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SB 6 Alaska Grown Industrial Hemp Act

Sectional Analysis-Version U

“An Act relating to the regulation and production of industrial hemp; relating to industrial hemp pilot programs; providing that industrial hemp is not included in the definition of ‘marijuana’; and clarifying that adding industrial hemp to food does not create and adulterated food product.”

Sec. 1 – AS 03.05.078

- (a) Industrial Hemp will be classified as an agricultural crop in the state of Alaska.
- (b) An individual who is registered with the state of Alaska may produce industrial hemp.
- (c) Those wishing to produce industrial hemp must register with the Division of Agriculture with information that must include but is not limited to; name, address, and global positioning coordinates of the area to be used for production.
- (d) Registration is valid for one year and registrants may renew on an annual basis.
- (e) The Division of Agriculture may assign application, registration, or renewal fees necessary to regulate the industrial hemp industry and shall review those fee structures annually to ensure those fees collected cover regulatory costs.
- (f) The Division of Agriculture may issue a stop sale order or issue a violation notice if someone is producing industrial hemp without a current registration.
- (g) A person registered with the Division of Agriculture may use any propagation method needed to produce industrial hemp.
- (h) The Division of Agriculture, a registered producer, or any institution of higher education may import and/or sell industrial hemp seeds.
- (i) A person with a registration may retain hemp seeds for the purpose of growing hemp in the future.
- (j) A person registered with the Division of Agriculture to produce industrial hemp may retain and recondition hemp that tests between .3% and 1% THC on a dry weight basis, but industrial hemp intended for consumption in any form cannot exceed a .3% THC level.

(k)Division of Agriculture may create regulations for approved shipping documentation for transporting industrial hemp.

(l)Registered producers of industrial hemp must retain record of sale for three years, including the name and address of the person who received the industrial hemp and the amount sold.

(m)Records in section (l) are to be made available to the department during normal business hours and the department must give three days' notice of inspection.

Sec. 2 – AS 03.05.079

In keeping with federal law, this section adds language regarding a pilot program for industrial hemp, that the Division of Agriculture, institute of higher education or a registered grower may participate in the pilot program and the Division of Agriculture may adopt regulations for this section.

Sec. 3 – AS 03.05.100

The definition of industrial hemp, which meets the definition is federal statute, is the plant Cannabis Sativa L containing less that 0.3 percent delta-9 tetrahydrocannabinol (THC).

Sec. 4 – AS 11.71.900

Amendment in statute to remove industrial hemp as defined in AS 03.05.100 from the list of controlled substances.

Sec. 5 – AS 17.20.020

Food containing industrial hemp as defined in AS 03.05.100 is not considered adulterated.

Sec. 6 – AS 17.38.900

Amendment is statute to further remove industrial hemp as defined in AS 03.05.100 from marijuana definitions.

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