SOUTH DAKOTA DEPARTMENT OF AGRICULTURE

AGRICULTURAL SERVICES DIVISION
523 East Capitol Avenue
Pierre, SD 57501
Phone: 605.773.4432 Fax: 605.773.3481
sdda.sd.gov

INDUSTRIAL HEMP LICENSE AMENDMENT

Please Indicate: Grower ☐ Processor ☐ Both ☐

Section 1: Individual Applicant Information Amendment
(Only complete this section if there was a name change. Business entities proceed to section 2.)

Name _____ DOB _____
Last First Mi

Home Address _____
Street City State Zip

Mailing Address _____
Street City State Zip

Phone Number _____ Alternate Number _____

Email Address _____ SD Industrial Hemp License # _____

Section 2: Business Applicant Information Amendment
Only complete this section if you are a business entity.
Additional Key Participants please proceed to section 2a.

Business Name _____

Contact Name _____ DOB _____
Last First Mi

Street Address _____
Street City Zip

Mailing Address _____
Street City State Zip

Phone Number _____ Alternate Number _____

Email Address _____ SD Industrial Hemp License # _____

Type of Business: Corporation ☐ LLC ☐ Partnership ☐ Other _____ ☐

EIN # _____

38-35-1. INDUSTRIAL HEMP DEFINED

For the purposes of this chapter, industrial hemp or hemp, is the plant Cannabis sativa L. and any part of that plant, including the seeds thereof and all derivatives, extracts, cannabinoids, isomers, acids, salts, and salts of isomers, whether growing or not, with a delta-9 tetrahydrocannabinol concentration of not more than three-tenths of one percent on a dry weight basis.

Section 2a: Key Participants Amendment

Definition of Key Participants: A sole proprietor, a partner in a partnership, or a person with executive managerial control in a corporation or limited liability company.

Please list Key Participants Authorized to act on behalf of the business entity.

Initial Name _____ Title _____
Last First Mi

New Name _____ Title _____
Last First Mi

Initial Name _____ Title _____
Last First Mi

New Name _____ Title _____
Last First Mi

Initial Name _____ Title _____
Last First Mi

New Name _____ Title _____
Last First Mi

Initial Name _____ Title _____
Last First Mi

New Name _____ Title _____
Last First Mi

Section 3a: Licensed Growing Area(s) Amendment

Growing areas can be added or amended in this application. Please make additional copies of this page as necessary. Please name and number each licensed area Lot to be amended. GPS coordinates must be included and obtained from the approximate center of each licensed area Lot. Each field is considered a licensed area Lot. An aerial map indicating the outer boundaries of each licensed area lot must be also be included.

ORIGINAL AREA LOT

Licensed Area Lot _____ Field Name _____

Legal Description _____
Section Township Range

GPS Latitude _____ GPS Longitude _____

Licensed Lot Size _____ Planned Acreage _____

Ownership Owned ☐ Leased ☐ If leased, please complete page 5 for each leased field

Planned harvest use *(optional)* Seed/Grain ☐ CBD ☐ Floral ☐ Fiber ☐ Other _____ ☐

AMENDED AREA LOT

Licensed Area Lot _____ Field Name _____

Legal Description _____
Section Township Range

GPS Latitude _____ GPS Longitude _____

Licensed Lot Size _____ Planned Acreage _____

Ownership Owned ☐ Leased ☐ If leased, please complete page 5 for each leased field

Planned harvest use *(optional)* Seed/Grain ☐ CBD ☐ Floral ☐ Fiber ☐ Other _____ ☐

Section 3b: Licensed Processing Area(s) Amendment

Processing areas can be added or amended in this application. Please make additional copies of this page as necessary. Please name and number each processing area to be amended. GPS coordinates must be included and obtained from the approximate center of each licensed processing area. Each building is considered a licensed processing area. An aerial map indicating the outer boundaries of each licensed processing area must be also be included.

ORIGINAL LICENSED PROCESSING AREA

Licensed Area Lot _____ Building Name _____

Legal Description _____
Section Township Range

GPS Latitude _____ GPS Longitude _____

Processing Area _____ Sq/ft or acreage _____

Ownership Owned ☐ Leased ☐

AMENDED LICENSED PROCESSING AREA

Licensed Area Lot _____ Building Name _____

Legal Description _____
Section Township Range

GPS Latitude _____ GPS Longitude _____

Processing Area _____ Sq/ft or acreage _____

Ownership Owned ☐ Leased ☐

Section 4: Landowner Agreement Amendment

This Section is to be completed if you are leasing the licensed area from another real property owner. Please make additional copies of this form as necessary.

I, _____(print name), the undersigned, am the lawful owner of real property located the referenced licensed area number_____ in Section 3 of this application, and I hereby consent to the use of such property for the purpose of growing/processing of industrial hemp consistent with and for all purposes allowed under federal law, South Dakota law, and the rules of the South Dakota Department of Agriculture (SDDA). I produce/process on said property.

1. Any information obtained by the SDDA witih respect to this application and the production/ processing industrial hemp on my property may be disclosed to the public and/or provided to law enforcement agencies without further notice to me or my representative(s).
2. I agree to allow any inspection or sampling of my property at the referenced licensed area number ____ in Section 3 of this application that SDDA deems necessary relative to this application for a hemp growing/processsing license.
3. I agree to allow SDDA to use any right of way or another entry point to access the field for inspection.

Landowner's Signature _____ Date_____

Landowners Contact Information: (Please print)

Name_____
Last First Mi

Phone Number _____ Alternate Number _____

Email Address_____

SECTION 5: AKNOWLEDGEMENT

Please affirm the applications agreement to the following terms and conditions for a hemp license.

I, _____(print name), have the legal authority to bind the applicant to the terms and conditions of this application for a industrial hemp license, hereby aknowledge those regulations governing the production and processing of hemp under federal law, South Dakota law, and the rules of the SDDA. I further aknowledge, understand and agree to each of the following terms and conditions of a license from SDDA to produce and/or process industrial hemp.

1. Any information provided to the SDDA may be publicly disclosed in accordance with the South Dakota open records law SDCL 1-27 and may be provided to law enforcement agencies without further notice to the license applicant or licensee. License and harvest information will also be shared with the appropriate sections of the United States Department of Agriculture or other federal agencies.
2. I agree to allow any inspection or sampling that SDDA seems necessary pursuant to South Dakota law during reasonable business hours.
3. In accordance with South Dakota law, I agree to pay all fees for inspection, sampling, and analysis.
4. I agree to submit all reports or records requested by SDDA pertaining to this license application, hemp production, and hemp processing by the applicable due dates specified by SDDA.
5. I agree to produce or process hemp only in a licensed area.
6. I affirm that I have not been convicted of or pled nolo contendere to a controlled substance felony or misdemeanor within the past 10 years.
7. If the applicant is a business entity, I affirm that no key participant of the applicant has been convicted of or pled nolo contendere to a controlled substance felony or misdemeanor within the past 10 years.
8. I affirm that all documents and information in support of this application for a industrial help license are correct and complete.
9. I affirm that I have read and understand South Dakota Industrial Hemp Law SDCL 38-35 available at: **https://sdlegislature.gov**

Applicant Name (please print) _____ Date _____

Applicant Signature_____

OFFICE USE ONLY

Initial Application Date Rec'd

Amendment Process Date_____