

Retail Delivery Requirements per Rule 57 of the Michigan Regulation and Taxation of Marijuana Act (MRTMA)

The authorization granted to a marijuana retailer to engage in delivery pursuant to MRTMA Emergency Rules may be denied, suspended, or withdrawn by the Marijuana Regulatory Agency (MRA). The marijuana retailer may be subject to other sanctions and fines as provided in the act and these rules.

Requirement Checklist:

Retailer confirms the following under MRTMA Emergency Rule 57:

- Retailer's plan or procedure to verify the delivery address.
 - Validation that the address for delivery of a marijuana product is the residential address or at the address of a designated consumption establishment provided by the customer at the time the order for the marijuana product was placed.
- Retailer's plan or procedure for age verification.
 - Confirmation that the customer presented their valid driver's license or government-issued ID bearing a photographic image of the customer to verify he or she is 21 years of age or older at the time of delivery.
 - Confirmation that the individual who accepts delivery of the marijuana product is the individual who placed the order.
- Retailer's plan or procedure for obtaining and documenting customer consent for retail delivery services.
- Retailer's plan or procedure for accepting payment: cash payment upon delivery or online payment at the time of ordering.
- Retailer's plan or procedure that establishes the amount of money a delivery employee can have on his or her person at any one time during the delivery process.

Marijuana Product Sales:

- All transactions must be entered into the statewide monitoring system.
- Ensure no single transaction to a customer exceeds 2.5 ounces of marijuana; not more than 15 grams of marijuana may be in the form of marijuana concentrate.

Marijuana Delivery Employees:

- Retail delivery employees must meet the requirements of Rule 56 and must be employees of the retail establishment.
 - The employee must be 21 years or older to deliver marijuana product for sale or transfer.

- The employee cannot be employed as a home or delivery employee for multiple marijuana retailers, provisioning centers, or marijuana microbusinesses.
- The delivery employee must carry a copy of the following information:
 - The employee identification number required under Rule 56
 - The marijuana retailer license number
 - The address of the marijuana retailer licensee
 - Contact information of the marijuana retailer licensee
 - Copy of the marijuana delivery log
- The delivery employee must have access to a secure form of communication with the marijuana retailer licensee (such as a cell phone) at all times in the vehicle or on his or her person.
- The delivery employee must maintain a physical or electronic copy of the delivery request during the delivery and make the delivery request available to the MRA upon request.
- The delivery employee must not leave marijuana product in an unattended motor vehicle, unless the motor vehicle is locked and equipped with an active vehicle alarm system.
- The delivery employee's vehicle must contain a global positioning system (GPS) device for identifying the geographic location of the delivery vehicle. The device must be either permanently or temporarily affixed to the delivery vehicle while the delivery vehicle is in operation, and the device must always remain active and in the possession of the delivery employee during delivery.
- At all times, the marijuana retailer must be able to identify the geographic location of all delivery vehicles and delivery employees who are making deliveries for the marijuana retailer and shall provide that information to the MRA upon request.
- A delivery employee must travel only from the marijuana retailer's licensed establishment to the delivery addresses and back to the marijuana retailer.
 - No more than 10 deliveries per trip before returning to the marijuana retailer.
 - No more than 15 ounces of marijuana or more than 60 grams of marijuana concentrate may be in the delivery vehicle at one time.
 - The delivery employee must not deviate from the delivery paths or limits, except in the case of an emergency that is reported to the marijuana retailer and documented on the delivery log.
 - A delivery employee may refuel a vehicle that is reported and documented on the delivery log.
- While making deliveries, a delivery employee must not carry marijuana product valued in excess of the amount of the customer's delivery of the marijuana product at any time.
- The delivery employee must store the marijuana product in a secured compartment and must be packaged separately for each delivery order. Each

delivery order must be clearly marked and latched or locked in a manner to keep all contents secured within.

Maintained Records Made Available to the MRA Upon Request:

- Records for any vehicle used for delivery must include:
 - Make/Model/Color
 - Vehicle Identification Number
 - License Plate number
 - Vehicle registration
- Confirmation that the customer presented his or her valid driver's license or government issued ID with a photo of the customer to verify that the customer is 21 years of age or older at the time of delivery.
- Validation that the address for delivery of marijuana product is the residential address or at the address of a designated consumption establishment provided by the customer at the time of the order.
- Documentation that the customer has consented to the delivery of the marijuana product.

Marijuana Product Transport:

- The process of delivery begins when the delivery employee leaves the marijuana retailer's marijuana establishment with the marijuana product for delivery. The process of delivery ends when the delivery employee returns to the marijuana retailer's licensed marijuana establishment after delivering the marijuana product to the customer.
- All deliveries must be performed in a timely manner, within the business hours of the marijuana retailer.
- All transactions must be completed in one business day and any money collected during the delivery process must be returned to the marijuana retailer.
- The marijuana retailer must maintain records for each delivery of marijuana product in a delivery log, which may be a hard copy or electronic format, and make the delivery log available to the MRA upon request. For each delivery, the delivery log must record the following:
 - Date and time the delivery began and ended
 - Name of the delivery employee
 - Amount of marijuana product allowed to be possessed for delivery
 - Lot number and name of the strain of the marijuana product;
 - Signature of the customer who accepted the delivery
 - Any deviation made to the manifest

Emergency Contingencies:

- The marijuana retailer must notify the MRA, state police, or local law enforcement of any theft, loss of marijuana product, or criminal activity.