

9810.0200 DEFINITIONS.

Subpart 1. **Scope.** For the purposes of this chapter, the terms defined in Minnesota Statutes, chapter 342, have the meanings given them.

Subp. 2. **Acceptance criteria.** "Acceptance criteria" means the conditions that must be satisfied for a product to be accepted.

Subp. 3. **AOAC International.** "AOAC International" means the Association of Official Analytical Collaboration International.

Subp. 4. **Authorized event retailer.** "Authorized event retailer" means any licensed retailer authorized by the office to make retail sales at a cannabis event.

Subp. 5. **Authorized personnel.** "Authorized personnel" means one or more individuals authorized or assigned by the regulated business or the business's designee to perform a specific type of duty or to be at a specific location.

Subp. 6. **Cannabis clone.** "Cannabis clone" means a cannabis plant that is propagated from a cannabis cutting.

Subp. 7. **Cannabis cultivator.** "Cannabis cultivator" means a person, cooperative, or business authorized by the office to cultivate cannabis plants for sale.

Subp. 8. **Cannabis cutting.** "Cannabis cutting" means the vegetative material removed from a cannabis mother plant that is intended to be used for propagation, including plant tissue for use in tissue culture.

Subp. 9. **Cannabis delivery vehicle.** "Cannabis delivery vehicle" means a motor vehicle used by a cannabis delivery service to transport regulated products to a customer, patient, or designated caregiver.

Subp. 10. **Cannabis mother plant.** "Cannabis mother plant" means a female cannabis plant intentionally maintained in a nonflowering vegetative state for the purpose of producing cannabis cuttings.

Subp. 11. **Cannabis retailer.** "Cannabis retailer" means a cannabis business, as defined in Minnesota Statutes, section 342.01, subdivision 14, that holds:

- A. a valid cannabis license;
- B. a retail endorsement; and
- C. a retail registration with the appropriate local unit of government.

Subp. 12. **Cannabis seedling.** "Cannabis seedling" means a germinated seed that:

- A. originates from a cannabis plant;
- B. has no flowers; and

C. is no more than eight inches in height.

Subp. 13. **Cannabis transport vehicle.** "Cannabis transport vehicle" means a vehicle used by a cannabis transporter to transport regulated products to a license holder.

Subp. 14. **Cannabis volunteer.** "Cannabis volunteer" means any individual whose scope of work involves that of a cannabis worker, but who does not, and is not required under applicable local, state, or federal law to, receive compensation for those services.

Subp. 15. **Cannabis waste.** "Cannabis waste" means discarded cannabis materials created from the cultivation, harvesting, processing, manufacturing, packaging, storage, transport, delivery, or sale of products of the cannabis industry or the hemp consumer industry.

Subp. 16. **Caregiver.** "Caregiver" means a patient's registered designated caregiver or a patient's parent, legal guardian, or spouse acting as a registered designated caregiver.

Subp. 17. **Certificate holder.** "Certificate holder" means a person who has completed the requisite application and training requirements and has been certified as a medical cannabis consultant by the office.

Subp. 18. **Certified medical cannabis consultant.** "Certified medical cannabis consultant" means a certificate holder who is employed by a cannabis business that has a medical cannabis endorsement.

Subp. 19. **Crop input.** "Crop input" means any substance other than water that is applied to or used in the cultivation of a cannabis plant for the purposes of pest control, plant health, or plant growth management. Crop input includes pesticides, fungicides, plant regulators, fertilizers, soil amendments, plant amendments, and other agricultural products regulated by the Department of Agriculture.

Subp. 20. **Customer.** "Customer" means an individual making a purchase from a licensee that holds a retail license or retail endorsement.

Subp. 21. **Delivery route.** "Delivery route" means a trip from the retail location where a sale originates to a customer delivery location.

Subp. 22. **Dwelling.** "Dwelling" means a physical structure where people live, such as a house, an apartment, or another type of residential structure.

Subp. 23. **Elements of a crime.** "Elements of a crime" means the component parts of a crime that a prosecutor must prove to a judge or jury in order to convict a person of the crime.

Subp. 24. **Excipient.** "Excipient" means an inert substance formulated alongside an active ingredient.

Subp. 25. **Growth phase.** "Growth phase" means the designation of stages of development of a live cannabis plant as a seedling, immature plant, vegetative plant, and flowering plant.

Subp. 26. **Hazardous cannabis waste.** "Hazardous cannabis waste" means cannabis waste that meets the definition of hazardous waste in Minnesota Statutes, section 116.06, subdivision 11.

Subp. 27. **Homogenized composite batch sample.** "Homogenized composite batch sample" means a representative sample as defined in subpart 52 that is homogenized prior to sample analysis.

Subp. 28. **IEC.** "IEC" means the International Electrotechnical Commission.

Subp. 29. **Immature cannabis plant.** "Immature cannabis plant" means any nonflowering plant of the genus *Cannabis*. Immature cannabis plant includes a cannabis clone, a cannabis cutting, a cannabis seedling, and a cannabis mother plant. Immature cannabis plant does not include industrial hemp as defined in Minnesota Statutes, chapter 18K.

Subp. 30. **Ingestible cannabis product.** "Ingestible cannabis product" means a cannabis product designed to be orally ingested, such as a food product or drink infused with cannabis or a cannabis product that is intended to be swallowed.

Subp. 31. **In-process product.** "In-process product" means a regulated product that has been transformed from raw cannabis or hemp but has not yet become the final form in which the product will be sold to consumers.

Subp. 32. **ISO.** "ISO" means the International Organization for Standardization.

Subp. 33. **Kief.** "Kief" means the granular excess plant material and loose trichomes resulting from the grinding, sifting, or other manufacturing of dried cured cannabis flower or plants.

Subp. 34. **Limited-access area.** "Limited-access area" means an area of a cannabis business that is accessible only by individuals who are over 21 years of age.

Subp. 35. **Lower-potency hemp retailer.** "Lower-potency hemp retailer" means a hemp business, as defined in Minnesota Statutes, section 342.01, subdivision 34, that holds a valid lower-potency hemp edible retail license.

Subp. 36. **Manufacturing.** "Manufacturing" means the process by which cannabis flower or plants, cannabis concentrates, artificially derived cannabinoids, hemp plant parts, or hemp concentrates are prepared into usable consumer products or products intended for further processing.

Subp. 37. **Manufacturing facility.** "Manufacturing facility" means the building or area in which useable or consumable cannabis and hemp products are processed or otherwise prepared to be useable or consumable products.

Subp. 38. **Marketing layer.** "Marketing layer" means the outermost layer of a retail sale container that is predominantly apparent and visible, such as a box or bag that another container containing saleable cannabis product or cannabis flower is in. If the container consists of only a single layer, then the outer surface of the container is the marketing layer.

Subp. 39. **Mature cannabis plant.** "Mature cannabis plant" means any flowering plant of the genus *Cannabis*. Mature cannabis plant does not include industrial hemp as defined in Minnesota Statutes, chapter 18K.

Subp. 40. **Medical cannabis retailer.** "Medical cannabis retailer" means a cannabis medical combination business or a cannabis business with a medical cannabis retail endorsement to provide

medical cannabis flower, medical cannabinoid products, and medical cannabis paraphernalia to a patient or designated caregiver.

Subp. 41. **Nonhazardous cannabis waste.** "Nonhazardous cannabis waste" means cannabis waste that does not meet the definition of hazardous waste in Minnesota Statutes, section 116.06, subdivision 11.

Subp. 42. **Office.** "Office" means the Office of Cannabis Management.

Subp. 43. **Outdoor mixed-light facility.** "Outdoor mixed-light facility" means a hoop house, greenhouse, or other structure with nonrigid walls that uses natural light, in whole or in part, for cultivation.

Subp. 44. **Patient household.** "Patient household" means the residence in which at least one patient resides.

Subp. 45. **Patient self-evaluation.** "Patient self-evaluation" or "self-evaluation" means the assessment of patient symptom management and side effects throughout the patient's medical cannabis treatment collected by the office as part of the research evaluation under Minnesota Statutes, section 342.54, subdivision 3.

Subp. 46. **Person subject to guardianship.** "Person subject to guardianship" has the meaning given in Minnesota Statutes, section 524.5-102, subdivision 13b.

Subp. 47. **Pharmacist.** "Pharmacist" means a pharmacist licensed under Minnesota Statutes, chapter 151.

Subp. 48. **Point-of-sale system.** "Point-of-sale system" means the combination of hardware, software, and payment services operated by a business to process payments for the purchase of goods and services.

Subp. 49. **Propagation.** "Propagation" means the activity of growing cannabis plants from a cannabis seed, an immature cannabis plant, or another cannabis plant source.

Subp. 50. **Regulated products.** "Regulated products" means all products subject to regulation by the office, including cannabis plants, cannabis flower, medical cannabis flower, cannabis products, artificially derived cannabinoids, lower-potency hemp edibles, hemp-derived consumer products, and hemp-derived topical products.

Subp. 51. **Remediation.** "Remediation" means any process that removes or reduces the level of contaminant or excess cannabinoid in a batch of any product regulated under Minnesota Statutes, chapter 342.

Subp. 52. **Representative sample.** "Representative sample" means a small portion of a larger sample or product that accurately reflects the characteristics of the entire sample or product.

Subp. 53. **Responsible worker.** "Responsible worker" means a worker who is in charge of ensuring that a task is completed and recorded in the statewide monitoring system.

Subp. 54. **Restricted-access area.** "Restricted-access area" means an area of a cannabis business that is accessible only to authorized cannabis workers.

Subp. 55. **Retail area.** "Retail area" means the space within a cannabis business or hemp business used to conduct retail sales.

Subp. 56. **Retail sale.** "Retail sale" means a transfer of products from a retailer to a customer, patient, or designated caregiver.

Subp. 57. **Retailer.** "Retailer" means any cannabis retailer, medical cannabis combination business operating a retail location, or lower-potency hemp retailer that holds a valid applicable retailer license.

Subp. 58. **Saleable cannabis product.** "Saleable cannabis product" means a manufactured cannabis product that is prepared for sale.

Subp. 59. **Sample.** "Sample" means a sample of products sold by the retailer that is not for sale and is displayed for customers to observe and smell.

Subp. 60. **Security event.** "Security event" means any potential or actual unauthorized access or compromise of a cannabis business's physical location or electronic systems.

Subp. 61. **Smokeable cannabis product.** "Smokeable cannabis product" means a product containing cannabis flower or cannabis concentrate consumed by combustion or vaporization and inhalation of smoke, aerosol, or vapor from the product.

Subp. 62. **Solvent.** "Solvent" means a substance that is capable of solubilizing cannabinoids extracted from cannabis or hemp plants.

Subp. 63. **System administrator.** "System administrator" means an individual who is an owner or employee of a cannabis business and manages access to the statewide monitoring system and access permissions for all other employees of the cannabis business.

Subp. 64. **System inventory.** "System inventory" means a cannabis business's inventory of all regulated products.

Subp. 65. **System user.** "System user" means an individual who is an owner or employee of a cannabis business, other than a system administrator, and is permitted to access the statewide monitoring system.

Subp. 66. **Terpene profile.** "Terpene profile" means the specific combination and concentration of terpenes.

Subp. 67. **THC.** "THC" means tetrahydrocannabinol.

Subp. 68. **Tincture.** "Tincture" means a solution that is:

A. derived either directly from a hemp or cannabis plant or from a manufactured hemp or cannabis extract;

B. dissolved in glycerin, food-grade oils, or other food-grade solvents; and

C. intended to be consumed through oral administration.

Subp. 69. **Trim.** "Trim" means cannabis plant material that is intentionally removed as part of the cultivation process.

Subp. 70. **Vegetative plant.** "Vegetative plant" means a cannabis plant that is over eight inches in height but has no observable buds or flowers.

Subp. 71. **Volunteer cannabis plant.** "Volunteer cannabis plant" means a cannabis plant that results from a seed or root that is not intentionally planted or grown.

Subp. 72. **Wholesale distribution.** "Wholesale distribution" means the distribution of product between cannabis businesses or hemp businesses in the stages of cannabis or hemp production. Wholesale distribution excludes transfers between physical locations operating under a single ownership structure or single license issued by the office.

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