

Hemp Update
Board of Agriculture, Trade and Consumer Protection
Brian Kuhn, Director
Plant Industry Bureau
May 14, 2020

Hemp Program Statistics

Year	Total Growers	Total Processors	Total Acres	Total Samples
2018	185	82	1,850	295
2019	1251	560	5,000	2,200
2020	1128	536	9,430 (registered)	Similar to 2019

- Anticipate hemp being grown in all 72 Wisconsin counties in 2020
- About 50% returning licensees and 50% new licensees (for both growers and processors)

Overview of federal and state hemp legislation, rule writing and state plan development

- Original federal enabling legislation - 2014 Farm Bill – Hemp Pilot Research Programs
- Original state enabling legislation – 2017 Wisconsin Act 100
- Original hemp emergency rule ATCP 22, set by legislature to expire July 1, 2020
 - DATCP currently working on a new emergency rule
 - Gap rule that must be in place by July 1
 - Minor changes, with minimal difference to licensee
 - Not required to follow the normal rule writing process
- 2018 Farm Bill provided the blueprint for USDA to develop the Interim Final Rule (IFR) for Domestic Hemp Production – move from Pilot Research Program model to Commodity Production Program model
 - Prior to 11/1, DATCP must develop a second emergency rule aligned with the USDA IFR
 - Prior to 11/1, DATCP must develop a State Plan and obtain USDA approval of that plan
- 2019 Wisconsin Act 68, state legislation intended to line up with the hemp provisions of the 2018 Farm Bill DATCP
 - DATCP Hemp Rule must also align with this state legislative direction

Timeline

- Emergency Rule #2 – Promulgate June 1, 2020
- Emergency Rule #3 – Promulgate prior to November 1, 2020 (but will need to have mostly written when we submit our State Plan)
- State Plan – Submit to USDA by August 1

Programmatic Changes

- Have significant staffing working in the program most with more than a year of experience
- Planning to recruit about double our sampling staff compared to 2019 (20 LTEs)
- Working to automate our interactions with growers during the season, planting reports, 30-day harvest notifications, and field sampling activities.