COMPLIANCE SECTION
CONSUMER SAFETY BRANCH

CONSUMABLE HEMP



FY26 ANNUAL ANALYSIS
FINAL ENFORCEMENT ACTIONS

Pursuant to 25 Texas Administrative Code 1.553(a)(1)(2)

Overview

Texas Department of State Health Services (DSHS) adopted emergency rules to prohibit consumable hemp licensees and retail hemp registrants from selling consumable hemp products to customers under the age of 21 and require a valid proof of government-issued identification prior to purchase. Entities found in violation of these rules may have their consumable hemp license or retail hemp registration permit revoked pursuant to Texas Administrative Code §300.701 and §300.702.

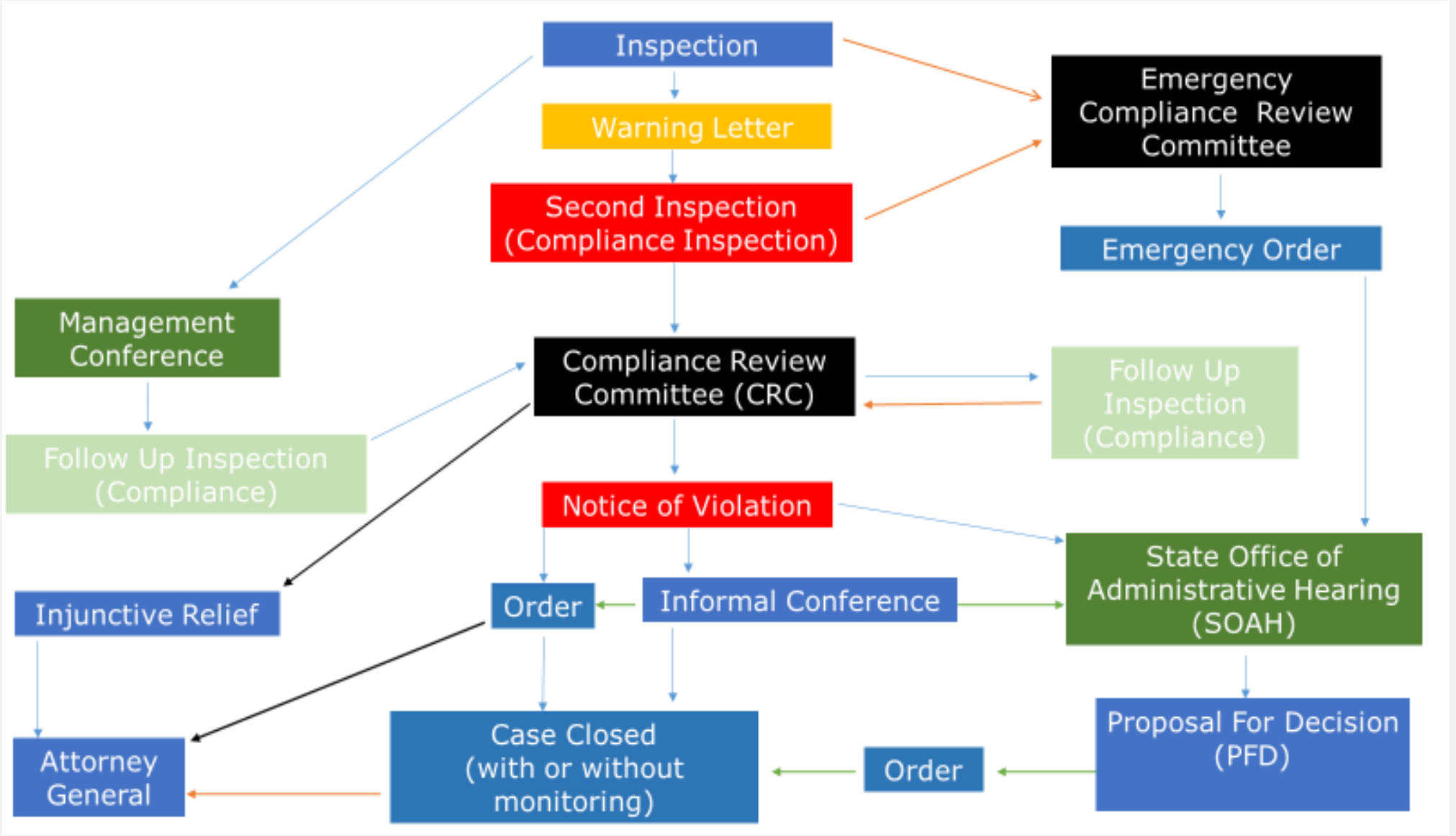
Additional compliance/disciplinary actions can likewise be taken in response to a violation of Hemp law or rules. These disciplinary actions are assessed based on the severity of the offense, the history of previous violations, efforts made to correct the violation, the harm to the public, the likelihood of a repeat violation, and other matters related to each case. These actions are taken to protect and promote the health, safety and welfare of the citizens of Texas.

Consumable License Types

2201 – Retail Hemp Registration

2202 – Consumable Hemp Product

Food & Drug Compliance Flowchart



TEXAS Health and Human Services

Texas Department of State Health Services

Cases referred to Compliance

- Twelve (12) cases were referred in total:
  - All twelve (12) cases were triaged through Compliance Review Committee (CRC)

CRC	12
Total	**12**

Outcomes

After triage at CRC:

- Eight (8) Notice of Violation (NOV) letters were cleared to be issued

Informal Conference (IC)

Six (6) cases were heard at an IC:

- Six (6) cases were settled after the IC with an Agreement between the Department and the Respondent

State Office of Administrative Hearings (SOAH)

Compliance referred three (3) cases to SOAH, at the request of the Respondent pursuant to HSC Sec. 431.055(a) and Chapter 2001, Government Code.

SOAH REFERRAL	3

- All Respondents were offered the opportunity to have their case(s) presented before an Administrative Law Judge.

Orders & Agreements Processed

- Six (6) Agreed Order/ Acceptance Order (AO)
  - An Agreed Order is issued after an informal conference to document and memorialize the settlement agreement reached between a Respondent and the Department.
  - An Acceptance Order is issued when a Respondent accepts the proposed disciplinary action in the Department's Notice.

Cases Closed With or Without Monitoring

Cases that have a finalized Order or an Agreement are either:

- Closed with monitoring
  - Terms and conditions to be met are still pending
- Closed without monitoring
  - All terms and conditions are met

Cases closed with or without monitoring cont.

Cases closed with monitoring : 2

Cases closed without monitoring: 8

Cases withdrawn: 4

Penalty Amount Proposed/Assessed

$115,350.00

TEXAS
Health and Human Services

Texas Department of State Health Services

Penalty Amount Remitted/Collected

$24,294.19

TEXAS
Health and Human Services

Texas Department of State Health Services

Thank You!