



Dispensary Licensee Newsletter - June 2019

Editor's Note: This month we bring you information from last week's informational session, numerous new licensing forms and an updated policy regarding the sale of whole-day units.

- Board of Pharmacy's MMCP Staff

IMPORTANT UPDATES

Dispensary Informational Session

Thank you to all who were able to attend our Second Annual Dispensary Informational Session on Friday. The Board of Pharmacy staff members who made presentations appreciated the interaction with licensees, and hope everyone considered it a productive day.

The combined PowerPoint presentation from the session [has been posted to the licensee resources](#) page for future reference.

Registered attendees have also received a link to a short post-event survey, where we are seeking their feedback by Thursday, June 20.

METRC Presentation For Annual Session Attendees

Registration for METRC's customized training for Annual Dispensary Informational Session attendees is available at <https://www.metro.com/ohio>. The training — which will count toward continuing education credit — will be offered two times. The first training will be available from 11 a.m. to 12 p.m. on June 27th. The second training will be offered from 11 a.m. to 12 p.m. on July 11th.

To register, select "Schedule Training Now." Then click on the appropriate date and select "OH Dispensary Meeting Overview" as your course.

LICENSING

New Licensing Forms

The licensing department has uploaded a number of new forms to the licensee resources page. All forms listed include instructions and should be submitted on eLicense, using "Submit Additional Documentation" unless otherwise stated:

1. [Change in Designated Representative Form](#) – Should be submitted to the Board within 10 days of a DR change
2. [Temporary Authority Request Form](#) – Should be used in emergency situations when the death, termination or incapacitation of a DR – email this immediately to the MMCP team and copy your agent
3. [Request to Work at Multiple Dispensaries](#) – Any employee who wishes to work at more than one dispensary owned by different set of collective owners must complete and submit this form. This constitutes a new application and requires an application fee. Background checks will be required if the background check on file with the Board is dated greater than 12 months. A badge will be created for each "Company" with which the employee is employed. Employee cannot work at more than 5 different locations. An employees who works at multiple dispensaries owned by the same collective owner does not need to request prior approval.
4. [Change of Employment](#) – For employees who wish to leave a dispensary and become employed at another dispensary operated by different owners must complete and submit

- this form via eLicense. A new application fee is required, as are new background checks if the previous ones are dated over 12 months
5. [Duplicate Badge Request](#) – An employee whose badge is lost or stolen is required to complete this form and submit it to the Board via eLicense and pay \$50 fee
 6. [Request to Relocate Dispensary](#) – For a dispensary that wishes to relocate

COMPLIANCE

Receipt of Medical Marijuana

In May of this year, it was discovered that dispensaries accepted the delivery of medical marijuana without confirming that packages met all relevant packaging and labeling requirements. Specifically, dispensaries failed to confirm that the contents of the package contained not less than ninety-five percent and no more than one hundred-five percent of the total THC and total CBD indicated on the product ID found on the label. It is the responsibility of the dispensary's Key Employee to inspect and acknowledge that the delivery meets all requirements. If it does not, the dispensary shall immediately return the package.

Provided below is the Ohio Administrative Codes regarding the acceptance of deliveries:

3796:6-3-06, Receipt of medical marijuana by a dispensary

(B) Before accepting a delivery of medical marijuana, a dispensary key employee must inspect and acknowledge that the delivery meets relevant packaging and labeling requirements. The delivery of any medical marijuana failing to adhere to relevant packaging and labeling requirements shall not be accepted by a dispensary and shall be immediately returned to the processor or cultivator holding a plant-only processor designation.

3796:8-2-06, Portions, dosing, and units of medical marijuana sold at a dispensary

(D) Each portion or dose of medical marijuana shall contain not less than ninety-five per cent or no more than one hundred-five per cent of the concentration of total THC, THCA, CBD, or CBDA indicated on the label.

Dispensing to Caregivers

We have received information of caregivers obtaining a medical marijuana registry card without being associated with a patient. Prior to dispensing, ensure to verify and identify the patient associated with the caregiver. If the caregiver is also a patient, be sure to ask who the dispensing is for in order to avoid an improper sale. For example, if a patient/caregiver is obtaining medical marijuana for a patient they serve, ensure to confirm this, so the sale does not go against them as a patient. For review, see O.A.C. 3796:7-2-03, Procedure for caregiver registration.

DISPENSARY OPERATIONS

Whole-Day Unit Policy Update

Under the previous interpretation of rule 3796:8-2-04, no products amounting to less than the whole-day unit could be sold at a dispensary. However, after collaboration between stakeholders and the State of Ohio Board of Pharmacy, the interpretation of the rule allows dispensaries to sell non-plant material products in increments below their defined whole-day increment.

For more information on the change, please consult [this document](#).

Continuing Education Credit For Informational Session

Four hours of continuing education credit is awarded to those who attended the Second Annual Dispensary Informational Session on Friday, June 7th. For dispensaries with Certificates of Operation, the Certificates of Completion will be mailed to the dispensary location. For Provisional Dispensary Licensees, Certificates of Completion will be sent to the mailing address provided in each dispensary's eLicense account. As a reminder, it is the responsibility of the Designated Representative to track and manage continuing education hours for all employees.