

230-RICR-80-05-2

TITLE 230 – DEPARTMENT OF BUSINESS REGULATION

CHAPTER 80 – MARIJUANA

SUBCHAPTER 05 – MEDICAL MARIJUANA

PART 2 – Temporary Emergency Regulations for the Medical Marijuana Program Administered by the Department of Business Regulation

2.1 Tag Order Receipts Emergency Regulation

- A. The Department of Business Regulation (“DBR”) hereby promulgates this emergency regulation for the purpose of setting forth a temporary rule regarding the implementation of the Medical Marijuana Plant Tag Program under R.I. Gen. Laws § 21-28.6-15(a) of the Edward O. Hawkins and Thomas C. Slater Medical Marijuana Act, Chapter 21-28.6 of the Rhode Island General Laws, as amended, including amendment by the 2016 Public Laws, Chapter 142 (Budget Article 14) (“Act”) and Section 1.9 of the Rules and Regulations Related to the Medical Marijuana Program Administered by the Rhode Island Department of Business Regulation, 230-RICR-80-5-1 (“MMP Regulations”).
- B. During the Effective Period of this regulation (defined below), registered patients and primary caregivers shall be considered in compliance with R.I. Gen. Laws § 21-28.6-15(a) and Section 1.9(C)(1) of the MMP Regulations, which mandate that effective April 1, 2017, marijuana plants, mature and seedlings must be accompanied by medical marijuana tags purchased through the Department (hereinafter “Tags”), if all of the following criteria are satisfied:
1. Prior to April 1, 2017, such patient or caregiver submits a valid order to DBR through DBR’s website for the total number of Tags required for that patient or caregiver to comply with R.I. Gen. Laws § 21-28.6-15(a) and Section 1.9(C)(1) of the MMP Regulations;
 2. Such patient or caregiver maintains a true and accurate copy of the purchase receipt provided by DBR with their marijuana plants at their grow premises; and
 3. Such patient or caregiver submits applicable payment for and obtains their Tags within 10 business days of notification from DBR that the requested tags are available for pick-up.
- C. Except as specifically set forth herein, this emergency regulation does not alter any other requirements, restrictions, or provisions under the MMP Regulations or the Act.

- D. This regulation has been promulgated as an emergency regulation pursuant to and in accordance with the requirements of R.I. Gen. Laws § 42-35-2.10. The “Effective Period” of this emergency regulation is as follows: This emergency regulation became effective upon and as of the date of signature by the director of DBR and the governor or the governor’s designee. This regulation shall remain in force and effect until the earlier to occur of: (1) expiration of the period equal to one hundred twenty (120) days from such effective date, and any renewal thereof for a period not exceeding sixty (60) days; and (2) repeal of this regulation by DBR.