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CANNABIS COMPLIANCE BOARD STATE OF NEVADA

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HON. MICHAEL DOUGLAS

Chair

TYLER KLIMAS

Executive Director

NOTICE

Date: June 25, 2021

To: All Licensees and Other Interested Persons

Subject: Notice of Hearing for Consideration of Proposed Amendments and/or Additions to the Nevada Cannabis Compliance Board Regulations 1.135, 3.020, 3.025, 3.030, 4.035, 4.040, 4.050, 4.055, 4.135, 5.140, 6.035, 6.040, 6.065, 6.080, 6.120, 11.010, 11.015, 11.025, 11.040, 11.050, 11.070, 11.075, 12.015, 12.045, 13.020, and 13.025

The Nevada Cannabis Compliance Board (CCB) will hold a public hearing for the purpose of considering the adoption, amendment or repeal of the regulation(s) stated below.

The public hearing will be held on or about the hour of 9:00 a.m. on July 27, 2021, at the following location:

**Grant Sawyer State Office Building
Room 2450
555 East Washington Avenue
Las Vegas, Nevada 89101**

The public may also view the meeting at the time noticed herein by live stream link located at:

<https://ccb.nv.gov/public-meetings/>

For Possible Action

Purpose: The need and purpose of the proposed changes to the NCCRs is to provide clarification on definitions, the Cannabis Advisory Commission meetings, discipline and proceedings before the Board, cannabis establishment agent registration cards, production and distribution of cannabis, cannabis testing facilities, packaging and labeling of cannabis, and cannabis distributors.

Regulation 1.135: An amendment to further clarify the definition of packaging.

Regulation 3.020: An amendment regarding order of items on the Cannabis Advisory Commission (CAC) agenda.

Regulation 3.025: An amendment regarding matters placed on the CAC agenda.

Regulation 3.030: An addition to the current regulation regarding creation of CAC subcommittees.

Regulation 4.035: An amendment to add the Category 1 violation regarding the transportation and storage of cannabis from an unlicensed source and diversion of cannabis.

Regulation 4.040: An amendment to add the Category 2 violation for any violation of NCCR 11.070.

Regulation 4.050: An amendment to add the Category 3 violation to include prohibition of using unauthorized ingredients.

Regulation 4.055: An amendment to add the Category 4 violation for a testing facility's business practices regarding failed lab testing.

Regulation 4.135: An amendment to the procedures on arguing disciplinary recommendations before the Board.

Regulation 5.140: An amendment to decrease the fee to obtain a replacement cannabis establishment agent registration card.

Regulation 6.035: An amendment to update the confidentiality provisions from Nevada Division of Public and Behavioral Health (DPBH) to the CCB.

Regulation 6.040: An amendment for the removal in its entirety as DPBH handles the tracking and evaluation of attending provider of health care.

Regulation 6.065: An amendment to require proof that a licensee has the right to operate at a new location.

Regulation 6.080: An amendment to allow cultivation facilities to combine different lots of kief that have passed testing.

Regulation 6.120: An amendment to clarify that the warnings on advertising are required to be visible and legible.

Regulation 11.010: An amendment that the interim director of a cannabis independent testing laboratory can be appointed for no more than 90 days.

Regulation 11.015: An amendment requiring the implementation of business practices structured to safeguard impartiality.

Regulation 11.025: An amendment to clarify that Board agents may inspect all records of the cannabis independent testing laboratory.

Regulation 11.040: An amendment to require cannabis independent testing laboratory to maintain any documented investigative findings and resultant corrective actions for 5 years.

Regulation 11.050: An amendment to clarify the requirement that all samples must be homogenized by the cannabis independent testing laboratory prior to testing.

Regulation 11.070: An amendment to clarify the requirement that cultivation facilities must present the entire lot to the cannabis independent testing laboratory representative when a sample is collected.

Regulation 11.075: An amendment to allow cannabis cultivation and production facilities to request permission from the Board for an additional 50 retests per calendar year and may request to remediate failed product.

Regulation 12.015: An amendment to clarify the requirement that each serving of an edible cannabis product shall be either demarked with the dose in milligrams of THC or individually wrapped.

Regulation 12.045: An amendment to clarify the regulation was only applicable to edible cannabis products.

Regulation 13.020: An amendment to allow storage for 72 hours at a cannabis distributor for purposes of sorting cannabis and cannabis products.

Regulation 13.025: An amendment to require only two drivers if the distance travelled between establishments was greater than 50 miles.

The proposed changes to the regulations will be considered by the CCB in accordance with the provisions of NRS 678A.460(1)(c), which provides that on the date and at the time and place designated, any interested person or their duly authorized representative, or both, shall be afforded the opportunity to present statements, arguments or contentions in writing, with or without the opportunity to present the same orally. Any person desiring to present statements, arguments, or contentions concerning the proposed regulation changes may provide such in writing to the Executive Assistant at regulations@ccb.nv.gov by 9 P.M. on the day prior to the meeting. If oral presentations are permitted, the persons intending to make such presentations must be personally present at the public hearing. Allowances for remote appearance may be made for those with disabilities only, but such requests must be made at least eight calendar days prior to the meeting.

These items will be heard by the CCB at the July 27, 2021, meeting, and may be continued and heard at subsequent meetings of the CCB as required to effectuate the above-stated purposes.

The proposed changes to the regulation language will be posted on the Cannabis Compliance Board website <https://ccb.nv.gov/public-meetings/>. Any questions should be directed to regulations@ccb.nv.gov.

Notice of this meeting was posted on the Internet through the Cannabis Compliance Board website <https://ccb.nv.gov/public-meetings/> and on the Internet website maintained by the Legislative Counsel Bureau <http://leg.state.nv.us/> and the Department of Administration website <https://notice.nv.gov/>. This notice has been posted at the following locations: 555 E. Washington Avenue., Las Vegas, Nevada; 1550 College Parkway, Suite 142, Carson City, Nevada.