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**From:** Jillian Nelson <jnelson@evergreenorganix.com>  
**Sent:** Tuesday, March 30, 2021 1:55 PM  
**To:** CCB Regulations  
**Subject:** FW: Notice for Informal Input on Proposed Amendments and/or Changes to the NCCR

Good afternoon,

I would like to submit the following comments with regard to the proposed amendments to the NCCR:

1 – With regard to Regulation 5, pertaining to agent cards, I would like to suggest that agent cards should no longer be category specific (ie: dispensary, distributor, production, cultivation, etc.). For the purpose of efficiency and ease of tracking, having multiple agent cards for multiple establishment types is not necessary and unduly complicated. I would like to suggest that the agent card system is revised to issue a general cannabis agent card with one card number instead that would be valid for multiple establishments types. This would greatly ease the cost burden to cannabis workers and companies, and further promote compliance as tracing agent cards and applications would be greatly simplified.

2 – With regard to the laboratory testing of cannabis edible products, I would like to suggest that terpene testing of edible should become an optional test. As discovered with our years of edible manufacturing and thousands of COAs, terpenes are not prevalent in most edibles. Terpenes are typically destroyed or diluted to undetectable levels in most edible cannabis products. Thus, the testing of terpenes in cannabis edibles is often an unnecessary requirement as in the majority of our COAs terpenes are rarely detected. I do believe that businesses should have the option to request terpenes testing for their edibles if they so desire, however the NCCR requirement for terpenes testing in edibles is not necessary and provides little benefit to cannabis edible producers or consumers. In lieu of requiring terpene testing for edibles, I would suggest that edibles have the option of listing on their label “THIS PRODUCT WAS NOT TESTED FOR TERPENES” or some other disclosure of the like.

3 – I would like to comment on Regulation 12 regarding the demarcation of edible servings. Instead of demarking each 10mg serving of an edible, I would suggest that the law be amended that single unit edibles be instead marked with their total THC content. For example, our brand sells 10mg brownies, 20mg brownies, and 100mg brownies. Currently, each brownie is demarked into 10mg servings however per the feedback that we have received from dispensaries and consumers, the demarcations serve little purpose to consumers as adults typically buy edibles for the total dosing they seek from said edible. In our case, consumers seeking a lower dosed product buy the 10mg or 20mg option while adults who buy the 100mg brownie are seeking a higher dosed product. The demarcations of our 100mg brownies serve little purpose because most people buying that product are eating the whole brownie in a single sitting. While I definitely support the marking of edibles, I think that a simplified version of this law without the need for demarcations would be most beneficial to consumers and producers as edibles would be more clearly and easily. It would further allow producers to better cater their products to consumer demand and dosing preference. For example, if we could simply mark each unit we sell with a single THC symbol and product, this would hugely simplify our processing and make the product dosing much clearer for consumers to understand.

Thank you for your time and consideration in reviewing my commentary.

Jillian Nelson  
Vice President of Operations  
office: (702) 550-4855



**From:** Nevada Cannabis Compliance Board <ccb-noreply@ccb.nv.gov>

**Sent:** Thursday, March 25, 2021 3:19 PM

**To:** Jillian Nelson <jnelson@evergreenorganix.com>

**Subject:** Notice for Informal Input on Proposed Amendments and/or Changes to the NCCR



## Notice for Informal Input on Proposed Amendments and/or Additions to the NCCR

March 25, 2021

To: All Licensees and Other Interested Persons

**Subject: Input on Proposed Amendments and/or Additions to the Nevada Cannabis Compliance Board Regulations (NCCR) 1.135, 4.035, 4.040, 4.050, 4.055, 4.135, 5.140, 6.035, 6.040, 6.080, 6.120, 11.010, 11.015, 11.025, 11.040, 11.050, 11.070, 11.075, 12.015, 12.045, and 13.020.**

The Nevada Cannabis Compliance Board (CCB) is currently seeking input from interested parties on amendments and/or additions to NCCR 1.135, 4.035, 4.040, 4.050, 4.055, 4.135, 5.140, 6.035, 6.040, 6.080, 6.120, 11.010, 11.015, 11.025, 11.040, 11.050, 11.070, 11.075, 12.015, 12.045, and 13.020.

The CCB requests interested parties to submit written suggestions, specific to individual regulations, via email as indicated below. All public input will be considered in preparing the proposed regulations for adoption. All input received will be posted online after the comment period has ended.

The proposed regulations are available to view and can be found on the CCB's website, [here](#). The CCB will accept emailed public input until 5:00 p.m. PST on **April 9, 2021**.

All comments should be emailed to: [regulations@ccb.nv.gov](mailto:regulations@ccb.nv.gov). Please ensure comments are submitted in PDF or MS Word format.

A formal public workshop will be noticed and held following the input period. Interested parties will have the opportunity to submit additional public comment during the workshop.

[Read More...](#)

## Nevada Cannabis Compliance Board

**Carson City Office Location:**  
1550 College Parkway, Suite 142  
Carson City, NV 89706

**Las Vegas Office Location:**  
555 E. Washington Avenue, Suite 4200  
Las Vegas, NV 89101



Nevada Cannabis Compliance Board | 555 E. Washington Ave., Suite 4200, Las Vegas, NV 89101

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Sent by ccb-noreply@ccb.nv.gov

Nevada Cannabis Compliance Board  
Via Email  
[regulations@ccb.nv.gov](mailto:regulations@ccb.nv.gov).

April 1, 2021

**RE: Input on Proposed Amendments and/or Additions to the Nevada Cannabis Compliance Board Regulations (NCCR) 11.075**

To Whom It May Concern:

Please consider WSCC Inc, DBA Sierra Well, comments regarding proposed regulation 11.075.

**It would not be appropriate to require re-testing of failed samples by two different labs.**

1. The testing procedures, by their nature and in keeping with best scientific practices, are already biased toward providing false positive test results, rather than false negative results.

This conservative testing bias is incorporated into the current re-testing program. Like the original tests, re-tests are already biased toward providing false positive results, rather than false negative results. When a re-test comes back negative, it already reflects the compound-bias of two analyses.

Introducing a third analysis that is also biased toward false-positive results, will only further compound the bias.

2. The costs associated with additional testing would be a negative influence upon cultivation businesses, without providing additional relevant data or reassurance.
3. Just two labs conduct operations in Northern Nevada. The proposed rule requiring analysis of re-tests by a third lab would exert unfair impacts upon Northern Nevada cultivation facilities, as compared to their Southern Nevada counterparts. Northern cultivation facilities would be compelled to undertake transportation and associated costs to send material to Las Vegas for analysis, if the proposed regulation is adopted.
4. The proposed regulation would support the business interests of Nevada laboratories, to the detriment of Nevada cultivation facilities.

Please contact me with questions.

Sincerely,

Mike Livak  
CEO

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**From:** David Lloyd <Davidlloyd@FloraVega.com>  
**Sent:** Tuesday, April 6, 2021 11:03 AM  
**To:** CCB Regulations  
**Subject:** 11.075.7 regulation comments

To whom it may concern,

Upon reading about the proposed changes to the regulations regarding retests requiring two labs to retest and pass, I'm left wondering which test is the one that should be reported in the event of a retest passing.

Do we pick the first one to be completed and submitted, or should it be the one that was finalized last? Or do we just get to choose which one we want to use? Maybe we can do it piecemeal and just pick and choose from the multiple test results and just take the highest readings? Or maybe we should just average the numbers between the two tests, take the two different numbers, add them together and divide by two?

I think this is clearly not a very well-thought-out proposition and that this proposition be stricken from the agenda until a clear and concise way to take multiple passing test results yet only report one of those on our products.

If two labs will be required to pass a retest, the only way that feasible is if the retests are not full panel and the labs only test for the portions that have failed in the original testing (microbial failures would equal two retests of only microbial) Considering there's no way to fail a potency test, this would alleviate the need to determine which potency result was reported from the two retests.

**David Lloyd**

Director of Operations  
FloraVega / THC Nevada LLC  
Las Vegas, NV  
323-919-1086  
davidlloyd@floravega.com

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**From:** A A <armandoayala702@gmail.com>  
**Sent:** Thursday, April 8, 2021 7:23 AM  
**To:** CCB Regulations  
**Subject:** marijuana input

1. Marijuana dispensaries make digital and at times paper copies of the drivers license presented by the customer. There is no basis for this no other industry does this. it is prime for fraud and identity theft. please put a stop to this practice.

2. Marijuana medical cards being issued by the state of nevada lack any security features and it looks completely fake as if a toddler made it using a 1980's computer and printer. There is an extreme danger when traveling out of state with reciprocal laws as presenting a fake looking document to authorities can lead to police killing the suspect specially if the card holder is a minority. We know it's not fake, but any other human in the planet would assume it's fake by how cheap it looks specially without any secure features.



April 8, 2021

THC Nevada, LLC d/b/a Flora Vega  
3840 E Craig Road  
N. Las Vegas, Nevada 89030  
Web: [www.FloraVega.com](http://www.FloraVega.com)

Cannabis Compliance Board  
555 E. Washington St.  
Las Vegas, NV 89101

via email: [regulations@ccb.nv.gov](mailto:regulations@ccb.nv.gov)

*RE: Proposed Amendments to NCCR Regulation 11.075(7)*

Dear Cannabis Compliance Board,

Thank you for the proposed revisions to NCCR Regulation 11.075(7). THC Nevada, LLC d/b/a "Flora Vega" (hereinafter "THC NV") has reviewed the proposed regulation and would respectfully suggest further modification based upon the following pertinent facts:

1. The proposed amendment as stated would further burden the intent of the original amendment request. As written, there would be only one extension request allowed per calendar year irrespective of the size of the cultivation facility or the number of tests actually undertaken. With the retesting as suggested in the revised draft, we respectfully submit that a one-time calendar exception providing for one (1) additional 50 lot retesting, will still fall short of the intent to provide larger cultivation facilities with a means to seek redress, and not be penalized for the sometime inaccurate results from laboratories. Further, larger cultivation facilities such as THC NV which anticipates processing in excess of 1500 tests this calendar year should not be penalized for having a substantially larger universe of lot tests.
2. Secondly, we believe that the retesting as provided for by the proposed amendment certainly will provide additional safeguards for the ultimate consumer. However, we focus on the scope of the retesting. THC NV submits that the "re-test" should be limited to the failed item(s) in the panel that produced the failed result. Paying for any additional analysis on non-failed panels will result in unnecessary increased costs to the cultivator, which will ultimately cost the consumer. Further, limiting the retesting to the failed item(s) will result in limiting the confusion due to multiple tests.



3. Thirdly, THC believes that the proposed regulation should further exempt from the 50 "failed" lot aggregation, any lot that subsequently passes on the retest. Such an exception is fundamentally fair to the State, laboratories, and the cultivator.

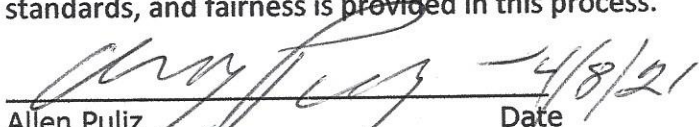
For the foregoing reasons, THC submits the following revisions to Regulation 11.075(7):

7. Except as otherwise provided in this subsection, a cannabis cultivation facility or a cannabis production manufacturing facility may submit a request for retesting of not more than 50 lots or production runs each calendar year. To retest a failed lot or production run, a cannabis cultivation facility or a cannabis production facility must obtain the results from a different cannabis independent testing laboratory as mandated by the Board. For purposes of the retesting of lots pursuant to this subsection, the lots shall be retested for only the failed item(s) in the panel that resulted in the original failure, and not full-panel testing. For the retested lot or production run to be approved for sale, the retest must provide passing results. Upon receiving a pass for the retest, such retest shall be exempted from the 50 lot retest limitation. For any subsequent failure of a quality assurance test in a calendar year that exceeds the original 50 lot retesting, the facility shall request permission from the Board, or request administrative approval, for an additional 50 tests, destroy the lot or the entire production run, or request to send the lot or production run to extraction as applicable. Absent further approvals from the Board, no more than five (5) requests for additional 50 lot retests shall be permitted within a calendar year. A lot which only fails a quality assurance test for moisture content or Aspergillus must not be counted for the purpose of this subsection.

a. To request permission from the Board or for an administrative approval for each additional 50 tests, a cannabis cultivation facility or a cannabis production facility must file a petition with the Board which must include the following:

- (1) Request for the additional 50 tests;
- (2) List the prior 50 lots or production runs that failed, what they failed for, and which cannabis independent testing laboratory performed the test; and
- (3) List whether the prior 50 lots or production runs passed pursuant to a retest, and which cannabis independent testing laboratories performed the retests.

Thank you for consideration of the foregoing. THC NV is supportive of the balance of the proposed regulation modification. We look forward to being able to discuss and work through the appropriate revisions to the amendment at issue along with other industry participants to ensure that consumer safety, state industry standards, and fairness is provided in this process.

  
Allen Puliz  
Managing Member, THC Nevada, LLC dba FloraVega  
North Las Vegas Cultivation  
www.floravega.com

Date

4/8/21



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**From:** Gabe Parton Lee <gabe@nwconfections.com>  
**Sent:** Friday, April 9, 2021 2:45 PM  
**To:** CCB Regulations  
**Cc:** Alison Burrows  
**Subject:** Public Comment Regarding Proposed Changes to NCCR 1.135 - "Packaging" including interior packaging.

Dear Chairman Douglas, Commissioners Neilander, Merritt, Durrett, and Young,

Thank you for the opportunity to comment on this proposed amendment to NCCR rules 1, 4, 5, 6, 11, 12, 13. My name is Gabe Parton Lee and I am submitting this comment on behalf of LVPCA Extraction North, a Marijuana Product Manufacturer with license number 3578 6145 0684 4585 3965 operating pursuant to the Tribal Compact between the Las Vegas Paiute Tribe and the State of Nevada. Please allow this to serve as a public comment in regards to the proposed change in definition of "packaging" as described in NCCR 1.135.

Many businesses in the cannabis industry use multiple layers of packaging to ensure that the consumer-facing portion is attractive to adult-use consumers and patients and contains all required information, while maintaining a food-safe, child-resistant inner-container that contains less information, but similar warnings. Oregon and California, for example, regulate packaging in this manner. The proposed definition would require cannabis businesses that use a double layer of packaging to list all compliance information on the outer packaging as well as the inner container. The duplicative nature of this change would unduly burden cannabis businesses in comparison to the resulting enhanced consumer protection.

The products produced in our facility under the Wyld brand are contained in a small child-proof circular container that is placed inside a larger outer box. The outer box contains static compliance information applicable to all skus and a label with dynamic compliance information specific to each production batch. The proposed new packaging definition would require us to fit all the compliance information on both the outer container and the small inner container. This process would be time consuming, resource intensive, costly, and logistically difficult considering the amount of information required and the small size of the inner container. Due to THC potency limitations, most, if not all, manufactured cannabis products would suffer these same concerns.

As a physical example, the child-resistant interior packaging used at our facility is a semi-circular dram with a 6.5" circumference, 2.5" diameter, and 1" depth. The recommended label in rule 12.035 is as follows, requiring at least 8-point font text (See 12.010(3)):

**TK's Cannabis Products**  
**License Number:** 123 456 789 001 0001  
**Registration Certificate Number:** 543 210789 000 0010  
(if applicable)

**Production Run Number:** 1234

**THIS PRODUCT CONTAINS CANNABIS**

**Keep out of reach of children**

**Produced on:** 01/01/2020

**Final Testing Date:** 01/15/2020

**Packaged on:** 01/17/2020

**Best if used by:** 03/17/2020

**Cannabinoid profile:**

**Terpenoid profile:**

**Total THC content:**

**THC content per serving +/- 15%:**

**This product contains concentrated cannabis produced with butane.**

**Ingredients:** Wheat, Sugar, Milk Chocolate

**Allergy Warning:** Peanuts, Tree Nuts, Eggs, Wheat, Soy

**Net Weight:** 100mg

There would clearly be a problem fitting this information onto our child-resistant interior container. Such a change would require a full retrofitting of all packaging and labeling, which tabulates to hundreds of thousands of dollars in re-tooling and would cause a significant detriment to the uniqueness of the brand. This is an untenable consequence of the well-intentioned proposal to add some regulation to the interior packaging.

We suggest requiring only static information directly related to identifying the product as a cannabis product and its key characteristics to be labeled on the inner packaging. This would include the type of product, license number, target cannabinoid potency, acceptable variance, universal symbol, and perhaps, a short-form warning ("This product contains cannabis. Keep out of reach of Children."). This solution maintains heightened consumer protection, provides sufficient information to consumers after the outer packaging is removed, and reduces the burden on cannabis businesses.

Thank you for the opportunity to submit commentary. I'm sure you will make the best decision with the information you have available.

Sincerely,

Gabe Parton Lee



**Director of Compliance | General Counsel**  
Northwest Confections, LLC

**phone:** (971) 221-9077

**site:** [www.wyldcanna.com](http://www.wyldcanna.com)

**email:** [gabe@nwconfections.com](mailto:gabe@nwconfections.com)

**address:** P.O. BOX 456 Clackamas, OR 97015



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April 9, 2021

Cannabis Compliance Board  
555 E. Washington Avenue, Suite 4200  
Las Vegas, NV 89101

Subject: Comment on Proposed Changes to NCCR

Dear Members of the Cannabis Compliance Board and Director Klimas,

On behalf of the Nevada Dispensary Association, thank you for considering these written comments regarding the proposed changes to the Nevada Cannabis Compliance Regulations. With respect to the proposed changes to NCCR 11.075, the NDA recommends the following edits:

7. Except as otherwise provided in this subsection, a cannabis cultivation facility or a cannabis production ~~ion~~ ~~manufacturing~~ facility may submit a request for retesting of not more than 50 lots or production runs each calendar year. ~~To retest a failed lot or production run, a cannabis cultivation facility or a cannabis production facility must obtain the results of two retests from two different cannabis independent testing laboratories. For the retested lot or production run to be approved for sale, both retests must provide passing results.~~ For any subsequent failure of a quality assurance test in a calendar year, the facility shall request permission from the Board for an additional 50 tests, destroy the lot or the entire production run, or request to send the lot or production run to extraction as applicable. No more than one such request for an additional 50 tests is permitted within a calendar year. A lot which only fails a quality assurance test for moisture content must not be counted for the purpose of this subsection.

a. To request permission from the Board for an additional 50 tests, a cannabis cultivation facility or a cannabis production facility must file submit a request to the Board petition with the Board which must include the following:

(1) Request for the additional 50 tests;

(2) List the prior 50 lots or production runs that failed, what they failed for, and which cannabis independent testing laboratory performed the test; and

(3) List whether the prior 50 lots or production runs passed pursuant to a retest, and which cannabis independent testing laboratories performed the retests.

The reasons for the suggested revisions are as follows. First, requiring multiple laboratories to perform a retest adds additional expense, and variation between two randomly selected labs could be extreme and not reliable. Second, with respect to requesting permission of the Board for additional tests, this request should be for administrative approval; therefore, the above proposed language seeks to remove the requirement that there be a "petition," to the extent that a petition invokes the process outlined in NCCR 4.145.

Thank you for considering these written comments.

Respectfully,

A handwritten signature in black ink, appearing to read 'L Martin'.

Layke Martin, Esq.  
Executive Director  
Nevada Dispensary Association

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**From:** Jennifer Gallerani <Jennifer.G@myblackbird.com>  
**Sent:** Friday, April 9, 2021 4:17 PM  
**To:** CCB Regulations  
**Cc:** Tim Conder  
**Subject:** Proposed Changes to NCCR - Blackbird Supports

Dear CCB Members,

Blackbird has reviewed the proposed changes to NCCR 13.020 and is in full support of the suggested revisions. Thank you for reviewing our petition and providing a framework that will lead to more efficient distribution practices in the Nevada cannabis supply chain.

Have a great weekend.

Jennifer Gallerani



**VP of Logistics**

*Keep it moving.*

650.515.1381

[www.myblackbird.com](http://www.myblackbird.com)

[www.blackbirdgo.com](http://www.blackbirdgo.com)