

2.32 lawsuits against the agency, and an official complaint by the
2.33 Canadian government; and
2.34 WHEREAS, the "interpretative rule" is based on an argument
2.35 that the original legislative intent of the 1970 Controlled
2.36 Substances Act was to control human consumption of all products
3.1 containing Schedule I substances, an argument that fails because
3.2 at the time this law was passed there was no knowledge of the
3.3 nutritional benefits of hemp foods, and this rule is only now
3.4 being reinterpreted after years of growth by the hemp food
3.5 products industry; and
3.6 WHEREAS, the DEA's "interpretative rule" discriminates
3.7 against the emerging hemp products market by not treating trace
3.8 amounts of THC with the same discretion granted to trace amounts
3.9 of opiates in poppy seeds and trace amounts of alcohol in orange
3.10 juice, and the agency has ignored the TestPledge standards
3.11 voluntarily developed by the hemp industry to responsibly
3.12 address all health, safety, and drug-testing issues with a wide
3.13 margin of safety; NOW, THEREFORE,
3.14 BE IT RESOLVED by the Legislature of the State of Minnesota
3.15 that it joins the National Conference of State Legislatures in
3.16 strongly urging the U.S. Department of Agriculture, the Drug
3.17 Enforcement Agency, and the Office of National Drug Control
3.18 Policy to collaboratively develop and adopt an official
3.19 definition of industrial hemp, as per those nations currently
3.20 producing hemp. The Legislature also strongly urges Congress to
3.21 amend United States Code, title 21, section 812, subsection (1),
3.22 and United States Code, title 21, section 841, to distinguish
3.23 between industrial hemp and marijuana varieties of cannabis as
3.24 they relate to production, possession, delivery, and intended
3.25 use.
3.26 BE IT FURTHER RESOLVED that the Legislature urges the
3.27 Department of Justice and the Drug Enforcement Agency to rescind
3.28 its "interpretative rule" introduced October 9, 2001, at Code of
3.29 Federal Regulations, title 21, part 1308, and to work
3.30 collaboratively with the hemp industry to formalize TestPledge
3.31 standards with government sanction.
3.32 BE IT FURTHER RESOLVED that the Secretary of State of the
3.33 State of Minnesota is directed to prepare copies of this
3.34 memorial and transmit them to the President of the United
3.35 States, the President and Secretary of the United States Senate,
3.36 the Speaker and Clerk of the United States House of
4.1 Representatives, the chairs of the Agriculture Committees of the
4.2 United States Senate and House of Representatives, the United
4.3 States Secretary of Agriculture, the Director of the Drug
4.4 Enforcement Administration, the Director of the Office of
4.5 National Drug Control Policy, and Minnesota's Senators and
4.6 Representatives in Congress.

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