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 APPLICATION

Please Indicate: Grower ☐ Processor ☐ Both ☐

Section 1: Individual Application Information

(Only complete this section if you are an individual applying. 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 _____

Section 2: Business Application Information

(Only complete this section if you are a business entity. Individuals complete section 1. Additional Key Participants 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 _____

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

EIN # _____

PLEASE ATTACH SOUTH DAKOTA SECRETARY OF STATE CERTIFICATE OF GOOD STANDING

HEMP LICENSE APPLICATION
(Continued)

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

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.

Name _____ Title _____
Last First Mi

Name _____ Title _____
Last First Mi

Name _____ Title _____
Last First Mi

Name _____ Title _____
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Name _____ Title _____
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Name _____ Title _____
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Name _____ Title _____
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Name _____ Title _____
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Name _____ Title _____
Last First Mi

HEMP LICENSE APPLICATION
(Continued)

Section 3a: Licensed Growing Area(s)

Multiple production areas can be attached to a single application. Please make additional copies of this page as necessary. Please name and number each licensed area lot. GPS coordinates must be included and obtained from the approximate center of each licensed area lot. Each field is considered a licensed 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 _____ ☐

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 _____ ☐

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 _____ ☐

HEMP LICENSE APPLICATION
(Continued)

Section 3b: Licensed Processing Area(s)

Multiple production areas can be attached to a single application. Please make additional copies of this page as necessary. Please name and number each licensed area lot. GPS coordinates must be included and obtained from the approximate center of each licnsed 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.

Licensed Area Lot _____ Building Name _____

Legal Description _____
Section Township Range

GPS Latitude _____ GPS Longitude _____

Processing Area _____ (sq/ft or acreage)

Ownership Owned ☐ Leased ☐ (If area is leased, please fill out section 4: landowner agreement.)

Licensed Area Lot _____ Building Name _____

Legal Description _____
Section Township Range

GPS Latitude _____ GPS Longitude _____

Processing Area _____ (sq/ft or acreage)

Ownership Owned ☐ Leased ☐ (If area is leased, please fill out section 4: landowner agreement.)

Licensed Area Lot _____ Building Name _____

Legal Description _____
Section Township Range

GPS Latitude _____ GPS Longitude _____

Processing Area _____ (sq/ft or acreage)

Ownership Owned ☐ Leased ☐ (If area is leased, please fill out section 4: landowner agreement.)

HEMP LICENSE APPLICATION
(Continued)

Section 4: Landowner Agreement

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.

The landowner of any non-owned licensed area used for production/processing of industrial hemp or hemp products MUST consent for the area to be used for industrial hemp production/processing.

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 production/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 production/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 _____

HEMP LICENSE APPLICATION
(Continued)

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

Background check: ☐ Approved ☐ Denied

Date Application Rec'd _____ License #_____ Processed Date _____

Check #_____ Amount $_____ Application Fee: $50.00 ☐

Check #_____ Amount $_____ Grower License Fee: $500.00 ☐

Processor License Fee: $2,000.00 ☐