



# CANNABIS FAQ

## WHAT IS INDUSTRIAL HEMP?

- Cannabis Sativa L. that has less than 0.3% THC.

## WHAT IS MEDICAL MARIJUANA?

- Marijuana is cannabis that contains over 0.3% THC.

## HOW ARE THEY THE SAME AND HOW ARE THEY DIFFERENT?

- Industrial Hemp and Medical Marijuana come from the same genus plant. Similar to the difference between Sweet Corn and Field Corn. They are both corn, but the purposes are different. Both products look similar to each other and contain many of the same chemical compounds, however the concentration of compounds in the two plant species can be vastly different. The legal difference is the amount of Tetrahydrocannabinol (THC) the plant contains. If the cannabis plant contains more than 0.3% THC it is considered Marijuana.

## WHY IS THE DEPARTMENT OF AGRICULTURE INVOLVED?

- The Utah Department of Agriculture and Food was identified as the department in the best position to provide regulatory oversight for the identification, cultivation, processing, testing and distribution of these plant based products. In other states with Industrial Hemp and/or Medical Marijuana, these regulatory roles are separated into a diverse litany of state departments which has created significant uncertainty. The Utah Legislature determined that much of the regulatory framework should function out of a single department. The Departments of Commerce and Health also have roles in these issues in the state.

## WHO CAN GROW INDUSTRIAL HEMP?

- The law allows for individuals and universities to grow industrial hemp, provided they are licensed by the Department. The Department is currently working on establishing the rules for licensure. Once the rules are in place an individual may apply for a license. If all requirements are met the Department may issue a license.

## WHO CAN GROW MEDICAL MARIJUANA?

- The law allows for the Department to grow and process medical cannabis or to contract with a third party to grow and process marijuana. The Department anticipates contracting with a third party. The contract will be awarded through the states regular RFP process.

## CAN I STILL BUY MY CBD OIL?

- The purpose of the law is to make sure the product being sold is free from harmful contaminants and match the label requirements. So long as the product is registered with the Department and meets the basic requirements which will be established by rule to ensure that the consumer is receiving what they pay for, then the product may be sold in the state of Utah.

## HOW DO I REGISTER MY PRODUCT WITH THE DEPARTMENT?

- The Department is in the process of establishing rules governing the registration of CBD products. The Department anticipates holding public meetings to gather information on how best to accomplish the registration. The Department will work with the public and potential industry partners to understand the registration process.

## WHO HAS TO REGISTER THE PRODUCT?

- The product must be registered before it can legally be sold in the state of Utah. The manufacturer or the distributor may register the product.

## WHEN CAN I BEGIN GROWING HEMP?

- The Department is in the process of establishing rules governing the hemp program. These rules will need to be in place before growing can take place. The Department will work with interested parties in the crafting and implementation of the rule. Once the rule is in place the Department will begin accepting applications to license growers and processors.

## CAN I COMMERCIALY SELL MY HEMP PRODUCTS IN UTAH?

- Once the rules regarding Product Registration are in place industrial hemp products may be sold in the state in conformity with the rules. Products grown in Utah would not be able to be produced or sold within the state prior to the Administrative Rules governing Industrial Hemp are written and implemented.

## WHAT ARE THE STANDARDS THAT YOU ARE GOING TO USE FOR CBD?

- The Department is dedicated to working with industry partners in establishing appropriate standards for CBD oil.

## WHO IS ALLOWED TO DISPENSE MEDICAL MARIJUANA?

- The law allows for the Department of Agriculture to dispense medical marijuana. The Department will be developing a process for distribution. The Department anticipates holding public meetings to gather information and input.

## WHEN ARE YOU GOING TO AWARD THE CONTRACT FOR GROWING MEDICAL MARIJUANA?

- The Department will be implementing rules governing the growing and process of medical marijuana. Additionally, the Department will go through the RFP process. This process will take some time.

## WHEN CAN I EXPECT TO BE ABLE TO PURCHASE CBD?

- CBD oil will be available for legal purchase in Utah as soon as the Department has developed and finalized the rules.

## WHEN CAN I EXPECT TO BE ABLE TO PURCHASE MEDICAL MARIJUANA FOR MY AILING FAMILY MEMBER?

- The Department will work to make medical marijuana available to those who qualify. There are several issues that will need to be resolved by the Department before product is available.

## WHAT DOES THIS DO TO THE PROPOSED INITIATIVE?

- This legislation and the rules associated with it have nothing to do with the Initiative.

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