

116TH CONGRESS  
2D SESSION

**S.** \_\_\_\_\_

To amend the Agricultural Marketing Act of 1946 to modify the definition of hemp, and for other purposes.

---

IN THE SENATE OF THE UNITED STATES

Mr. PAUL introduced the following bill; which was read twice and referred to the Committee on \_\_\_\_\_

---

**A BILL**

To amend the Agricultural Marketing Act of 1946 to modify the definition of hemp, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Hemp Economic Mobi-  
5 lization Plan Act of 2020” or the “HEMP Act of 2020”.

6 **SEC. 2. HEMP PRODUCTION.**

7 (a) DEFINITION OF HEMP.—

8 (1) IN GENERAL.—Section 297A(1) of the Agri-  
9 cultural Marketing Act of 1946 (7 U.S.C. 1639o(1))

1 is amended by striking “0.3 percent” and inserting  
2 “1 percent”.

3 (2) CONFORMING AMENDMENT.—Section  
4 297B(e)(2)(A)(iii) of the Agricultural Marketing Act  
5 of 1946 (7 U.S.C. 1639p(e)(2)(A)(iii)) is amended  
6 by striking “0.3 percent” and inserting “1 percent”.

7 (b) TESTING FOR DELTA-9 THC; SEED CERTIFI-  
8 CATES DURING TRANSPORT.—

9 (1) STATE AND TRIBAL PLANS.—Section  
10 297B(a)(2)(A) of the Agricultural Marketing Act of  
11 1946 (7 U.S.C. 1639p(a)(2)(A)) is amended—

12 (A) in clause (ii)—

13 (i) by inserting “the measurement of  
14 uncertainty of which is not greater than  
15 0.075 percent,” after “methods,”; and

16 (ii) by striking “hemp” and inserting  
17 “products derived from hemp plants”;

18 (B) in clause (vi), by striking “and” at the  
19 end;

20 (C) by redesignating clause (vii) as clause  
21 (viii);

22 (D) by inserting after clause (vi) the fol-  
23 lowing:

24 “(vii) a requirement that any person  
25 transporting hemp from a producer to a

1 processor shall keep with the shipment of  
2 hemp a seed certificate from a laboratory  
3 demonstrating that the hemp was grown  
4 from genetics containing a delta-9  
5 tetrahydrocannabinol concentration of not  
6 more than 1 percent on a dry weight basis;  
7 and”;

8 (E) in clause (viii) (as so redesignated), by  
9 striking “the practices and procedures described  
10 in clauses (i) through (vi)” and inserting  
11 “clauses (i) through (vii)”.

12 (2) DEPARTMENT OF AGRICULTURE PLAN.—  
13 Section 297C(a)(2) of the Agricultural Marketing  
14 Act of 1946 (7 U.S.C. 1639q(a)(2)) is amended—

15 (A) in subparagraph (B)—

16 (i) by inserting “the measurement of  
17 uncertainty of which is not greater than  
18 0.075 percent,” after “methods,”; and

19 (ii) by striking “hemp” and inserting  
20 “products derived from hemp plants”;

21 (B) in subparagraph (E), by striking  
22 “and” at the end;

23 (C) in subparagraph (F), by striking the  
24 period at the end and inserting “; and”; and

25 (D) by adding at the end the following:

1           “(G) a requirement that any person trans-  
2           porting hemp from a producer to a processor  
3           shall keep with the shipment of hemp a seed  
4           certificate from a laboratory demonstrating that  
5           the hemp was grown from genetics containing a  
6           delta-9 tetrahydrocannabinol concentration of  
7           not more than 1 percent on a dry weight  
8           basis.”.

9           (c) CONFORMING REVISIONS TO REGULATIONS.—  
10          Not later than 90 days after the date of enactment of this  
11          Act, without regard to the notice and comment provisions  
12          of section 553 of title 5, United States Code, the Secretary  
13          of Agriculture shall revise part 990 of title 7, Code of Fed-  
14          eral Regulations, to make any conforming changes that  
15          are necessary as a result of this section and the amend-  
16          ments made by this section.