**R66. Agriculture and Food, Medical Cannabis and Industrial Hemp.**

**R66-33. Industrial Hemp Producer Registration.**

**R66-33-1. Authority and Purpose.**

Pursuant to Section 4-41-103.1 and Subsection 4-2-103(1)(i), this rule establishes the requirements for a person seeking an industrial hemp producer registration.

**R66-33-2. Definitions.**

For the purposes of this rule:

(1) "Handle" or "Handling" means possessing, transporting, or storing industrial hemp for any period.

(2) "Premises" means a place where an industrial hemp fiber product or hemp grain product is manufactured or produced.

**R66-33-3. Industrial Hemp Producer Registration.**

(1) A person seeking to register as an industrial hemp producer shall submit a complete application to the department.

(2) A person shall obtain a registration for each individual manufacturing location or storage location where industrial hemp is handled.

(3) The department may deny a registration for an incomplete application.

(4) An applicant shall submit an annual renewal registration on or before December 31 to renew a registration for a period not exceeding one year.

**R66-33-4. Inspection and Testing.**

(1) The department shall have unrestricted access to randomly inspect an industrial hemp producer registrant to ensure industrial hemp received and stored in Utah is in compliance with this rule and Title 4, Chapter 41, Hemp and Cannabinoid Act.

(2) The department may sample, analyze, and test industrial hemp and industrial hemp products distributed within the state for compliance.

(3) The department may inspect industrial hemp and industrial hemp products distributed or available for distribution for any other reason the department deems necessary.

(4) The sample taken by the department shall be the official sample.

(5) Pursuant to Section 4-1-105, the department may take samples at no charge to the department.

(6) The department may, upon request, inspect a registrant's records of receipt, inventory, and industrial hemp certification.

**R66-33-5. Industrial Hemp Producer Registrant Responsibilities.**

A registrant shall:

(1) ensure that the cannabis plant product received is certified industrial hemp;

(2) ensure that an industrial hemp product comes from a licensed source;

(3) maintain records of receipt and distribution; and

(4) ensure that each production location is registered.

**R66-33-6. Industrial Hemp Producer Registration Restrictions.**

(1) A registrant may not process or store industrial hemp material in any structure that is used for residential purposes.

(2) A registrant may not process or handle industrial hemp or industrial hemp material from any person who is not licensed by the department or the United States Department of Agriculture (USDA) or from a person outside the state who is not authorized by the laws of that state.

**R66-33-7. Violation.**

(1) It is a violation to manufacture or produce industrial hemp products without a registration.

(2) It is a violation to handle or store cannabis above 0 .3% THC.

(3) It is a violation to distribute or market an industrial hemp product containing a cannabinoid without the required license.

(4) It is a violation to refuse inspection of an industrial hemp producer manufacturing establishment or a storage area.

(5) It is a violation to not keep records in accordance with Section R66-33-5.

(6) It is a violation for an industrial hemp producer registrant to sell viable industrial hemp seed.

**KEY: industrial hemp, hemp fiber, hemp grain, production, registration**

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**Authorizing, and Implemented or Interpreted Law: 4-2-103(1)(i); 4-41-103.3**