

## HAWAII DEPARTMENT OF HEALTH - HEMP PROCESSOR PERMIT

*The following hemp processing operations require a permit and compliance with interim rules 11-37, HAR*

| A                                                                                | B                                                                                                                                         | C                                                                                 | D                                                                                  | E                                                                                              |
|----------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------|------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------|
|  |                                                          |  |  |             |
| Processing hemp biomass to make MHP.                                             | Processing hemp biomass into crude extract.<br><i>Sale restricted to permitted hemp processor only. Not allowed for sale to consumer.</i> | Using crude extract to make MHP.                                                  | Using MHP as an ingredient to make another MHP.                                    | All packaging and labeling activities.<br><i>Repackaging/relabeling MHP, bulk MHP or crude</i> |
|  |                                                          |  |  |             |

**Crude Extract** = initial cannabinoid containing extraction from hemp biomass that is not fit for use or consumption. Further processing required to create cannabinoid containing MHP.

**Hemp Biomass** = floral and leaf plant material.

**Manufactured Hemp Product (MHP)** = cannabinoid containing product used topically or taken orally in a form allowed in interim rules.

**Processing** = using hemp biomass to make crude extract or a compliant MHP. Includes using compliant MHP to make another MHP and any packaging, repackaging, labeling and relabeling activities.

### Applicant requirements:

#### 1. Complete application and return with permit fee and supporting documentation:

- Valid USDA license to grow hemp or consent to background check establishing proof of no disqualifying felony conviction.
- Indoor facility and planned processing operations (e.g., extraction methods) comply with local zoning, building and fire codes.
- Or, processing operations (e.g., extraction methods) do not include use of heat, volatile compounds or gases under pressure and operations occur in enclosed indoor facility that is:
  - Exempt from building permit and building code requirements pursuant to section [46-88, HRS](#).
  - Or, occurs in a food hub or agricultural park.

**NOTE:** Applicants sharing a facility, like a food hub or commercial kitchen, with a business permitted by [Food Safety Branch \(FSB\)](#) should consult with permit owner and FSB to ensure hemp processing operations can occur in same shared space.

#### 2. Indoor processing facility criteria:

- Facility used to process hemp biomass, as described in pathway “A” or “B” above, must be at least 500 ft. from playgrounds, schools, state parks, state recreation areas, residential neighborhoods, hospitals, or daycare facilities. This requirement does NOT apply to applicants that limit their processing operations to those described in pathway “C”, “D” or “E”.
- Applicant must provide description how their processing facility will comply with relevant sections of Ch. 11-37, HAR, with respect to facility design and construction (e.g., easily cleanable materials), ventilation control, source water for cleaning and sanitation operations, facility plumbing to carry water to required locations and to convey sewage and liquid waste away from facility, access to plumbed hand wash sinks and toilets with water under pressure, etc.

**NOTE:** Please consult DOH - [Environmental Management Division](#) and [Environmental Health Services Division](#) to ensure your planned hemp processing operations comply with the laws and rules they administer. If your process uses solvents or other hazardous materials, please contact the DOH’s Hazardous Waste Program (808-586-4226) for information on waste management regulations.

Access to: [Hemp Processor Permit application; Law – 328G, HRS and Interim Rules – 11-37, HAR](#) Email: [doh.hemp@doh.hawaii.gov](mailto:doh.hemp@doh.hawaii.gov)