

**NEBRASKA ADMINISTRATIVE CODE**

**TITLE 25, NEBRASKA ADMINISTRATIVE CODE, CHAPTER 8**

**NEBRASKA DEPARTMENT OF AGRICULTURE**

**INDUSTRIAL HEMP REGULATIONS**

**December, 2014**

NEBRASKA ADMINISTRATIVE CODE

TITLE 25 - NEBRASKA DEPARTMENT OF AGRICULTURE

CHAPTER 8 – INDUSTRIAL HEMP REGULATIONS

NUMERICAL TABLE OF CONTENTS

<u>SUBJECT</u>	<u>STATUTORY AUTHORITY</u>	<u>CODE SECTION</u>
Statement of Purpose	§2-5701	001
Administration	§2-5701	002
Registration	§2-5701	003
Reporting Requirements	§2-5701	004
Access	§2-5701	005
Enforcement	§2-5701	006
Form	§2-5701	007
Annotation	§2-5701	008

NEBRASKA ADMINISTRATIVE CODE

TITLE 25 - NEBRASKA DEPARTMENT OF AGRICULTURE

CHAPTER 8 – INDUSTRIAL HEMP REGULATIONS

ALPHABETICAL TABLE OF CONTENTS

<u>SUBJECT</u>	<u>STATUTORY AUTHORITY</u>	<u>CODE SECTION</u>
Access	§2-5701	005
Administration	§2-5701	002
Annotation	§2-5701	008
Enforcement	§2-5701	006
Form	§2-5701	007
Registration	§2-5701	003
Reporting Requirements	§2-5701	004
Statement of Purpose	§2-5701	001

## NEBRASKA ADMINISTRATIVE CODE

### TITLE 25 - DEPARTMENT OF AGRICULTURE

#### CHAPTER 8 – INDUSTRIAL HEMP REGULATIONS

001 Statement of Purpose. The purpose of these regulations is to aid in the administration of the Industrial Hemp statute, Neb. Rev. Stat. § 2-5701.

002 Administration. These regulations shall be administered by the Nebraska Department of Agriculture (hereafter referred to as the Department) located in the State Office Building, Fourth Floor, 301 Centennial Mall South, Lincoln, Nebraska. The mailing address is P.O. Box 94756, Lincoln, Nebraska 68509-4756. The telephone number is (402) 471-2351. The fax number is (402) 471-6892.

003 Registration. Any postsecondary institution conducting a research project shall apply and register with the Department on such form prescribed in 25 NAC 8-007.01.

003.01 A completed registration form shall be submitted to, and approved by, the Department before any project can begin, with renewal on January 1 of each year for ongoing projects. Information to be supplied on such form shall include details of the project purpose, goals, and general project overview. Any changes on the sites, after initial registration, must be reported to the Department for approval prior to utilization of the site, and must include complete legal descriptions or global positioning coordinates.

003.02 The registration form shall list all individuals who will be involved in any manner in handling or producing industrial hemp, as known at the time of registration. All individuals shall be employees or students of the postsecondary institution. The postsecondary institution shall maintain records on individuals involved with the project from the time of registration throughout the duration of the project, which shall include renewals, and make such list available to the Department upon request.

TITLE 25  
Chapter 8

003.03 The postsecondary institution shall attest to the Department that all activities associated with the research of the growth and cultivation of industrial hemp shall be on property owned by, or leased to, the postsecondary institution including, but not limited to: vehicles, fields, plots, greenhouses, storage facilities, buildings or any combination of such. Growing sites, and research locations, are to be reported utilizing complete legal descriptions or global positioning coordinates.

003.04 The postsecondary institution shall provide a statement of verification to the Department that all required federal permits have been obtained, and shall attach a copy of such permits and any accompanying research purpose documents to the form set out in 25 NAC 8-007.01.

004 Reporting Requirements. The following information shall be supplied by postsecondary institutions to the Department in an annual report, due February 1, and covering the previous calendar year.

004.01 Amount of planted acres or plant numbers of industrial hemp.

004.02 Documentation indicating that the seed planted was of a type and variety of industrial hemp which meets the statutory definition. The documentation must include laboratory test results from a competent laboratory warranting that the seed has no more than three-tenths percent of tetrahydrocannabinol. Testing costs are to be paid by the postsecondary institution.

004.03 Information on the disposition of plants or any plant parts.

005 Access. The postsecondary institution shall allow Department officials to enter industrial hemp growing sites and research locations to monitor, sample, and test the hemp crop. Industrial hemp fields must be readily accessible for monitoring, sampling, and testing purposes.

006 Enforcement. If the postsecondary institution fails to complete any of the required actions listed in the above sections, or is found to be in violation of any other federal, state, or local political subdivision legal requirements related to industrial hemp, the postsecondary institution must immediately suspend any related activities.

007 Form.

007.01 Registration Form.

**NEBRASKA INDUSTRIAL HEMP RESEARCH PROJECT  
REGISTRATION APPLICATION**

**APPLICANT INFORMATION**

Name of Postsecondary Institution: \_\_\_\_\_

Full Name of Principal Researcher: \_\_\_\_\_  
*Last First MI*

Mailing Address for Principal Researcher: \_\_\_\_\_  
*Street Address or P.O. Box*

\_\_\_\_\_  
*City State Zip Code*

Phone Number for Principal Researcher: \_\_\_\_\_

E-Mail Address for Principal Researcher: \_\_\_\_\_

**DETAILS OF RESEARCH PROJECT**

*\*Attach sheets if additional space is required*

Purpose of Research Project: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Goals of Research Project: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Overview of Research Project: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

List all individuals from the institution who will be involved:

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

**STATEMENTS**

*\*Attach sheets if additional space is required.*

- Property Statements:** *I attest that all activities associated with the research of the growth and cultivation of industrial hemp shall be on property owned by, or leased to, this postsecondary institution.*

For all participating research locations and growing sites, designated Global Positioning System (GPS) coordinates are to be listed, in this format:

N \_ \_ . \_ \_ \_ °      W \_ \_ . \_ \_ \_ °

**OR**, legal descriptions are to be listed indicating:

Section \_\_\_\_\_, Township \_\_\_\_\_, and Range \_\_\_\_\_

- Reporting Statement:** *I attest that an annual report will be submitted to the Nebraska Department of Agriculture by February 1 (covering the previous calendar year), with the information meeting compliance requirements. This report will include amount of planted acres or plant numbers, accompanying GPS coordinates or legal descriptions, type and variety of hemp seed used, laboratory test results, and disposition information (data must meet the regulatory compliance requirements as found in the Industrial Hemp Regulations, 25 NAC 8.)*
- Verification of Federal Requirements:** I attest that all federal requirements for this research project have been met. Please attach all federally required permits and any accompanying research purpose documents.

\_\_\_\_\_  
*Signature of Applicant's Designee*

\_\_\_\_\_  
*Printed Name*

\_\_\_\_\_  
*Title*

\_\_\_\_\_  
*Date of Signature*

Title 25  
Chapter 8

008 Annotation. Neb. Rev. Stat. § 2-5701.

TILAL.doc