



RIANA DURRETT

3365 PEPPER LANE • SUITE 102 • LAS VEGAS, NEVADA • 89120
(702) 782-4180 • RIANA@NVDISPENSE.COM

Nevada Division of Public and Behavioral Health
Medical Marijuana Program – Comments on the Proposed Regulation Changes
4150 Technology Way, Suite 106
Carson City, Nevada 89706

Dear Division of Public and Behavior Health Administration:

Thank you for pursuing improvements to Nevada Administrative Code 453A and considering input from the businesses and community affected by medical marijuana regulations. The Nevada Dispensary Association is dedicated to developing and promoting best practices among Nevada medical marijuana dispensaries as well as supporting the efforts of dispensary owners to provide high quality, safe medical marijuana to Nevada's patients.

The NDA is grateful for the Department of Health and Human Service's role in developing and implementing industry standards that will soon place Nevada in the lead with regards to safety and uniformity in the medical marijuana industry. The NDA has concerns with some issues that continue to weigh on the medical marijuana establishments and threaten the success of removing marijuana from the unregulated "black market." Some of the current regulations also prevent patients from obtaining doctor-recommended medicine in a reasonable time frame. The NDA respectfully requests that the Department consider the following changes to the NAC:

- Patient Card Access: Allow the Approval Letter the Department sends once a patient is entered into the portal to be sufficient for purposes of obtaining medical marijuana at a dispensary. If necessary, the Approval Letter should be sent as a "card" to comport with NRS language referring to a "cardholder;"
- Patient Card Application: Allow access to the Registry Identification Card Application on the DPBH website;
- Sample delivery: Amend NAC 453A.658 to allow cultivators to prepare samples for testing and deliver samples to laboratories, if they chose to do so (this will reduce risk of contamination from multiple pick-ups);
- Allow MME registration certificate holders to obtain one card that allows them access to each MME, rather than multiple cards.

In addition to the above changes, NDA members have some concerns with the Department's proposed regulation changes to NAC 453A.

First, please modify the proposed changes under Section 33 to NAC 453A.414. Please specify the requirements by MME license type. For example, a dispensary will not keep an inventory of harvest. Also, Please provide more clarity on differentiating between amount of drying flower, curing flower, and packages flower. Please remove the requirement to keep an inventory of THC levels, this is extremely difficult and vague. For example, does this require an inventory of THC in packaged edibles or batches in mid-production? The requirement to keep an inventory of THC level is debilitatingly restrictive, difficult, and vague.

Second, please modify the proposed change in Section 55 that states that a batch that fails a quality assurance test must be destroyed to instead allow a cultivation to extract and make use of the raw material. If a batch fails a quality assurance test due to the presence of a microbacterial, then a cultivation facility should be allowed to extract the opportunity to extract the raw material that is manufactured into a concentrate and then again tested for the microbacterial.

Again, thank you for taking the time to consider these changes and for your extensive and valuable work in ensuring safety and uniformity Nevada's medical marijuana industry.

Very truly yours,
Riana Durrett, Esq.