

HEMP IN TEXAS



TEXAS DEPARTMENT OF AGRICULTURE
COMMISSIONER SID MILLER

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www.TexasAgriculture.gov



TDA HEMP LICENSES

- Producer License
 - Must register at least one Hemp Facility with the license application.
 - Minimum of \$200 (\$100 for the license, \$100 for each facility register)
- What is a Hemp Facility
 - "Facility" means a location with a legal description and is within the legal control of a person or entity. A facility may consist of multiple fields, greenhouses, storage, and/or lots.
 - Hemp must be grown within the boundaries of a facility registered under the license.
 - Many of our license applicants have registered multiple hemp facilities on the same contiguous property and that is just not necessary.
 - The only reason to register multiple hemp facilities is in the event a producer has multiple properties, farms, etc. not, on contiguous land, but especially separated by public roads, county roads, other property not their own.



TDA HEMP LICENSES CONT'D

- Handler License
 - Not required to register a Hemp Facility but can register locations hemp will be stored
 - Minimum of \$100 for the license, \$100 for each facility registered
- Sampler License
 - \$100, only required for someone to collect official samples before harvesting
- Laboratory License
 - \$250, Laboratories license with TDA to perform official sample testing
- Research License
 - \$100, Universities only



STEPS TO GROW HEMP

- STEP 1 - Apply for a Hemp Producer License and register at least one Hemp Facility
- STEP 2 - Register your Hemp Facility with your local Farm Service Agency (FSA)
- STEP 3 - Apply for a Lot Crop Permit
- STEP 4 - Plant your crop and report your planted acreage to FSA
- STEP 5 – Request an Official Sample Manifest before you are ready to Harvest
- STEP 6 – Harvest your crop within 30 days of the Official Sample being taken
- STEP 7 – File a Hemp Lot Report with TDA



STEP 1 - APPLYING FOR A LICENSE

- All applications and payment must be submitted using the TDA eApply System.
- A criminal history confirms the applicant and all key participants covered by the license have not been convicted of a felony, under state or federal law, relating to a controlled substance within the past ten (10) years.
- Application will ask for Contact person
 - The contact person is not required to be the applicant or a key participant of the license. All email correspondence will be sent to the Contact person. Meaning all licenses, permits, or any type of program information will be sent to the Contact person.



STEP 2 - FARM SERVICE AGENCY

- USDA Hemp Program Requires all hemp producers to register their farms and hemp production with FSA
- If the location of your hemp facility is not already registered with FSA you will need to visit your local FSA office and have that taken care of
- FSA Office will provide you with a Farm Number, Track Number, Field Number, and possibly a Subfield Number.
- At a minimum you will need the Farm Number and Track Number before you can apply for a Lot Crop Permit



STEP 3 - LOT CROP PERMITS

- Once a license has been issued and FSA numbers obtained producers may apply for lot crop permits.
- TDA Hemp Rule Definitions: (45) "Lot" means a contiguous area in a facility, field, greenhouse, or indoor growing structure containing the same variety or strain of cannabis throughout the area. Permits are good for one crop. If producer plans to grow multiple crops in a year new permits must be issued.
- A lot of hemp must be located within the boundaries of a facility.
- Multiple lots may exist within the boundaries of one facility.
- The application will ask for the name of the variety that will be planted
- A list of TDA approved Hemp varieties is available on our website.
- New varieties may be approved by submitting a "TDA Approval of Hemp Variety Form" to the department for approval.



STEP 4 – PLANTING/FSA

- Once you have received your Lot Crop Permit you will notice an expiration date on the permit
- You must start your grow before the expiration date for the permit to remain valid throughout the grow.
- If you do not start your grow before the expiration date the permit will expire and is no longer valid or usable
- You must report your planted acreage to FSA within 30 days after planting
- Make sure you get a Field Number/Subfield Number from FSA



STEP 5 – OFFICIAL SAMPLE MANIFEST

- Before you can harvest you must have your hemp crop officially tested.
- Pick a registered lab from the TDA Hemp
- Work with the lab to select a licensed Hemp Sampler,
- Submit an Official Sample Manifest application to TDA to provide the
 - Lot Crop Permit # to be sampled
 - Lab information
 - Sampler information (producer cannot sample their own crop)
 - FSA Farm, Tract, and Field number required
- The Official Sample Manifest must be issued before sample can be taken
- Unofficial Sample Manifest



OFFICIAL SAMPLE TEST RESULTS

- Results of an Official Test must be 0.3% Total THC or lower.
 - **Total THC = delta 9 THC + 87.7% THCa**
- Failed Official Sample Test –
 - Lab may retest the sample they have on hand
 - Producer may request a Second Official Sample if the crop has not been harvested
 - Failed crops must be destroyed



STEP 6 – HARVEST

- Harvesting may start after Official Sample has been collected
- 30 Days – you have 30 days after the Official Sample has been collected to harvest your crop
- Hemp must remain in possession of the producer until results of lab test show the official sample has passed.
- Transportation Manifest should be purchased from TDA for moving harvested material



STEP 7 – LOT REPORT

- Lot Reports provide TDA records of what a producer did with each Lot Crop Permit they were issued.
 - Was a crop planted?
 - How much was planted?
 - How much was harvested/destroyed?
- Lot Reports are due 30 days after final official sample is collected or 180 days after Lot Crop Permit was issued
- The Lot Report helps TDA close out the Lot Crop Permit
- Information collected in the Lot Report is reported to USDA yearly



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BEFORE YOU APPLY

- Understand you must work with FSA to registered your fields and file a crop acreage report each time you grow.
- FSA will require proof of ownership of the property and lease agreements if you are not the owner.
- Make sure you find a registered lab that you can work with and that the lab can help you find a licensed sampler.
- Research the hemp varieties you wish to plant and realize TDA does not guarantee that the varieties on our approved list will pass an Official Sample test.
- Have a plan for your harvested crop.



CONTACT INFORMATION

- For more information on the Texas Hemp program please visit our website at:
- <https://www.TexasAgriculture.Gov>
- For questions or comments please contact the TDA Hemp Program at:
- Hemp@TexasAgriculture.gov
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- 512-463-8779

