

TITLE 1: GOVERNMENT
DIVISION 2: EXECUTIVE BRANCH

§ 2732. Hemp Industry.

(a) Notwithstanding any Commonwealth Law to the contrary the Department of Lands and Natural Resources, Division of Agriculture shall have the primary regulatory authority over the production of hemp in the Commonwealth.

(b) The Secretary of the Department of Lands and Natural Resources, in consultation with the Director of the Division of Agriculture shall promulgate rules and regulations necessary to regulate the production of hemp in the Commonwealth, including establishing fees and requirements for licenses to produce hemp.

(c) The rules and regulations promulgated by the Secretary shall be consistent with and meet the requirements for a state plan as set forth in U.S. Public Law No. 115-334, Subtitle G – Hemp Production.

Source: PL 21-25, § 3 (May 18, 2020); amended by PL 21-43 § 4 (Feb. 5, 2021).

Commission Comment: In codifying PL 21-43, the Commission renumbered this section pursuant to 1 CMC § 3806(a).

shall not be subject to any criminal or civil enforcement action other than the enforcement action authorized under subparagraph (2).

(4) Repeat violations - A hemp producer that negligently violates the regulations under (1) 3 times in a 5-year period shall be ineligible to produce hemp for a period of 5 years beginning on the date of the third violation.

(c) Other violations - Any person who willfully violates the regulations promulgated under this Sub-article shall be punishable by up to one (1) year imprisonment or a fine of up to \$2,500 or both.

(d) The Secretary of Finance shall establish a revolving account separate from the General Fund, in which 25% of the funds collected shall be deposited and used for enforcement operations for the Department of Land and Natural Resources.

Source: PL 21-25, § 3 (May 18, 2020), modified; amended by PL 21-43 § 4 (Feb. 5, 2021).

Commission Comment: In codifying PL 21-25, the Commission redesignated “(A),” “(B),” and “(C)” to (i), (ii), and (iii) in subsections (b)(1) and (b)(2) for the purpose of uniformity pursuant to 1 CMC § 3806(a). The Commission changed “Subpart” to “Sub-article” pursuant to 1 CMC § 3806(c), (g). See Commission comment to 1 CMC § 2730.

In codifying PL 21-43, the Commission renumbered this section pursuant to 1 CMC § 3806(a).