



**Florida Department of Agriculture and Consumer Services
Division of Agricultural Environmental Services**

HEMP AND ANIMAL FEED FAQ



HEMP AND ANIMAL FEED FAQ

1. What is Hemp?

Pursuant to s. 581.217, Florida Statutes (F.S.), Hemp is defined as 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 thereof, whether growing or not, that has a total delta-9 tetrahydrocannabinol (THC) concentration that does not exceed 0.3 % on a dry weight basis. To view the statute in its entirety, please visit the [Florida Statutes Website](#).

2. What is Hemp Extract?

According to paragraph 581.217(3)(e), F.S. The term “Hemp extract” means a substance or compound intended for ingestion that is derived from or contains hemp and that DOES NOT contain other controlled substances.

3. What type of animal products can consist of or contain Hemp extract, and how much delta-9-tetrahydrocannabinol THC can be present?

Pursuant to 5E-3.004(7), F.A.C., only pet food, pet treats, specialty pet food and specialty pet treat products can consist of or contain hemp extract. Those products cannot contain more than 0.3% total delta-9-tetrahydrocannabinol (THC) concentration on a dry weight basis.

4. What is “Pet Food/Treats” and “Specialty Pet Food/Treats”?

- Paragraph 5E-3.003(1)(n), F.A.C. The term “pet food” means any commercial feed prepared and distributed for consumption by dogs or cats.
- Paragraph 5E-3.003(1)(o), F.A.C. The term “pet treats” means any treat as defined in paragraph 5E-3.003(1)(i), F.A.C., prepared and distributed for consumption by dogs or cats.
- Paragraph 5E-3.003(1)(i), F.A.C. The term “treats” includes products identified as Snacks, Chews, Biscuits, Cookies, or Bones that are intended for intermittent or supplemental feeding only and which are not intended or represented to serve as the primary source of nutrients in an animal diet.
- Paragraph 5E-3.003(1)(p), F.A.C. The term “specialty pet” means any animal normally maintained in a household, including rodents, ornamental birds, ornamental fish, reptiles and amphibians, ferrets, hedgehogs, marsupials, and rabbits not raised for food or fur.
- Paragraph 5E-3.003(1)(q), F.A.C. The term “specialty pet food” means any commercial feed prepared and distributed for consumption by specialty pets.
- Paragraph 5E-3.003(1)(r), F.A.C. The term “specialty pet treats” means any treat as defined in paragraph 5E-3.003(1)(i), F.A.C., prepared and distributed for consumption by specialty pets.



HEMP AND ANIMAL FEED FAQ

5. Can a pet food, pet treat, specialty pet food or specialty pet treat be a drug as defined in s. 580.031(9), F.S.?

No, pursuant to 5E-3.004, F.A.C., pet food, pet treats, specialty pet food and specialty pet treat containing hemp extract cannot be a drug.

6. Does my pet food, pet treat, specialty pet food or specialty pet treat product which consists of or contains hemp extract require specific labeling requirements?

Yes, Section 580.051 F.S. requires that any commercial feed distributed in the State, must be accompanied by a legible label bearing all the information below:

1. Name and principal address of the company
2. Brand name and product name (if any)
3. Guaranteed Analysis (minimum percentage of crude protein, minimum percentage of crude fat, and maximum percentage of crude fiber)
4. List of ingredients in descending order by their predominance of weight in formulation
5. Net weight or quantity



In addition to the labeling requirements specified in Section 580.051 F.S., pet food, pet treats, specialty pet food and specialty pet treats that consist of or contain hemp extract must comply with following requirements in Section 581.217(7), F.S, and Rule Chapter 5E-3.005, F.A.C. See [Animal Feed Hemp Labeling Checklist](#).

HEMP AND ANIMAL FEED FAQ

7. If I sell pet food, pet treats, specialty pet food and specialty pet treat product which consists of or contains hemp extract am I required to have a feed master registration?

Only distributors of these products must have a Feed Master Registration. Distributor means any person who distributes commercial feed or feedstuff. It does not include persons who sell brand name feed at retail on behalf of a registrant who manufactures such feed. To apply please visit the [Feed Licensing and Regulatory Website](#).

8. If my company has no sales, do I still report Tonnage?

Yes, pursuant to 5E-3.020(2), F.A.C., if a Distributor does not sell any feed during a reporting period, a “zero” report shall be made.

9. When do I report Tonnage?

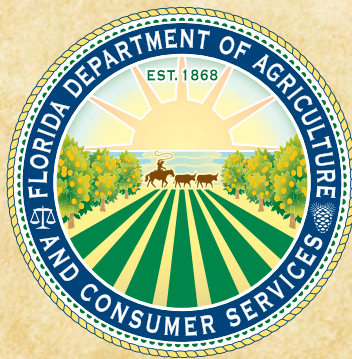
In accordance with Section 580.041(1)(c)3., F.S., each Distributor of commercial feed shall report to the Department the number of tons of feed distributed in Florida within thirty (30) days after the end of each of the following quarterly reporting periods:

Quarter	Reporting Period	Reporting Date
1st Quarter	July 1 st -September 30 th	October 30 th
2nd Quarter	October 1 st – December 31 st	January 30 th
3rd Quarter	January 1 st – March 31 st	April 30 th
4th Quarter	April 1 st – June 30 th	July 30 th

10. How do I report tonnage?

Pursuant to 5E-3.020(3)(a), F.A.C., distributors shall report the quarterly tonnage distribution required by 5E-3.020(1), F.A.C., using the following method: Through the Department’s Feed, Seed, and Fertilizer Regulatory Website which can be located online at <http://lms.flaes.org/HomeNew.aspx>.





Questions about Hemp?

For additional information, visit our website:
[FDACS.gov/Cannabis/Hemp-CBD-in-Florida](https://fdacs.gov/Cannabis/Hemp-CBD-in-Florida)

