

BUREAU OF MEDICAL CANNABIS REGULATION

PRE-REGULATORY MEETING

DISTRIBUTOR REQUIREMENTS—MEETING SUMMARY

FRESNO

September 27, 2016

Topic 1: Ensuring Quality of Product

BMCR Thoughts: Require all distributors to abide by the following storage conditions for all medical cannabis and medical cannabis products:

- 1. Dried Flower: Humidity 60-65%, dark area out of direct sunlight;**
- 2. Concentrates and infused products: Refrigerated less than or equal to 4 degrees Celsius, dark area out of direct sunlight, well-ventilated area;**
- 3. Edibles: Refrigerated at 4 degrees Celsius; and**
- 4. All products: Sealed bags, dark containers, locked up.**

COMMENTS:

- Establish a timeframe a distributor may hold on to product. Although this could be in a service contract, it's hard for the littler guys to challenge large companies in court.
- Make it 50% or less humidity for long-term storage. 60% is too high. [Multiple commenters]
- Requiring refrigeration is a huge barrier to entry into the distributor business.
- Wax melts and needs to be kept cool.
- Keep all concentrates in amber-colored containers out of the light.
- Use green lights in storage area (doesn't cause light damage); no incandescent lighting.
- Manufacturer recommendation regarding storage, not regulation.
- The main problem is contract enforcement. Regs needed.
- 50° F okay and will save lots of money compared with 39° F (4° C).

QUESTIONS:

- Who is writing the packing and labeling regulations?
- Do clones, seeds, etc., meant for sale in a dispensary have to go through a distributor?
- Can distributor do marketing and other pushing of the product?
- Can a distributor and lab share the same property?

MAIN THEMES:

- Storage conditions should/shouldn't be in regulation.

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Topic 2: Repurposing of Medical Cannabis

BMCR Thoughts: Allow processing of medical cannabis flower if contamination levels are below limits set by BMCR. Limits will be set using scientific studies and will ensure safety of any medical cannabis product for human use. Any product found with contamination levels higher than those limits set by BMCR will require destruction.

COMMENTS:

- Powdery mildew is the biggest problem.
- Don't allow cultivator to store failed flower. Distributor will have to arrange for it to go to manufacturer for repurposing.
- Depends on what the contamination is.

MAIN THEMES:

- Allow for retesting, repurposing and remediation.

Topic 3: Labeling

BMCR Thoughts: Allow for labeling to occur as follows:

1. At cultivator's or manufacturer's premises prior to medical cannabis and medical cannabis products being sent to distributor;
2. By distributor at the distributor's premises; or
3. By a third party at the distributor's premises.

COMMENTS:

- Additional label regarding potency after testing.
- Third-party labeling and packaging should be allowed at the distributor's premises.
- Cultivator or manufacturer acting as transporter may not pick up their own product to take to dispensary.

Topic 4: Sample Collection for Testing Purposes

BMCR Thoughts: All sample collection for testing purposes shall be done by an agent of a licensed testing laboratory, under the surveillance of a distributor; sample collection shall be performed under video surveillance. All sample collection shall occur under one of the following conditions:

1. A testing lab agent comes to the distributor's licensed premises to select a random sample for laboratory testing; or
2. The distributor transports all medical cannabis and medical cannabis products from one testing batch to the laboratory and a testing lab agent selects a random sample.

COMMENTS:

- No comments.

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