



TECHNICAL BULLETIN

February 8, 2023
Supersedes March 21, 2022

Approval for Remediation Transfers

The intent of this technical bulletin is to provide clarification on the approval processes for the transfer of failed marijuana for remediation and the transfer of failed marijuana between equivalent licenses.

Protocol to Obtain Approval for Remediations

Rule 6 in the Sampling and Testing Rule Set - R 420.306

- (1) A laboratory may test marijuana product that has failed initial safety testing.
- (2) A failed marijuana product must pass 2 separate tests with new samples consecutively to be eligible to proceed to sale or transfer.
- (3) Products that failed testing for *Aspergillus* may be remediated after subsequent testing for mycotoxins in accordance with R 420.305(3)(h).
- (4) The agency may publish a remediation protocol including, but not limited to, the sale or transfer of marijuana product after a failed safety test as provided in these rules.
- (5) The marijuana business that provided the sample is responsible for all costs involved in a retest.

When marijuana product fails testing, a licensee has three options for the failed marijuana product.

Option 1 – Retest

- For the batch to be eligible to be removed from quarantine and proceed to sale or transfer, the failed product must pass two separate retests.
- Failed product can be retested until passing results are obtained.

Option 2 – Remediate

- Failed marijuana product may be remediated unless otherwise prohibited by the CRA.
- Remediated product must pass two consecutive retests to confirm that contaminants have been appropriately remediated and are not present in concentrations or levels exceeding the CRA action limit.
- After flower (buds and shake/trim) is remediated, it must be retested for potency.
- After extracted product is remediated, it must be retested for residual

More information on the CRA can be found at the agency's [website](#).



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- All products that are remediated must be marked as remediated in the Metrc system.
- Failed product can be remediated/retested until passing results are obtained.

Option 3 – Destruction

- Destruction must be done in compliance with the administrative rules. See R420.211, Marijuana product destruction and waste management for specifics.

Standard Remediation Protocol

All remediation requests must be submitted to the CRA for approval. To request approval to remediate eligible marijuana products, a licensee must do the following:

1. Email CRA-Compliance@michigan.gov with the subject line “Request for Remediation”, including a spreadsheet which includes the information below:
 - License number and name of submitting facility
 - License number and name of receiving facility
 - Metrc package tag number
 - Product testing status and test failure information for all failures (example package XYZ failed for Total Coliforms 20,000 CFU/g)
 - Remediation method
 - Total quantity for each package with a sum of the total quantity from all packages.
2. Wait to receive CRA approval. A licensee is not authorized to remediate product without CRA approval. The licensee will receive approval notification from the CRA via email within 72 business hours from the time the request is received by the CRA.
3. Once approved, the licensee is authorized to transfer the failed product for remediation. The approval will allow the licensee to send product in a “Test Failed/Retest Failed” status. If the status is “TestingInProgress” due to R&D testing, the licensee may request a status update by contacting Metrc support (Support@Metrc.com).

Questions can be sent to the Cannabis Regulatory Agency Operations Support Section via email at CRA-Compliance@michigan.gov.

More information on the CRA can be found at the agency's [website](#).