

9810.2600 DELIVERY.

Subpart 1. **General requirements.** A cannabis business holding a valid cannabis delivery license must establish a standard operating procedure to ensure that the business complies with part 9810.1100 and Minnesota Statutes, chapters 221 and 342. A cannabis business holding a valid delivery license must comply with all commercial vehicle requirements imposed by the Department of Public Safety, the Department of Commerce, and the Department of Revenue.

Subp. 2. **Delivery limits.** A delivery driver may not transport more than \$5,000 worth of regulated products on a single delivery route.

Subp. 3. **Operational requirements for delivery businesses.**

A. Drivers of delivery vehicles must possess a valid Minnesota driver's license.

B. Any vehicle used by a cannabis delivery license holder must:

(1) be in working condition, with no defects that prevent the vehicle from being operated in a manner that complies with all applicable traffic and safety laws;

(2) have a security system to prevent the theft of cannabinoid products; and

(3) carry the amount of insurance required by the Department of Transportation, Department of Commerce, or applicable federal regulations.

C. Drivers of delivery vehicles may only make deliveries of regulated products on behalf of a cannabis business with a retail license or an endorsement to a customer who has paid for the product before the delivery.

D. For each delivery of regulated products, a driver must have a shipping manifest that includes:

(1) the customer's name;

(2) the address of the customer receiving the delivery;

(3) the form of identification that the customer provided to the driver;

(4) the identification number on the government-issued form of identification provided by the customer to the driver;

(5) the name of the delivery driver;

(6) the vehicle's time of departure from the cannabis business where the sale was initiated;

(7) the time of the delivery of the cannabinoid product to the customer; and

(8) a description of the delivered cannabinoid product, including the type of product, amount, and weight.

E. A driver must deliver a cannabinoid product to a customer in person. A delivery driver must verify that a cannabinoid product was received by the customer whose name is on the order. Before taking physical possession of a delivered cannabinoid product, a customer must:

- (1) provide the driver with government-issued photo identification; and
- (2) sign the shipping manifest or delivery record.

F. A delivery driver must not deliver a cannabinoid product to a customer if:

- (1) the delivery driver is unable to verify the identity of the receiving customer;
- (2) the customer does not sign the shipping manifest or delivery record;
- (3) the cannabis business has not received payment for the product before the delivery;

or

(4) the customer is a patient or designated caregiver and has not provided evidence of the patient's registry enrollment to the cannabis business before the delivery.

G. A delivery driver must immediately report a failed delivery to the cannabis business originating the sale. The delivery driver must ensure that all undeliverable products are returned to the retailer and provide details of the failed delivery to the cannabis business, including:

- (1) the time that the driver attempted to complete the delivery; and
- (2) the reason that the driver was unable to complete the delivery.

H. A cannabis business must enter the details of each delivery of a regulated product to a customer in the statewide monitoring system.

Subp. 4. **Other regulated products in vehicle.** During the delivery of a regulated product to a customer, a delivery driver must not have any other regulated product that was not ordered by a customer in the delivery vehicle.

Statutory Authority: *MS s 342.02*

History: *49 SR 1143*

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