

---

---

THE GENERAL ASSEMBLY OF PENNSYLVANIA

---

SENATE BILL

No. 335 Session of  
2019

---

INTRODUCED BY SCHWANK, FOLMER, STREET, COSTA, FONTANA, ARGALL,  
FARNESE, HUGHES, BROWNE, YUDICHAK, TARTAGLIONE, HAYWOOD AND  
BREWSTER, FEBRUARY 26, 2019

---

REFERRED TO AGRICULTURE AND RURAL AFFAIRS, FEBRUARY 26, 2019

---

AN ACT

1 Allowing for use of industrial hemp in this Commonwealth.

2 The General Assembly of the Commonwealth of Pennsylvania  
3 hereby enacts as follows:

4 Section 1. Short title.

5 This act shall be known and may be cited as the Industrial  
6 Hemp Act.

7 Section 2. Definitions.

8 The following words and phrases when used in this act shall  
9 have the meanings given to them in this section unless the  
10 context clearly indicates otherwise:

11 "Industrial hemp." A plant of the genus cannabis and any  
12 part of the plant, whether growing or not, containing a delta-9  
13 tetrahydrocannabinol concentration of not more than 0.3% on a  
14 dry-weight basis.

15 "Product." A finished product containing industrial hemp  
16 which:

17 (1) Is a cosmetic, food, food additive or herb.

1 (2) Is for human use or consumption.

2 (3) Contains any part of the hemp plant, including  
3 naturally occurring cannabinoids, compounds, concentrates,  
4 extracts, isolates, resins or derivatives.

5 (4) Contains a delta-9 tetrahydrocannabinol  
6 concentration of not more than 0.3%.

7 Section 3. Manufacturing of food products.

8 Each manufacturer of food containing industrial hemp must  
9 comply with the following:

10 (1) Each part of the hemp plant utilized in the food  
11 product must come from a state that has an established and  
12 approved industrial hemp program or a country that inspects  
13 or regulates hemp under food safety or equivalent criteria to  
14 ensure safety for human consumption.

15 (2) The industrial hemp's producer or grower must be in  
16 good standing and in compliance with the governing laws with  
17 the state or country of origin.

18 (3) The industrial hemp, each part of the industrial  
19 hemp plant used and the finished product must not contain  
20 more than 0.3% delta-9 tetrahydrocannabinol.

21 (4) The product must be labeled in accordance with  
22 Federal and State labeling laws and in accordance with the  
23 following:

24 (i) Clear identification that the product contains  
25 hemp.

26 (ii) Clear identification that the product contains  
27 cannabidiol and the percentage of cannabidiol if added to  
28 the product.

29 (iii) The statement "The FDA has not evaluated this  
30 product for safety or efficacy."

1 Section 4. Abrogation of rules.

2 All regulations are abrogated to the extent of any  
3 inconsistency with the provisions of this act.

4 Section 5. Repeal.

5 All acts and parts of acts are repealed insofar as they are  
6 inconsistent with this act.

7 Section 6. Effective date.

8 This act shall take effect in 60 days.