

**453B.18 Exemption — Iowa hemp Act — negligent violation program.**

Notwithstanding any provision of [this chapter](#) to the contrary, a person shall not be guilty of an offense under [this chapter](#) for producing or possessing the plant cannabis, if all of the following apply:

1. The person holds a valid hemp license issued by the department of agriculture and land stewardship as provided in [chapter 204](#).

2. The plant is or was produced on the licensee's crop site as provided in [chapter 204](#).

3. The offense arises out of a test of a sample of plants that are part of a crop produced on the licensee's crop site and the test indicates that the sample does not qualify as hemp under [section 204.8](#) and it does not exceed a maximum concentration of two percent delta-9 tetrahydrocannabinol on a dry weight basis.

4. The licensee is participating in or has successfully completed the negligent violation program that applies to the licensee's crop site described in [subsection 3](#) if such program is established by the department of agriculture and land stewardship pursuant to [section 204.15](#).

[2019 Acts, ch 130, §32, 33](#)

Section effective April 8, 2020; the secretary of agriculture published an advisory notice in IAB Vol. XLII, No. 21 (4/8/20), p. 2630, that the state plan for the production of hemp was certified by the United States department of agriculture and that Code chapter 204 was implemented on that date; see [2019 Acts, ch 130, §18, 33](#)

NEW section