



ADVISORY BULLETIN

March 20, 2020

UPDATED **Contingency Planning: Steps to Take If METRC is** **Unavailable to Record Transactions**

In order to ensure the continued operation of licensed businesses, the MRA is putting in place contingency protocols. These protocols are meant to serve in unlikely, worst-case scenarios. The below advisory details what should happen in the unlikely event that the METRC track-and-trace system is unable to record transactions.

The Medical Marijuana Facilities Licensing Act (MMFLA) and the Michigan Regulation and Taxation of Marijuana Act (MRTMA) require marijuana facilities and establishments to enter all transactions into the statewide monitoring system (METRC), specifically, the Administrative and Emergency Rules listed below:

R333.233(5) – A marijuana facility shall enter in the statewide monitoring system all transactions including, but not limited to, current inventory. These records must be maintained and made available to the MRA upon request.

R 333.274 (3) – A Provisioning Center shall enter all transactions, current inventory, and other information required by these rules in the statewide monitoring system in compliance with the act, marijuana tracking act, and these rules. The Provisioning Center shall maintain appropriate records of all sales or transfers under the act and these rules and make them available to the MRA through its investigators, agents, auditors, or the state police upon request.

Rule 24 (6) – A Marijuana Grower must enter all transactions, current inventory, and other information into the statewide monitoring system as required in these rules.

Rule 25 (2)(b) – The Marijuana Processor enters each transfer into the statewide monitoring system.

Rule 50 (2) – A Marijuana Retailer shall enter all transactions, current inventory, and other information required by these rules in the statewide monitoring system in compliance with the act and these rules. The Marijuana Retailer shall maintain appropriate records of all sales or transfers under the act and these rules and make them available to the MRA upon request.

In the event any licensed facility or establishment is unable to record transactions into the statewide monitoring system – and has received notification of METRC issues from the MRA – they should proceed under the following guidance:

This advisory bulletin does not constitute legal advice and is subject to change. Licensees are encouraged to seek legal counsel to ensure their operations comply with all applicable laws and rules.



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- Licensees should record the transfers or transactions during this time outside of the METRC system either within their own third-party system used to integrate with METRC or a stand-alone tracking system.
- Licensees will need to record all the information normally recorded within METRC during transfers and transactions including but not limited to licensee number, package source tag number, package number, patient number, caregiver number, amount from purchase, date and time of purchase or transfer.
- Licensees must update METRC with all transfer and transaction information within 24 hours of system restoration.
- Licensees must review the data uploaded to METRC and determine if there were any over-sales transactions to include sales over 2.5 ounces of marijuana in one day or 10 ounces of marijuana in 30 days. If there were any sales that exceeded the allowable amount for purchase, the licensee must submit the sale information to the MRA within 72 hours at MRA-Compliance@michigan.gov.

This plan is for contingency purposes only. You can contact METRC Support via email at support@metrc.com or phone (877-566-6506) for any questions or to report any issues that arise.

A complete copy of the Administrative and Emergency Rules and additional information about the MRA can be found at www.michigan.gov/MRA. Questions can be sent to the Marijuana Regulatory Agency Operation Support Section via email at MRA-Compliance@michigan.gov.