



Hemp Certification

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Agricultural Improvement Act of 2018



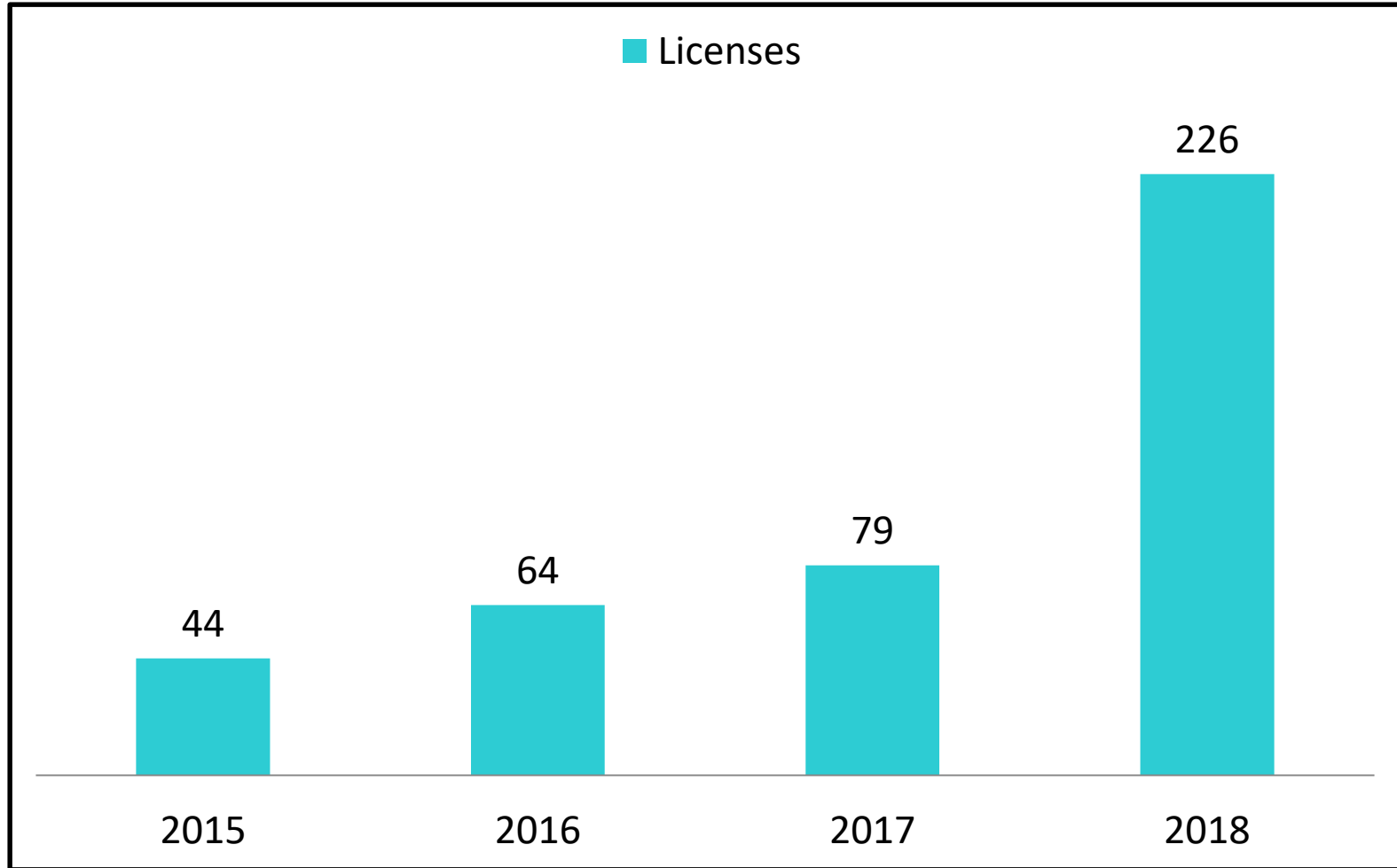
- Other major changes:
 - Hemp farmers may now have access to crop insurance and participate in USDA programs and grants in 2020.
 - States cannot interfere with interstate transport of hemp or hemp products.
- FDA continues its jurisdiction over the regulation of ingestible and topical hemp products.



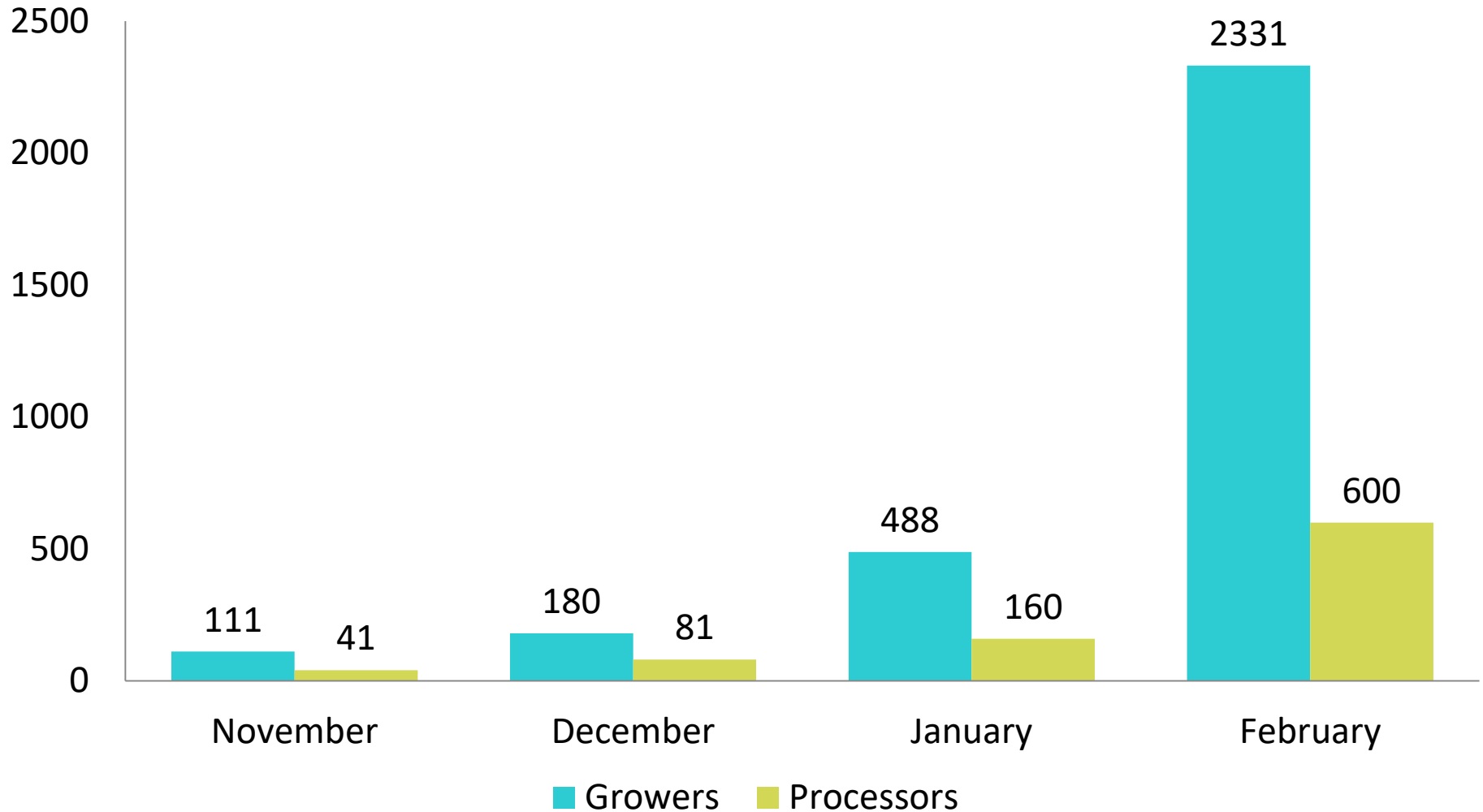
Agricultural Improvement Act of 2018

- State departments must submit a plan to USDA to keep primary regulatory authority
- TDA was the 3rd state to submit a plan
- The plan must contain:
 - Method for location of hemp farms
 - Procedure for testing
 - Procedure for disposal
 - Enforcement procedures
 - Procedure for information submission to USDA
 - Certification process
- Will submit revisions in the Fall based on USDA Interim Final rules

Industrial Hemp Program Participation



2019 Applications



New Regulations

Emergency Rules filed June 3rd

- Processors no longer regulated under hemp program
- Only rooted hemp plants regulated, seed can move freely
- Year round streamlined application process
- Online movement permit applications

Types of hemp licenses

- **Hemp Grower License-** allows any amount of hemp to be grown within that licensed area for any purpose. Licenses are for a person/firm to an address in specific areas. Fees range from \$250-\$350 depending on size. Non-certified breeding or seedling sales with this license.
- **Food Manufacturing License-** Required if you are going to make hemp products into edible products. This is with food and dairy section.
- **Seed Seller License-** Labeled seed distributors are required to have a seed license. This is through the feed, seed and fertilizer section.

Inspections

- Growers are inspected and sampled by area plant inspectors at least 30 days before harvest.
- Self regulate by sending plant samples to independent labs every few weeks after flower development to maintain compliance.
- \$150 for each sample analyzed in our regulatory lab. Test using HPLC-MS

Movement Permits

- Needed to transport rooted hemp plants
- Needed for harvested/nonviable hemp moving from farm to processor (even though non regulated)

Movement Permits Online

← → ↻ https://agriculturedev.tn.gov/HempPermit/ Go to TN.gov

TN Department of Agriculture Tennessee Hemp Movement Permit login

TENNESSEE HEMP MOVEMENT PERMIT

Sender Information:

License Name: License No.:

Point of Origin: (Address) Street City County State Zip Code

Date *: Quantity: Units:

*Permits are valid only for the date listed above.

Driver Name: Driver's License:

License Plate: Vehicle Color:

Year: Make: Model:

← → ↻ https://agriculturedev.tn.gov/HempPermit/Main/ApplicationAccepted Go to TN.gov

TN Department of Agriculture Tennessee Hemp Movement Permit login

Application Accepted

[Download Hemp Movement Permit](#) [Email Hemp Movement Permit](#) Email Address:

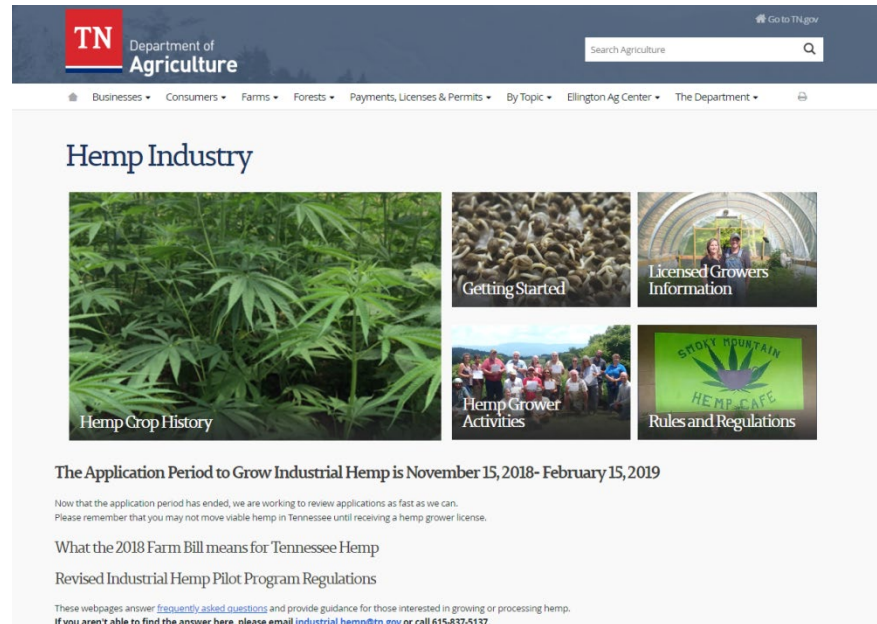
Hemp Task Force

Created by state legislature

- Made up of 12 members with medical or agricultural expertise.
- Six appointed by House speaker, six appointed by Senate.
- Study all aspects of hemp including CBD and food.
- Submit report no later than January 1, 2020.

Best place for information

- **Visit our industrial hemp webpage-**
<https://www.tn.gov/agriculture/farms/hemp-industry.html>
- Fluid program- each year we have had major changes and TDA keeps the info updated.



NEW! USDA Interim Final Rule

- Released October 31, 2019
 - Submit comments until December 30, 2019
- Three types of licenses:
 - State, Tribal, and USDA (for individuals without a state program)
- States will be required to have information on each hemp producer and their land (lot numbers and varieties)
 - Report regularly to USDA
- USDA specified procedures for collecting samples and testing samples 15 days before harvest
 - Test done for Total THC
 - Total THC = $\Delta 9$ THC + THCA

State Comments on USDA Interim Final Rule

- Sampling every lot and every variety in each lot within 15 days of harvest
 - With 4000 growers, over 50000 acres, and over 900 samples the TDA labs were stretched to the limit
 - New rules would exceed the capacity state and private labs in TN could handle
 - Growers would suffer from postponed harvest dates due to sampling/testing
 - Concerns with issues in maintaining separate lots and varieties during harvest and storage
- Hemp grown without license is considered negligent
- Total THC testing
 - Over 20% of TN crop would have been destroyed based on this rule
 - No fault of the grower and should not be punished