

Amendment No.

CHAMBER ACTION

Senate

House

.

Representative Massullo offered the following:

Amendment (with title amendment)

Remove everything after the enacting clause and insert:

Section 1. Section 1004.4473, Florida Statutes, is created to read:

1004.4473 Industrial hemp pilot projects.-

(1) As used in this section, the term:

(a) "Department" means the Department of Agriculture and Consumer Services.

(b) "Hemp material" means a substance containing hemp stems, leaves, fibers, seeds, extracts, oil, or any other substance derived or harvested from a species of the cannabis

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14 plant.

15 (c) "Industrial hemp" means all parts and varieties of the
16 cannabis sativa plant, cultivated or possessed by an approved
17 grower under the pilot project, whether growing or not, which
18 contain a tetrahydrocannabinol concentration that does not
19 exceed 0.3 percent on a dry-weight basis.

20 (d) "Industrial hemp pilot project" or "pilot project"
21 means a project that includes research of industrial hemp and
22 any aspect of cultivation, harvesting, processing, market
23 research, and sales of approved industrial hemp agricultural,
24 industrial, and commercial products.

25 (e) "Qualified program personnel" means a person who, or
26 an employee of a company that, partners with a university on a
27 pilot project, is certified by the university, and is 18 years
28 of age or older.

29 (f) "Qualified project partner" means a public, nonprofit,
30 or private entity that:

31 1. Has a principal place of business is in this state.

32 2. Has access to a grow site and research facility located
33 in this state which is acceptable for the cultivation,
34 processing, and manufacturing of industrial hemp and hemp
35 products, as determined by the department.

36 3. Submits a comprehensive business or research plan
37 acceptable to the partnering university.

38 4. Provides proof of prior experience in or knowledge of,

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39 or demonstrates an interest in and commitment to, the
40 cultivation, processing, manufacturing, or research of
41 industrial hemp, as determined by the department.

42 (2) (a) The department shall authorize and oversee the
43 development of industrial hemp pilot projects for the Institute
44 of Food and Agricultural Sciences at the University of Florida,
45 Florida Agricultural and Mechanical University, and any land
46 grant university in the state that has a college of agriculture.
47 The department shall adopt rules as required under the
48 Agricultural Act of 2014, 7 U.S.C. s. 5940, to implement this
49 section, including rules for the certification and registration
50 of sites used for growth or cultivation. The purpose of the
51 pilot projects is to cultivate, process, test, research, create,
52 and market safe and effective commercial applications for
53 industrial hemp in the agricultural sector in this state.

54 (b) The department shall adopt rules that address safety,
55 compliance, and accountability and, at a minimum, require the
56 universities to provide detailed information on:

- 57 1. The scope, design, and objectives of the pilot project.
58 2. Personnel and participants involved in the pilot
59 project.
60 3. Facility locations and security.
61 4. The chain of control of hemp material.
62 5. The economic impact of the pilot project on the state's
63 agricultural sector.

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64 6. Genetic research, ensuring that psychotropic compounds
65 will not be synthesized.

66 7. Compliance with state and federal law.

67 (c) The department shall initiate rulemaking pursuant to
68 this subsection within 4 months after the effective date of this
69 act.

70 (3) A university must obtain the authorization of its
71 board of trustees before implementing an industrial hemp pilot
72 project. A pilot project authorized by a university must be
73 registered with the department and must comply with rules
74 adopted by the department.

75 (4) A university that implements an industrial hemp pilot
76 project shall develop partnerships with qualified project
77 partners to attract experts and investors experienced with
78 agriculture and may develop the pilot project in partnership
79 with public, nonprofit, and private entities in accordance with
80 this section and all applicable state and federal laws.

81 (5) The research office of a university that implements an
82 industrial hemp pilot project shall oversee the pilot project
83 and ensure compliance with rules adopted by the department. The
84 office must identify a contact person who is responsible for
85 oversight of the pilot project and shall adopt procedures and
86 guidelines to ensure the proper operation of the pilot project,
87 the proper handling of hemp material and products, compliance
88 with state and federal law, and the safety and security of the

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89 pilot project facility. At a minimum, the guidelines must:

90 (a) Designate the physical location, global positioning
91 system position, and map of the pilot project facility. Areas
92 within the facility must be designated as general access or
93 limited access. An area where hemp material is cultivated,
94 processed, stored, or packaged or where industrial hemp research
95 is conducted must be designated as limited access. Limited-
96 access areas must be restricted to entry by qualified program
97 personnel and authorized visitors accompanied at all times by
98 qualified program personnel. All other areas of the facility may
99 be designated as general access and are open to authorized
100 visitors, regardless of whether accompanied by qualified program
101 personnel.

102 (b) Identify the qualified program personnel involved in
103 the pilot project who meet the requirements of 21 CFR s. 1301.18
104 pursuant to the Agricultural Act of 2014, 7 U.S.C. s. 5940.

105 (c) Authorize the qualified program personnel to handle,
106 grow, cultivate, process, and manufacture hemp materials.

107 (d) Establish a testing program and protocols to ensure
108 the proper labeling of hemp material.

109 (6) An industrial hemp commercialization project may only
110 be conducted after an industrial hemp pilot project has been in
111 place for 2 years to determine if there are any adverse impacts
112 of hemp cultivation on current indigenous crops in the state.

113 (7) A university that implements an industrial hemp pilot

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114 project shall submit a report to the Governor, the President of
115 the Senate, and the Speaker of the House of Representatives on
116 the status of its pilot project and any research related to the
117 cultivation, harvesting, processing, and uses of industrial
118 hemp. The report must be prepared and submitted within 2 years
119 after the pilot project's creation.

120 Section 2. This act shall take effect upon becoming a law.

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T I T L E A M E N D M E N T

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Remove everything before the enacting clause and insert:

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A bill to be entitled

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An act relating to industrial hemp pilot projects;

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creating s. 1004.4473, F.S.; defining terms; directing

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the Department of Agriculture and Consumer Services to

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authorize and oversee the development of industrial

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hemp pilot projects for certain universities;

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providing the purpose of the pilot projects; requiring

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the department to adopt certain rules by a specified

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date; requiring each university to obtain the

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authorization of its board of trustees before

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implementing a pilot project; requiring pilot projects

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to comply with rules adopted by the department;

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requiring the universities to develop partnerships

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with certain entities; authorizing the universities to

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139 | develop pilot projects in partnership with public,
140 | nonprofit, and private entities; requiring the
141 | universities to establish guidelines for the approval,
142 | oversight, and enforcement of pilot project rules;
143 | requiring universities to delay industrial hemp
144 | commercialization projects under certain conditions;
145 | requiring a report to the Governor and the Legislature
146 | within a specified timeframe; providing an effective
147 | date.

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