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# Memorandum

## VIA E-MAIL

**DATE:** April 1, 2020

**TO:** Senator Peter Lucido, Chairperson, JCAR  
Representative Matt Maddock, Alternate Chairperson, JCAR  
Evan Keimach, Senate Majority Policy Office  
Jimmy Biehl, House Republican Policy Office  
Tim Reeves, Counsel, JCAR  
Elizabeth Edberg, Counsel, JCAR

**FROM:** Marlon I. Brown, Director of Policy and Legislative Affairs *MB*

**SUBJECT:** Joint Committee on Administrative Rules (JCAR) Briefing Memo for Rule Set 2019-70 LR Marihuana Sampling and Testing

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## Rules Primer

The general purpose of the proposed rules is to standardize testing requirements across marihuana businesses.

## Summary of the Final Proposed Rule

The proposed rules create standardized testing requirements and procedures across marihuana businesses licensed under the Medical Marihuana Facilities Licensing Act (MMFLA) and the Michigan Regulation and Taxation of Marihuana Act (MRTMA).

## Stakeholder Engagement

There was no specific engagement of stakeholders in the drafting of the pre-public hearing draft of the proposed rules.

### **Public Engagement and Public Hearing / Comment / Information**

The public comment period began on February 2, 2020 and ended on February 17, 2020. The notice of public comment period, in addition to being posted in various newspapers as required, was distributed via email to interested parties signed up to receive such notices. The public hearing was held at the Marijuana Regulatory Agency, Jupiter Conference Room on February 12, 2020. There were no comments made in support or opposition to the proposed rules. There were numerous comments requesting modifications to the proposed rules.

### **Modifications Made Due to Public Comment**

Final package, final form, and final state was clarified. Provisions surrounding remediation and retesting were modified to allow more product to move to market. Modifications were made to maintain statistically sound sampling for testing. Requirements were eased on laboratories providing what would have been duplicative information to the agency. Good Agricultural Collection Practices was added as the corollary for growers to Good Manufacturing Practices included for producers of marijuana products.

### **Significant Issues Not Incorporated in the Final Proposed Rules**

None.

cc/att: Kim Gaedeke, Chief Deputy Director, LARA  
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Elizabeth Arasim, Regulatory Affairs Officer, LARA