida Kratom Consumer Protection Act.”

(2) As used in this section, the term “kratom product” means a food product, food ingredient, dietary ingredient, dietary supplement, or beverage intended for human consumption which contains any part of the leaf of the plant *Mitragyna speciosa* or an extract, synthetic alkaloid, or synthetically derived compound of such plant and is manufactured as a powder, capsule, pill, beverage, or other edible form.

(3) It is unlawful to sell, deliver, barter, furnish, or give, directly or indirectly, any kratom product to a person who is under 21 years of age.

(4) A violation of subsection (3) is a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

(5) The department shall adopt rules to administer this section.

Section 2. This act shall take effect July 1, 2023.

Approved by the Governor June 2, 2023.

Filed in Office Secretary of State June 2, 2023.