
A BILL FOR AN ACT

RELATING TO INDUSTRIAL HEMP.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that allowing industrial
2 hemp-derived ingredients in certain animal feeds, in a manner
3 aligned with federal law and science-based standards, would
4 diversify the State's agriculture and strengthen supply-chain
5 resilience. The legislature recognizes that Montana succeeded
6 in enacting a regulatory framework in 2021 that allows hemp
7 ingredients in pet, specialty pet, and horse feed while making
8 its allowance in livestock feed contingent on federal action.

9 Accordingly, the purpose of this Act is to adopt a
10 federally aligned approach to updating the State's feed law to
11 regulate the integration of hemp-derived ingredients.

12 SECTION 2. Chapter 144, Hawaii Revised Statutes, is
13 amended by adding a new section to be appropriately designated
14 and to read as follows:

15 "§144- Hemp and hemp-derived ingredients in commercial
16 feed; regulation. (a) Beginning July 1, 2026, hemp or
17 hemp-derived feed ingredients may be manufactured, distributed,



1 and used in commercial feed for pets, specialty pets, and horses
2 in the State; provided that each hemp or hemp-derived feed
3 ingredient shall be:

4 (1) Registered pursuant to section 144-3 and labeled
5 pursuant to section 144-4 and any rules adopted under
6 this chapter;

7 (2) Sourced from hemp produced in compliance with any
8 applicable federal or state laws; and

9 (3) In compliance with department rules on
10 tetrahydrocannabinol limits, contaminants, good
11 manufacturing practices, and species-specific
12 directions for use.

13 (b) Hemp or hemp-derived feed ingredients may be
14 manufactured, distributed, and used for commercial feed for
15 livestock in the State; provided that the United States Food and
16 Drug Administration has approved the ingredient for its intended
17 use in commercial feed for livestock or the Association of
18 American Feed Control Officials has published a definition for
19 the ingredient and its intended use in its official publication;
20 provided further that upon approval of hemp or a hemp-derived
21 feed ingredient for livestock by the United States Food and Drug



1 Administration or the Association of American Feed Control
2 Officials, the department may adopt rules to implement this
3 subsection, including providing for its labeling and conditions
4 of use.

5 (c) Manufacturers and distributors of commercial feed
6 containing hemp or hemp-derived feed ingredients shall maintain
7 records as required by the department pursuant to subsection
8 (f), including lot identity, certificates of analysis, and proof
9 of lawful hemp sourcing, and shall provide product samples for
10 testing upon request by the department.

11 (d) Nothing in this section shall be construed to
12 authorize the manufacture, distribution, or use of cannabinoids,
13 including cannabidiol, in feed unless expressly permitted under
14 federal law for the intended species and use.

15 (e) Nothing in this section shall be construed to
16 authorize the use of cannabinoids in human food, beverages, or
17 cosmetics regulated pursuant to chapter 328.

18 (f) The department shall adopt rules pursuant to
19 chapter 91 to implement this section. The rules shall provide
20 for:

21 (1) Ingredient registration;



- 1 (2) Testing;
- 2 (3) Labeling;
- 3 (4) Recordkeeping;
- 4 (5) Inspection and sampling;
- 5 (6) Tolerances for tetrahydrocannabinol and contaminants;
- 6 (7) Good manufacturing practices; and
- 7 (8) Enforcement consistent with this chapter and
- 8 applicable Association of American Feed Control
- 9 Officials model regulations."

10 SECTION 3. Section 144-2, Hawaii Revised Statutes, is
 11 amended as follows:

12 1. By adding three new definitions to be appropriately
 13 inserted and to read:

14 "Hemp" has the same meaning as defined in title 7 United
 15 States Code section 1639o.

16 "Hemp-derived feed ingredient" means a substance derived
 17 from hemp that is manufactured and used for commercial feed in
 18 compliance with this chapter and rules adopted pursuant to this
 19 chapter. "Hemp-derived feed ingredient" includes hempseed,
 20 hempseed oil, hempseed meal, and hempseed cake. "Hemp-derived
 21 feed ingredient" does not include cannabinoids, including



1 cannabidiol, manufactured and used for commercial feed unless
2 and until expressly permitted for the intended species by the
3 United States Food and Drug Administration or defined in the
4 official publication of the Association of American Feed Control
5 Officials.

6 "Specialty pet" means any animal normally maintained in a
7 household, including but not limited to rodents, ornamental
8 birds, ornamental fish, reptiles and amphibians, ferrets,
9 hedgehogs, marsupials, and rabbits not raised for food or fur."

10 2. By amending the definition of "commercial feed" to
11 read:

12 ""Commercial feed" means all feed except:

13 (1) Whole seeds unmixed or physically altered entire
14 unmixed seeds, when not adulterated within the meaning
15 of section 144-6, that are distributed for use as feed
16 or for mixing in feed;

17 (2) Hay, straw, stover, silage, cobs, husks, and hulls
18 when:

19 (A) Unground; or

20 (B) Unmixed with other materials;

21 (3) Wet garbage;



1 (4) Individual chemical compounds when not mixed with
2 other materials; and

3 (5) Unmixed feeding cane molasses, unmixed pineapple pulp,
4 unmixed pineapple hay, and unmixed sugarcane hay[-];

5 provided that "commercial feed" includes feed containing or
6 mixed with hemp or hemp-derived feed ingredients for a pet,
7 specialty pet, or horse; provided further that "commercial feed"
8 shall include feed containing or mixed with hemp or hemp-derived
9 feed ingredients for livestock only upon approval of the
10 ingredient and permissible species by the United States Food and
11 Drug Administration or its definition in the official
12 publication of the Association of American Feed Control
13 Officials."

14 SECTION 4. No later than December 31, 2026, the department
15 of agriculture and biosecurity shall initiate rulemaking to
16 recognize any hemp-derived feed ingredient defined in the
17 official publication of the Association of American Feed Control
18 Officials.

19 SECTION 5. If any provision of this Act, or the
20 application thereof to any person or circumstance, is held
21 invalid, the invalidity does not affect other provisions or



1 applications of the Act that can be given effect without the
2 invalid provision or application, and to this end the provisions
3 of this Act are severable.

4 SECTION 6. Statutory material to be repealed is bracketed
5 and stricken. New statutory material is underscored.

6 SECTION 7. This Act shall take effect upon its approval.



Report Title:

DAB; Hemp; Hemp-Derived Feed Ingredient; Commercial Feed; Rules

Description:

Beginning 7/1/2026, authorizes the use of hemp-derived feed ingredients in certain commercial animal feeds. Authorizes the use of hemp and hemp-derived feed ingredients in commercial feed for livestock, contingent on approval by the federal government or Association of American Feed Control Officials. Requires the Department of Agriculture and Biosecurity to adopt rules. (SD1)

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