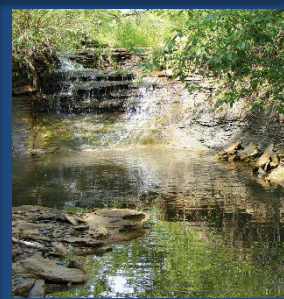




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# Senate Committee on Agriculture and Natural Resources

## Industrial Hemp in Kansas

Jeff Vogel  
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# Industrial Hemp Research Program

- April 2018: SB 263 (K.S.A. 2-3901 et seq.) allowed KDA to develop a research-based hemp program
- At that time, federal law required all industrial hemp be within a research program
- Kansas Legislature required various industrial hemp licenses and that all applicants submit to a criminal background check
- Regulations were developed and became effective Feb. 8, 2019

# 2018 Farm Bill

- 2018 Farm Bill allows states to establish programs for the commercial production of hemp.
- If Kansas Legislature desires Kansas to allow commercial hemp production, KDA needs authorization.
- Plan must meet federal requirements and be approved by USDA.

# Why do we still require a research license?

- Until a state plan is approved, **current** requirements of research program must be followed for 2019 growing season.
- Without USDA approval of a state plan, federal law does not allow the commercial production of industrial hemp.

# How to Develop Commercial Hemp

Two paths to allowing commercial hemp:

1. Develop a state plan and submit it to USDA for approval
2. Wait until the USDA develops national standards to be effective in every state without its own commercial hemp plan

# State Plan Requirements

- A licensing program that tracks growing locations
- A procedure to test the THC level
- A procedure for the disposal of any plants in violation of the program
- A procedure to deal with violations
- A procedure for inspecting a random sample of hemp producers
- A method for providing law enforcement with the growing location and other license information of growers
- A certification the state can carry out the provisions of the plan
- A way to track the movement of unprocessed hemp from grower to processor to assist law enforcement.
- A background check in order to obtain a grower license.

# Processing Requirements

- Under the new commercial plan, KDA will only regulate hemp growers.
- The Kansas Department of Revenue will license and regulate hemp processors.

# Next Steps

- Legislation must allow the “commercial” production of hemp in Kansas
- KDA must develop regulations consistent with federal law to serve as the state plan.
- State plan must be developed in consultation with the Governor and the Attorney General.
- State plan must be submitted to USDA for approval

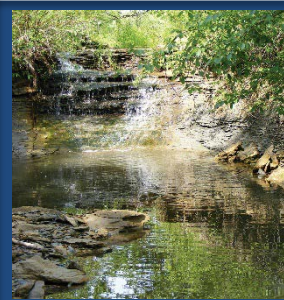


# What happens to current program?

- 2018 Farm Bill provision repeals the federal law that enables the research program one year after USDA develops a plan for states that did not adopt a state plan.
- HB 2173 and SB 233 allow KDA to discontinue the Kansas research program once a commercial program is in place.



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# Questions?

[agriculture.ks.gov/IndustrialHemp](http://agriculture.ks.gov/IndustrialHemp)

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