

Current Title 6, Chapter 3 *applied to hemp pilot programs created in concert with Federal Farm Bills *focused on production (cultivation) *little attention to downstream product market *credentials and fees based on volume of production		Draft Text for Title 7 *responds to need for clear and consistent regulation of cannabinoids *touches production only lightly, because USDA now regulates * more structure related to processors and consumer product safety *credentials and fees based on role in the marketplace
§ 561. Findings; intent (a) Findings. (1) Hemp has been continuously cultivated for millennia; is accepted and available in the global marketplace; and has numerous beneficial, practical, and economic uses, including high-strength fiber, textiles, clothing, biofuel, paper products, protein-rich food containing essential fatty acids and amino acids, biodegradable plastics, resins, nontoxic medicinal and cosmetic products, construction materials, rope, and value-added crafts. (2) The many agricultural and environmental beneficial uses of hemp include livestock feed and bedding, stream buffering, erosion control, water and soil purification, and weed control. (3) The hemp plant, an annual herbaceous plant with a long slender stem ranging in height from four to 15 feet and a stem diameter of one-quarter to three-quarters of an inch, is morphologically distinctive and readily identifiable as an agricultural crop grown for the cultivation and harvesting of its fiber and seed. (4) Hemp cultivation will enable the State of Vermont to accelerate economic growth and job creation, promote environmental stewardship, and expand export market opportunities. (5) Section 10113 of the Agriculture Improvement Act of 2018, Pub. L. No. 115-334 authorizes the growing, cultivation, and marketing of hemp under a U.S. Department of Agriculture approved State program. (6) The federal Agricultural Act of 2014, Pub. L. No. 113-79, Sec. 7606, codified at 7 U.S.C. § 5940, authorized states, subject to certain requirements, to implement agricultural pilot programs for the growing, cultivation, and marketing of hemp, notwithstanding restrictions under the federal Controlled Substances Act. The pilot program was previously set to expire in 2020, but states may now operate a pilot program in 2021. The pilot program and 7 U.S.C. § 5940 are currently scheduled for repeal on January 1, 2022. (b) Purpose. The intent of this chapter is to establish policy and procedures for growing, processing, testing, and marketing hemp and hemp products in Vermont that comply with federal law so that farmers and other businesses in the Vermont agricultural industry can take advantage of this market opportunity.	Rewritten to reflect new context.	§ 851. FINDINGS; PURPOSE (a) Findings. The General Assembly finds that the federal legal status of most hemp products will be contingent upon an amendment to 7 U.S.C. 1639o, to take effect in November 2026, pursuant to the Continuing Appropriations, Agriculture, Legislative Branch, Military Construction and Veterans Affairs, and Extensions Act of 2026, Pub. L. No. 119-37. The legality of hemp and hemp products in interstate commerce is unsettled and continues to evolve. (b) Purpose. The purpose of this subchapter is to unify oversight of cannabis and hemp-derived cannabinoids under the Cannabis Control Board to more effectively prohibit illicit cannabis and cannabis product trade while positioning growers and processors of nonintoxicating hemp products to take advantage of national market opportunities that may exist.

§ 562. Definitions As used in this chapter: (1) “Agency” means the Agency of Agriculture, Food and Markets. (2)(A) “Grow” means: (i) planting, cultivating, harvesting, or drying of hemp; and (ii) selling, storing, and transporting hemp grown by a grower. (B) “Grow” may be used interchangeably with the word “produce.” (3) “Grower” means a person who is registered with the Agency to produce hemp crops. (4)(A) “Hemp products” or “hemp-infused products” means all products with the federally defined tetrahydrocannabinol concentration level for hemp derived from, or made by, processing hemp plants or plant parts, which are prepared in a form available for commercial sale, including cosmetics, personal care products, food intended for animal or human consumption, cloth, cordage, fiber, fuel, paint, paper, construction materials, plastics, and any product containing one or more hemp-derived cannabinoids, such as cannabidiol. (B) Notwithstanding subdivision (A) of this subdivision (4), “hemp products” and “hemp-infused products” do not include any substance, manufacturing intermediary, or product that: (i) is prohibited or deemed a regulated cannabis product by administrative rule of the Cannabis Control Board; or (ii) contains more than 0.3 percent total tetrahydrocannabinol on a dry-weight basis. (C) A hemp-derived product or substance that is excluded from the definition of “hemp products” or “hemp-infused products” pursuant to subdivision (B) of this subdivision (4) shall be considered a cannabis product as defined by 7 V.S.A. § 831(3); provided, however, that a person duly licensed or registered by the Cannabis Control Board lawfully may possess such products in conformity with the person’s license or hemp processor registration. (5) “Hemp” means the plant <i>Cannabis sativa</i> L. and any part of the plant, including the seeds and all derivatives, extracts, cannabinoids, acids, salts, isomers, and salts of isomers, whether growing or not, with the federally defined tetrahydrocannabinol concentration level of hemp. “Hemp” shall be considered an agricultural commodity. (6) “Process” means the storing, drying, trimming, handling, compounding, or converting of a hemp crop by a processor for a single grower or multiple growers into hemp products or hemp-infused products. “Process” includes	Retained with conforming amendments.	§ 852. DEFINITIONS As used in this subchapter: (1)(A) “Grow” means: (i) planting, cultivating, harvesting, or drying of hemp; and (ii) selling, storing, and transporting of hemp grown by a grower. (B) “Grow” may be used interchangeably with “produce.” (2) “Grower” means a person who is registered with the Board and the U.S. Department of Agriculture to produce hemp. (3) “Hemp” means the plant <i>Cannabis sativa</i> L. and any part of the plant, including the seeds and all derivatives, extracts, cannabinoids, acids, salts, isomers, and salts of isomers, whether growing or not, with the federally defined tetrahydrocannabinol concentration level of hemp. Hemp is considered an agricultural commodity. (4)(A) “Hemp product” or “hemp-infused product” means any product with the federally defined tetrahydrocannabinol concentration level for hemp derived from, or made by, processing hemp plants or plant parts, that is prepared in a form available for commercial sale, including cosmetics, personal care products, food intended for animal or human consumption, cloth, cordage, fiber, fuel, paint, paper, construction materials, plastics, and any product containing one or more hemp-derived cannabinoids, such as cannabidiol. (B) Notwithstanding subdivision (A) of this subdivision (4), “hemp product” and “hemp-infused product” does not include any substance, manufacturing intermediary, or product that: (i) is prohibited or deemed a regulated cannabis product by administrative rule of the Board; or (ii) is not lawful in interstate commerce. (C) A hemp-derived product or substance that is excluded from the definition of “hemp product” or “hemp-infused product” pursuant to subdivision (B) of this subdivision (4) is considered a cannabis product as defined by 7 V.S.A. § 831(3); provided, however, that a person duly licensed or registered by the Board lawfully may possess such products in conformity with the person’s active hemp processor license. (6) “Process” means the storing, drying, trimming, handling, compounding, or converting of hemp by a processor for a single grower or multiple growers into hemp products or hemp-infused products. “Process” includes: (A) transporting, aggregating, or packaging hemp from a single grower or multiple growers; or
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transporting, aggregating, packaging hemp from a single grower or multiple growers, or manufacturing hemp products or hemp-infused products from hemp concentrate. (7) “Processor” means a person who is registered with the Agency to process hemp crops. A retail establishment selling hemp products or hemp-infused products is not a processor. (8) “Secretary” means the Secretary of Agriculture, Food and Markets.		(B) manufacturing hemp products or hemp-infused products from hemp concentrate. (7) “Processor” means a person who is licensed by the Board to process hemp. A retail establishment selling hemp products or hemp-infused products is not a processor.
§ 563. Hemp; an agricultural product (a) Hemp is an agricultural product that may be grown as a crop produced, possessed, marketed, and commercially traded in Vermont pursuant to the provisions of this chapter and section 10113 of the Agriculture Improvement Act of 2018, Pub. L. No. 115-334. (b) Alternatively, for as long as federal law authorizes continuation of the hemp pilot program pursuant to the federal Agricultural Act of 2014, Pub. L. No. 113-79, Sec. 7606, as codified at 7 U.S.C. § 5940, the Secretary may continue to operate an agricultural pilot program for hemp as authorized by and in compliance with 7 U.S.C. § 5940, as amended, and the provisions of this chapter. Hemp growers and processors shall also then comply with pilot program federal requirements and the provisions of this chapter. If the Secretary operates a hemp pilot program, the program shall not be subject to the terms of Section 10113 of the Agriculture Improvement Act of 2018, Pub. L. No. 115-334. (c) Notwithstanding any provision of State law to the contrary and notwithstanding the scheduled repeal of 7 U.S.C. § 5940 on January 1, 2022, a person shall not be in violation of the requirements of this chapter if he or she grows or cultivates hemp during the 2021 hemp season or markets hemp grown during the 2021 hemp season in compliance with the terms established by the federal Agricultural Act of 2014. (d) The cultivation of hemp shall be subject to and comply with the Required Agricultural Practices adopted under section 4810 of this title, as amended.	Not carried over b/c time-limited and now obsolete.	
§ 564. State Hemp Program; registration; application; administration (a) The Secretary may establish and administer a State Hemp Program to regulate the growing, processing, testing, or marketing of hemp and hemp products in the State. (b)(1) A person shall register annually with the Secretary as part of the State Hemp Program in order to grow, process, or test hemp or hemp products in the State. A person shall apply for registration or renewal of a registration on a form	Relevant sections carried over. Sections concerning growers/producers left behind because USDA,	§ 853. HEMP REGISTRATION AND LICENSURE (a) Producers. All persons engaged in the production of hemp shall register with the Board as growers and shall provide their location, the nature of their activities, and evidence that those activities conform to the requirements of federal law and regulation. A person shall apply for registration or renewal of registration on a form provided by the Board. The application shall be accompanied by the fee required under section 857 of this subchapter.

provided by the Secretary. The application shall be accompanied by the fee required under section 570 of this title. The application or renewal form shall include: (A) the name and address of the person applying for or renewing a registration; (B) whether the person is applying to grow, process, or test hemp or hemp products; (C) for a person applying as a grower: (i) the location and acreage of all parcels where hemp will be grown; and (ii) a statement that the seeds obtained for planting are of a type and variety that do not exceed the federally defined tetrahydrocannabinol concentration level of hemp; (D) for a person applying as a processor, the location of the processing site; (E) for a person applying to test hemp or hemp products, the location of the site where testing will occur and any proof of certification required by the Secretary; and (F) any additional information that the Secretary may require by rule. (2) The Secretary may verify the information provided in the application or renewal form under subdivision (1) of this subsection and on any maps accompanying the application or renewal form and may request additional information in order to perform a review of an application for registration or renewal. (c) The Secretary may deny an application for registration or renewal if the applicant: (1) does not provide all the information requested on the application or renewal form; (2) fails to submit the fee required under section 570 of this title; (3) fails to submit additional information requested by the Secretary under subsection (b) of this section; or (4) does not, as determined by the Secretary, satisfy the requirements of section 10113 of the Agriculture Improvement Act of 2018, Pub. L. No. 115-334 for participation in the Program. (d) A person registered under this section may purchase or import hemp genetics from any state that complies with the federal requirements for the cultivation of hemp. (e) A person registered with the Secretary under this section to grow, process, or test hemp crops or hemp products shall allow the Secretary to inspect hemp crops, processing sites, or laboratories registered under the State Hemp Program. The Secretary shall retain tests and inspection information collected	not the State, is the primary regulator today. Creates a three-credential system: producers, processors, and products.	(b) Processors. All persons engaged in the processing of hemp, including trade in hemp-derived cannabinoids and process intermediaries, shall be licensed by the Board. A person shall apply for a license or renewal of a license on a form provided by the Board. The application shall be accompanied by the fee required under section 857 of this subchapter. (c) Products. All hemp-derived products containing or reasonably expected to contain more than 0.4 mg tetrahydrocannabinol shall be registered with the Board prior to sale to any person within this State. A person shall apply for registration or renewal of registration on a form provided by the Board. The application shall be accompanied by the fee required under section 857 of this subchapter. (d) All applicants. The Board may deny an application for licensure, registration, or renewal if the applicant: (1) fails to establish that its activities comply with State and federal law; (2) refuses the Board or its lawful designees entry upon its premises to inspect and confirm compliance, including by sampling hemp and hemp products for potency testing; (3) fails to submit information requested by the Board; or (4) fails to submit the fee required under section 857 of this subchapter.
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under this section for the purposes of research of the growth and cultivation of hemp. (f) The name and general location of a person registered under this section shall be available for inspection and copying under the Public Records Act, provided that all records produced or acquired by the Agency of Agriculture, Food and Markets related to the location of parcels where hemp will be grown, including coordinates, maps, and parcel identifiers, shall be confidential and shall not be disclosed for inspection and copying under the Public Records Act.		
§ 566. Rulemaking authority (a) The Secretary may adopt rules to provide for the implementation of this chapter and the Program authorized under this chapter, which may include rules to: (1) require hemp to be tested during growth for tetrahydrocannabinol levels; (2) authorize or specify the method or methods of testing hemp, including, where appropriate, the ratio of cannabidiol to tetrahydrocannabinol levels or a taxonomic determination using genetic testing; (3) require inspection and supervision of hemp during sowing, growing season, harvest, storage, and processing; (4) require labels or label information for hemp products in order to provide consumers with product content or source information or to conform with federal requirements; (5) establish certification requirements for hemp seed sold or distributed in the State; and (6) require disclosure or labeling of the amount of cannabinoid known to be present in hemp seed sold or distributed in the State. (b) The Secretary may adopt rules establishing how the Agency of Agriculture, Food and Markets will conduct research within the Program for hemp. (c) The Secretary shall adopt rules establishing requirements for the registration of processors of hemp and hemp-infused products.	Carried over and expanded to ensure Board's regulatory jurisdiction extends to imported products, insurance, additives, adulteration, age-restrictions upon sale, and misleading marketing. See highlighted text.	§ 854. RULEMAKING AUTHORITY (a) The Board may adopt rules to provide for the implementation of this subchapter, which may include rules to: (1) require hemp to be tested during growth for tetrahydrocannabinol levels; (2) authorize or specify the method or methods of testing hemp, including, where appropriate, the ratio of cannabidiol to tetrahydrocannabinol levels or a taxonomic determination using genetic testing; (3) require inspection and supervision of hemp during sowing, growing season, harvest, storage, processing, and distribution; (4) require labels or label information for hemp products in order to provide consumers with transparent and accurate product content or source information, to be free of false or misleading claims and claims contrary to the Federal Food, Drug, and Cosmetic Act, 9 U.S.C. §§ 301-399i, or to conform with federal requirements; (5) establish registration requirements for hemp-derived products sold or distributed in the State, including requirements that each product be sampled and tested by a laboratory recognized by the Board; (6) require disclosure or labeling of the amount of cannabinoids known to be present in hemp products sold or distributed in the State; (7) require that licensees and registrants, including out-of-state purveyors of registered hemp products, obtain and maintain commercially reasonable insurance, which for producers of consumer products in final form shall include product liability insurance; (8) prohibit hazardous additives to hemp products, or specify additive limits, relative to substances that are toxic, not generally recognized as safe, or designed to make the product more addictive or more appealing to persons under 21 years of age or to mislead consumers; or (9) specify when a registered hemp product that contains more than 0.4 mg tetrahydrocannabinol must be restricted for sale to persons 21 years of age or older or restricted for sale in specified settings, or both.

		(b) The Board shall adopt rules establishing requirements for the licensure of processors of hemp, hemp-derived process intermediaries, and hemp products. (c) The Board may adopt rules establishing requirements for the consumer sale of any product containing tetrahydrocannabinol or other cannabinoids. (d) The Board may adopt rules prohibiting any person from making false, misleading, or unsubstantiated claims for cannabinoid-containing products.
§ 568. Test results; enforcement (a) When notified of a hemp crop, hemp product, or hemp-infused product that has a delta-9 tetrahydrocannabinol concentration exceeding the applicable federally defined tetrahydrocannabinol concentration level of hemp, the person registered with the Secretary as growing or processing the hemp shall arrange for disposal, remediation, or destruction of the hemp crop, hemp product, or hemp-infused product in a manner consistent with applicable State and federal law. (b) To enforce the provisions of this chapter, the Secretary, upon presenting appropriate credentials, may conduct one or more of the following: (1) Enter upon any premises where hemp is grown or processed and inspect premises, machinery, equipment and facilities, any crop during any growth phase, or any hemp product or hemp-infused product during processing or storage. Inspection under this section may include the taking of samples, inspection of records, and inspection of equipment or vehicles used in the growing, processing, or transport of hemp crops, hemp products, or hemp-infused products. (2) Inspect any retail location offering hemp products or hemp-infused products. Inspection under this section may include the taking of samples of such products. (3) Issue and enforce a written or printed “stop sale” order to the owner or custodian of any hemp crop, hemp product, or hemp-infused product subject to the requirements of this chapter or rules adopted under this chapter that the Secretary finds is in violation of any of the provisions of this chapter or rules adopted under this chapter. An order may prohibit further sale, processing, and movement of the hemp crop, hemp product, or hemp-infused product until the Secretary has approved and issued a release from the “stop sale” order. (A) This order should include the reason for being issued, a description of the crops or products at issue, instructions to separate all crops or products subject to the order, and any recommended measures to remedy the basis or bases for the order.	Carried over with conforming amendments.	§ 855. TEST RESULTS; ENFORCEMENT (a) When notified that hemp, a hemp product, or a hemp-infused product has a delta-9 tetrahydrocannabinol concentration exceeding the applicable federally defined tetrahydrocannabinol concentration level of hemp, the person licensed or registered with the Board to grow or process the hemp shall arrange for disposal, remediation, or destruction of the hemp, hemp product, or hemp infused product in a manner consistent with applicable State and federal law. (b) To enforce the provisions of this subchapter, the Board, upon presenting appropriate credentials, may conduct one or more of the following: (1) Enter upon any premises where hemp is grown or processed and inspect premises, machinery, equipment and facilities, all hemp during any growth phase, or any hemp product or hemp-infused product during processing or storage. Inspection under this section may include taking samples, inspecting records, and inspecting equipment or vehicles used to grow, process, or transport hemp, hemp products, or hemp-infused products. (2) Inspect any retail location offering hemp products or hemp-infused products. Inspection under this section may include taking samples of such products. (3) Issue and enforce a written or printed “stop sale” order to the owner or custodian of any hemp, hemp product, or hemp-infused product subject to the requirements of this subchapter or rules adopted under this subchapter that the Board finds is in violation of any of the provisions of this subchapter or rules adopted under this subchapter. An order may prohibit further sale, processing, and movement of the hemp, hemp product, or hemp-infused product until the Board has approved and issued a release from the “stop sale” order. (A) This order shall include the reason for issuance, a description of the hemp or hemp products at issue, instructions to separate all hemp or hemp products subject to the order, and any recommended measures to remedy the basis or bases for the order. (B) A person issued a “stop sale” order may appeal that order to the Board within 15 days after receipt. The person shall file any appeal by serving a letter

(B) A person issued a “stop sale” order may appeal that order to the Secretary within 15 days after receipt. The person shall file any appeal by serving a letter on the Secretary, which shall state all grounds for the appeal and identify the crops or products affected by the appeal		on the Board, which shall state all grounds for the appeal and identify the hemp or hemp products affected by the appeal.
§ 569. Administrative penalties (a) Except for violations set forth under subsection (b) of this section, the Secretary may assess an administrative penalty, not to exceed \$1,000.00 per violation, for any violation of this chapter or rules adopted under this chapter, including: (1) failure to provide the location of the land on which the grower grows hemp crops or the processor processes hemp crops into hemp products or hemp-infused products; or (2) failing to obtain a registration in accordance with section 570 of this title. (b) The Secretary may assess an administrative penalty, not to exceed \$5,000.00 per violation in any case in which the Secretary determines that a grower or processor: (1) failed to follow a corrective action plan to correct a negligent violation; (2) has grown or processed hemp in violation of the requirements of this chapter or the rules adopted under this chapter three times in a five-year period; or (3) has produced hemp in violation of the requirements of this chapter or the rules adopted under this chapter with a culpable mental state greater than negligence. (c) In determining the amount of the penalty assessed under this section, the Secretary may give consideration to the appropriateness of the penalty with respect to the size of the business being assessed, the gravity of the violation, the good faith of the person alleged to be in violation, and the overall compliance history of the person alleged to be in violation. (d) The Secretary shall use the following procedure in assessing penalties: (1) The Secretary shall issue a written notice of violation setting forth facts that would establish probable cause that a violation of this chapter or the rules adopted under this chapter has occurred. (2) The notice required under subdivision (1) of this subsection shall comply with all of the following: (A) The notice shall be served by personal service or by certified mail, return receipt requested.	Carried over but simplified to integrate hemp enforcement with the Board’s established administrative procedures for addressing cannabis violations.	§ 856. ADMINISTRATIVE PENALTIES (a) The Board may assess violations and administrative penalties against persons licensed or registered pursuant to this subchapter, as well as persons required to be licensed or registered pursuant to this subchapter who fail to obtain or maintain required credentials. (b) The compliance and enforcement authorities and procedures applicable to cannabis establishments shall apply to persons licensed or registered under this subchapter. (c) The Board may enforce a final administrative penalty by filing a civil collection action in any Superior Court.

(B) The notice shall advise the recipient of the right to a hearing. If a hearing is requested, the hearing shall be conducted pursuant to 3 V.S.A. chapter 25. (C) The notice shall state the proposed penalty and shall advise the recipient that, if no hearing is requested, the decision of the Secretary shall become final and a penalty shall be imposed. (D) The notice shall advise the recipient that they shall have 15 days from the date on which notice is received to request a hearing. (e) Any party aggrieved by a final decision of the Secretary may appeal to a Superior Court within 30 days of the final decision of the Secretary. The Secretary may enforce a final administrative penalty by filing a civil collection action in any District or Superior Court.												
§ 570. Registration fees (a) A person applying for a registration or renewal under section 564 of this title annually shall pay the following fees: (1) for an application to grow less than 0.5 acres of hemp for personal use: \$25.00; (2) for an application or renewal of registration to grow or process hemp seed for food oil production, grain crop, fiber, or textile: \$100.00; (3) except as provided for in subdivision (4) of this subsection, for an application or renewal of registration to grow, process, or grow and process hemp commercially for floral material production, viable seed, or cannabinoids, including cannabidiolic acid (CBDA), cannabidiol (CBD), cannabinol (CBN), cannabigerol (CBG), cannabichromene (CBC), or tetrahydrocannabivarin (THCV), the following fee based on the greater of the number of acres planted or the weight of hemp or viable seed processed: <table><tr><td>Acres of Hemp Grown or Pounds of Hemp Processed or Viable Seed Cultivated Annually for Floral Material or Cannabinoids</td><td>Fee</td></tr><tr><td>Less than 0.5 acres or less than 500 pounds</td><td>\$100.00</td></tr><tr><td>0.5 to 9.9 acres or less than 10,000 pounds</td><td>\$500.00</td></tr><tr><td>10 to 50 acres or less than 50,000 pounds</td><td>\$1,000.00</td></tr><tr><td>Greater than 50 acres or greater than 50,000 pounds</td><td>\$3,000.00</td></tr></table> (4) for an application or renewal of registration to operate exclusively within an indoor facility in order to grow, process, or grow and process hemp commercially for floral material production, viable seed, or cannabinoids, including cannabidiolic acid (CBDA), cannabidiol (CBD), cannabinol (CBN),	Acres of Hemp Grown or Pounds of Hemp Processed or Viable Seed Cultivated Annually for Floral Material or Cannabinoids	Fee	Less than 0.5 acres or less than 500 pounds	\$100.00	0.5 to 9.9 acres or less than 10,000 pounds	\$500.00	10 to 50 acres or less than 50,000 pounds	\$1,000.00	Greater than 50 acres or greater than 50,000 pounds	\$3,000.00	Rewritten to reflect simplified 3-type structure. USDA, not the State, is the primary regulator of hemp cultivation. Contemporary hemp regulation at the State level focuses on blind spots not within USDA's ambit; specifically, downstream cannabinoid trade, consumer products, and the conditions of final sale.	§ 857. FEES The following fees shall apply to each license or registration application or each annual license or registration renewal under this subchapter: (a) Producer: \$50.00; (b) Processor: \$500.00; (c) Product: \$75.00.
Acres of Hemp Grown or Pounds of Hemp Processed or Viable Seed Cultivated Annually for Floral Material or Cannabinoids	Fee											
Less than 0.5 acres or less than 500 pounds	\$100.00											
0.5 to 9.9 acres or less than 10,000 pounds	\$500.00											
10 to 50 acres or less than 50,000 pounds	\$1,000.00											
Greater than 50 acres or greater than 50,000 pounds	\$3,000.00											

cannabigerol (CBG), cannabichromene (CBC), or tetrahydrocannabivarin (THCV), the following fee based on the size of the indoor facility: (A) for a facility with an area of 500 square feet or less: \$1,000.00; and (B) for a facility with an area greater than 500 square feet: \$2,000.00. (5) for an application or renewal of registration as a laboratory certified to conduct testing of hemp and hemp products as part of the Agency’s cannabis control program: \$1,500.00. (b) A person registered to grow, process, or grow and process hemp for floral material production, viable seed, or cannabinoids shall not grow more acres of hemp per year than the amount identified in a registration without first notifying the Secretary and paying an additional registration fee if necessary under subsection (a) of this section. (c) The registration fees collected under this section shall be deposited in the special fund created by subsection 364(f) of this title and shall be used for the administration of the requirements of this chapter.		
§ 571. Hemp seed; labeling; standards (a) A person shall not sell, offer for sale, expose for sale, transport for sale, or distribute in the State hemp seed that: (1) is not labeled in accordance with the requirements of this section or rules adopted by the Secretary; (2) fails to meet germination standards, feminized seed claims, or other claims made on the label or in an advertisement or provides false or misleading information on a label or in an advertisement; (3) fails to meet certification standards if standards have been adopted by the Secretary by rule; or (4) consists of or contains prohibited noxious weed seeds, as that term is defined in section 641 of this title. (b) Hemp seed sold, offered for sale, exposed for sale, transported for sale, or distributed in the State shall have a label attached to the bag or container in which the seed is sold, offered for sale, exposed for sale, transported for sale, or distributed. The label shall contain the following information: (1) the name and kind of each hemp seed present in excess of five percent of the whole percentage by weight; (2) the origin state or foreign country of the hemp seed; (3) whether the hemp seed was certified by a state or foreign country; (4) the percentage by weight of any weed seeds in the container or bag; (5) the percentage by weight of inert matter in the container or bag;	Not carried over b/c unique to the former state hemp program. Today, interstate seed market regulation is primarily federal.	

(6) the percentage of feminized seed; (7) the percentage of germination of the seed; (8) the date the seed was packed or packaged; and (9) the name and address of the person who labeled the hemp seed or who sells, offers for sale, exposes for sale, or distributes the hemp seed in the State. (c) The Secretary may issue a stop sale order for the violation of the requirements of this section or rules adopted by the Secretary under this chapter. The sale, processing, and movement of any seed subject to a stop sale order is prohibited until the Secretary issues a release from the stop sale order. (d) A violation of this section or rules adopted by the Secretary under this chapter shall be subject to an administrative penalty under section 569 of this title. (e)(1) A person injured or damaged by a violation of this section or a rule adopted by the Secretary under this chapter regarding the sale, offer for sale, exposure for sale, transport for sale, or distribution of hemp seed in the State may bring an action for equitable relief or damages arising from the violation. (2) The cause of action authorized under this section is in addition to any common law or statutory remedies otherwise available and does not amend or conflict with the powers and authority of the Agency of Agriculture, Food and Markets. (f) The Secretary may conduct inspections and otherwise enforce requirements for the sale or distribution of hemp seed established under this chapter according to the Secretary's general authority to regulate seed under chapter 35 of this title, provided that the Secretary shall issue any penalty for the violation of the requirements of this chapter under the provisions of this chapter or rules adopted under this chapter.		
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