

(11) These requirements do not apply to marijuana items held by a laboratory licensee that are undergoing analytical testing, so long as the marijuana items do not leave the laboratory's licensed premises and are reconciled on the same day that the quality assurance testing concludes.

(12) All samples taken for quality assurance testing must be recorded in the seed-to-sale tracking system.

(13) Licensed testing laboratories must record all testing results in the seed-to-sale tracking system.

AUTH: 16-12-112, MCA

IMP: 16-12-105, 16-12-108, 16-12-112, 16-12-203, 16-12-209, 16-12-210, 16-12-515, MCA

42.39.310 WASTE MANAGEMENT (1) A licensee must store, manage, and dispose of solid and liquid waste generated during marijuana production and processing in accordance with applicable state and local laws and regulations.

(2) A licensee must store marijuana waste in a secured waste receptacle in the possession of and under the control of the licensee.

(3) Waste that must be rendered unusable prior to disposal includes:

(a) marijuana plant waste, including roots, stalks, leaves, and stems that have not been processed with solvent;

(b) waste solvents used in the marijuana process;

(c) spent solvents, laboratory waste, and excess marijuana from any quality assurance testing; and

(d) marijuana items that ultimately fail to meet testing requirements.

(4) The allowable method to render a marijuana item unusable is by grinding (for solids) and incorporating or absorbing (for liquids) the marijuana item with other ground materials so the resulting mixture is undesirable, unrecognizable, unfit for human use, and incapable of growth or germination. For whole marijuana plants, the resulting mixture must be at least 50 percent nonmarijuana waste by volume.

(5) For purposes of this rule, "use" includes, but is not limited to, ingestion, inhalation, topical application, processing, or remediation.

(6) Nonhazardous marijuana waste shall be disposed of as follows:

| Marijuana Item | Destruction Method | Disposal Method |
|---|---|--|
| Marijuana plants | Mix with yard debris, wood chips, sawdust, soil, manure, vegetable-based grease or oils, other wastes | Compost or anaerobic digester, if available, off site |
| Usable marijuana | Mix with yard debris, wood chips, sawdust, soil, manure, vegetable-based grease or oils, other wastes | Landfill, transfer station, or incinerator, if composing not available or feasible |
| Liquid concentrate, extracts, or infused products | Absorb in cat litter, slack lime, soil, or similar substance | Landfill, transfer station, or incinerator |

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| Solid concentrate, extracts, or infused products | Mix with soil, slack lime, garbage, or similar substance | Landfill, transfer station, or incinerator |
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(7) Marijuana testing laboratories, marijuana manufacturers, and other licensees that generate hazardous waste shall follow all applicable rules and regulations for the disposal of hazardous waste, including ARM 17.53.105 and 17.53.113. Licensees need to contact the Department of Environmental Quality Hazardous Waste Program for assistance.

(8) A licensee must maintain accurate and comprehensive records regarding waste material in the seed-to-sale tracking system that accounts for, reconciles, and evidences all waste activity related to the disposal of marijuana to include:

- (a) what was disposed;
- (b) quantity by weight or volume;
- (c) date disposed;
- (d) video evidence of disposal to be retained for 30 days; and
- (e) reason for the disposal.

(9) A licensee must provide a minimum of 72 hours' notice in the seed-to-sale tracking system prior to rendering the marijuana item unusable and disposing of it.

AUTH: 16-12-112, MCA

IMP: 16-12-103, 16-12-105, 16-12-112, 16-12-203, 16-12-210, MCA

42.39.311 REPORTING REQUIREMENTS (1) A registered cardholder must notify the department within ten days of any changes in the following:

- (a) cardholder's name or address;
- (b) referral physician; or
- (c) change in the status of the cardholder's debilitating medical condition.

(2) A registered cardholder must report to the department within ten calendar days any lost or stolen registry identification card.

(3) A licensee must notify the department within ten days of any changes in the following:

(a) anyone identified as an applicant or controlling beneficial owner or anyone with a financial interest in the license;

- (b) its standard operating hours;
- (c) temporary closure of longer than 30 days; and
- (d) permanent closure of the business.

(4) A licensee who wishes to change the location of a licensed premises must submit a completed application for the new premises including all required forms, documents, and fees.

(5) A licensee who intends to make any material or substantial changes to the licensed premises must submit the changes to the department for approval prior to making any such changes. Material or substantial changes include:

(a) any increase or decrease in the total physical size or capacity of the licensed premises;

- (b) alterations to public ingress or egress of limited access areas;
- (c) any changes to the security plan.

(6) A licensee must notify the department as soon as reasonably practical but in no case more than 24 hours following the theft of marijuana items or money from the licensed premises.