

# WEST VIRGINIA CODE: §19-12F-3

## §19-12F-3. Definitions.

- (1) "Alcohol Beverage Control Administration Commissioner" means the West Virginia Alcohol Beverage Control Administration Commissioner or his or her designee.
- (2) "Commissioner" means the Commissioner of Agriculture or his or her designee.
- (3) "Contaminated" means made impure and unsafe by biological, chemical, or physical additives.
- (4) "Department" or "Department of Agriculture" means the West Virginia Department of Agriculture.
- (5) "Kratom" means a psychoactive preparation that is composed of the crushed or powdered dried leaves of the *mitragyna speciosa*, a lowered tropical tree which contains the alkaloids mitragynine and 7-hydroxymitragynine.
- (6) "Kratom product" means a food product, food ingredient, dietary ingredient, dietary supplement, or beverage intended or marketed for human consumption containing any part of the leaf of the plant *mitragyna speciosa*.
- (7) "Grower" means a person or entity which grows kratom for commercial purposes.
- (8) "Processor" or "manufacturer" means a person or entity that processes, compounds, or converts plant material from *mitragyna speciosa* into a kratom product. This also includes further processing, compounding, converting, or repackaging of existing kratom products.
- (9) "Retailer" or "seller" means a person or entity that distributes, offers for sale, or sells kratom or kratom products to persons for personal consumption.