

**STATE LEGISLATIVE ACTION  
FOR THE DEVELOPMENT OF A HEMP INDUSTRY IN THE U.S.**

*Hawaii Representative Cynthia Henry Thielen*

STATE	LEGISLATION PASSED	RESOLUTIONS ADOPTED	MEASURES PENDING
<i>(AL) Alabama</i>	--	--	--
<i>(AK) Alaska</i>	--	--	--
<i>(AZ) Arizona</i>		--	
<i>(AR) Arkansas</i>	--	<b>SR13 (adopted 1999):</b> Requires the University of Arkansas to conduct studies to determine the feasibility of growing hemp as an alternative and profitable crop. Report due by December 31, 2000.	--
<i>(CA) California</i>	--	<b>HR32 (adopted 1999):</b> Finds that industrial hemp has many uses in many products; that it will contribute to the state economy; that the legislature should revise the legal status of industrial hemp; and that the University of California and other agencies should prepare studies in conjunction with private industry on the cultivation, processing, and marketing of industrial hemp.	<b>AB448:</b> Adds Division 26 to Food and Agricultural Code, authorizing the production and utilization of industrial hemp for commercial purposes (requires licensing); specifies a THC content of 3/10 of 1% or less. <b>*3/12/01</b> referred to ASM Committee (hearing scheduled for <b>5/9/01</b> ).
<i>(CO) Colorado</i>	--	--	--
<i>(CT) Connecticut</i>	--	--	--
<i>(DE) Delaware</i>	--	--	--
<i>(FL) Florida</i>	--	--	--
<i>(GA) Georgia</i>	--	--	--

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<i>(HI) Hawaii</i>	<p><b>HB32 (Act 305 SLH 1999):</b> Authorizes the State to allow privately-funded industrial hemp research in Hawaii when state and federal agencies (DEA) issue controlled substance registrations; authorizes state and federal agencies to monitor all phases of the research; requires status reports. <i>NOTE: First seed sown in December 1999.</i></p>	<p><b>HR109 (adopted 1999):</b> Requests the U.S. Dept. of Agriculture to recommend the use of hemp fiber soil erosion control blankets whenever feasible.</p> <p><b>HR110 (adopted 1999):</b> Requests the Hawaii Dept. of Business, Economic Development, and Tourism to examine the feasibility of growing industrial hemp in Hawaii for biomass energy production.</p>	<p><b>HB57:</b> Makes permanent Act 305, Session Laws of Hawaii 1999, which allows privately funded industrial hemp research to be conducted in Hawaii. <b>*2/13/01</b> Passed AGR/PSM Committee (amended: research project extended to 6/30/05); referred to JHA Committee.</p>
<i>(ID) Idaho</i>	--	--	
<i>(IL) Illinois</i>		<p><b>SR49 (adopted 1999):</b> Creates the Industrial Hemp Investigative and Advisory Task Force; requires the task force to report on the economic viability of industrial hemp production; requests the University of Illinois to work with the task force.</p> <p><b>HR168 (adopted 1999):</b> Companion measure to SR49.</p> <p><b>HR553 (adopted 2000):</b> Urges Congress to acknowledge the difference between marijuana and industrial hemp, and to clearly authorize the commercial production of industrial hemp.</p>	<p><b>HB3377:</b> Amends the University of Illinois Act (SB1397). Authorizes the University of Illinois to study the feasibility and desirability of industrial hemp production; requires report of findings/recommendations by January 1, 2004; excludes industrial hemp from the definition of "cannabis" under the Cannabis Control Act. <b>*5/3/01</b> Passed 2<sup>nd</sup> Senate Reading; <b>*5/8/01</b> 3<sup>rd</sup> Senate Reading scheduled.</p>
<i>(IN) Indiana</i>	--	--	--

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<i>(IA) Iowa</i>	--	--	<b>Senate File 61 (SSB 1031):</b> A bill for an act relating to industrial hemp, by providing for its production, harvesting, and marketing. Purpose: to promote state economy by promoting viable crop. *4/05/01 Referred to Agriculture Committee.
<i>(KS) Kansas</i>	--	--	--
<i>(KY) Kentucky</i>	<b>HB100 (2001):</b> Calls for creation of industrial hemp research program to be administered by Dept. of Agriculture in conjunction with a university; creation of the Industrial Hemp Commission to monitor the research program; directs the adoption of federal rules and regulations; establishes an “industrial hemp program fund” to offset costs.	<b>Identical Resolutions from City of Midway, Woodford County, and Lexington-Fayette Urban County (adopted 2000):</b> in support of the reintroduction of historic production of industrial hemp; encourages legislation; directed to legislators and House/Senate Agricultural committees.	
<i>(LA) Louisiana</i>	--	--	--
<i>(ME) Maine</i>	--	--	<b>LD1174:</b> Permits possession of hemp for agricultural purposes beginning July 1, 2002; requires the Dept. of Agriculture, Food and Rural Resources and Dept. of Public Safety to examine legalizing the agricultural use of hemp and to implement legislation by January 1, 2002. *3/5/01 Referred to AGF Committee.

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<i>(MD) Maryland</i>	<b>HB1250 (2000 Maryland Laws Ch. 681):</b> Establishes a pilot program to study the growth and marketing of industrial hemp; requires the Secretary of Agriculture to administer the pilot program in consultation with State and federal agencies; provides for monitoring and access rights; requires an individual to be licensed by the Dept. of Agriculture prior to participation in the pilot program.	--	--
<i>(MA) Massachusetts</i>	--	--	--
<i>(MI) Michigan</i>	--	--	--
<i>(MN) Minnesota</i>	<b>HF1238 (1999 Minnesota Session Laws):</b> Authorizes the commissioner of agriculture to permit experimental and demonstration plots to investigate the potential for industrial hemp as a commercial agricultural crop; requires material from industrial hemp plants grown on the plots to be used only for commercial uses; requires registration of applicants for participation; requires reporting.	--	--
<i>(MS) Mississippi</i>	--	--	--
<i>(MO) Missouri</i>	--	--	--

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<i>(MT) Montana</i>	<b>SB261:</b> Authorizes production of industrial hemp; exempts production as an agricultural crop from criminal status; requires the Dept. of Agr. to request change in Federal law. *4/23/01 Signed by Governor.	<b>HR2 (adopted 1999):</b> Requests that the federal government repeal restrictions on the production of industrial hemp as an agricultural and industrial product.	
<i>(NE) Nebraska</i>	--	--	<b>LB273:</b> Provides for cultivation of industrial hemp. *2/5/01 Placed on General File, with amendments.
<i>(NV) Nevada</i>	--	--	--
<i>(NH) New Hampshire</i>	--	--	
<i>(NJ) New Jersey</i>	--	--	--
<i>(NM) New Mexico</i>	<b>HB104 (Appropriation incorporated into General Budget Bill 1999):</b> Appropriates \$50,000 to New Mexico State University for the purpose of conducting a study of the feasibility of growing industrial hemp as a commercial crop; requires reporting.	--	
<i>(NY) New York</i>	--	--	--
<i>(NC) North Carolina</i>	--	--	--

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<i>(ND) North Dakota</i>	<p><b>HB1428 (Ch. 4-41-01, 02 NDCC; 4-09-01 NDCC 1999):</b> Authorizes the production of industrial hemp; recognizes industrial hemp as an oilseed; requires any person desiring to grow industrial hemp to apply for a license; allows for the supervision of the industrial hemp during its growth and harvest.</p> <p><b>SB2328 (Ch. 4-05.1-05 NDCC 1999):</b> Authorizes the North Dakota State University main research center to conduct baseline research, including production and processing, regarding industrial hemp and other alternative industrial use crops.</p>	<p><b>HCR3038 (adopted 1999):</b> Urges the U.S. Congress to acknowledge the difference between marijuana and industrial hemp, and to clearly authorize the commercial production of industrial hemp.</p>	--
<i>(OH) Ohio</i>	--	--	--
<i>(OK) Oklahoma</i>	--	--	--

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<i>(OR) Oregon</i>	--	--	<p><b>SB89:</b> Permits production and possession of industrial hemp and trade in industrial hemp commodities and products; authorizes State Dept. of Agr. to administer licensing and inspection program for growers and handlers of industrial hemp; authorizes civil penalty not exceeding \$2,500. *1/9/01 Referred to Committee.</p> <p><b>SB 531:</b> Permits growing of industrial hemp. Authorizes State Department of Agriculture to administer licensing and inspection program. Authorizes civil penalty not exceeding \$2,500. *2/7/01 Referred to Committee.</p>
<i>(PA) Pennsylvania</i>	--	--	--
<i>(RI) Rhode Island</i>	--	--	--
<i>(SC) South Carolina</i>	--	--	--
<i>(SD) South Dakota</i>	--	--	<p><b>SB 86:</b> Authorizes production of industrial hemp; implements registry of producers; specifies no prosecution for legal THC content of 0.3% or less. *1/26/01 Deferred by Senate State Affairs Committee until 41<sup>st</sup> Legislative Day.</p>
<i>(TN) Tennessee</i>	--	--	--
<i>(TX) Texas</i>	--	--	--
<i>(UT) Utah</i>	--	--	--

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<i>(VT) Vermont</i>	--	<b>JRS98 (adopted 2000):</b> Urges the U.S. DEA, the U.S. Dept. of Agriculture, and the U.S. Congress to reconsider federal policies that restrict the cultivation and marketing of industrial hemp and related products.	<b>S.119:</b> Permits the development in Vermont of an industrial hemp industry, with provisions for agricultural production and licensing, with research to be undertaken by the University of Vermont. <b>*2/20/01</b> Referred to AGR Committee.
<i>(VA) Virginia</i>	<b>HJR605:</b> Requesting the Department of Agriculture and Consumer Services, the Virginia Economic Development Partnership, the Department of Environmental Quality, and the Virginia State Police to develop guidelines for the growth and production of industrial hemp in Virginia. <b>*2/14/01</b> Passed House and Senate.	<b>HJR94 (adopted 1999):</b> Urges the U.S. Secretary of Agriculture, the Director of the DEA, and the Director of the Office of National Drug Control Policy to permit the controlled, experimental cultivation of industrial hemp in Virginia.	
<i>(WA) Washington</i>	--	--	--
<i>(WV) West Virginia</i>	--	--	--
<i>(WI) Wisconsin</i>	--	--	--
<i>(WY) Wyoming</i>	--	--	--

**Sources:**

1. Westlaw Database Search; October 31, 2000
2. North American Industrial Hemp Council, Inc.; <http://www.naihc.org>
3. Hemp Industries Association; <http://www.thehia.org>
4. Legislative Reference Bureau State Legislatures Gateway; <http://www.state.hi.us/lrb/card>
5. Legislative Websites—all 50 states; various URLs