

641—156.6(204) Prohibitions.

156.6(1) A consumable hemp establishment shall not manufacture, process, pack, hold, prepare, distribute, or sell consumable hemp products:

- a.* On the premises of a private residence, except a portion of a private residence that is distinctly separate from any living space, that is dedicated to the production or sale of food, and that meets all applicable state and local regulations;
- b.* On the premises of a temporary location, including but not limited to a food stand, roadside stand, temporary booth, or any other temporary structure;
- c.* Door to door;
- d.* Through vending machines; or
- e.* At private parties.

156.6(2) A consumable hemp product may be sold at a stand at a farmers market, provided:

- a.* The farmers market is listed on the Iowa department of agriculture and land stewardship's farmers market directory;
- b.* The individual selling the consumable hemp maintains a valid consumable hemp retailer registration at any location where consumable hemp is stored;
- c.* The consumable hemp establishment registration is posted in plain sight at the farmers market stand; and
- d.* All consumable hemp products sold are listed and maintained up to date with the department.

156.6(3) A consumable hemp product label and any associated marketing materials shall not contain any claims that the consumable hemp product can be used in the diagnosis, cure, mitigation, treatment, or prevention of disease, or is intended to affect the structure or any function of the body.

156.6(4) A consumable hemp retailer shall not manufacture, process, package, repackage, relabel, mix, blend, or otherwise manipulate a consumable hemp product. This subrule does not apply to a food service establishment that utilizes a consumable hemp product from an approved hemp source as a food ingredient intended for immediate consumption by the consumer, provided that the food service establishment discloses all label information required by rule 641—156.4(204) (packaging and labeling requirements) to the consumer through the menu, a menu board, placard, table tent, or other effective means.

156.6(5) A consumable hemp product that does not conform to this chapter shall be considered adulterated or misbranded and shall not enter commerce.

[ARC 5404C, IAB 1/27/21, effective 3/3/21; Editorial change: IAC Supplement 6/14/23]