

Title 15: Mississippi State Department of Health
Part 22: Medical Marijuana Program
Subpart 1: Product Safety

Chapter 1 **REGULATIONS FOR INDEPENDENT MEDICAL MARIJUANA TESTING FACILITY**

Subchapter 1 General Provisions:

Rule 1.1.1. Legal Authority: This regulation has been promulgated under the authority of and pursuant to Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2).

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.1.2 Definitions

1. “Department” shall mean the Mississippi State Department of Health or its successor agency.
2. “Independent Medical Marijuana Testing Facility” means any facility, entity or site that offers or performs testing of medical marijuana or medical marijuana products, including the equipment provided by such laboratory, facility, or entity and that is licensed/certified by the Department. An independent medical marijuana testing facility may acquire, possess, test and transport medical marijuana and medical marijuana products between its licensed premises and other licensed premises.
3. “Medical marijuana” shall have the meanings as given as of July 1, 2018 in Section 41-29105(r) and/or Section 41-29-105(o), of the Mississippi Code of 1972, and which is used to treat the symptoms and/or effects of a debilitating medical condition as provided in the Mississippi Constitution.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.1.3 All independent medical marijuana testing laboratory operations must be physically located within the State of Mississippi.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.1.4 All independent medical marijuana testing facilities must be currently certified by the Department and adhere to all regulations and guidelines set forth by the Department.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.1.5 An independent medical marijuana testing facility must receive from the Department full or provisional certification for at least one analyte and the methodology to be used for the testing of medical marijuana products.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Subchapter 2 Documentation Requirements for Applicants

Rule 1.2.1 All applicants for an independent medical marijuana testing facility certification must complete the application document required by the Department and include the documentation outlined in Subchapter 3 of these regulations, pay appropriate fees to the Department, and be certified by the Department prior to initiating any testing related to medical marijuana.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.2.2 At a minimum, the following must accompany an application for independent medical marijuana testing facility certification:

- a. The name and qualifications of the facility director in charge of the independent medical marijuana testing facility, a roster of employees with each employee's qualifications including resumes, college diplomas, and transcripts and individual job descriptions that demonstrate compliance with the Department's personnel requirements;
- b. A description of the organization and management structure of the independent medical marijuana testing facility, its place in any parent organization and the relationships between quality management, technical operations and support services
- b. Independent medical marijuana testing facility quality assurance manual;
- c. List of all testing methods for which applicant is seeking certification as well as all completed validation studies, associated standard operating procedures and required Department forms for all fields of testing methods;
- d. A management plan defining the responsibilities of key personnel in the organization who have any involvement or influence on testing, and if the independent medical marijuana testing facility is part of an organization performing activities other than testing, identifying potential conflicts of interest;
- e. Written policies and procedures that ensure the protection of its clients' confidential information and proprietary rights, including procedures for protecting the electronic storage and transmission of results;
- f. Written policies and procedures for receipt of samples for mandatory or other testing;
- g. A written policy defining legal chain of custody protocols and including procedures to control access to certificate of analysis data and other testing data to prevent it from being falsified or manipulated.

- h. Written policies for how results will be reported and how all testing data will be retained.
- i. Written policies and procedures for how any remaining product will be destroyed or returned to the producer.
- j. Written policies and procedures that ensure the protection of its clients' confidential information and proprietary rights, including procedures for protecting the electronic storage and transmission of results;
- k. Quality control criteria for the test(s) that the applicant intends to conduct;
- l. Evidence that validates the accuracy of the test(s) to be conducted by the independent medical marijuana testing facility applicant as performed in the applicant's marijuana testing facility;
- m. A list of all persons or business entities having direct or indirect authority over the management or policies of the independent medical marijuana testing facility applicant;
- n. A list of all persons or business entities having any ownership interest in any property utilized by the independent medical marijuana testing facility applicant, whether direct or indirect, and whether the interest is in land, building(s), or other material, including owners of any business entity that owns all or part of land or building(s) utilized;
- o. A description of the facilities and equipment that shall be used in the operation of the independent medical marijuana testing facility applicant;
- p. A general written security policy, to address at a minimum safety and security procedures;
- q. Proof of ISO/IEC 17025:2017 or most recent version accreditation for all proposed fields of testing or, if applying for a provisional certification, proof that the applicant has submitted an approved application for ISO/IEC 17025:2017 or most recent version accreditation for such fields of testing;
- r. Submission of the non-refundable application fee.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Subchapter 3 Business/Ownership Requirements for Applicants

Rule 1.3.1 Must be registered with the MS Secretary of State as a cannabis related business. Applicants must register utilizing the applicable NAICS Codes 111419, 424590, 453998, or 111998 as a component of formation or registration.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.3.2 As a part of applications, applicants must submit the following for each owner, regardless of the percentage of ownership:

- a. An attestation signed and dated by the owner that the owner has not been convicted of an excluded felony offense;
- b. An attestation signed and dated by the owner that the owner does not have a direct or indirect familial or financial relationship with or interest in a Medical

- Marijuana Treatment Center/dispensary, related medical marijuana business entity, or management company;
- c. An attestation signed and dated by the owner that the independent medical marijuana testing facility will not test marijuana or marijuana products for a designated caregiver who the owner has a direct or indirect familial or financial relationship with;
 - d. An attestation signed and dated by the owner pledging not to divert marijuana to any individual or entity that is not allowed to possess marijuana;
 - e. Mississippi Driver's License;
 - f. The owner's fingerprints on a fingerprint card or a live scan print that includes:
 - i. The owner's first name; middle initial, if applicable; and last name;
 - ii. The owner's signature;
 - iii. If different from the owner, the signature of the individual physically rolling the owner's fingerprints;
 - iv. The owner's residence address;
 - v. If applicable, the owner's surname before marriage and any names previously used by the owner;
 - vi. The owner's date of birth;
 - vii. The owner's Social Security number;
 - viii. The owner's citizenship status;
 - ix. The owner's gender;
 - x. The owner's race;
 - xi. The owner's height;
 - xii. The owner's weight;
 - xiii. The owner's hair color;

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.3.3 The Department may, at its discretion, allow applicants to submit an application to expand the scope of its certification for one or more of the fields of testing on an individual basis rather than requiring the applicant to meet all fields of testing for all available testing types.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Subchapter 4 Certification of Independent Medical Marijuana Testing Facility

Rule 1.4.1 Full certification will be granted by the Department to an independent medical marijuana testing facility that can demonstrate that it has current certification through ISO/IEC 17025:2017 or most recent version accreditation valid during the period of Department certification, paid appropriate fees to the Department and meets all other requirements of Title 15 Part 22.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.4.2 Provisional certification will be granted by the Department to an independent medical marijuana testing facility that can demonstrate that it has had an application accepted for, but has not yet received nor been denied, ISO/IEC 17025:2017 or most recent version accreditation, paid appropriate fees to the Department and that meets all other requirements of Title 15 Part 22.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.4.3 Certification may be denied or limited when an applicant has deficiencies and the Department certification officer is not satisfied that marijuana testing facility is able to produce quality data and meet all requirements of Title 15 Part 22 and guideline requirements of the Department.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.4.4 An independent medical marijuana testing facility must receive a comprehensive on-site inspection prior to receiving certification. Following inspection, the Department will issue a written initial on-site assessment report which identifies any deficiencies noted during the inspection. An independent medical marijuana testing facility must correct any deficiencies identified and provide documentation of the correction to Department within sixty (60) calendar days of receipt of the initial on-site inspection report prior to becoming fully certified.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.4.5 An independent medical marijuana testing facility may test medical marijuana or marijuana products only if it holds a current valid licensure/certification from the Department. Initial licensure/certification will be for a period of one (1) year, and annual recertification and fees are required.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.4.6 Certification of an independent medical marijuana testing facility may be granted if the facility is fully accredited to the International Organization for Standardization (ISO), ISO/IEC 17025:2017 or most recent version accreditation, by an Internal Marijuana testing facility Accreditation Cooperation (ILAC) recognized accreditation body, makes application, pays appropriate fees to the Department, and meets all requirements of Title 15 Part 22. The Department must receive the complete report from the accrediting organization, including any/all Corrective Action Plans.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.4.7 Annual licensure/ recertification is required and the application shall include, at a minimum, the following:

- a. Any changes to assertions made during initial certification or most recent recertification;
- b. Copies of updated current QA manual, policies and procedures;
- c. An updated field of testing list;
- d. Copies of any new field of testing validation studies;
- e. All proficiency testing results for the prior year.

Rule 1.4.8 The Department may consider an independent medical marijuana testing facility's compliance with licensure/certification requirements, proficiency testing, accuracy of testing and reporting implicated in this rule when determining whether to renew the facility's certification.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Subchapter 5 Proficiency Testing

Rule 1.5.1 The independent medical marijuana testing facility shall participate in a proficiency testing program provided by an organization that operates in conformance with the requirements of ISO/IEC 17043, at least once every six months.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.5.2 The independent medical marijuana testing facility shall report all analytes available by the proficiency testing program provider and for which the facility is licensed/certified.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.5.3 The independent medical marijuana testing facility shall participate in the proficiency testing program by following the marijuana testing facility's existing SOPs for testing cannabis goods.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.5.4 The independent medical marijuana testing facility shall rotate the proficiency testing program among the marijuana testing facility employees who perform the test method and all marijuana testing facility employees who participate in a proficiency testing program shall sign the corresponding analytical reports or attestation statements to certify that the proficiency testing program was conducted in the same manner as the marijuana testing facility tests of cannabis goods.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.5.5 The independent medical marijuana testing facility shall request the proficiency testing program provider send results concurrently to the Department, if available, or the marijuana testing facility shall provide the proficiency testing program results

to the Department within three (3) business days after the independent medical marijuana testing facility receives notification of their test results from the proficiency testing program provider.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.5.6 The independent medical marijuana testing facility shall be deemed to have successfully participated in a proficiency testing program for an analyte tested in a specific method if the test results demonstrate a “satisfactory” or otherwise proficient performance determination by the proficiency testing program provider.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.5.7 The independent medical marijuana testing facility may not report test results for analytes that are deemed by the proficiency testing program provider as “unacceptable,” “unsatisfactory”, or otherwise deficient.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.5.8 The independent medical marijuana testing facility may resume reporting test results for analytes that were deemed “unacceptable,” “unsatisfactory”, or otherwise deficient, only if both of the following conditions are met:

- a. The independent medical marijuana testing facility satisfactorily reviews and remedies the cause of the failure for each analyte;
- b. The independent medical marijuana testing facility submits, to the Department, a written correction action report demonstrating how the independent medical marijuana testing facility has fixed the cause of the failure and the plan is officially accepted by the Department.
- c. The independent medical marijuana testing facility successively completes a new proficiency study for the analyte.
- d.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Subchapter 6 Testing

Rule 1.6.1 The independent medical marijuana testing facility must perform all required analytes from Department guidelines.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.2 The independent medical marijuana testing facility shall develop and implement a sampling standard operating procedure (SOP) that describes the independent medical marijuana testing facility’s method for obtaining representative samples of medical marijuana and for maintaining sample integrity.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.3 The independent medical marijuana testing facility shall develop and implement a Chain of Custody form and its use shall be described in the sampling SOP.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.4 The independent medical marijuana testing facility that obtains a representative sample from a licensed Medical Marijuana Treatment Center shall perform all the required testing at one licensed marijuana testing facility premises.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.5 The independent medical marijuana testing facility shall obtain and analyze samples only from batches in final form.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.6 A representative from the medical marijuana treatment center must physically observe the sampling to ensure an appropriate sample size is obtained. The representative must not assist the marijuana testing facility employee with sampling but only act as a witness.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.7 The independent medical marijuana testing facility sampler shall collect a representative sample from each batch following the procedures specified in the marijuana testing facility's sampling standard operating procedure(s).

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.8 Except as otherwise approved by the Department, the independent medical marijuana testing facility shall collect a sample size that is sufficient to complete all required analyses and include not less than 0.5% of the weight of the harvest batch and not to exceed 50 pounds.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.9 The independent medical marijuana testing facility must use at least 75% of the sample taken for testing. The remaining 25% must be stored for up to forty-five (45) days in the event that additional testing is required. After that timeframe, the remaining product would be destroyed in accordance with standard operating procedures.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.10 The independent medical marijuana testing facility must develop a statistically valid sampling SOP to collect a representative sample from each batch of product.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.11 The independent medical marijuana testing facility shall ensure that samples are transported in one (1) or more containers sealed with evidence tape and that the sample is not accessible while in transit.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.12 Vehicles used by an independent medical marijuana testing facility to transport samples must not bear markings or other indication that it is carrying medical marijuana products.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.13 Medical marijuana testing sample products in transit must always remain secure and in the presence of an independent medical marijuana testing facility employee.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.14 The independent medical marijuana testing facility must store samples only on their premises and in a manner that prevents degradation, contamination, commingling, and tampering.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.15 If the medical marijuana label specifies how it shall be stored, the independent medical marijuana testing facility shall store the sample as indicated on the label.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.16 The independent medical marijuana testing facility shall complete a chain of custody form for each sample that the marijuana testing facility collects and analyzes. The medical marijuana treatment center representative that observes the collection must attest to observing the sampling on the chain of custody form.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.17 Once a representative sample has been obtained for regulatory compliance testing, the state certified independent medical marijuana testing facility that obtained the sample must complete the regulatory compliance testing while maintaining product integrity throughout the testing process.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.18 The independent medical marijuana testing facility must reject any products meeting the below criteria as unsatisfactory for testing:

- a. Samples are received without a Chain of Custody;
- b. Samples are received with the evidence tape broken;
- c. Samples that are collected using inappropriate techniques or that are submitted with missing or incomplete sample collected records;
- d. Samples are received with evidence of comingling, contamination, degradation or related occurrence rendering the sample unusable or unacceptable for analytical testing.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.19 If an independent medical marijuana testing facility is unable to competently complete the regulatory compliance testing after sampling and within its stated testing turn-around-time, the licensed medical marijuana treatment center may request approval from the Department in writing to have the impacted batch(s) re-sampled and tested by another state certified independent medical marijuana testing facility. The Department will review the request and determine if the independent medical marijuana testing facility that initially took the sample is unable to complete the regulatory compliance testing. If the Department determines that the independent medical marijuana testing facility is unable to complete the regulatory compliance testing, the Department, at its discretion, may approve the request in whole or part and set conditions for the re-sampling and testing. No re-sampling of any batch shall occur prior to the medical marijuana treatment center obtaining written approval from the Department.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.20 The independent medical marijuana testing facility shall develop, implement, and maintain written standard operating procedures (SOP) for sample preparation and each required test method.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.21 The independent medical marijuana testing facility shall keep each SOP at the independent medical marijuana testing facility premises and ensure that each SOP is accessible to independent medical marijuana testing facility employees during operating hours.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.22 The independent medical marijuana testing facility shall make each SOP available for inspection by the Department upon request, as well as any other SOPs associated with the licensee's ISO/IEC 17025:2017 or most recent version, accreditation certificate.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.23 The independent medical marijuana testing facility shall develop, implement, and validate test methods for the analysis of samples.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.24 The independent medical marijuana testing facility shall generate a certificate of analysis (COA) for each representative sample that the independent medical marijuana testing facility analyzes.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.25 The independent medical marijuana testing facility shall ensure that the certificate of analysis (COA) contains the results of all required analyses performed for the representative sample.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.26 The independent medical marijuana testing facility shall, within one (1) business day of completing all analyses of a sample, upload the certificate of analysis (COA) into the system defined by the Department.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.27 The independent medical marijuana testing facility shall not release to any person any cumulative or individual test results prior to completing all analyses and providing the certificate of analysis (COA) to the Department.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.28 The certificate of analysis (COA) must contain the elements defined by the Department.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.29 A medical marijuana batch that has been additionally processed after failed testing must be retested and successfully pass all the analyses required under this chapter.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.30 The medical marijuana treatment center shall arrange for remediation of a failed cannabis product. If the product cannot be remediated, the entire lot shall be destroyed.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.31 A cannabis product lot that fails initial testing may not be retested before remediation without written authorization from the Department.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.32 A cannabis product lot may only be remediated twice. If the batch fails after the second remediation attempt and the second retesting, the entire batch shall be destroyed.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.33 Upon completion of testing and quality review, the laboratory shall upload the certificate of analysis (COA) into the system defined by the Department.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.34 Nothing in this section shall be interpreted to prevent a cannabis goods batch from being retested when the certificate of analysis (COA) is 12 or more months old.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.35 The independent medical marijuana testing facility shall retain the reserve sample, consisting of any portion of a sample that was not used in the testing process. The reserve sample shall be kept, at minimum, for forty-five (45) business days after the analyses, after which time it may be destroyed and denatured to the point the material is rendered unrecognizable and unusable.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.36 The independent medical marijuana testing facility shall securely store the reserve sample in a manner that prohibits sample degradation, contamination, and tampering.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.37 The independent medical marijuana testing facility shall provide the reserve sample to the Department upon request.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.38 The independent medical marijuana testing facility will retain all testing data and reports for up to 5 years. All testing data shall be made available to the Department on request.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.39 The independent medical marijuana testing facility must utilize the statewide inventory control and reporting system(s) designated by the Department.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.6.40 The independent medical marijuana testing facility must store all raw unprocessed instrument output data files and processed quantitation output files on some form of electronic, magnetic or optical media. All testing data, including the Certificate of Analysis, must be securely maintained and include password-protection for electronically stored data. The marijuana testing facility must allow access to these records for inspection and audit.

Subchapter 7 Quality Assurance

Rule 1.7.1 The independent medical marijuana testing facility shall develop and implement a Medical Marijuana testing facility Quality Assurance (QA) program to assure the reliability and validity of the analytical data produced by the independent medical marijuana testing facility. The QA program shall be approved by the facility director and at minimum, include a written QA manual that addresses the following:

- a. Quality control procedures;
- b. Marijuana testing facility organization and employee training and responsibilities, including good marijuana testing facility laboratory practice (GLP);
- c. QA objectives for measurement data;
- d. Traceability of data and analytical results;
- e. Instrument maintenance, calibration procedures, and frequency;
- f. Performance and system audits;
- g. Corrective action procedures;
- h. Steps to change processes when necessary;
- i. Record retention and document control;
- j. Test procedure standardization; and
- k. Method validation.
- l.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.7.2 The independent medical marijuana testing facility director shall ensure the annual review of the QA plan.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.7.3 The QA plan must be reviewed and amended, as necessary, anytime there is a change in methods, marijuana testing facility equipment, or the supervisory or management of the independent medical marijuana testing facility employee.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.7.4 The marijuana testing facility shall use Laboratory Quality Control (LQC) samples and adhere to good marijuana testing facility laboratory practice (GLP) in the performance of each analysis.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Subchapter 8 Compliance Monitoring

Rule 1.8.1 Submission of an application for an independent medical marijuana testing facility certification constitutes permission for:

- a. The Department's entry to and inspection of the facility, and:
- b. The Department to conduct proficiency testing.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.8.2 The Department shall conduct an initial facility inspection and follow-up facility inspections, at least annually.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.8.3 The Department may conduct unannounced facility inspections.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.8.4 If the Department determines that a facility is not in compliance with this chapter, the Department will provide the owner and facility director with a written notice of findings.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.8.5 Other than an initial application, after receipt of a written notice of findings from the Department, an independent medical marijuana testing facility shall have thirty (30) calendar days to submit a corrective action plan to address the findings of the Department. Corrective action plans must be sufficient to be accepted by the Department.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.8.6 The corrective action plan must:

- a. Describe how each finding will be corrected and reoccurrence prevented; and
- b. Include a date for correcting each finding.
- c.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Subchapter 9 Mandatory Testing of Medical Marijuana

Rule 1.9.1 No independent medical marijuana testing facility shall examine a sample related to medical marijuana without certification from the Department.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.9.2 Mandatory testing shall be performed on the final medical marijuana product equivalent to the sealed medical marijuana product dispensed to the patient (e.g., in a sealed vial or intact capsule).

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.9.3 Sampling and testing of each lot of final medical marijuana product shall be conducted with a statistically significant number of samples and with acceptable methodologies such that there is assurance that all lots of each medical marijuana product are adequately assessed for contaminants and the cannabinoid profile is consistent throughout.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Subchapter 10 Transportation of Medical Marijuana

Rule 1.10.1 A printed transportation manifest must accompany every transport of medical marijuana.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.10.2 The printed transportation manifest must include, but not be limited to:

- a. medical marijuana production establishment address and license number of the departure location;
- b. physical address and license number of the receiving location;
- c. strain name, quantities by weight, and unique identification number of each medical marijuana material to be transported;
- d. date and time of departure;
- e. estimated date and time of arrival, and;
- f. printed name and signature of each agent accompanying the medical marijuana.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.10.3 The transportation manifest may not be voided or changed after departure from the original medical marijuana production establishment.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.10.4 A copy of the transportation manifest must be provided to the facility upon arrival.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.10.5 The receiving facility shall ensure that the medical marijuana material received is as described in the transportation manifest and shall record the amounts received for each strain into the inventory control system.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.10.6 The receiving facility shall document at the time of receipt any differences between the quantity specified in the transport manifest and the quantities received in the inventory control system.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.10.7 During transport an independent cannabis testing facility agent shall ensure the cannabis is:

- a. Shield from the public view;
- b. Secured at all times, and;
- c. Temperature controlled, if perishable

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.10.8 An independent medical marijuana testing facility shall contact the Department immediately, but no later than twenty-four (24) hours of the time of the incident if a vehicle transporting medical marijuana is involved in an accident that involves product loss.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 1.10.9 Only independent medical marijuana testing facility agents may occupy a transporting vehicle.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Subchapter 11 Suspension of Independent Medical Marijuana Testing Facility Licensure/Certification

Rule 1.11.1 The Department may suspend the certification of any independent medical marijuana testing facility for:

- a. Documented conditions of serious threat or jeopardy to patients' health or welfare;
- b. Failure to comply with laws or regulations;

- c. Failure to satisfactorily meet the minimum requirements as a independent medical marijuana testing facility as defined by this Chapter;
- d. Failure to complete a Corrective Action Plan within the timeframe specified by the Department.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)