

Hemp in the Energy-Efficiency Program

The 2018 Farm Bill removed hemp from the controlled substances list and retained USDA regulation of hemp production. USDA issued an interim rule governing production of industrial hemp on October 29, 2019. This rule requires states and tribal entities to submit a plan for USDA approval prior to implementation. Based on this change in the rules governing hemp, BPA will no longer exclude hemp and hemp associated load from our energy-efficiency program in states where such activities have received USDA approval.

As of January 1, 2022, all states within the BPA service territory have USDA-approval for hemp production. Find a list of USDA-approved state plans [here](#).

BPA will take no proactive steps to ensure individual program participants are compliant with USDA regulations, nor will we proactively seek to ensure that program participants are compliant with other state and federal regulations governing the sale or manufacture of hemp derivatives. This allowance includes all hemp cultivation, processing, manufacture, and marketing of hemp and hemp-derived products (inclusive of hemp-derived products containing CBD).

Eligibility for a project is based on the date USDA approved a state's plan. Projects with completion dates on or after the USDA plan approval will be accepted.

State Hemp Plan USDA-Approval Dates

California	March 22, 2021
Idaho	November 1, 2021
Montana	January 1, 2022
Nevada	May 28, 2021
Oregon	January 1, 2022
Utah	November 11, 2020
Washington	November 19, 2019
Wyoming	February 20, 2020

Questions? Please contact your energy efficiency representative.

