

Moved by Lee

Seconded by Burgoyne

IN THE SENATE  
SENATE AMENDMENT TO H.B. NO. 300

AMENDMENT TO SECTION 1

1  
2 On page 1 of the printed bill, in line 10, following "OF" insert: "INDUS-  
3 TRIAL"; in line 20, following "2018" insert: ", commonly known as industrial  
4 hemp"; in line 28, delete "hemp" and insert: "industrial hemp"; in line 30,  
5 following "state" insert: "or foreign country"; in line 31, delete "Hemp"  
6 and insert: "Industrial hemp"; in line 37, delete "hemp" and insert: "in-  
7 dustrial hemp"; and in line 40, delete "hemp" and insert: "industrial hemp".

8 On page 2, in line 1, delete "hemp" and insert: "industrial hemp"; in  
9 line 2, following "Code" insert: ", which shall be enforced by the direc-  
10 tor"; in line 9, delete "hemp" and insert: "industrial hemp"; in line 11,  
11 delete "hemp" and insert: "industrial hemp"; in line 12, delete "hemp" and  
12 insert: "industrial hemp"; in line 20, delete "hemp" and insert: "indus-  
13 trial hemp"; in line 25, delete "hemp" and insert: "industrial hemp"; in  
14 line 26, delete "hemp" and insert: "industrial hemp"; in line 29, delete  
15 "hemp" and insert: "industrial hemp"; in line 30, delete "hemp" and insert:  
16 "industrial hemp"; in line 34, following "Code." insert: "However, the  
17 provisions of this section shall not be construed to apply to any material  
18 or product derived from hemp that contains no quantity of delta-9 tetrahy-  
19 drocannabinol concentration, as described in section 37-2705(d) (27), Idaho  
20 Code, and is not derived from the prohibited parts of the marijuana plant,  
21 as provided in section 37-2701(t), Idaho Code."; in line 36, delete "hemp"  
22 and insert: "industrial hemp"; and in line 37, following "fees and" insert:  
23 "civil".

24 AMENDMENT TO THE BILL

25 On page 2, following line 42, insert:

26 "SECTION 2. LEGISLATIVE INTENT. Because the federal Agriculture  
27 Improvement Act of 2018, P.L. 115-334, allows states to have primary regu-  
28 latory authority over the production of industrial hemp, it is the intent  
29 of the Legislature that through the negotiated rulemaking process, and in  
30 consultation with the Governor and the director of the Idaho State Police,  
31 the director of the Idaho state Department of Agriculture shall develop and  
32 submit a state plan to the Secretary of Agriculture by November 1, 2019, or  
33 immediately upon the date after which the United States Department of Agri-  
34 culture is ready to accept state plans, whichever is later, to allow for the  
35 research and production of industrial hemp in Idaho to the greatest extent  
36 allowed under federal law. As part of the state plan, the director of the  
37 Idaho state Department of Agriculture, in consultation with the Governor and  
38 the director of the Idaho State Police, shall prepare by rule and submit to

1 the Secretary of Agriculture a corrective action plan consistent with the  
2 federal Agriculture Improvement Act of 2018.

3 SECTION 3. LEGISLATIVE INTENT. Because industrial hemp has numerous  
4 commercial uses, has the potential to be an alternate crop, and presents the  
5 possibility of creating jobs in production, processing, transportation, and  
6 research of industrial hemp in Idaho, the Idaho state Department of Agri-  
7 culture and the Idaho State Police are authorized to take regulatory action  
8 in preparation to allow for the cultivation, growing, and production of in-  
9 dustrial hemp in the 2020 growing season to the maximum extent allowed under  
10 federal law. Further, the University of Idaho, in fulfillment of its land  
11 grant mission, leads the nation in many areas of agricultural research and is  
12 encouraged to research and study this burgeoning field.";  
13 and renumber subsequent section accordingly.

14 CORRECTION TO TITLE

15 On page 1, in line 2, delete "HEMP" and insert: "INDUSTRIAL HEMP"; in  
16 line 4, delete "OF HEMP" and insert: "OF INDUSTRIAL HEMP"; also in line 4,  
17 delete "THE HEMP" and insert: "THE INDUSTRIAL HEMP"; and in line 5, follow-  
18 ing "FUND;" insert: "PROVIDING LEGISLATIVE INTENT;".