

1 AN ACT relating to industrial hemp.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 260.850 is amended to read as follows:

4 As used in KRS 260.850 to 260.869:

- 5 (1) "Commissioner" means the Commissioner of the Kentucky Department of
6 Agriculture;
- 7 (2) "Cultivating" means planting, growing, and harvesting a plant or crop;
- 8 (3) "Department" means the Kentucky Department of Agriculture;
- 9 (4) "Handling" means possessing or storing industrial hemp for any period of time on
10 premises owned, operated, or controlled by a person licensed to cultivate or process
11 industrial hemp. "Handling" also includes possessing or storing industrial hemp in a
12 vehicle for any period of time other than during its actual transport from the
13 premises of a licensed person to cultivate or process industrial hemp to the premises
14 of another licensed person;
- 15 (5) "Industrial hemp" ***means the plant *Cannabis sativa L.* and any part of that plant,***
16 ***including the seeds thereof and all derivatives, extracts, cannabinoids, isomers,***
17 ***acids, salts, and salts of isomers, whether growing or not, with a delta-9***
18 ***tetrahydrocannabinol concentration of not more than three-tenths of one percent***
19 ***(0.3%) on a dry weight basis;***~~has the same meaning as in 7 U.S.C. sec. 5940 as it~~
20 ~~currently exists or as it may be subsequently amended.;~~
- 21 (6) "Industrial hemp products" means products derived from, or made by, processing
22 industrial hemp plants or plant parts;
- 23 (7) "Licensee" means an individual or business entity possessing a license issued by the
24 department under the authority of this chapter to grow, handle, cultivate, process, or
25 market industrial hemp or industrial hemp products;
- 26 (8) "Marketing" means promoting or selling a product within the Commonwealth, in
27 another state, or outside of the United States. "Marketing" includes efforts to

- 1 advertise and gather information about the needs or preferences of potential
2 consumers or suppliers;
- 3 (9) "Processing" means converting an agricultural commodity into a marketable form;
- 4 (10) "Research pilot program" means a pilot program conducted by the department in
5 collaboration with one (1) or more licensees or universities to study methods of
6 cultivating, processing, or marketing industrial hemp under the authority of 7
7 U.S.C. sec. 5940 as it currently exists or as it may be subsequently amended; and
- 8 (11) "University" means an accredited institution of higher education located in the
9 Commonwealth.