

**State of California
Office of Administrative Law**

In re:
Bureau of Cannabis Control

Regulatory Action:

Title 16, California Code of Regulations

Adopt sections: 5000, 5001, 5002, 5003,
5004, 5005, 5006, 5007,
5008, 5009, 5010, 5011,
5012, 5013, 5014, 5015,
5016, 5017, 5018, 5019,
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5048, 5049, 5050, 5051,
5052, 5053, 5054, 5055,
5300, 5301, 5302, 5303,
5304, 5305, 5306, 5307,
5308, 5309, 5310, 5311,
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5424, 5425, 5426, 5500,
5501, 5502, 5503, 5504,
5505, 5506, 5600, 5601,
5602, 5603, 5700, 5701,
5702, 5703, 5704, 5705,
5706, 5707, 5708, 5709,
5710, 5711, 5712, 5713,
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5730, 5731, 5732, 5733,
5734, 5735, 5736, 5737,
5738, 5739, 5800, 5801,
5802, 5803, 5804, 5805,
5806, 5807, 5808, 5809,
5810, 5811, 5812, 5813,
5814

**NOTICE OF APPROVAL OF EMERGENCY
REGULATORY ACTION**

**Government Code Sections 11346.1 and
11349.6**

OAL Matter Number: 2017-1127-05

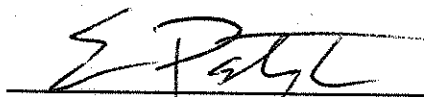
OAL Matter Type: Emergency (E)

In this emergency rulemaking action, the Bureau of Cannabis Control proposes to adopt regulations in the California Code of Regulations to implement, interpret, and make specific the Medicinal and Adult-Use Cannabis Regulation and Safety Act (MAUCRSA), found in Business & Professions Code, section 26000 et seq. These regulations provide licensing and enforcement criteria for commercial cannabis businesses in California, including distributors, retailers, microbusinesses, temporary cannabis events, and testing laboratories. These regulations inform applicants for licensure of the applicable meaning of key statutory terms, identify the documents and supplemental information required in an application, and provide specific clarification of terms, prohibitions, and conditions for compliance with MAUCRSA. This is a deemed emergency action pursuant to section 26013, subdivision (b)(3), of the Business & Professions Code.

OAL approves this emergency regulatory action pursuant to sections 11346.1 and 11349.6 of the Government Code.

This emergency regulatory action is effective on 12/7/2017 and will expire on 6/6/2018. The Certificate of Compliance for this action is due no later than 6/5/2018.

Date: December 7, 2017


Eric Partington
Senior Attorney

For: Debra M. Cornez
Director

Original: Lori Ajax, Bureau Chief

Copy: Tamara Colson
C.J. Croyts-Schooley

NOTICE PUBLICATION REGULATIONS SUBMISSION

(See instructions on reverse)

For use by Secretary of State only

EMERGENCY

STD. 400 (REV. 01-2013)

| | | | |
|------------------|---------------------------------|--------------------------|--|
| OAL FILE NUMBERS | NOTICE FILE NUMBER Z- | REGULATORY ACTION NUMBER | EMERGENCY NUMBER 2017-1127-05E |
|------------------|---------------------------------|--------------------------|--|

ENDORSED - FILED
in the office of the Secretary of State
of the State of California

DEC 07 2017
3:45 P.M.

For use by Office of Administrative Law (OAL) only

2017 NOV 27 P 5:00

OFFICE OF
ADMINISTRATIVE LAW

| | |
|--------|-------------|
| NOTICE | REGULATIONS |
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AGENCY WITH RULEMAKING AUTHORITY
Department of Consumer Affairs - Bureau of Cannabis Control

AGENCY FILE NUMBER (if any)

A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

| | | | | |
|---|--|--------------------------|------------------------|-------------------------------|
| 1. SUBJECT OF NOTICE | | TITLE(S) | FIRST SECTION AFFECTED | 2. REQUESTED PUBLICATION DATE |
| 3. NOTICE TYPE <input type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other | | 4. AGENCY CONTACT PERSON | TELEPHONE NUMBER | FAX NUMBER (Optional) |
| OAL USE ONLY | ACTION ON PROPOSED NOTICE <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn | | NOTICE REGISTER NUMBER | PUBLICATION DATE |

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

| | |
|--|--|
| 1a. SUBJECT OF REGULATION(S) Commercial Cannabis Regulation | 1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S) |
|--|--|

2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)

| | |
|---|-----------------------|
| SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.) | ADOPT See attached |
| | AMEND |
| | REPEAL |

TITLE(S)
16

3. TYPE OF FILING

| | | | |
|---|---|--|---|
| <input type="checkbox"/> Regular Rulemaking (Gov. Code §11346) | <input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute. | <input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h)) | <input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100) |
| <input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4) | <input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1) | <input type="checkbox"/> File & Print | <input type="checkbox"/> Print Only |
| <input checked="" type="checkbox"/> Emergency (Gov. Code, §11346.1(b)) | | <input checked="" type="checkbox"/> Other (Specify) <u>pursuant to BPC 26013</u> | |

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1) per agency request

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)

| | | | |
|---|---|---|--|
| <input type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a)) | <input checked="" type="checkbox"/> Effective on filing with Secretary of State | <input type="checkbox"/> §100 Changes Without Regulatory Effect | <input type="checkbox"/> Effective other (Specify) |
|---|---|---|--|

6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY

| | | |
|--|--|---|
| <input type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660) | <input type="checkbox"/> Fair Political Practices Commission | <input type="checkbox"/> State Fire Marshal |
| <input checked="" type="checkbox"/> Other (Specify) <u>Dean R. Gráfico, Director, Department of Consumer Affairs</u> | | |

7. CONTACT PERSON

| | | | |
|--------------------|------------------------------------|---|---|
| CJ Croyts-Schooley | TELEPHONE NUMBER (916) 574-8102 | FAX NUMBER (Optional) (916) 574-8676 | E-MAIL ADDRESS (Optional) C.J.Croyts-Schooley@dca.ca.gov |
|--------------------|------------------------------------|---|---|

8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

| | |
|--|------------------|
| SIGNATURE OF AGENCY HEAD OR DESIGNEE | DATE 11/20/17 |
| TYPED NAME AND TITLE OF SIGNATORY Lori Ajax, Bureau Chief, Bureau of Cannabis Control | |

For use by Office of Administrative Law (OAL) only

ENDORSED APPROVED

DEC 07 2017

Office of Administrative Law

SECTION(S) AFFECTED:

Adopt

Cal. Code Regs., Tit. 16, §§ 5000, 5001, 5002, 5003, 5004, 5005, 5006, 5007, 5008, 5009, 5010, 5011, 5012, 5013, 5014, 5015, 5016, 5017, 5018, 5019, 5020, 5021, 5022, 5023, 5024, 5025, 5026, 5027, 5028, 5029, 5030, 5031, 5032, 5033, 5034, 5035, 5036, 5037, 5038, 5039, 5040, 5041, 5042, 5043, 5044, 5045, 5046, 5047, 5048, 5049, 5050, 5051, 5052, 5053, 5054, 5055, 5300, 5301, 5302, 5303, 5304, 5305, 5306, 5307, 5308, 5309, 5310, 5311, 5312, 5313, 5314, 5315, 5400, 5401, 5402, 5403, 5404, 5405, 5406, 5407, 5408, 5409, 5410, 5411, 5412, 5413, 5414, 5415, 5416, 5417, 5418, 5419, 5420, 5421, 5422, 5423, 5424, 5425, 5426, 5500, 5501, 5502, 5503, 5504, 5505, 5506, 5600, 5601, 5602, 5603, 5700, 5701, 5702, 5703, 5704, 5705, 5706, 5707, 5708, 5709, 5710, 5711, 5712, 5713, 5714, 5715, 5716, 5717, 5718, 5719, 5720, 5721, 5722, 5723, 5724, 5725, 5726, 5727, 5728, 5729, 5730, 5731, 5732, 5733, 5734, 5735, 5736, 5737, 5738, 5739, 5800, 5801, 5802, 5803, 5804, 5805, 5806, 5807, 5808, 5809, 5810, 5811, 5812, 5813, and 5814