

State of South Dakota

SEVENTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2001

167E0424

SENATE BILL NO. 86

Introduced by: Senators Volesky and Koetzle and Representatives Nachtigal, Begalka, and Bradford

1 FOR AN ACT ENTITLED, An Act to authorize the production of industrial hemp.

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

3 Section 1. Any person who has registered with the Department of Agriculture to do so may
4 plant, harvest, possess, process, sell, or buy industrial hemp, cannabis sativa L., with a
5 tetrahydrocannabinol (THC) content of 0.3 percent or less. Any person who harvests, possesses,
6 or sells industrial hemp with a THC content of more than 0.3 percent is guilty of a Class 2
7 misdemeanor. However, no violation of this section that involves a THC content of less than
8 three percent may be prosecuted.

9 Section 2. The secretary of the Department of Agriculture shall design and implement a
10 registry within the department by January 1, 2002.