



Marijuana Regulatory Agency

Regulating Medical and Adult Use Facilities

MRA Enforcement Division

Enforcement Section

2019

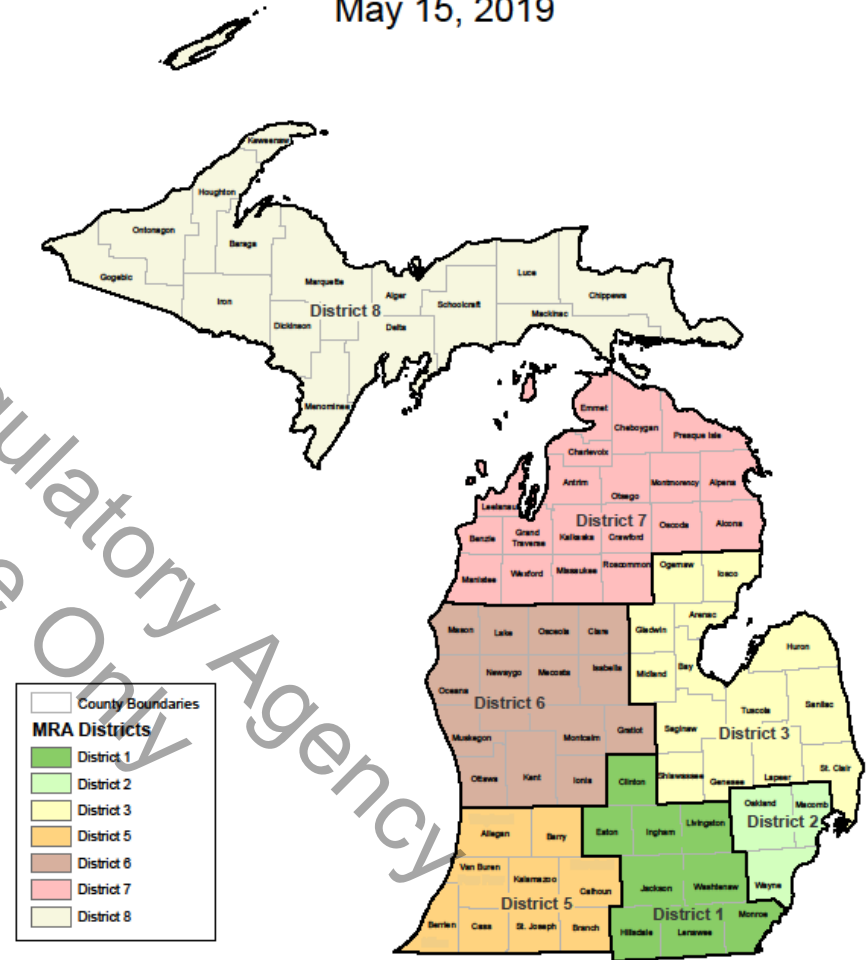
MRA Enforcement Section

Regulation Officers conduct inspections throughout the state.

Your inspection might be just around the corner, or it may be 8 hours away.

The average inspection takes over 2 hours

MRA Districts
May 15, 2019





MRA Enforcement Section

Most common inspection related issues impacting the licensing process:

- **Rule Familiarity**
- **Applicant Expectations**
- **Certificate of Occupancy**
- **Company Documents**
- **Co-located Establishments**
- **Rule 35**
- **METRC**
- **Criminal Activity Notification**
- **Advertising**
- **Trade Samples**

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Rule Familiarity

Applicants should be thoroughly familiar with MRTMA and the Emergency Rules:

- **Learn and apply the rules prior to inspection.**
 - **Make sure someone involved in the preparation and inspection process knows the rules intimately.**
 - **Medical Marijuana Technical Bulletins currently available at www.michigan.gov/MRA; specific adult-use establishment bulletins coming soon for each type facility/establishment directly address inspection requirements.**



Applicant Expectations

- **Pre-licensure inspections are scheduled by the assigned Regulation Officer**
- **Regulation Officers have two workdays after receiving the inspection request to contact the applicant and schedule the inspection**
- **Note that there are several hours of pre-work with the file/inspection documents prior to the physical site inspection**



Certificate of Occupancy

- **Rule 12(5)(a) Rule 12. Prelicensure investigation; proposed marihuana establishment inspection.**
 - **(5) An applicant shall submit proof to the agency of both of the following:**
 - **(a) A certificate of use and occupancy as required pursuant to section 13 of the Stille- DeRossett-Hale single state construction code act, 1972 PA 230, MCL 125.1513, and these**



Company Documents

- **Vital company documents need to be maintained onsite.**
 - **Proof of Insurance for liability with the amount of coverage**
 - **Employee records and criminal histories**
 - **Employee training**
 - **Waste management plans**
 - **Policies and procedures related to regulated aspects of the establishment (Rule 18, Rule 56).**
 - **...and yes, the C of O.**
- **Documents may be hardcopy or electronic. They simply must be accessible at the time of inspection.**



Co-location

- **R30(2)(a): A licensee shall comply with all of the following:**
 - (a) Except as provided in Rule 31 and Rule 32, marihuana establishments shall be partitioned from any other marihuana establishment, activity, business, or dwelling.
- **R31(1): A licensee that has any combination of state licenses may operate separate marihuana establishments at the same location.**
- **R32(1): A person that holds equivalent licenses with common ownership under the act and MMFLA may operate those equivalent licenses at the same location.**



Co-location

- **What is an acceptable partition?**
 - **A floor to ceiling wall with no openings.**
 - **A floor to ceiling wall with a series of doors arranged and controlled to ensure no direct access between spaces on either side of the wall.**
 - **An example being an access-controlled man trap or air lock.**

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Rule 35

- **Rule 35 deals with establishment security and surveillance.**
- **Rule 35 covers the bulk of the pre-licensure inspection, and deals with:**
 - **Commercial grade door locks**
 - **Picture print capabilities**
 - **Surveillance and Security system**
 - **Required logs**



METRC

- **METRC is the program for the statewide monitoring system. All licensed establishments are required to work with METRC.**
 - Take the “New Business” training through METRC once the application has passed “Step 1”.
www.metrc.com/michigan
 - METRC related questions should first go to METRC, then to MRA-Compliance@Michigan.gov



Criminal Activity Notification

- **R17(1):** Notifications of diversion, theft, loss, or criminal activity pertaining to marihuana product.
 - (1) Applicants and licensees shall notify the agency and local law enforcement authorities within 24 hours of becoming aware of or should have been aware of the theft or loss of any marihuana product or criminal activity at the marihuana establishment.
 - MRA-enforcement@Michigan.gov (517-284-8597)
 - MSP-MTI@Michigan.gov (517-284-3388)
 - Local Law Enforcement



Marketing and Advertising Restrictions

- **Rule 52.**
 - Be familiar with R52.
 - No advertising that is deceptive, false, or misleading.
 - Marijuana product must not be marketed or advertised to individuals under 21 years of age
 - Follow R52, your local ordinances, and applicable state laws.

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Trade Samples

- **Rule 53**
 - **R53 is exclusive to Adult Use Marijuana. It is the only way trade samples can occur in the industry.**
 - **There are specific amounts**

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Conclusion

The inspection process is straightforward, but thorough. Please limit participants to only those necessary to complete the inspection. An audience slows the process and creates confusion that could result in a non-compliant inspection.

Applicants should be familiar with the rules and should perform a pre-inspection check using the appropriate technical bulletin.

The state rule requirements are the minimum acceptable standard. Applicants are encouraged to exceed these rules whenever possible.



MRA Enforcement Section Role

Questions?

Contact the Enforcement Section

Phone: 517-284-8597

MRA-Enforcement@michigan.gov