**Hemp in the Energy-Efficiency Program (Updated to reflect Idaho)**

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.

Currently, USDA approval for hemp production was granted to the states of Washington (Nov. 19, 2019) and Montana (Jan. 9, 2020). Oregon is in the process of seeking approval. Idaho is not currently seeking approval for hemp production. In states that have USDA approval for hemp production, 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), and will begin for projects completed on or after the date of USDA approval in each state.

**Questions?** Please contact your energy efficiency representative.