

9810.5000 LOCAL GOVERNMENTS.

Subpart 1. **Expedited complaints.** A local government that believes a licensed cannabis business within its jurisdiction is in violation of this chapter or Minnesota Statutes, chapter 342, may request an inspection by the office by giving the office notice via the online complaint form. If the online complaint form is offline, a local government may submit an email complaint to the office's director.

Subp. 2. Complaint process.

A. A local unit of government may file an expedited complaint with the office according to Minnesota Statutes, section 342.13, using the complaint method identified on the office's website. The office must issue to the local unit of government an expedited complaint report, once the office's investigation is complete, detailing its findings. If the office determines that an inspection is not necessary, the office must notify the local unit of government of that decision as part of the office's expedited complaint report.

B. If a local unit of government suspends a cannabis or hemp business's retail registration, it must notify the office using the reporting method identified on the office's website. The office must issue to the local unit of government a suspension of registration review report, once the office's investigation is complete, detailing its findings.

Subp. 3. Retail registration caps.

A. Pursuant to Minnesota Statutes, section 342.13, paragraphs (i) and (j), a local unit of government may limit the number of retail registrations issued within its jurisdiction. For purposes of determining a cap:

(1) the population of a city and county must be determined based on the most recent population estimates from the state demographer; and

(2) a city that delegates its authority to issue retail registrations under Minnesota Statutes, section 342.22, subdivision 1, must notify the office on the form provided on the office website.

B. A local unit of government may include in its count of active retail registrations any retail locations operating under:

(1) a Tribal compact entered into under Minnesota Statutes, section 3.9224 or 3.9228; or

(2) a Tribally issued license or registration.

Subp. 4. Local approval. Local units of government responsible for issuing retail registrations must:

A. notify the office of the person, persons, or officer designated to provide the office notice of local approval through the statewide monitoring system; and

B. notify the office of any delegation of registration authority under Minnesota Statutes, section 342.22.

Statutory Authority: *MS s 342.02*

History: *49 SR 1143*

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