

(2) Individuals with current, valid agent badges in good standing with the department may continue to work with their existing agent badge.

(3) All individuals required to have a worker permit shall undergo a criminal background before March 31, 2022, on a form provided by the department.

(4) If an individual fails to submit to a background check before March 31, 2022, their worker permit will be subject to suspension or revocation.

(5) Individuals may apply for worker permits under 16-12-226, MCA, at their next renewal date.

AUTH: 16-12-112, MCA

IMP: 16-12-112, 16-12-226, MCA

NEW RULE X GENERAL LABELING REQUIREMENTS (1) Labeling requirements apply to marijuana and marijuana products sold from a dispensary to customers. A licensee that sells marijuana or marijuana products to other licensees is not required to comply with labeling requirements.

(2) All information required on the label of marijuana or a marijuana product shall be:

(a) unobstructed and conspicuous. A licensee may affix multiple labels to a package, or use a booklet, accordion, or other type of label, provided that no required information is completely and permanently obstructed;

(b) displayed in a legible font, such as Times New Roman, Arial, or Helvetica. The lowercase letter "o" must be at least one-sixteenth of an inch in height;

(c) displayed in a color that contrasts conspicuously with the background; and

(d) displayed in English, although a licensee may choose to display required information in additional languages.

(3) All marijuana or marijuana products shall be labeled with the following information:

(a) strain name:

(~~ba~~) the common or usual name of the marijuana product (e.g., ~~flower~~strain name (ex: Gorilla Glue), edible name (Ex: chocolate chip), extract/concentrate name (ex: mixed strain), drinkable name (ex: ~~passion fruit~~ lemonade), topical name (shea butter), ~~inhaled extract, edible or drinkable, topical, transdermal patch~~);

(b) the product type of the marijuana product (e.g., flower, ingestible/non-ingestible marijuana concentrate, ingestible/non-ingestible marijuana infused product, topical, transdermal patch, inhalable extract);

(~~cb~~) the name of the marijuana dispensary that sold the product and the license number or numbers of the cultivator and manufacturer, as applicable;

(~~de~~) the unique identification number generated from the seed-to-sale tracking system;

(~~ed~~) date of harvest for marijuana flower or date of manufacture for marijuana products;

(~~fe~~) the net quantity of contents of the marijuana product. The statement of quantity shall be:

(i) stated in U.S. Customary Units and Metric (SI) Units, with the latter enclosed in parentheses;

(ii) if the product is a liquid:

(A) expressed in terms of fluid measure; and

(B) preceded by the phrase "Net Contents" or "Net"; or

- (iii) if the product is a solid, semi-solid, or viscous:
  - (A) expressed in terms of weight; and
  - (B) preceded by the phrase "Net Weight," the abbreviation "Nt. Wt.," or "Net."
- (iv) In addition to weight or fluid measure, a licensee shall include the number of servings in the net quantity of contents statement if the product is a multi-serving marijuana product (e.g., Net Weight: 2 oz. (56.7 g) (10 cookiesservings));
- (f) the following statement: "This product has been tested and meets the requirements of the state of Montana."
- (g) a QR code that links to the product's certificate of analysis with a statement informing customers they can scan the code to see additional product information;
- (h) the universal symbol, available from the department's website. The universal symbol:
  - (i) shall be at least .33 inches wide and .33 inches high;
  - (ii) may be downloaded from the department's website; and
  - (iii) shall be in the following form:



- (4) All marijuana and marijuana products shall be labeled with the following warnings:
  - (a) "Keep out of reach of children and pets";
  - (b) "This product may be addictive"; and
  - (c) "This product may have intoxicating effects. Do not drive while under the influence of marijuana."
- (5) Marijuana or marijuana product labeling shall not contain any statement or information that is false or misleading.
- (6) The label of manufactured marijuana products must identify the method of manufacturing (e.g., mechanical, chemical) and for chemical manufacturing must identify the solvent used in the manufacturing process.
- (7) Marijuana or marijuana products that, because of their size, do not have sufficient space for all of the information required for compliance with the Act and department rules may, if approved by the department pursuant to 16-12-208, MCA, display the information required in (3) in a legible font that does not meet the minimum size requirement established in (2)(b).
- (8) Marijuana or marijuana products in excess of the THC limits in 16-12-224, MCA, may only be sold to registered cardholders and must contain the following additional information:
  - (a) "For medical use only"; and
  - (b) "This product is not approved by the U.S. Food and Drug Administration to treat, cure, or prevent any disease."

(9) Marijuana or marijuana products that do not require heat to administer or consume shall not have a total THC or total potential psychoactive THC value listed on the marijuana facts panel.

AUTH: 16-12-112, MCA

IMP: 16-1-101, 16-12-112, 16-12-208, 16-12-224, MCA

#### NEW RULE XI LABELING REQUIREMENTS FOR MARIJUANA FLOWER

(1) In addition to the general labeling requirements set forth in [NEW RULE X], each package of marijuana flower sold to a customer shall be labeled with a marijuana facts panel.

(2) A marijuana facts panel shall include the percentage of concentration of:

- (a) total potential psychoactive THC;
- (b) THC;
- (c) THCa;
- (d) CBD; and
- (e) CBDa.

(3) A marijuana facts panel may include the percentage concentration of each additional marketed cannabinoid or terpene, if applicable.

AUTH: 16-12-112, MCA

IMP: 16-1-101, 16-12-112, 16-12-208, MCA

NEW RULE XII LABELING OF INGESTIBLE MARIJUANA-INFUSED PRODUCTS (1) In addition to the general labeling requirements set forth in [NEW RULE X], each package of ingestible marijuana-infused product sold to a customer shall be labeled with the following information:

(a) an ingredients list that shall include all ingredients in the ingestible marijuana-infused product listed by common or usual name in descending order of predominance by weight and the word "marijuana" or "cannabis" followed by the part of the plant (e.g., flower, trim) or form of concentrate (e.g., oil, infused butter) used as an ingredient in the manufacturing process. Any substance that is present in an ingestible marijuana-infused product in an insignificant amount and that does not have any technical or functional effect in the finished product may be excluded from the ingredients list;

(b) an allergen statement that shall declare the presence of major food allergens in plain language;

(c) a marijuana facts panel containing the following information:

(i) the milligrams per serving size or dose of:

- (A) THC;
- (B) THCa;
- (C) CBD; and
- (D) CBDa;

(ii) the number of servings or doses per package; and

(iii) for multi-serving packages, the total milligrams per package of:

- (A) THC;
- (B) THCa;
- (C) CBD;
- (D) and CBDa;