



COMMONWEALTH of VIRGINIA

Department of Agriculture and Consumer Services

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www.vdacs.virginia.gov

Jewel H. Bronaugh, Ph.D.
Commissioner

April 23, 2021

Hello Registered Industrial Hemp Grower,

The Virginia Department of Agriculture and Consumer Services (VDACS) thanks you for your continued interest in the Industrial Hemp Program. I am writing today with updates on the Industrial Hemp Program and the 2021 hemp growing season.

VDACS will administer a 2014 Farm Bill hemp agricultural pilot program through December 2021, when the authority to do so expires. As such, during the 2021 growing season, VDACS will regulate hemp production much like it did during the 2019 and 2020 growing seasons.

2021 Hemp Growing Season in Virginia

As it has in previous years, VDACS will continue to assess compliance using an industrial hemp crop's post-decarboxylation delta-9 tetrahydrocannabinol (THC) concentration (commonly referred to as "total THC"). **The total THC concentration of your industrial hemp crop may not exceed 0.3 percent.** For the 2021 growing season, VDACS will include its testing laboratory's Uncertainty of Measurement (UOM) for its THC concentration test when determining compliance. If the range of measurement uncertainty for the test result for a sample collected from an industrial hemp crop includes 0.30 percent, VDACS will consider the crop to be compliant.

VDACS will select industrial hemp production fields for sampling using a risk and random system. If your production field is selected, a VDACS Office of Plant Industry Services inspector will contact you by the end of September 2021 to schedule an inspection and sampling of your field. Registered Industrial Hemp Growers selected for compliance sampling will not have to pay a fee for this sampling and testing.

Registered Industrial Hemp Growers must submit an [Industrial Hemp Registration Change Request form](#) to add or remove a production field from their Industrial Hemp Grower Registration. **VDACS does not accept requests to amend production field locations over the phone or contained within the body of an email.**

Registered Industrial Hemp Growers must submit an Industrial Hemp Planting and Propagation Report within **14 calendar days** of planting seeds or clones. If you start plants in an indoor production area, any plants you intend to bring to maturity indoors should be reported when you start those seeds; otherwise, if seedlings will be transferred and brought to maturity in an outdoor production field, please submit the planting report at the time the seedlings are transplanted. If you plant multiple times throughout the growing season, you will need to submit multiple planting reports. **If you do not plant**

industrial hemp on a production field stated on your registration, by July 31, 2021, you must submit a planting report indicating that you did not plant on that field. Attached is the new [Industrial Hemp Planting and Propagation Report spreadsheet](#) and additional instructions for completing the report. Both of these documents are available on [VDACS's hemp webpage](#). If you have already submitted a planting report this year using the former PDF form, you do not need to resubmit the information on the attached spreadsheet.

Additional reminders

Virginia Tech recorded the 2021 Virtual Industrial Hemp Production Meetings it hosted and has posted those videos [here](#).

[Section 18.2-371.2](#) of the Code of Virginia establishes certain requirements regarding the distribution of hemp products intended for smoking. In part, this section prohibits the sale or distribution of a hemp product intended for smoking to a person less than 21 years of age.

Additionally, a person selling a hemp product intended for smoking must package and sell the product in compliance with [Va. Code § 18.2-371.2](#). VDACS is not able to provide guidance regarding compliance with these new requirements and encourages you to seek legal counsel should you have any questions related to the sale of hemp products intended for smoking.

Anyone manufacturing an industrial hemp-derived extract intended for human consumption for distribution must have an Industrial Hemp Processor Registration and be inspected by VDACS's Food Safety Program. More information regarding this inspection is available on the [Food Safety Program's webpage](#).

For more information regarding the Virginia Industrial Hemp Program, please visit [VDACS's hemp webpage](#).

Sincerely,



Erin Williams
Industrial Hemp Program Manager