

**LOUISIANA DEPARTMENT OF AGRICULTURE AND FORESTRY  
LEGISLATIVE OVERSIGHT REPORT**

**RE: Office of Agricultural and Environmental Sciences;  
Agricultural Chemistry and Seed Commission  
Part XIII. Seeds  
Industrial Hemp (LAC 7:XIII.1301-1343)**

This report is submitted electronically to the President of the Senate, Speaker of the House of Representatives, and the Senate and House Committees on Agriculture, Forestry, Aquaculture and Rural Development, in accordance with R.S. 49:968 regarding the intent of the Department of Agriculture and Forestry, through the Agricultural Chemistry and Seed Commission, to take the proposed action with regard to the above cited rule.

**I. THE PROPOSED ACTION**

The Department of Agriculture and Forestry (“Department”) intends to adopt LAC 7:XIII.1301-1343 regarding the regulation, licensure, and enforcement of the cultivation, processing, and transportation of industrial hemp. Section 1301 sets forth the Department's authority to adopt regulations. Section 1303 sets forth the definitions used in the industrial hemp regulations. Section 1305 addresses the general requirements for industrial hemp licenses. Section 1307 outlines the requirements for an industrial hemp seed producer license. Section 1309 outlines the requirements for an industrial hemp grower license. Section 1311 outlines the requirements for an industrial hemp processor license. Section 1313 outlines the requirements for an industrial hemp contract carrier license. Section 1315 addresses the background check requirements and procedures for applicants. Section 1317 sets forth the license and testing fees. Section 1319 addresses the requirements for industrial hemp growers and seed producers. Section 1321 addresses the procedures for industrial hemp seed acquisition. Section 1323 establishes land restrictions for production and processing of industrial hemp. Section 1325 provides restrictions for certain industrial hemp sales and transfers. Section 1327 sets forth prohibited activities. Section 1329 outlines the requirements for submission of annual production reports to the Department. Section 1331 addresses maintenance and retention of records. Section 1333 outlines the authority of the commissioner or his authorized agent(s) to access a grower or processor facility for the purpose of inspection. Section 1335 requires that all industrial hemp be sampled for THC concentration levels and outlines testing procedures. Section 1337 outlines adjudicatory proceedings for violations of the law or regulations. Section 1339 outlines a plan for corrective action for negligent violations of the law or regulations. Section 1341 outlines the issuance of stop orders for alleged violations. Section 1343 outlines the issuance of stop orders for alleged violations.

A copy of the proposed rules and regulations coded with underscored new language and with deleted language in struck-through type is attached to and made a part of this report. A copy of the notice of intent, proposed regulations, and family impact statement submitted to the Louisiana Register for publication is also attached to and made a part of this report.

**II. THE REASONS FOR THE PROPOSED ACTION**

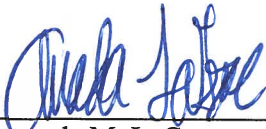
The proposed rules are adopted pursuant to R.S. 3:1461 et seq. to regulate, license, and enforce the cultivation, processing, and transportation of industrial hemp. The rules contain, but are not limited to, procedures for licensing, eligibility, background checks, THC sampling and testing, and penalties for violations of the law and/or regulations.

### III. STATUTORY AUTHORITY

R.S. 3:1464(1) authorizes the Commissioner of the Department of Agriculture and Forestry to adopt rules and regulations to regulate, license, and enforce the cultivation, processing, and transportation of industrial hemp as set forth in R.S. 3:1461 et seq.

### IV. ATTACHMENTS

- A. The proposed action coded with any new rule or language underscored and with language to be deleted from an existing rule in struck-through type.
- B. A copy of the fiscal and economic impact statement approved by the Legislative Fiscal Office.
- C. A copy of the Notice of Intent filed with the State Register.



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Office of Agricultural and Environmental Sciences

10-9-19

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Date of signature