
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 407 Session of
2023

INTRODUCED BY SCHWANK, COSTA, FONTANA, KANE, BREWSTER, DILLON,
STEFANO, VOGEL AND COLLETT, FEBRUARY 21, 2023

REFERRED TO AGRICULTURE AND RURAL AFFAIRS, FEBRUARY 21, 2023

AN ACT

1 Amending Title 3 (Agriculture) of the Pennsylvania Consolidated
2 Statutes, providing for the use of hemp in commercial animal
3 feed.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Title 3 of the Pennsylvania Consolidated Statutes
7 is amended by adding a chapter to read:

8 CHAPTER 8

9 HEMP IN COMMERCIAL ANIMAL FEED

10 Sec.

11 801. Definitions.

12 802. Administration.

13 § 801. Definitions.

14 The following words and phrases when used in this chapter
15 shall have the meanings given to them in this section unless the
16 context clearly indicates otherwise:

17 "Commercial feed." All material or combinations of material
18 that is distributed or intended for distribution for use as feed

1 or for mixing in feed, unless the material is specifically
2 excluded by law. The term includes the addition of hemp seed or
3 a substance derived from hemp seed for use as feed or for mixing
4 in feed for a pet, specialty pet, horse or for other
5 nonproduction animals.

6 "Industrial hemp." The plant Cannabis sativa L. and any part
7 of the plant, whether growing or not, with a delta-9
8 tetrahydrocannabinol concentration of not more than 0.3% on a
9 dry-weight basis.

10 § 802. Administration.

11 (a) Departmental duties.--The department shall have the
12 following duties:

13 (1) Implement this chapter.

14 (2) Notwithstanding any provision of Chapter 71
15 (relating to seed) and its attendant regulations, to regulate
16 the labeling and testing of industrial hemp and industrial
17 hemp seeds within this Commonwealth, including in commercial
18 feed.

19 (3) To establish, through regulation, recordkeeping
20 requirements necessary to administer this chapter.

21 (b) Secretary.--If the secretary determines that a Federal
22 agency is authorized to regulate industrial hemp, the secretary
23 shall transmit notice of that authorization to the Legislative
24 Reference Bureau for publication in the next available
25 Pennsylvania Bulletin.

26 Section 2. This act shall take effect in 60 days.