

Annual Administrative Code Supplement
2022 Edition

DEPARTMENT OF LABOR AND ECONOMIC OPPORTUNITY

WORKERS' DISABILITY COMPENSATION AGENCY

WORKERS' COMPENSATION HEALTH CARE SERVICES

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R 418.10101
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Source: 2014 AACS.

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Source: 2010 AACS.

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Source: 2021 AACS.

R 418.101003a
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Source: 2014 AACS.

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R 418.101005
Source: 2017 AACS.

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Source: 2014 AACS.

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Source: 2015 AACS.

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Source: 2005 AACS.

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Source: 2018 AACS.

R 418.101502

Source: 2007 AACS.

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Source: 2009 AACS.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

MARIJUANA REGULATORY AGENCY

MARIHUANA LICENSES

R 420.1 Definitions.

Rule 1. (1) As used in these rules:

- (a) "Acts" refers to the medical marihuana facilities licensing act, 2016 PA 281, MCL 333.27101 to 333.27801, and the Michigan Regulation and Taxation of Marihuana Act, 2018 IL 1, MCL 333.27951 to 333.27967, when applicable.
- (b) "Agency" means the marijuana regulatory agency.
- (c) "Applicant" means a person who applies for a marihuana license, subject to paragraphs (i) and (ii) of this subdivision:

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(i) For purposes of this definition, an applicant includes a managerial employee of the applicant, a person holding a direct or indirect ownership interest of more than 10% in the applicant, and the following for each type of applicant:

(A) For an individual or sole proprietorship: the proprietor and spouse.

(B) For a partnership and limited liability partnership: all partners and their spouses.

(C) For a limited partnership and limited liability limited partnership: all general and limited partners, not including a limited partner holding a direct or indirect ownership interest of 10% or less who does not exercise control over or participate in the management of the partnership, and their spouses.

(D) For a limited liability company: all members and managers, not including a member holding a direct or indirect ownership interest of 10% or less who does not exercise control over or participate in the management of the company, and their spouses.

(E) For a privately held corporation: all corporate officers or persons with equivalent titles and their spouses, all directors and their spouses, all stockholders, not including those holding a direct or indirect ownership interest of 10% or less, and their spouses.

(F) For a publicly held corporation: all corporate officers or persons with equivalent titles and their spouses, all directors and their spouses, all stockholders, not including those holding a direct or indirect ownership interest of 10% or less, and their spouses.

(G) For a multilevel ownership enterprise: any entity or person that receives or has the right to receive more than 10% of the gross or net profit from the enterprise during any full or partial calendar or fiscal year.

(H) For a nonprofit corporation: all individuals and entities with membership or shareholder rights in accordance with the articles of incorporation or the bylaws and their spouses.

(I) For a trust: trustees, any individual or body able to control and direct the affairs of the trust, and any beneficiary who receives or has the right to receive more than 10% of the gross or net profit of the trust during any full or partial calendar or fiscal year and their spouses.

(ii) For purposes of this definition, an applicant does not include:

(A) A person who provides financing to an applicant or licensee under a bona fide financing agreement at a reasonable interest rate unless the person exercises control over or participates in the management of the marijuana business.

(B) A franchisor who grants a franchise to an applicant, if the franchisor does not have the right to receive royalties based upon the sale of marijuana or marijuana-infused products by the applicant who is a franchisee. Nothing in this subrule shall be construed to preclude a franchisor from charging an applicant who is a franchisee a fixed fee. As used in this definition, the terms “franchise,” “franchisor,” and “franchisee” have the meanings set forth in section 2 of the franchise investment law, 1974 PA 269, MCL 445.1502.

(C) A person receiving reasonable payment for rent on a fixed basis under a bona fide lease or rental obligation unless the person exercises control over or participates in the management of the marijuana business.

(D) A person receiving reasonable payment under a licensing agreement or contract approved by the agency concerning the licensing of intellectual property including, but not limited to, brands and recipes.

(E) A person who receives a percentage of profits as an employee if the employee does not meet the definition of “managerial employee” and the employee does not receive more than 10% of the gross or net profit from the licensee during any full or partial calendar or fiscal year.

(F) A person who receives a bonus as an employee if the employee is on a fixed wage or salary and the bonus is not more than 25% of the employee’s pre-bonus annual compensation or if the bonus is based upon a written incentive/bonus program that is not out of the ordinary for the services rendered.

(d) “Building” means a combination of materials forming a structure affording facility, establishment, or shelter for use or occupancy by individuals or property. Building includes a part or parts of the building and all equipment in the building. A building does not include a building incidental to the use for agricultural purposes of the land on which the building is located.

(e) “Bureau of fire services” or “BFS” means the bureau of fire services in the department of licensing and regulatory affairs.

(f) “Common ownership” means 2 or more state licenses or 2 or more equivalent licenses held by one person under the Michigan Regulation and Taxation of Marijuana Act.

(g) “Complete application” means an application that includes all of the information required in R 420.2 to R 420.5 and R 420.7 to R 420.10.

(h) “Department” means the department of licensing and regulatory affairs.

(i) “Designated consumption establishment” means a commercial space that is licensed by the agency and authorized to permit adults 21 years of age and older to consume marijuana products at the location indicated on the state license issued under the Michigan Regulation and Taxation of Marijuana Act.

(j) “Director” means the director of the department of licensing and regulatory affairs or his or her designee.

(k) “Employee” means a person performing work or service for compensation. “Employee” does not include individuals

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providing trade or professional services who are not normally engaged in the operation of a marihuana business.

- (l) “Equivalent licenses” means any of the following held by a person:
 - (i) A marihuana grower license of any class issued under the Michigan Regulation and Taxation of Marihuana Act and a grower license, of any class, issued under the medical marihuana facilities licensing act.
 - (ii) A marihuana processor license issued under the Michigan Regulation and Taxation of Marihuana Act and a processor license issued under the medical marihuana facilities licensing act.
 - (iii) A marihuana retailer license issued under the Michigan Regulation and Taxation of Marihuana Act and a provisioning center license issued under the medical marihuana facilities licensing act.
 - (iv) A marihuana secure transporter license issued under the Michigan Regulation and Taxation of Marihuana Act and a secure transporter license issued under the medical marihuana facilities licensing act.
 - (v) A marihuana safety compliance facility license issued under the Michigan Regulation and Taxation of Marihuana Act and a safety compliance facility license issued under the medical marihuana facilities licensing act.
- (m) “Excess marihuana grower” means a license issued to a person holding 5 class C marihuana grower licenses and licensed to cultivate marihuana and sell or otherwise transfer marihuana to marihuana establishments.
- (n) “Immature plant” means a nonflowering marihuana plant that is no taller than 8 inches from the growing or cultivating medium and no wider than 8 inches produced from a cutting, clipping, tissue culture, or seedling that is in a growing or cultivating medium or in a growing or cultivating container.
- (o) “Limited access area” means a building, room, or other contiguous area of a marihuana business where marihuana is grown, cultivated, stored, weighed, packaged, sold, or processed for sale and that is under the control of the licensee.
- (p) “Managerial employee” means those employees who have the ability to control and direct the affairs of the marihuana business or have the ability to make policy concerning the marihuana business, or both.
- (q) “Marihuana business” means a marihuana facility under the medical marihuana facilities licensing act, or a marihuana establishment under the Michigan Regulation and Taxation of Marihuana Act, or both.
- (r) “Marihuana business location plan” means a marihuana facility plan under the medical marihuana facilities licensing act, or a marihuana establishment plan under the Michigan Regulation and Taxation of Marihuana Act, or both.
- (s) “Marihuana establishment” means a marihuana grower, marihuana safety compliance facility, marihuana processor, marihuana microbusiness, marihuana retailer, marihuana secure transporter, or any other type of marihuana-related business licensed by the agency under the Michigan Regulation and Taxation of Marihuana Act.
- (t) “Marihuana event organizer” means a person licensed to apply for a temporary marihuana event license under these rules.
- (u) “Marihuana facility” means a location at which a licensee is licensed to operate under the medical marihuana facilities licensing act.
- (v) “Marihuana license” means a state operating license issued under the medical marihuana facilities licensing act, or a state license issued under the Michigan Regulation and Taxation of Marihuana Act, or both.
- (w) “Marihuana product” means marihuana or a marihuana-infused product, or both, as those terms are defined in the acts unless otherwise provided for in these rules.
- (x) “Marihuana tracking act” means the marihuana tracking act, 2016 PA 282, MCL 333.27901 to 333.27904.
- (y) “Marihuana transporter” means a secure transporter under the medical marihuana facilities licensing act or a marihuana secure transporter under the Michigan Regulation and Taxation of Marihuana Act, or both.
- (z) “Medical marihuana facilities licensing act” or “MMFLA” means the medical marihuana facilities licensing act, 2016 PA 281, MCL 333.27101 to 333.27801.
- (aa) “Michigan Medical Marihuana Act” means the Michigan Medical Marihuana Act, 2008 IL 1, MCL 333.26421 to 333.26430.
- (bb) “Michigan Regulation and Taxation of Marihuana Act” or “MRTMA” means the Michigan Regulation and Taxation of Marihuana Act, 2018 IL 1, MCL 333.27951 to 333.27967.
- (cc) “Proposed marihuana business” means a proposed marihuana establishment under the Michigan Regulation and Taxation of Marihuana Act or a proposed marihuana facility under the medical marihuana facilities licensing act, or both.
- (dd) “Restricted access area” means a designated and secure area at a marihuana business where marihuana products are sold, possessed for sale, or displayed for sale.
- (ee) “These rules” means the administrative rules promulgated by the agency under the authority of the medical marihuana facilities licensing act, the marihuana tracking act, the Michigan Regulation and Taxation of Marihuana Act, and Executive Reorganization Order No. 2019-2, MCL 333.27001.
- (ff) “Same location” means separate marihuana licenses that are issued to multiple marihuana businesses that are authorized to operate at a single property but with separate business suites, partitions, or addresses.
- (gg) “Special license” means a state license as described under section 8 of the Michigan Regulation and Taxation of Marihuana Act, MCL 333.27958, and issued pursuant to section 9 of that act, MCL 333.27959.
- (hh) “Stacked license” means more than 1 marihuana license issued to a single licensee to operate as a class C grower as

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specified in each license at a marihuana business under the medical marihuana facilities licensing act, or under the Michigan Regulation and Taxation of Marihuana Act, or both.

(ii) “Tag” or “RFID tag” means the unique identification number or Radio Frequency Identification (RFID) issued to a licensee by the statewide monitoring system for tracking, identifying, and verifying marihuana plants, marihuana products, and packages of marihuana product in the statewide monitoring system.

(jj) “Temporary marihuana event license” means a state license held by a marihuana event organizer under the Michigan regulation and taxation of marihuana act, for an event where the onsite sale or consumption of marihuana products, or both, are authorized at the location indicated on the state license.

(2) Terms defined in the acts have the same meanings when used in these rules unless otherwise indicated.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.2

Source: 2020 AACCS.

R 420.3 Application procedure; requirements.

Rule 3. (1) A person shall apply for a marihuana license on the form created by the agency and pay a nonrefundable application fee at the time the application is submitted. The applicant shall answer each question on the application, under oath, in its entirety. All attestations, disclosures, and information requested and required by the agency, the acts, and these rules must be submitted in the application. Failure to comply with these rules and the application requirements in the acts is grounds for denial of the application.

(2) A person may submit a partial application under these rules on the condition that it is to prequalify to complete the remaining application requirements. This application has a pending status until all application requirements in these rules are completed, or the agency denies the partial or complete application. The agency shall not issue a marihuana license at this stage of the application process. The finding of prequalification status for a pending application is valid for 2 years after the agency issues a notice of prequalification status. After 2 years has expired, the applicant may be required to submit a new application and pay a new nonrefundable application fee.

(3) A partial application filed to obtain prequalification status may be administratively withdrawn if the application was filed and has been pending for more than 1 year. After a partial application has been administratively withdrawn, the applicant may be required to submit a new application and pay a new nonrefundable application fee.

(4) The agency may request additional disclosures and documentation from an applicant. The applicant shall submit the information requested by the agency within 5 days pursuant to R- 420.5 or the application may be denied.

(5) The agency may administratively withdraw an application for a marihuana license that was submitted and has been pending for more than 1 year. After an application has been administratively withdrawn, the applicant may be required to submit a new application.

(6) The agency may administratively withdraw an amendment to any application or marihuana license if the applicant or licensee fails to respond or submit documentation to cure all deficiencies within 30 days after notice of the deficiency.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.4 Application requirements; financial and criminal background.

Rule 4. (1) Each applicant shall disclose the identity of any other person who controls, either directly or indirectly, the applicant, including, but not limited to, date of birth, government issued identification, and any other documents required by the agency.

(2) Each applicant shall disclose the financial information required in the acts and these rules on a form created by the agency, which may include the following:

(a) For an applicant seeking licensure under the MMFLA, required information may include, but is not limited to, all of the following:

(i) Financial statements regarding all of the following:

(A) A pecuniary interest.

(B) Any deposit of value of the applicant or made directly or indirectly to the applicant, or both.

(C) Financial accounts including, but not limited to, all of the following: funds, savings, checking, or other accounts including all applicable account information, such as the name of the financial institution, names of the account holders, account type, account balances, and a list of all loans types specified by the agency, amounts, securities, or lender information.

(ii) Property ownership information, including, but not limited to, deeds, leases, rental agreements, real estate trusts, or purchase agreements.

(iii) Tax information, including, but not limited to, W-2 and 1099 forms, and any other information required by the agency.

(iv) Disclosure by the applicant of the identity of any other person who meets either of the following:

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- (A) Controls, directly or indirectly, the applicant.
 - (B) Is controlled, directly or indirectly, by the applicant or by a person who controls, directly or indirectly, the applicant.
 - (v) The sources and total amount of the applicant's capitalization to operate and maintain the proposed marihuana facility in compliance with R 420.11.
 - (vi) A financial statement attested by a certified public accountant (CPA), on a form created by the agency, including a foreign-attested CPA statement, or its equivalent if applicable on capitalization pursuant to R 420.11.
 - (vii) Information on the financial ability of the applicant to purchase and maintain adequate liability and casualty insurance in compliance with R 420.10.
 - (viii) Any other documents, disclosures, or attestations created or requested by the agency that are not inconsistent with the acts or these rules.
- (b) For an applicant seeking licensure under the MRTMA all of the following may be required:
- (i) Tax information, including, but not limited to:
 - (A) W-2 forms for the most recent tax year.
 - (B) 1099 forms for the most recent tax year.
 - (ii) Any other information relevant to the application for licensure required by the agency.
- (3) Each applicant shall disclose the identity of every person having a 2.5% or greater ownership interest in the applicant with respect to which the license is sought.
- (a) If the disclosed entity is a trust, the applicant shall disclose the names and addresses of the beneficiaries.
 - (b) If the disclosed entity is a privately held corporation, the names and addresses of all shareholders, officers, and directors.
 - (c) If the disclosed entity is a publicly held corporation, the names and addresses of all shareholders holding a direct or indirect interest of greater than 5%, officers, and directors.
 - (d) If the disclosed entity is a partnership or limited liability partnership, the names and addresses of all partners.
 - (e) If the disclosed entity is a limited partnership or limited liability limited partnership, the names of all partners, both general and limited.
 - (f) If the disclosed entity is a limited liability company, the names and addresses of all members and managers.
- (4) Each applicant shall disclose the applicant's business organizational documents filed with this state, any other state, local county, or foreign entity, if applicable, including proof of registration to do business in this state and certificate of good standing from this state, any other state, or foreign entity, if applicable.
- (5) Each applicant shall disclose to the agency criminal and financial background information and regulatory compliance as provided under the acts and these rules on a form created by the agency.
- (6) Each applicant shall provide written consent to a criminal and financial background investigation as authorized under the acts and these rules.
- (7) Each applicant shall provide an attestation acknowledging that sanctions may be imposed for violations on a licensee while licensed or after the marihuana license has expired, as provided in the acts and these rules.
- (8) Each applicant shall provide an attestation affirming a continuing duty to provide information requested by the agency and to cooperate in any investigation, inspection, inquiry, or hearing.
- (9) Each applicant shall disclose any noncompliance with any regulatory requirements, all legal judgments, lawsuits, legal proceedings, charges, or government investigations, whether initiated, pending, or concluded, against the applicant, that are related to business operations, including, but not limited to fraud, environmental, food safety, tobacco, alcohol, labor, employment, worker's compensation, discrimination, and tax laws and regulations, in this state or any other jurisdiction.
- (10) Each applicant shall disclose any application or issuance of any commercial license or certificate issued in this state or any other jurisdiction that meets the requirements under the acts and these rules.
- (11) Each applicant shall provide any other documents or attestations created by, or make any disclosures requested by, the agency that are not inconsistent with the acts or these rules.
- (12) An applicant shall submit in the application any information requested and required by the acts and these rules.
- (13) Each applicant seeking licensure under the MMFLA must submit one set of fingerprints to the department of state police in accordance with section 402 of the MMFLA, MCL 333.27402.
- (14) Each applicant seeking licensure under the MRTMA shall provide an attestation acknowledging that the applicant must have a physical structure for the marihuana establishment and pass the precensure inspection within 60 calendar days of submitting a complete application to the agency. Failure to pass the precensure inspection within 60 calendar days of submitting the complete application to the agency may result in the application begin denied in accordance with R 420.12.
- (15) An applicant shall provide an attestation signed by a representative of the department of treasury and the applicant, verifying that the applicant is not delinquent in the payment of sales, excise, or any other taxes.
- (16) An applicant seeking licensure under the MRTMA shall provide a social equity plan detailing a plan to promote and encourage participation in the marihuana industry by people from communities that have been disproportionately impacted by marihuana prohibition and enforcement and to positively impact those communities.

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History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R. 420.5 Application requirements; complete application.

Rule 5. (1) A complete application for a marihuana license must include all the information required in R 420.2 to R 420.4, R 420.7 to R 420.10, and all of the following:

(a) A description of the type of marihuana business that includes all of the following:

(i) An estimate or actual number of employees.

(ii) A business plan.

(iii) The proposed location of the marihuana business.

(iv) A security plan, as required under the acts and these rules.

(b) A copy of the proposed marihuana business location plan as required under R 420.8.

(c) The disclosure of both of the following persons:

(i) For an applicant seeking licensure under the MMFLA, persons that have a beneficial interest as required in section 303(1)(g) of the MMFLA, MCL 333.27303.

(ii) For an applicant seeking licensure under the MRTMA, persons who have a direct or indirect ownership interest in the marihuana establishment.

(d) For an applicant seeking licensure under the MMFLA, confirmation of municipal compliance on an attestation form provided by the agency that ~~contains~~ includes all of the following:

(i) Written affirmation that the municipality has adopted an ordinance under section 205 of the MMFLA, MCL 333.27205, including, if applicable, a description of any limitations on the number of each type of marihuana facility.

(ii) A description of any regulations within the municipality that apply to the proposed marihuana business.

(iii) The date and signature of the clerk of the municipality or his or her designee on the attestation form attesting that the information stated in the document is correct.

(iv) The date and signature of the applicant.

(v) The name and address of the proposed marihuana ~~business facility name and address.~~

(vi) The license type of the proposed marihuana facility.

(vii) Attestation that the applicant will report any changes that occur with municipal ordinances or zoning regulations that relate to the proposed marihuana facility, any municipal facility approvals, or any violations of a municipal or zoning regulation.

(e) For an applicant seeking licensure under the MRTMA, confirmation of municipal compliance on an attestation form provided by the agency that includes all of the following:

(i) The name and address of the proposed marihuana establishment.

(ii) The license type or the proposed marihuana establishment.

(iii) The municipality where the proposed marihuana establishment is located.

(iv) The contact information for the municipality including the following at a minimum:

(A) The name of the clerk of the municipality or his or her designee.

(B) The telephone number of the clerk of the municipality or his or her designee.

(C) The email address of the clerk of the municipality or his or her designee.

(D) The mailing address of the clerk of the municipality or his or her designee.

(v) Confirmation that the municipality has not adopted an ordinance prohibiting the proposed marihuana establishment.

(vi) Confirmation that the applicant is in compliance with any ordinance the municipality has adopted relating to marihuana establishments within its jurisdiction, including zoning regulations.

(vii) Attestation that the applicant will report any changes that occur with municipal ordinances or zoning regulations that relate to the proposed marihuana establishment, any municipal establishment approvals, or any violations of a municipal or zoning regulation.

(viii) The date and signature of the applicant.

(2) Each applicant shall provide any additional information and documents requested by the agency not inconsistent with the acts and these rules.

(3) Each applicant shall provide any other documents, disclosures, or attestations created or requested by the agency that are not inconsistent with the acts and these rules.

(4) If the agency identifies a deficiency in an application, the agency shall notify the applicant and the applicant shall submit the missing information or proof that the deficiency has been corrected to the agency within 5 days of the date the applicant received the deficiency notice.

(5) The failure of an applicant to correct a deficiency within 5 days of notification by the agency may result in the denial of the application. An applicant denied under this subrule is not barred from reapplying by submitting a new application and application fee.

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History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.6 State license under the Michigan regulation and taxation of marihuana act; issuance; qualifications; ineligibility.

Rule 6. (1) The agency shall not issue a state license under the MRTMA until a complete application is submitted, the fees required under these rules are paid, and the agency determines that the applicant is qualified to receive a state license under the acts and these rules. An applicant under MRTMA must pay initial licensure fees within 10 calendar days of approval of the state license or within 90 calendar days of submitting a complete application, whichever date is first. Failure to pay the fees required under R 420.7 may be grounds for the denial of state license.

(2) An applicant is ineligible to receive a state license if any of the following circumstances exist:

(a) The applicant has a prior conviction that involved distribution of a controlled substance to a minor.

(b) The applicant has knowingly submitted an application for a state license under the MRTMA that contains false information.

(c) The applicant is an employee, advisor, or consultant of the agency involved in the implementation, administration, or enforcement of the MRTMA or these rules pursuant to section 7 of the MRTMA, MCL 333.27957.

(d) The applicant holds an elective office of a governmental unit of this state, another state, or the federal government; is a member of or employed by a regulatory body of a governmental unit in this state, another state, or the federal government, or is employed by a governmental unit of this state. This subdivision does not apply to any of the following:

(i) An elected officer of or employee of a federally recognized Indian tribe.

(ii) An elected precinct delegate.

(iii) The spouse of a person who applies for a state license unless the spouse's position creates a conflict of interest or is within any of the following:

(A) The marijuana regulatory agency.

(B) A regulatory body of a governmental unit in this state, another state, or the federal government that makes decisions regarding adult-use marijuana.

(e) The agency determines the municipality in which the applicant's proposed marihuana establishment will operate has adopted an ordinance that prohibits marihuana establishments or that the proposed establishment is noncompliant with an ordinance consistent with section 6 of the MRTMA, MCL 333.27956.

(f) The applicant will hold an ownership interest in both a marihuana safety compliance facility or in a marihuana secure transporter and in a marihuana grower, a marihuana processor, a marihuana retailer, ~~or~~ a marihuana microbusiness, or a class A marihuana microbusiness in violation of section 9 of the MRTMA, MCL 333.27959.

(g) The applicant will hold an ownership interest in both a marihuana microbusiness or a class A marihuana microbusiness and in a marihuana grower, a marihuana processor, a marihuana retailer, a marihuana safety compliance facility, or a marihuana secure transporter, in violation of section 9 of the MRTMA, MCL 333.27959.

(h) The applicant will hold an ownership interest in more than 5 marihuana growers or in more than 1 marihuana microbusiness or class A marihuana microbusiness, in violation of section 9 of the MRTMA, MCL 333.27959.

(i) The applicant fails to meet other criteria established in these rules.

(3) In determining whether to grant a state license to an applicant, the agency may also consider all of the following:

(a) Whether the applicant or anyone meeting the definition of applicant has a pattern of convictions involving dishonesty, theft, or fraud that indicate the proposed marihuana establishment is unlikely to be operated with honesty and integrity.

(b) Whether the applicant has been served with a complaint or other notice filed with any public body regarding payment of any tax required under federal, state, or local law that has been delinquent for 1 or more years.

(c) Whether the applicant has a history of noncompliance with any regulatory requirements, all legal judgments, lawsuits, legal proceedings, charges, or government investigations, whether initiated, pending, or concluded, against the applicant, that are related to business operations, including, but not limited to, fraud, environmental, food safety, labor, employment, worker's compensation, discrimination, and tax laws and regulations, in this state or any other jurisdiction.

(d) Whether the applicant meets other standards in rules applicable to the state license category.

(4) The agency shall review all applications for state licenses and inform each applicant of the agency's decision.

(5) An applicant or licensee has a continuing duty to provide information requested by the agency and to cooperate in any investigation, inquiry, or hearing conducted by the agency.

(6) A marihuana license is a revocable privilege granted by the agency and is not a property right. Granting a marihuana license does not create or vest any right, title, franchise, or other property interest. A licensee or any other person shall not lease, pledge, borrow, or loan money against a marihuana license.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.7 Application; fees; assessment.

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- Rule 7. (1) At the beginning of each state fiscal year, the agency may increase the fees collected under the MRTMA by 10% in order to pay for implementation, administration, and enforcement of that act and these rules.
- (2) An applicant for a marihuana license shall submit an application that is accompanied by the nonrefundable application fee of \$3,000.
- (3) If the costs of the investigation and processing the application exceed the application fee, the applicant shall pay the additional amount.
- (4) Additional fees for state licenses under MRTMA are listed in table 1:

TABLE 1

State License Type	Initial Licensure and Renewal Fees
Class A Marihuana Grower	\$1,200
Class B Marihuana Grower	\$6,000
Class C Marihuana Grower	\$24,000
Designated Consumption Establishment	\$1,000
Excess Marihuana Grower	\$24,000
Marihuana Event Organizer	\$1,000
Marihuana Microbusiness	\$8,300
Class A Marihuana Microbusiness	\$18,600
Marihuana Processor	\$24,000
Marihuana Retailer	\$15,000
Marihuana Safety Compliance Facility	\$15,000
Marihuana Secure Transporter	\$15,000
Temporary Marihuana Event	See R 420.26
Marihuana Educational Research	N/A

- (5) The agency shall establish and publish annually the regulatory assessment for licensees under the MMFLA pursuant to section 603 of the MMFLA, MCL 333.27603.
- (6) An applicant shall pay the initial licensure fees or regulatory assessment, if applicable, on or before the date the licensee begins operating and the renewal fee annually thereafter, pursuant to these rules.
- (7) The agency shall not issue a marihuana license until a complete application is submitted, the fees required under these rules are paid, and the agency determines that the applicant is qualified to receive a marihuana license under the acts and these rules. An applicant under the MRTMA must pay initial licensure fees within 10 calendar days of approval of the marihuana license or within 90 calendar days of submitting a complete application, whichever date is first. An applicant under the MMFLA must pay initial licensure fees within 10 calendar days of approval of the marihuana license. An applicant must pay renewal fees upon submission of the application for renewal. Failure to pay the required fee may be grounds for the denial of a marihuana license in accordance with R 420.12.

History: 2020 AACS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.8 Marihuana business location plan.

- Rule 8. (1) An applicant shall submit a marihuana business location plan for the proposed marihuana business as required in these rules and upon request by the agency. Upon the request of the agency, an applicant or licensee may be required to submit a revised marihuana business location plan.
- (2) The marihuana business location plan must include, at a minimum, all of the following:
- (a) The type of proposed marihuana business, the location of the marihuana business, a description of the municipality where the marihuana business will be located, and any of the following, if applicable:
- (i) A statement that a combination of marihuana licenses will operate as separate marihuana businesses at the same location, as provided under these rules.
- (ii) A statement in the marihuana business location plan that the applicant has or intends to apply to stack a marihuana license at the proposed marihuana business as provided under these rules.
- (iii) For an applicant seeking licensure under the MRTMA, a statement that equivalent licenses will operate at the same location.
- (b) A diagram of the marihuana business that includes, at a minimum, all of the following:
- (i) The proposed marihuana business's size and dimensions.

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- (ii) Specifications of the marihuana business.
 - (iii) Physical address.
 - (iv) Location of common entryways, doorways, and passageways.
 - (v) Public entries and exits.
 - (vi) Limited access areas and restricted access areas.
 - (vii) An indication of the distinct areas or structures for separate marihuana businesses at the same location as provided in these rules.
 - (viii) Areas designated for contactless and limited contact transactions, if the marihuana business is a marihuana sales location.
 - (c) A detailed floor plan and layout that includes, at a minimum, all of the following:
 - (i) Dimensions of the marihuana business including interior and exterior rooms.
 - (ii) Maximum storage capabilities.
 - (iii) Number of rooms.
 - (iv) Dividing structures.
 - (v) Fire walls.
 - (vi) Entrances and exits.
 - (vii) Locations of hazardous material storage.
 - (viii) Quantities of hazardous materials, such as chemical, flammable/combustible liquids and gases, and the expected daily consumption of the hazardous materials.
 - (d) Means of egress, including, but not limited to, delivery and transfer points.
 - (e) Construction details for structures and fire-rated construction for required walls.
 - (f) Building structure information, including, but not limited to, new, pre-existing, freestanding, or fixed.
 - (g) Building type information, including, but not limited to, commercial, warehouse, industrial, retail, converted property, house, mercantile building, pole barn, greenhouse, laboratory, or center.
 - (h) Zoning classification and zoning information.
 - (i) If the proposed marihuana business is in a location that contains multiple tenants and any applicable occupancy restrictions.
 - (j) A proposed security plan that demonstrates the proposed marihuana business meets the security requirements specified in these rules.
 - (k) Any other information required by the agency if not inconsistent with the acts and these rules.
- (3) Any changes or modifications to the marihuana business location plan under this rule must be reported to the agency and may require preapproval by the agency.
- (4) The agency may provide a copy of the marihuana business location plan to the BFS, local fire department, Michigan state police, local law enforcement, and building officials for use in review and planning.
- (5) The agency may reinspect the marihuana business to verify the plan at any time during the business's hours of operation and may require that the plan be resubmitted upon renewal.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.9 Rescinded.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.10 Proof of financial responsibility; insurance.

Rule 10. (1) Before a marihuana license is issued or renewed, the licensee or renewal applicant shall file a proof of financial responsibility for liability for bodily injury to lawful users resulting from the manufacture, distribution, transportation, or sale of adulterated marihuana or adulterated marihuana-infused products on the form prescribed by the agency, for an amount not less than \$100,000.00. If the proof required in this subrule is a bond, the bond must be in a format acceptable to the agency.

(2) In addition to the requirements in subrule (1) of this rule, a marihuana transporter shall show proof of auto insurance, vehicle registration, and registration as a commercial motor vehicle, as applicable, for any vehicles used to transport marihuana product as required by the acts and these rules.

(3) For an applicant seeking licensure for a marihuana event organizer license under the MRTMA, proof of financial responsibility for liability for bodily injury is not required. A marihuana event organizer licensee shall file a proof of financial responsibility for liability for bodily injury when applying for a temporary marihuana event license or proof that each marihuana microbusiness, class A marihuana microbusiness, and marihuana retailer participating in the temporary marihuana event has coverage for liability for bodily injury when applying for a temporary marihuana event license.

(4) In addition to the proof of financial responsibility requirements contained in subrule (1) of this rule, a renewal applicant or licensee holding a license under the MMFLA shall also carry commercial general liability insurance covering premises

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liability for an amount not less than \$100,000.00. An applicant shall provide proof of commercial general liability insurance covering the premises liability to the agency no later than 60 days after a state operating license is issued or renewed.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.11

Source: 2020 AACCS.

R 420.11a Prelicensure investigation; proposed marihuana business inspection.

Rule 11a. (1) An applicant for a marihuana license shall submit to and pass a prelicensure physical inspection of a proposed marihuana business, prior to licensure, as determined by the agency.

(2) The agency shall establish an inspection process to confirm that the applicants and proposed marihuana businesses meet the requirements of the acts and these rules.

(3) The agency shall investigate an applicant pursuant to the acts and these rules.

(4) The agency, through its investigators, agents, auditors, or the state police shall conduct inspections and examinations of an applicant and a proposed marihuana business pursuant to the acts and these rules.

(5) An applicant shall submit to the agency proof of both of the following:

(a) A certificate of use and occupancy as required pursuant to section 13 of the Stille-DeRossett-Hale single state construction code act, 1972 PA 230, MCL 125.1513, and these rules. If this certificate is not available, the agency may accept alternative documentation from the building authority. The requirement of this subrule is not applicable to temporary marihuana event applicants.

(b) If applicable, a fire safety inspection as specified in these rules.

History: 2022 MR 5, Eff. Mar. 7, 2022.

R 420.12 Denial of a marihuana license; additional reasons.

Rule 12. (1) The agency may deny a license if an applicant fails to comply with the applicable act or these rules.

(2) In addition to the reasons for denial in the acts, the agency may deny a marihuana license for the following reasons:

(a) The applicant's marihuana business location plan does not fully comply with the acts or these rules.

(b) The applicant's proposed marihuana business or marihuana business is substantially different from the marihuana business location plan pursuant to R 420.8 and these rules.

(c) The agency is unable to access the proposed marihuana business for prelicensure agency inspection or the applicant denied the agency access to the proposed marihuana business.

(d) The applicant made a material misrepresentation on the application.

(e) The applicant failed to correct a deficiency within 5 days of notification by the agency in accordance with the acts and these rules.

(f) The applicant failed to provide confirmation of municipal compliance as required under R 420.5(1)(d) or (e).

(g) The applicant's proposed marihuana establishment is in a municipality that has adopted an ordinance prohibiting marihuana establishments or the proposed marihuana establishment does not comply with an ordinance consistent with section 6 of the MRTMA, MCL 333.27956.

(h) The applicant is operating or was operating a proposed marihuana business without a marihuana license.

(i) The applicant has knowingly submitted an application containing false information.

(j) The applicant has failed to pay required fees pursuant to these rules.

(k) The applicant has failed to comply with these rules and the application requirements pursuant to these rules.

(l) The applicant has been delinquent with the payment of taxes required under federal, state, or local law for 1 or more years.

(m) The applicant fails to provide notifications or reports to the agency pursuant to these rules.

(n) The applicant or anyone meeting the definition of applicant has a pattern of convictions involving dishonesty, theft, or fraud that indicate the proposed marihuana business is unlikely to be operated with honesty and integrity.

(o) For an applicant seeking licensure under the MRTMA, the applicant failed a prelicensure inspection within 60 days of submitting a complete application to the agency.

(p) For an applicant seeking licensure under the MRTMA, the applicant or anyone meeting the definition of applicant has a conviction involving distribution of a controlled substance to a minor pursuant to section 8 of the MRTMA, MCL 333.27958.

(q) For an applicant seeking licensure under the MRTMA, the applicant holds a state operating license under the MMFLA and has failed to file or is delinquent in the payment of the sales tax required under the General Sales Tax Act, 1933 PA 167, MCL 205.51 to 205.78, or the excise tax required under section 601 of the MMFLA, MCL 333.27601.

(r) For an applicant seeking licensure under the MRTMA, the applicant holds a state license and has failed to file or is delinquent in the payment of the sales tax required under the General Sales Tax Act, 1933 PA 167, MCL 205.51 to 205.78, or the excise tax required under section 13 of the MRTMA, MCL 333.27963.

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- (s) The applicant failed to pass the prelicensure inspection required under R 420.11a.
- (t) The applicant or licensee has filed an amendment to the application for a marihuana license seeking to add an individual or entity to the application or license that is not eligible or suitable for licensure, or the amendment is not eligible for licensure as it fails to comply with the acts and these rules.
- (u) The applicant or licensee was previously required to file an annual financial statement under the MMFLA and these rules and failed to file the annual financial statement.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.13 Renewal of marihuana license.

Rule 13. (1) A marihuana license is issued for a 1-year period and is renewable annually. A licensee shall apply to renew a marihuana license on a form established by the agency. The licensee shall pay the required fee upon submission of the application for renewal. The marihuana license may be renewed no more than 90 calendar days before the expiration of the marihuana license, if the licensee has submitted the renewal form required by the agency and, if applicable, the licensee has paid any additional background investigation charge assessed by the agency under these rules. The applicant shall include on the renewal form, a statement requesting renewal of the marihuana license and all of the following information:

- (a) To the extent that information has changed or not been previously reported, updated personal, business, and financial information, as the agency may require, related to the eligibility of the licensee to continue to hold the marihuana license for which renewal is requested under the acts and these rules. For a licensee seeking renewal under the **MMFLA**, required information may also be related to the business probity; financial ability and experience; and responsibility or means to operate or maintain a marihuana facility of the licensee and each person required to be qualified for renewal of the license under the MMFLA. To the extent that the information has changed or has not been previously reported, updated information on the marihuana business is required.
- (b) A statement under oath by the licensee that the information provided in the licensee's annual renewal form is current, complete, true, and accurate, and that the licensee has fulfilled its obligation under the acts and these rules to notify the agency of any change in information provided in its original marihuana license application and subsequent annual renewal form or forms previously filed, if applicable.
- (c) For an applicant seeking renewal of a license under the MMFLA, confirmation of municipal compliance on an attestation form provided by the agency that includes all of the following:
 - (i) A description of any violation of an ordinance or a zoning regulation adopted pursuant to section 205 of the MMFLA, MCL 333.27205 committed by the licensee, but only if the violation relates to activities licensed under the acts or these rules.
 - (ii) Whether there has been a change to an ordinance or a zoning regulation adopted pursuant to section 205 of the MMFLA, MCL 333.27205 since the marihuana license was issued to the licensee and a description of the change.
 - (iii) The date and signature of the clerk of the municipality or his or her designee.
 - (iv) The date and signature of the applicant.
 - (v) The name and address of the marihuana facility.
 - (vi) The license type of the marihuana facility.
- (d) For an applicant seeking renewal of a license under the MRTMA, confirmation of municipal compliance on an attestation form provided by the agency that includes all of the following:
 - (i) A description of any violation, if applicable, of an ordinance or a zoning regulation consistent with section 6 of the MRTMA, MCL 333.27956, committed by the licensee, but only if the violation relates to activities licensed under the act or these rules.
 - (ii) Whether there has been a change to an ordinance or a zoning regulation consistent with section 6 of the MRTMA, MCL 333.27956, since the marihuana license was issued to the licensee and a description of the change.
 - (iii) The following information for the municipality where the marihuana establishment is located, including, at a minimum, all of the following:
 - (A) The name and address of the marihuana establishment.
 - (B) The license type of the marihuana establishment.
 - (C) The municipality where the marihuana establishment is located.
 - (D) The contact information for the municipality, including, at a minimum, all of the following:
 - (I) The name of the clerk of the municipality or his or her designee.
 - (II) The telephone number of the clerk of the municipality or his or her designee.
 - (III) The email address of the clerk of the municipality or his or her designee.
 - (IV) The mailing address of the clerk of the municipality or his or her designee.
 - (iv) Confirmation that the municipality has not adopted an ordinance prohibiting the proposed marihuana establishment.
 - (v) Confirmation that the applicant is in compliance with any ordinance the municipality has adopted relating to marihuana establishments within its jurisdiction, including zoning regulations.

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(vi) Attestation that the applicant will report any changes that occur with municipal ordinances or zoning regulations that relate to the marihuana establishment, any municipal establishment approvals, or any violations of a municipal or zoning regulation.

(vii) The date and signature of the applicant.

(e) An attestation by the licensee that the licensee's annual renewal form provides all information and documentation required by the agency to establish that the licensee is eligible, qualified, and suitable to have its marihuana license renewed and is ready and able to continue conducting its marihuana business in compliance with the acts and these rules throughout the new 1-year time period for which the license is to be renewed.

(f) Other relevant information and documentation that the agency may require to determine the licensee's eligibility to have its marihuana license renewed under the licensing standards of the acts and these rules.

(2) Failure to comply with any of the provisions of the acts and these rules may result in the nonrenewal of a marihuana license. The agency shall not renew a marihuana license unless the agency determines, as part of the license renewal, that each person required by the acts and these rules to meet licensing standards is eligible, qualified, and suitable under the relevant licensing standards.

(3) The licensee shall meet the requirements of the acts and any other renewal requirements set forth in these rules.

(4) The agency may refuse to renew a marihuana license and issue a notice of nonrenewal if the licensee fails to apply for renewal in accordance with section 402 of the MMFLA, MCL 333.27402, as applicable, and this rule. In addition, the agency may refuse to renew a marihuana license and issue a notice of nonrenewal if the agency determines, after reviewing the licensee's annual renewal form, that the marihuana license should not be renewed because the licensee's annual renewal form does not provide the information and documentation required by the agency to determine that the licensee is eligible, qualified, and suitable to continue to be licensed and ready and able to continue conducting its marihuana business in compliance with the acts and these rules.

(5) The agency may refuse to renew a marihuana license and issue a notice of nonrenewal if the licensee has failed to submit an annual financial statement required under the acts and these rules for the marihuana license it is renewing or for a previously held marihuana license.

(6) If a license renewal application for a license under the MMFLA is not submitted by the license expiration date, the license may be renewed within 60 days after its expiration date upon submission of the required application, payment of the required fees, and satisfaction of any renewal requirements. The licensee may continue to operate during the 60 calendar days after the license expiration date if the licensee submits the renewal application to the agency and complies with the other requirements for renewal.

(7) The agency shall send a renewal notice to the last known address of a licensee on file with the agency. The failure of a licensee to notify the agency of a change of address does not extend the expiration date of a license and may result in disciplinary action.

(8) A marihuana licensee who is served with a notice of nonrenewal may request a hearing pursuant to these rules.

(9) If the licensee does not request a hearing in writing within 21 calendar days after service of the notice of nonrenewal, the notice of nonrenewal becomes the final order of the agency.

(10) A person who has not applied for marihuana license renewal for any and all licenses that are due for renewal shall cease and desist operation and is subject to any sanctions or fines, or both, pursuant to the acts and these rules.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.14 Notification and reporting.

Rule 14. (1) Applicants have a continuing duty to provide the agency with up-to-date contact information and shall notify the agency in writing of any changes to the mailing addresses, phone numbers, electronic mail addresses, and other contact information they provide the agency.

(2) Applicants shall report to the agency any changes to the marihuana business operations that are required in the acts and these rules, as applicable.

(3) Applicants shall report to the agency any proposed material changes to the marihuana business before making a material change. Material changes include, at a minimum, the following:

(a) Change in owners, officers, members, or managers.

(b) Change of processing machinery or equipment.

(c) The addition or removal of persons named in the application or disclosed.

(d) Change in entity name.

(e) Any attempted transfer, sale, or conveyance of an interest in a marihuana license.

(f) Any change or modification to the marihuana business before or after licensure that was not preinspected, inspected, or part of the marihuana business location plan or final inspection including, at a minimum, all of the following:

(i) Operational or method changes requiring inspection under these rules.

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- (ii) Additions or reductions in equipment or processes at a marihuana business.
- (iii) Increase or decrease in the size or capacity of the marihuana business.
- (iv) Alterations of ingress or egress.
- (v) Changes that impact security, fire safety, and building safety.
- (4) An applicant shall notify the agency within 3 business days of becoming aware of or within 3 business days of when the applicant should have been aware of any of the following:
 - (a) Criminal convictions, charges, or civil judgments against an applicant in this state or any other state, federal, or foreign jurisdiction.
 - (b) Disciplinary action taken against an applicant by this state or any other state, federal, or foreign jurisdiction, including any pending action.
- (5) The applicant shall notify the agency within 10 calendar days of the initiation or conclusion of any new judgments, lawsuits, legal proceedings, charges, or government investigations, whether initiated, pending, or concluded, that involve the applicant.
- (6) The applicant shall notify the agency within 10 calendar days of receiving notification of an alleged violation of an ordinance or a zoning regulation adopted pursuant to section 205 of the MMFLA, MCL 333.27205, or section 6 of the MRTMA, MCL 333.27956, committed by the applicant, but only if the violation relates to activities licensed under the acts, the Michigan Medical Marihuana Act, and these rules.
- (7) The applicant shall notify the agency and the BFS within 1 business day following the occurrence of an unwanted fire.
- (8) The licensee shall notify the agency within 10 business days of the appointment of a court-appointed personal representative, guardian, conservator, receiver, or trustee of the licensee.
- (9) Failure to provide notifications or reports to the agency pursuant to this rule may result in sanctions or fines, or both.
History: 2020 AACS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.15

Source: 2020 AACS.

R 420.16

Source: 2020 AACS.

R 420.17

Source: 2020 AACS.

R 420.18 Changes to licensed marihuana business.

Rule 18. (1) Any change or modification to the marihuana business after licensure is governed by the standards and procedures set forth in these rules and any regulations adopted pursuant to the acts. Any material change or modification to the marihuana business must be approved by the agency before the change or modification is made.

(2) Any change of a location of a marihuana business after licensure requires notification to the agency prior to the change of location, must be approved by the agency, requires a new marihuana license application under these rules, and may include, but is not limited to, all of the following:

- (a) Additional application fees.
- (b) Additional inspections by the agency or BFS.
- (c) Initial licensure fees or regulatory assessment, as applicable, or both.

History: 2020 AACS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.19 Communities disproportionately impacted by marihuana prohibition.

Rule 19. (1) Pursuant to section 8 of the MRTMA, MCL 333.27958, the agency shall establish a plan that promotes and encourages participation in the marihuana industry by people from communities that have been disproportionately impacted by marihuana prohibition and enforcement and to positively impact those communities.

(2) The agency shall publish all of the following information about the plan:

- (a) The criteria used to select communities that have been disproportionately impacted by marihuana prohibition and enforcement.
- (b) Based on the selection criteria, a list of the communities that have been disproportionately impacted by marihuana prohibition and enforcement.
- (c) The requirements persons in those communities must meet to utilize services and resources offered through the plan.
- (d) The services and resources that are available to those communities and qualifying persons residing in and planning to operate a marihuana establishment in those communities selected in subdivision (b) of this subrule.

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(e) Specific goals and objectives for the plan.

(3) The agency shall collect data to measure its progress towards achieving the specific goals and objectives outlined in subrule (2)(e) of this rule.

(4) The agency shall publish a list of services and resources offered through the plan, which must include, but not be limited to, all of the following:

(a) Education and outreach to the communities and potential applicants from the community.

(b) The waiver or reduction of fees for qualified applicants from the communities.

(c) Increased assistance with the application process for applicants from these communities.

(d) Coordination of communities', applicants', and licensees' utilization of resources that will allow participation in the marihuana industry.

History: 2020 AACS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.20 Financial statements.

Rule 20. (1) Each licensee under the MRTMA shall transmit to the agency financial statements of the licensee's total operations. The financial statements shall be reviewed by a certified public accountant in a manner and form prescribed by the agency. The certified public accountant must be licensed in this state under article 7 of the occupational code, 1980 PA 299, MCL 339.720 to 339.736. The compensation for the certified public accountant must be paid directly by the licensee to the certified public accountant. The agency shall issue an advisory bulletin to instruct licensees on the time and manner in which to submit the financial statements. Financial statements must be prepared so they include all required information for each license held by the licensee.

(2) A marihuana educational research licensee is not required to file an annual financial statement.

PART 2. SPECIAL LICENSES UNDER THE MICHIGAN REGULATION AND TAXATION OF MARIHUANA ACT

History: 2020 AACS; 2022 MR 5, Eff. Mar. 7, 2022.

**PART 2. SPECIAL LICENSES UNDER THE MICHIGAN REGULATION AND TAXATION OF MARIHUANA
ACT**

R 420.21 Special licenses; eligibility.

Rule 21. (1) A person may apply to the agency for a special license as described under section 8 of the MRTMA, MCL 333.27958, and issued pursuant to section 9 of the act, MCL 333.27959, and these rules. A person may apply to the agency for a special license in any of the following categories:

(a) Designated consumption establishment license. A designated consumption establishment license is valid for 1 year.

(b) Excess marihuana grower license. An excess marihuana grower license is valid for 1 year.

(c) Marihuana event organizer license. A marihuana event organizer license is valid for 1 year.

(d) Temporary marihuana event license. A temporary marihuana event license is valid for a minimum of 1 day and ends on the date specified on the state license.

(e) Marihuana educational research license. A marihuana educational research license is valid for 1 year.

(f) A class A marihuana microbusiness license. A class A marihuana microbusiness license is valid for 1 year.

(2) An applicant shall meet the requirements of the MRTMA and these rules to be eligible for a special license.

(3) A person who allows consumption of marihuana products on the premises of a non-residential location and charges a fee for entry, sells goods or services while individuals are consuming on the premises, or requires membership for entry shall acquire a designated consumption establishment or temporary marihuana event license.

History: 2020 AACS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.22

Source: 2020 AACS.

R 420.23 Excess marihuana grower license.

Rule 23. (1) An applicant for an excess marihuana grower license is subject to and shall meet the requirements of the MRTMA and these rules.

(2) An excess marihuana grower license authorizes sale of marihuana, other than seeds, seedlings, tissue cultures, immature plants, and cuttings, to a marihuana processor or marihuana retailer.

(3) An excess marihuana grower license may be issued only to a person who holds 5 stacked class C marihuana grower licenses issued by the agency under the MRTMA and at least 2 grower class C licenses issued by the agency under the MMFLA.

(4) A person may apply for an excess marihuana grower license on the form created by the agency accompanied by the

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nonrefundable application fee as prescribed in these rules. An application for an excess marihuana grower license must be made under oath on a form provided by the agency and must contain information as prescribed by the agency.

- (5) An applicant for an excess marihuana grower license shall pay applicable fees required under these rules.
- (6) The agency may determine an applicant is ineligible or deny an application for the reasons specified in these rules.
- (7) The agency shall set the total marihuana plant count for an excess marihuana grower license in increments of 2,000 marihuana plants not in excess of the total marihuana plants permitted under grower class C licenses held under the MMFLA.
- (8) Payment of the initial licensure fee must be received prior to issuance of the state license. In determining the initial licensure fee for an excess marihuana grower license, the initial licensure fee of a class C marihuana grower license is assessed on the excess marihuana grower license at every 2,000 marihuana plant increment authorized by the state license.
- (9) An excess marihuana grower licensee is subject to all requirements for a marihuana grower as provided for in the MRTMA and these rules, as applicable.
- (10) An applicant shall pay the initial licensure fee for an excess grower license within 10 calendar days of approval or within 90 calendar days of submitting a complete application, whichever date is first.
- (11) An applicant for an excess grower license is not required to pay the application fee under these rules.

History: 2020 AACS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.24

Source: 2020 AACS.

R 420.25 Temporary marihuana event license; application; operations.

Rule 25. (1) A temporary marihuana event license may be issued only to a person who holds a marihuana event organizer license issued by the agency.

(2) Violations of the requirements applicable to temporary marihuana events may result in disciplinary action against the marihuana event organizer license or any other licenses held by a licensee participating in the temporary marihuana event and responsible for a violation of the MRTMA or these rules.

(3) A temporary marihuana event license may be issued only for a single day or up to 7 consecutive days. A temporary marihuana event license may not be issued for more than 7 days.

(4) An application for a temporary marihuana event license must be submitted to the agency not less than 90 calendar days before the first day of the temporary marihuana event.

(5) A temporary marihuana event may be held only at a venue expressly approved by a municipality for the purpose of holding a temporary marihuana event.

(6) A temporary marihuana event may be held only if the applicant is expressly approved by a municipality to hold a temporary marihuana event where sales to, or consumption of marihuana by, persons 21 years of age or older will occur.

(7) An application for a temporary marihuana event license must be made under oath on a form provided by the agency and must contain information as prescribed by the agency, including, at a minimum, all of the following:

(a) The name of the applicant. Applicants who are individuals shall provide both the first and last name of the individual. Applicants that are business entities shall provide the legal business name of the applicant.

(b) The marihuana event organizer license number and license number of any other marihuana establishment license held by the applicant.

(c) The address of the location where the temporary marihuana event will be held.

(d) The name of the temporary marihuana event.

(e) A diagram of the physical layout of the temporary marihuana event that clearly indicates each of the following:

(i) Where the temporary marihuana event will take place on the location grounds.

(ii) All entrances and exits that will be used by participants during the event.

(iii) All marihuana consumption areas.

(iv) All marihuana retail areas where marihuana products will be sold.

(v) All areas where marihuana waste will be stored.

(vi) All areas where marihuana products will be stored.

(vii) The specific location of each marihuana retailer or marihuana microbusiness or class A marihuana microbusiness licensee who will be participating in the event. Each marihuana retailer or marihuana microbusiness or class A marihuana microbusiness licensee participating in the event must be identified with an assigned temporary marihuana event location number.

(f) The dates and hours of operation for the proposed temporary marihuana event. A temporary marihuana event license is required for any date in which the applicant engages in onsite marihuana product sales or allows onsite marihuana product consumption.

(g) Contact information for the designated primary contact person for the temporary marihuana event license, including the

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individual's name, title, address, phone number, and email address.

- (h) Contact information for the designated contact person or persons who must be onsite at the event, and reachable by telephone at all times that the event is occurring.
- (i) For an applicant seeking licensure for a temporary marihuana event, confirmation of municipal compliance on an attestation form provided by the agency that includes all of the following:
 - (i) The name and address of the proposed temporary marihuana event.
 - (ii) The municipality where the proposed temporary marihuana event is located.
 - (iii) The contact information for the municipality including, at a minimum, all of the following:
 - (A) The name of the clerk of the municipality or his or her designee.
 - (B) The telephone number of the clerk of the municipality or his or her designee.
 - (C) The email address of the clerk of the municipality or his or her designee.
 - (D) The mailing address of the clerk of the municipality or his or her designee.
 - (iv) Confirmation that the municipality has not adopted an ordinance prohibiting the proposed temporary marihuana event.
 - (v) Confirmation that the applicant is in compliance with any ordinance the municipality has adopted relating to marihuana establishments within its jurisdiction, including zoning regulations.
 - (vi) Attestation that the applicant will report any changes that occur with municipal ordinances or zoning regulations that relate to the proposed temporary marihuana event, any municipal approvals, or any violations of a municipal or zoning regulation.
 - (vii) Attestation by the applicant describing if the applicant will engage in onsite marihuana sales to, and allow onsite consumption by, person 21 years of age or older at the temporary marihuana event.
 - (viii) The date and signature of the applicant.
- (j) A list of all licensees and employees who will be providing onsite sales of marihuana products at the temporary marihuana event. If the list of licensees and employees participating in the temporary marihuana event changes after the application is submitted or after the temporary marihuana event license is issued, the applicant shall submit an updated list and an updated diagram to the agency not less than 72 hours before the event. Licensees not on the list submitted to the agency may not participate in the temporary marihuana event.
- (k) A responsible operations plan that includes a detailed explanation of how employees will monitor and prevent over-intoxication, underage access to the designated consumption establishment, the illegal sale or distribution of marihuana or marihuana products within the consumption establishment, and any other potential criminal activity on the premises.
- (8) An applicant for a temporary marihuana event shall pay all required fees before the agency issues a temporary marihuana event license.
- (9) The licensed marihuana event organizer shall hire or contract for licensed security personnel to provide security services at the licensed temporary marihuana event. All security personnel hired or contracted for by the licensee shall be at least 21 years of age, and be present on the licensed event premises at all times marihuana products are available for sale or marihuana consumption is allowed on the licensed event premises. The security personnel shall not engage in the consumption of marihuana products before or during the event.
- (10) A licensed marihuana event organizer shall maintain a clearly legible sign, not less than 7 by 11 inches in size reading, "No Persons Under 21 Allowed" at or near each public entrance to any area where the sale or consumption of marihuana products is allowed. The lettering of the sign shall be not less than 1 inch in height.
- (11) The marihuana event organizer licensee shall ensure that access to the event is restricted to persons 21 years of age or older and ensure that marihuana sales or consumption is not visible from any public place or non-age-restricted area.
- (12) The marihuana event organizer licensee, who holds the temporary marihuana event license, is responsible for ensuring that all rules and requirements for the onsite consumption of marihuana products are followed.
- (13) The marihuana event organizer licensee shall ensure that all marihuana waste generated at a temporary marihuana event is collected and disposed of in accordance with the requirements of these rules, as applicable.
- (14) A licensed marihuana event organizer and all other licensees participating in a temporary marihuana event are required to comply with all other applicable requirements in the MRTMA and these rules and any municipal ordinances.
- (15) The agency may require the marihuana event organizer and all participants to cease operations without delay if in the opinion of the agency or law enforcement it is necessary to protect the immediate public health and safety of the people of this state. Upon notification from the agency that the event is to cease operations, the marihuana event organizer shall immediately stop the event and all participants must be removed from the premises within the time frame provided by the agency.
- (16) Upon notification from the agency, the marihuana event organizer shall immediately expel from the event any person selling marihuana products without a marihuana retailer, marihuana microbusiness, or class A marihuana microbusiness license issued by the agency. The marihuana event organizer or his or her representative shall remain with the person being expelled from the premises at all times until he or she vacates the premises. If the person does not vacate the premises, the

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agency may inform the marihuana event organizer that the event must cease operations. Upon notification from the agency that the event is to cease operations, the marihuana event organizer shall immediately stop the event and all participants must be removed from the premises within the time frame provided by the agency.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.26 Temporary marihuana event fee.

Rule 26. (1) Each marihuana event organizer licensed to hold a temporary marihuana event in this state shall pay an initial licensure fee that consists of both of the following:

(a) For temporary marihuana events that do not include the sale of marihuana products, a \$500.00 fee for each day of the scheduled event to cover the agency's enforcement and compliance costs.

(b) For temporary marihuana events that include the sale of marihuana products:

(i) A \$500.00 fee for each licensee authorized to sell marihuana product at the event to cover the agency's enforcement and compliance costs.

(ii) A \$500.00 fee for each day of the temporary marihuana event to cover the agency's enforcement and compliance costs.

(2) If a licensee scheduled to attend an event withdraws from the event prior to the first day of the event, the marihuana event organizer may request a refund for that portion of the fees paid to the agency to cover the enforcement and compliance costs for that licensee.

(3) A marihuana event organizer applicant is not required to pay an application fee.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.27 Temporary marihuana event sales.

Rule 27. (1) A marihuana event organizer licensee shall ensure that access to the area where marihuana sales are allowed is restricted to persons 21 years of age or older.

(2) Only persons 21 years of age or older may purchase and consume marihuana products at a temporary marihuana event. Prior to selling marihuana products to a customer, the licensee making the sale shall confirm, using valid identification as specified in the MRTMA and these rules, the age and identity of the customer.

(3) All sales of marihuana products at a temporary marihuana event shall occur in a retail area as designated in the premises diagram required in these rules.

(4) Each sale at a temporary marihuana event must be performed by a licensed marihuana retailer, a marihuana microbusiness, or a class A marihuana microbusiness that is authorized to sell marihuana products to customers. The marihuana event organizer may also sell marihuana products at the temporary marihuana event if the marihuana event organizer holds a separate state license as a marihuana retailer, a marihuana microbusiness, or a class A marihuana microbusiness.

(5) Licensed marihuana retailers, marihuana microbusinesses, or class A marihuana microbusinesses shall conduct sales activities only within their specifically assigned area, identified in the diagram of the physical layout of the temporary marihuana event.

(6) Mobile sales activities via wagon, cart, or similar means are prohibited at the temporary marihuana event site.

(7) Licensed marihuana retailers, marihuana microbusinesses, or class A marihuana microbusinesses shall prominently display their temporary marihuana event location number and state license number within plain sight of the public.

(8) All sales at a temporary marihuana event must occur on the dates stated on the state license and must occur at the location stated on the state license. All onsite sales of marihuana products must comply with the hours of operation requirements in these rules.

(9) The marihuana products sold onsite at a temporary marihuana event must be transported to the site of the temporary marihuana event by a licensed secure transporter in compliance with the Michigan regulation and taxation of marihuana act and these rules. A licensed transporter is not required if less than 15 ounces of marihuana or 60 grams of concentrate is transported at 1 time.

(10) Except small amounts of products used for display, all marihuana products for sale at a temporary marihuana event must be stored in a secure, locked container that is not accessible to the public. Marihuana products stored by a licensee at a temporary marihuana event must not be left unattended.

(11) All marihuana products made available for sale at a temporary marihuana event by a licensee must comply with all requirements of the MRTMA and these rules for the sale and tracking of marihuana products. This includes, at a minimum, all of the following:

(a) Identifying marihuana product from licensees' inventory at the marihuana establishment that will be transported for sale at the event using a marihuana secure transporter or an agent of the licensee to the temporary marihuana event.

(b) Tracking in the statewide monitoring system any sales of marihuana product at the event in accordance with the requirements of these rules.

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(c) Tracking in the statewide monitoring system any marihuana product that is not sold at the event and is returned to the marihuana establishment's inventory at its permanent location. If more than 15 ounces of marihuana or 60 grams of concentrate is transported at 1 time, it must be transported using a marihuana secure transporter.

History: 2020 AACS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.27a Marihuana educational research license.

Rule 27a. (1) A marihuana educational research license authorizes a licensee to do all of the following:

Obtain marihuana from a marihuana establishment.

Produce marihuana products.

Perform research on marihuana and marihuana products.

Dispose of marihuana and marihuana products.

(2) A licensee holding a marihuana educational research license shall apply for the necessary registration from the United States Drug Enforcement Administration (DEA). A licensee must provide proof of registration to the agency before engaging in any licensed activity.

(3) An application for a marihuana educational research license must be made under oath on a form provided by the agency. A complete application for a marihuana educational research license must contain the information required in these rules and information regarding the marihuana educational research license including, at a minimum, all of the following:

(a) A research plan including, at a minimum, all of the following:

- (i) A written plan for documenting all individuals who will have access to the location and marihuana or marihuana products.
- (ii) Detailed description and documentation of affiliation with a degree or certificate program offered by an institution of higher learning accredited by the Higher Learning Commission.
- (iii) A brief description of the research that will be conducted.
- (iv) A written plan to ensure secure delivery and receipt of marihuana at the licensed location.
- (v) A written plan to ensure the safe storage of marihuana at the licensed location.
- (vi) A written plan for the tracking of marihuana quantities at the licensed location.
- (vii) A written plan for the disposal of marihuana after research.
- (viii) A floor plan of the location.

(b) For an applicant seeking licensure for a marihuana educational research license, confirmation of municipal compliance on an attestation form provided by the agency that includes all of the following:

- (i) The name and address of the proposed marihuana educational research license.
- (ii) The municipality where the proposed marihuana educational research license is located.
- (iii) The contact information for the municipality including, at a minimum, all of the following:
 - (A) The name of the clerk of the municipality or his or her designee.
 - (B) The telephone number of the clerk of the municipality or his or her designee.
 - (C) The email address of the clerk of the municipality or his or her designee.
 - (D) The mailing address of the clerk of the municipality or his or her designee.
- (iv) Confirmation that the municipality has not adopted an ordinance prohibiting the proposed marihuana educational research license.
- (v) Confirmation that the applicant is in compliance with any ordinance the municipality has adopted relating to marihuana establishments within its jurisdiction, including zoning regulations.
- (vi) Attestation that the applicant will report any changes that occur with municipal ordinances or zoning regulations that relate to the proposed marihuana educational research license, any municipal approvals, or any violations of a municipal or zoning regulation.
- (vii) The date and signature of the applicant.

(c) A certificate of use and occupancy pursuant to R 420.208 in which the authorized activities of the marihuana educational research license are to be conducted.

(d) Any other documents required by the agency that are not inconsistent with the acts and these rules.

(4) An applicant for a marihuana educational research license shall provide notification and report to the agency in writing within 24 hours when he or she became aware of or should have become aware of all of the following:

- (a) Loss of institutional affiliation.
- (b) Loss of institutional accreditation.
- (c) Loss or restriction of DEA registration.
- (d) Theft, loss, diversion, or criminal activity at the licensed location.

(5) A marihuana educational research licensee shall maintain and provide upon request of the agency a written schedule for disposal of marihuana and marihuana products after it has concluded research on that item.

(6) A marihuana educational research licensee shall accurately enter all transactions, current inventory, and other information

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into the statewide monitoring system as required by the agency.

(7) A marihuana educational research licensee shall not sell or transfer marihuana or marihuana products to a marihuana establishment or to a marihuana customer.

(8) A marihuana educational research licensee shall designate and enter into the statewide monitoring system administrative users pursuant to R 420.602(2)(b) and (c) as required by the agency.

(9) A marihuana educational research licensee shall prohibit marihuana or marihuana products grown, produced, or obtained under the license to be consumed or sampled on the licensed premises unless the licensee is approved to engage in a research study under R 420.510(11) or the licensee obtains express written permission from the agency.

History: 2022 MR 5, Eff. Mar. 7, 2022.

R 420.27b Class A marihuana microbusiness.

Rule 27b. (1) An applicant for a class A marihuana microbusiness license is subject to and shall meet the requirements of the MRTMA and these rules.

(2) An application for a class A marihuana microbusiness license must be made under oath on a form provided by the agency and must contain information as prescribed by the agency.

(3) An applicant for a class A marihuana microbusiness license shall pay applicable fees as required under these rules.

(4) The agency may determine that an applicant is ineligible for a license or may deny an application for the reasons specified in these rules, as applicable.

(5) Payment of the initial licensure fee must be received prior to issuance of the state license.

(6) A class A marihuana microbusiness licensee is subject to all requirements for a marihuana microbusiness as provided for in the MRTMA and these rules, unless modified in these rules.

(7) An applicant shall pay the initial licensure fee for a class A marihuana microbusiness license within 10 calendar days of approval or within 90 calendar days of submitting a complete application, whichever date is first.

History: 2022 MR 5, Eff. Mar. 7, 2022.

R 420.28 Renewal; notifications; inspections and investigations; penalties; sanctions; fines; sale or transfer.

Rule 28. (1) A designated consumption establishment, class A marihuana microbusiness, marihuana educational research license, and marihuana event organizer license are issued for a 1-year period and may be renewed. An applicant for renewal must meet the requirements, as applicable, and apply in the manner prescribed in these rules.

(2) A designated consumption establishment, class A marihuana microbusiness, marihuana educational research license, and marihuana event organizer applicant or licensee are subject to the notification and reporting requirements specified in these rules, as applicable.

(3) A designated consumption establishment, class A marihuana microbusiness, marihuana educational research license, or marihuana event organizer licensee or licensee participating in a temporary marihuana event shall comply with the notification requirements for theft, loss, or criminal activity pertaining to marihuana product under these rules, as applicable.

(4) An applicant for or a licensed designated consumption establishment, class A marihuana microbusiness, marihuana educational research license, or marihuana event organizer are subject to the inspections and investigations specified in these rules, as applicable.

(5) An applicant for or a licensed designated consumption establishment, class A marihuana microbusiness, marihuana educational research license, or marihuana event organizer are subject to these rules regarding violations, sanctions, and fines.

(6) A licensee selling marihuana products at a temporary marihuana event shall comply with the requirements of these rules regarding the sale or transfer of marihuana.

(7) A licensee selling marihuana products at a temporary marihuana event shall comply with the requirements of these rules regarding purchasing limits in a single transaction.

History: 2020 AACS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.29

Source: 2020 AACS.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

MARIJUANA REGULATORY AGENCY

MARIHUANA LICENSEES

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R 420.101 Definitions.

Rule 1. (1) As used in these rules:

- (a) "Acts" refers to the medical marihuana facilities licensing act, 2016 PA 281, MCL 333.27101 to 333.27801, and the Michigan Regulation and Taxation of Marihuana Act, 2018 IL 1, MCL 333.27951 to 333.27967, when applicable.
- (b) "Agency" means the marijuana regulatory agency.
- (c) "Another party" or "other party" means an individual or company with which a licensee contracts to use the individual's or company's intellectual property or to utilize management or other services provided by the individual or company.
- (d) "Applicant" means a person who applies for a marihuana license, subject to paragraphs (i) and (ii) of this subdivision:
- (i) For purposes of this definition, an applicant includes a managerial employee of the applicant, a person holding a direct or indirect ownership interest of more than 10% in the applicant, and the following for each type of applicant:
 - (A) For an individual or sole proprietorship: the proprietor and spouse.
 - (B) For a partnership and limited liability partnership: all partners and their spouses.
 - (C) For a limited partnership and limited liability limited partnership: all general and limited partners, not including a limited partner holding a direct or indirect ownership interest of 10% or less who does not exercise control over or participate in the management of the partnership, and their spouses.
 - (D) For a limited liability company: all members and managers, not including a member holding a direct or indirect ownership interest of 10% or less who does not exercise control over or participate in the management of the company, and their spouses.
 - (E) For a privately held corporation: all corporate officers or persons with equivalent titles and their spouses, all directors and their spouses, all stockholders, not including those holding a direct or indirect ownership interest of 10% or less, and their spouses.
 - (F) For a publicly held corporation: all corporate officers or persons with equivalent titles and their spouses, all directors and their spouses, all stockholders, not including those holding a direct or indirect ownership interest of 10% or less, and their spouses.
 - (G) For a multilevel ownership enterprise: any entity or person that receives or has the right to receive more than 10% of the gross or net profit from the enterprise during any full or partial calendar or fiscal year.
 - (H) For a nonprofit corporation: all individuals and entities with membership or shareholder rights in accordance with the articles of incorporation or the bylaws and their spouses.
 - (I) For a trust: trustees, any individual or body able to control and direct the affairs of the trust, and any beneficiary who receives or has the right to receive more than 10% of the gross or net profit of the trust during any full or partial calendar or fiscal year and their spouses.
- (ii) For purposes of this definition, an applicant does not include:
 - (A) A person who provides financing to an applicant or licensee under a bona fide financing agreement at a reasonable interest rate unless the person exercises control over or participates in the management of the marihuana business.
 - (B) A franchisor who grants a franchise to an applicant, if the franchisor does not have the right to receive royalties based upon the sale of marihuana or marihuana-infused products by the applicant who is a franchisee. Nothing in this subrule shall be construed to preclude a franchisor from charging an applicant who is a franchisee a fixed fee. As used in this definition, the terms "franchise," "franchisor," and "franchisee" have the meanings set forth in section 2 of the franchise investment law, 1974 PA 269, MCL 445.1502.
 - (C) A person receiving reasonable payment for rent on a fixed basis under a bona fide lease or rental obligation unless the person exercises control over or participates in the management of the marihuana business.
 - (D) A person receiving reasonable payment under a licensing agreement or contract approved by the agency concerning the licensing of intellectual property including, but not limited to, brands and recipes.
 - (E) A person who receives a percentage of profits as an employee if the employee does not meet the definition of "managerial employee" and the employee does not receive more than 10% of the gross or net profit from the licensee during any full or partial calendar or fiscal year.
 - (F) A person who receives a bonus as an employee if the employee is on a fixed wage or salary and the bonus is not more than 25% of the employee's pre-bonus annual compensation or if the bonus is based upon a written incentive/bonus program that is not out of the ordinary for the services rendered.
- (e) "Clone" means a replication of a single parent plant through vegetative propagation.
- (f) "Common ownership" means 2 or more state licenses or 2 or more equivalent licenses held by 1 person under the Michigan Regulation and Taxation of Marihuana Act.
- (g) "Employee" means a person performing work or service for compensation.- "Employee" does not include individuals providing trade or professional services who are not normally engaged in the operation of a marihuana business.
- (h) "Immature plant" means a nonflowering marihuana plant that is no taller than 8 inches from the growing or cultivating medium and no wider than 8 inches, produced from a cutting, clipping, tissue culture, or seedling, and that is in a growing or

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cultivating medium or in a growing or cultivating container.

- (i) “Industrial hemp” means that term as defined in section 3 of the Michigan regulation and taxation of marihuana act, 2018 IL 1, MCL 333.27953.
 - (j) “Industrial hemp research and development act” means the industrial hemp research and development act, 2014 PA 547, MCL 286.841 to 286.859.
 - (k) “Intellectual property” means all original data, findings, or other products of the mind or intellect commonly associated with claims, interests, and rights that are protected under trade secret, patent, trademark, copyright, or unfair competition law and includes brands or recipes.
 - (l) “Licensing agreement” means any understanding or contract concerning the licensing of intellectual property related to marihuana products between a licensee and another party.
 - (m) “Management agreement” means any understanding or contract between a licensee and another party for the provision of management or other services that would allow the other party to exercise control over or participate in the management of the licensee or to receive more than 10% of the gross or net profit from the licensee during any full or partial calendar or fiscal year. A management agreement does not include an agreement for the reasonable payment of rent on a fixed basis under a bona fide lease or rental obligation unless the person exercises control over or participates in the management of the marihuana business.
 - (n) “Managerial employee” means those employees who have the ability to control and direct the affairs of the marihuana business or have the ability to make policy concerning the marihuana business, or both.
 - (o) “Marihuana business” means a marihuana facility under the medical marihuana facilities licensing act, or a marihuana establishment under the Michigan Regulation and Taxation of Marihuana Act, or both.
 - (p) “Marihuana establishment” means a marihuana grower, marihuana safety compliance facility, marihuana processor, marihuana microbusiness, marihuana retailer, marihuana secure transporter, or any other type of marihuana-related business licensed by the agency under the Michigan Regulation and Taxation of Marihuana Act.
 - (q) “Marihuana facility” means a location at which a licensee is licensed to operate under the medical marihuana facilities licensing act.
 - (r) “Marihuana license” means a state operating license issued under the medical marihuana facilities licensing act, or a state license issued under the Michigan Regulation and Taxation of Marihuana Act, or both.
 - (s) “Marihuana product” means marihuana or a marihuana-infused product, or both, as those terms are defined in the applicable act unless otherwise provided for in these rules.
 - (t) “Mature plant” means a flowering or nonflowering marihuana plant that has taken root and is taller than 8 inches from the growing or cultivating medium or wider than 8 inches, produced from a cutting, clipping, tissue culture, or seedling, and that is in a growing or cultivating medium or in a growing or cultivating container.
 - (u) “Medical marihuana facilities licensing act” or “MMFLA” means the medical marihuana facilities licensing act, 2016 PA 281, MCL 333.27101 to 333.27801.
 - (v) “Michigan Regulation and Taxation of Marihuana Act” or “MRTMA” means the Michigan Regulation and Taxation of Marihuana Act, 2018 IL 1, MCL 333.27951 to 333.27967.
 - (w) “Marihuana tracking act” means the marihuana tracking act, 2016 PA 282, MCL 333.27901 to 333.27904.
 - (x) “Parties” means a licensee and another party pursuant to a licensing or management agreement.
 - (y) “These rules” means the administrative rules promulgated by the agency under the authority of the medical marihuana facilities licensing act, the marihuana tracking act, the Michigan Regulation and Taxation of Marihuana Act, and Executive Reorganization Order No. 2019-2, MCL :333.27001.
 - (z) “Same location” means separate marihuana licenses that are issued to multiple marihuana businesses that are authorized to operate at a single property but with separate business suites, partitions, or addresses.
- (2) Terms defined in the acts have the same meanings when used in these rules unless otherwise indicated.

History: 2020 AACS; 2022 MR 5, Eff. Mar. 7, 2022.

PART 1. LICENSEES UNDER THE MICHIGAN REGULATION AND TAXATION OF MARIHUANA ACT

R 420.102 Marihuana grower license.

Rule 2. (1) A marihuana grower license authorizes the marihuana grower to cultivate not more than the following number of marihuana plants under the indicated license class for each marihuana grower license the marihuana grower holds in that class:

- (a) Class A – 100 marihuana plants.
 - (b) Class B – 500 marihuana plants.
 - (c) Class C – 2,000 marihuana plants.
- (2) For the purposes of this rule, only mature marihuana plants are included in the plant count in subrule (1) of this rule.

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(3) Except as otherwise provided in the MRTMA and these rules, a marihuana grower license authorizes sale of marihuana and marihuana plants to a marihuana grower only by means of a marihuana secure transporter. A marihuana grower license authorizes the sale or transfer of seeds, seedlings, tissue cultures, or immature plants to a marihuana grower from another marihuana grower without using a marihuana secure transporter.

(4) A marihuana grower license authorizes a marihuana grower to transfer marihuana without using a marihuana secure transporter to a marihuana processor or marihuana retailer if both of the following are met:

(a) The marihuana processor or marihuana retailer occupies the same location as the marihuana grower and the marihuana is transferred using only private real property without accessing public roadways.

(b) The marihuana grower enters each transfer into the statewide monitoring system.

(5) A marihuana grower license authorizes sale of marihuana, other than seeds, seedlings, tissue cultures, immature plants, and cuttings, to a marihuana processor or marihuana retailer.

(6) Except as otherwise provided in the MRTMA, subrules (3) and (4) of this rule, and R 420.304, a marihuana grower license authorizes the marihuana grower to transfer marihuana only by means of a marihuana secure transporter.

(7) A marihuana grower must accurately enter all transactions, current inventory, and other information into the statewide monitoring system as required in these rules.

(8) A marihuana grower license does not authorize the marihuana grower to operate in an area unless the area is zoned for industrial or agricultural uses or otherwise meets the requirements established in section 9(3)(c) of the MRTMA, MCL 333.27959~~(e)~~.

(9) A marihuana grower may purchase or accept the transfer of marihuana seeds, tissue cultures, and clones that do not meet the definition of marihuana plant in these rules at any time from another grower licensed under the acts.

(10) A class A marihuana grower may accept the transfer of marihuana plants only once upon licensure from a registered primary caregiver if the registered primary caregiver was an applicant for that class A marihuana grower license.

(11) A marihuana grower licensee is required to comply with the requirements of the MRTMA and these rules.

(12) A marihuana grower may not purchase or accept the transfer of a mature plant from an individual, registered qualifying patient, or registered primary caregiver.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.103 Marihuana processor license.

Rule 3. (1) A marihuana processor license authorizes the marihuana processor to purchase or transfer ~~of~~ marihuana or marihuana-infused products from only a licensed marihuana establishment and sell or transfer ~~of~~ marihuana-infused products or marihuana to only a licensed marihuana establishment.

(2) Except as otherwise provided in these rules and the MRTMA, a marihuana processor license authorizes a marihuana processor to transfer marihuana only by means of a marihuana secure transporter. A marihuana processor license authorizes a marihuana processor to transfer marihuana without using a marihuana secure transporter to a marihuana grower, marihuana processor, or marihuana retailer if both of the following are met:

(a) The marihuana grower, marihuana processor, or marihuana retailer occupies the same location as the marihuana processor and the marihuana is transferred using only private real property without accessing public roadways.

(b) The marihuana processor enters each transfer into the statewide monitoring system.

(3) A marihuana processor must accurately enter all transactions, current inventory, and other information into the statewide monitoring system as required in these rules.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.104. Marihuana retailer license.

Rule 4. (1) A marihuana retailer license authorizes the marihuana retailer to purchase or transfer ~~of~~ marihuana or marihuana-infused products from only a licensed marihuana establishment and sell or transfer to only a licensed marihuana establishment or an individual 21 years of age or older. Except as otherwise provided in these rules, and the MRTMA, all transfers of marihuana to a marihuana retailer from a separate marihuana establishment must be by means of a marihuana secure transporter. A transfer of marihuana to a marihuana retailer from a marihuana establishment that occupies the same location as the marihuana retailer does not require a marihuana secure transporter if the marihuana is transferred to the marihuana retailer using only private real property without accessing public roadways.

(2) A marihuana retailer license authorizes the marihuana retailer to transfer marihuana to or from a marihuana safety compliance facility for testing by means of a marihuana secure transporter or as provided in these rules.

(3) A marihuana retailer shall comply with all of the following:

(a) Sell or transfer marihuana to an individual 21 years of age or older only after it has been tested in accordance with these rules and bears the label required for retail sale.

(b) Accurately enter all transactions, current inventory, and other information into the statewide monitoring system as

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required in these rules.

(c) Before selling or transferring marihuana to an individual 21 years of age or older, verify the individual appears to be 21 years of age or older by means of government-issued photographic identification containing a date of birth and that the sale or transfer will not exceed the single transaction limit in these rules.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.105 Marihuana microbusiness license.

Rule 5. (1) A marihuana microbusiness license authorizes the marihuana microbusiness to do all of the following:

(a) Cultivate not more than 150 plants. Only mature marihuana plants are included in the plant count in this subdivision.

(b) Process and package marihuana.

(c) Sell or transfer marihuana to an individual 21 years of age or older only.

(d) Transfer marihuana to a marihuana safety compliance facility for testing.

(2) Except as otherwise provided in R 420.304, this rule, and the MRTMA, a marihuana microbusiness license authorizes a marihuana microbusiness to transfer marihuana from the marihuana grower area to the marihuana processor and marihuana retailer areas of the marihuana microbusiness and from the marihuana processor area to marihuana grower and marihuana retailer areas of the marihuana microbusiness without using a marihuana secure transporter if all areas of the marihuana microbusiness enter each transfer between different areas of the marihuana microbusiness into the statewide monitoring system.

(3) A marihuana microbusiness shall not operate at multiple locations.

(4) A marihuana microbusiness must accurately enter all transactions, current inventory, and other information into the statewide monitoring system as required in these rules.

(5) A marihuana microbusiness may purchase or accept the transfer of marihuana seeds, tissue cultures, and clones that do not meet the definition of marihuana plant in these rules ~~at any time~~ from another grower licensed under the acts, these rules, or both. A marihuana microbusiness shall not sell or transfer marihuana seeds, tissue cultures, or clones received under this subrule.

(6) A marihuana microbusiness may accept the transfer of marihuana plants only once upon licensure from a registered primary caregiver if the registered primary caregiver was an applicant for that marihuana microbusiness license.

(7) A marihuana microbusiness license is subject to all applicable provisions in the MRTMA and these rules related to a marihuana grower, marihuana retailer, and marihuana processor license except for R 420.102(8).

(8) A marihuana microbusiness may not purchase or accept a mature plant from an individual, registered qualifying patient, or registered primary caregiver.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.105a Class A marihuana microbusiness license.

Rule 5a. (1) A class A marihuana microbusiness license authorizes the class A marihuana microbusiness to do all of the following:

(a) Cultivate not more than 300 plants. Only mature marihuana plants are included in the plant count in this subdivision.

(b) Package marihuana.

(c) Purchase marihuana concentrate and marihuana-infused products from a licensed marihuana processor.

(d) Sell or transfer marihuana and marihuana products to an individual 21 years of age or older only.

(e) Transfer marihuana to a marihuana safety compliance facility for testing.

(2) Except as otherwise provided in R 420.304, this rule, and the MRTMA, a class A marihuana microbusiness license authorizes a class A marihuana microbusiness to transfer marihuana only from the marihuana grower area to the marihuana retailer area of the class A marihuana microbusiness without using a marihuana secure transporter if all areas of the class A marihuana microbusiness enter each transfer between different areas of the class A marihuana microbusiness into the statewide monitoring system.

(3) A class A marihuana microbusiness shall not operate at multiple locations.

(4) A class A marihuana microbusiness shall accurately enter all transactions, current inventory, and other information into the statewide monitoring system as required in these rules.

(5) A class A marihuana microbusiness may purchase or accept the transfer of marihuana seeds, tissue cultures, clones, or marihuana plants at any time from another grower licensed under the acts, these rules, or both. A class A marihuana microbusiness shall not sell or transfer marihuana seeds, tissue cultures, or clones received under this subrule.

(6) A class A marihuana microbusiness shall not purchase or receive marihuana from a licensed marihuana processor.

(7) A class A marihuana microbusiness license is subject to all applicable provisions in the MRTMA and these rules related to a marihuana grower and marihuana retailer license except for R 420.102(8).

(8) A class A marihuana microbusiness may accept the transfer of marihuana plants only once upon licensure from a

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registered primary caregiver if the registered primary caregiver was an applicant for that class A marihuana microbusiness license.

(9) A class A marihuana microbusiness may not purchase or accept a mature plant from an individual, registered qualifying patient, or registered primary caregiver, except as authorized under subdivision (5) and subdivision (8) of this rule.

History: 2022 MR 5, Eff. Mar. 7, 2022.

R 420.106 Marihuana secure transporter license.

Rule 6. (1) A marihuana secure transporter license authorizes the licensee to store and transport marihuana and money associated with the purchase or sale of marihuana between marihuana establishments for a fee upon request of a person with legal custody of that marihuana or money. It does not authorize transport to a registered qualifying patient or registered primary caregiver. If a marihuana secure transporter has its primary place of business in a municipality that has not adopted an ordinance under section 6 of the MRTMA, MCL 333.27956, prohibiting marihuana establishments, the marihuana secure transporter may travel through any municipality.

(2) A marihuana secure transporter shall accurately enter all transactions, current inventory, and other information into the statewide monitoring system as required in these rules.

(3) A marihuana secure transporter shall comply with all of the following:

(a) Each driver transporting marihuana must have a chauffeur's license issued by this state.

(b) Each vehicle must be operated with a 2-person crew, with at least 1 individual remaining with the vehicle at all times during the transportation of marihuana.

(c) A route plan and manifest must be entered into the statewide monitoring system, and a copy must be carried in the transporting vehicle and presented to a law enforcement officer upon request.

(d) The marihuana must be transported in 1 or more sealed containers and not be accessible while in transit.

(e) A secure transporting vehicle may not bear markings or other indication that it is carrying marihuana or a marihuana-infused product.

(f) A secure transport vehicle may be stored at a location that is not the primary place of business of the secure transporter if the vehicle does not contain marihuana products and the address of storage is reported to the agency.

(4) A marihuana secure transporter is subject to administrative inspection by a law enforcement officer at any point during the transportation of marihuana to determine compliance with the MRTMA and these rules.

(5) A marihuana secure transporter may transfer marihuana and marihuana product to another marihuana secure transporter for the purpose of completing a transfer between marihuana establishments as long as all of the following are complied with:

(a) The transfer of marihuana or marihuana product takes place at a location that is licensed as a marihuana secure transporter.

(b) The transfer of product between marihuana secure transporters is on the manifest in the statewide monitoring system.

(c) The transfer of product between marihuana secure transporters occurs as a result of a request by the marihuana establishment that has sent the product to another marihuana establishment.

History: 2020 AACs; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.107 Marihuana safety compliance facility license.

Rule 7. (1) A marihuana safety compliance facility license authorizes the marihuana safety compliance facility to do all of the following without using a marihuana secure transporter:

(a) Take marihuana from, test marihuana for, and return marihuana to only a licensed marihuana establishment.

(b) Collect a random sample of marihuana at the marihuana establishment of a marihuana grower, marihuana processor, marihuana retailer, marihuana microbusiness, or class A marihuana microbusiness for testing.

(c) Receive marihuana from and test marihuana for an individual 21 years of age or older. The marihuana safety compliance facility shall keep documentation for proof of age.

(2) A marihuana safety compliance facility must be accredited by an entity approved by the agency within 1 year after the date the marihuana safety compliance facility license is issued or have previously provided drug testing services to this state, or this state's court system, and be a vendor in good standing in regard to those services. The agency may grant a variance from this requirement upon a finding that the variance is necessary to protect and preserve the public health, safety, or welfare.

(3) A marihuana safety compliance facility that has not achieved accreditation as required under subrule (2) of this rule may not perform safety compliance testing or research and development testing for a licensed marihuana establishment and may not charge or collect any fee for testing performed until compliance with subrule (2) of this rule is demonstrated to the agency.

(4) A marihuana safety compliance facility shall comply with all of the following:

(a) Perform safety tests to certify that marihuana is reasonably free of known contaminants in compliance with the standards established by the agency.

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- (b) Use validated test methods to perform all safety tests and to determine tetrahydrocannabinol (THC), tetrahydrocannabinol acid (THC-A), cannabidiol (CBD), and cannabidiol acid (CBD-A) concentrations.
 - (c) Perform other tests necessary to determine compliance with good manufacturing practices as prescribed in these rules.
 - (d) Accurately enter all transactions, current inventory, and other information into the statewide monitoring system as required in these rules.
 - (e) Have a secured laboratory space that cannot be accessed by the general public.
 - (f) Retain and employ at least 1 laboratory manager with a relevant advanced degree in a medical or laboratory science. -A laboratory manager is responsible for the following duties, including, but not limited to:
 - (i) Ensure tests are conducted in accordance with R 420.305.
 - (ii) Ensure test results are accurate and valid.
 - (iii) Oversee day-to-day operations.
 - (iv) Validate reporting requirements in the statewide monitoring system.
- History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

PART 2. LICENSEES UNDER THE MEDICAL MARIHUANA FACILITIES LICENSING ACT

R 420.108 Grower license.

Rule 8. (1) A grower license authorizes the grower to grow not more than the following number of marihuana plants under the indicated license class for each license the grower holds in that class:

- (a) Class A – 500 marihuana plants.
 - (b) Class B – 1,000 marihuana plants.
 - (c) Class C – 1,500 marihuana plants.
- (2) For the purposes of this rule, a marihuana plant that meets the definition of a plant in the MMFLA is included in the plant count in subrule (1) of this rule.
- (3) Except as otherwise provided in this subrule, a grower license authorizes sale of marihuana and marihuana plants to a grower only by means of a secure transporter. A grower license authorizes the sale or transfer of seeds, seedlings, or tissue cultures to a grower from a registered primary caregiver or another grower without using a secure transporter.
- (4) A grower license authorizes a grower to transfer marihuana without using a secure transporter to a processor or provisioning center if both of the following are met:
- (a) The processor or provisioning center occupies the same location as the grower and the marihuana is transferred using only private real property without accessing public roadways.
 - (b) The grower enters each transfer into the statewide monitoring system.
- (5) A grower license authorizes sale of marihuana, other than seeds, seedlings, tissue cultures, and cuttings, to a processor or a provisioning center.
- (6) Except as otherwise provided in subrules (2) and (3) of this rule and section 505 of the MMFLA, MCL 333.27505, a grower license authorizes the grower to transfer marihuana only by means of a secure transporter.
- (7) To be eligible for a grower license, the applicant and each investor in the grower must not have an interest in a secure transporter or safety compliance facility.
- (8) A grower shall accurately enter all transactions, current inventory, and other information into the statewide monitoring system as required in the MMFLA, these rules, and the marihuana tracking act.
- (89) A grower license does not authorize the grower to operate in an area unless the area is zoned for industrial or agricultural uses or is unzoned and otherwise meets the requirements established in section 205(1) of the medical marihuana facilities licensing act, MCL 333.27205.
- (10) A grower may not purchase or accept a mature plant from an individual, registered qualifying patient, or registered primary caregiver.
- (11) A grower may not accept marihuana or marihuana product back from a processor or provisioning center once it has been received into the processor or provisioning center's inventory in the statewide monitoring system, without obtaining written approval from the agency.
- History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.109 Processor license.

Rule 9. (1) A processor license authorizes the processor to purchase marihuana only from a grower and sell marihuana-infused products or marihuana only to a provisioning center or another processor.

(2) Except as otherwise provided in section 505 of the medical marihuana facilities licensing act, MCL 333.27505, and this subrule, a processor license authorizes the processor to transfer marihuana only by means of a secure transporter. A processor license authorizes a processor to transfer marihuana without using a secure transporter to a grower or provisioning center if

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both of the following are met:

- (a) The grower or provisioning center occupies the same location as the processor and the marihuana is transferred using only private real property without accessing public roadways.
- (b) The processor accurately enters each transfer into the statewide monitoring system.
- (3) To be eligible for a processor license, the applicant and each investor in the processor may not have an interest in a secure transporter or safety compliance facility.
- (4) A processor shall enter all transactions, current inventory, and other information into the statewide monitoring system as required in the MMFLA, these rules, and the marihuana tracking act.
- (5) A processor may not accept marihuana or marihuana product back from a provisioning center once it has been received into the provisioning center's inventory in the statewide monitoring system, without obtaining written approval from the agency.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.110 Secure transporter license.

Rule 10. (1) A secure transporter license authorizes the licensee to store and transport marihuana and money associated with the purchase or sale of marihuana between marihuana facilities for a fee upon request of a person with legal custody of that marihuana or money. -It does not authorize transport of marihuana products to a registered qualifying patient or registered primary caregiver. If a secure transporter has its primary place of business in a municipality that has adopted an ordinance under section 205 of the MMFLA, MCL 333.27205, authorizing the marihuana facility, the secure transporter may travel through any municipality.

(2) To be eligible for a secure transporter license, the applicant and each investor with an interest in the secure transporter may not have an interest in a grower, processor, provisioning center, or safety compliance facility and may not be a registered qualifying patient or registered primary caregiver.

(3) A secure transporter shall accurately enter all transactions, current inventory, and other information into the statewide monitoring system as required in the MMFLA, these rules, and the marihuana tracking act.

(4) A secure transporter shall comply with all of the following:

(a) Each driver transporting marihuana must have a chauffeur's license issued by this state.

(b) Each employee who has custody of marihuana or money that is related to a marihuana transaction shall not have been convicted of or released from incarceration for a felony under the laws of this state, any other state, or the United States within the past 5 years or have been convicted of a misdemeanor involving a controlled substance within the past 5 years.

(c) Each vehicle must be operated with a 2-person crew with at least 1 individual remaining with the vehicle at all times during the transportation of marihuana.

(d) A route plan and manifest must be entered into the statewide monitoring system, and a copy must be carried in the transporting vehicle and presented to a law enforcement officer upon request.

(e) The marihuana must be transported in 1 or more sealed containers and not be accessible while in transit.

(f) A secure transporting vehicle may not bear markings or other indication that it is carrying marihuana or a marihuana-infused product.

(g) A secure transport vehicle may be stored at a location that is not the primary place of business of the secure transporter if the vehicle does not contain marihuana products and the address of storage is reported to the agency.

(5) A secure transporter is subject to administrative inspection by a law enforcement officer at any point during the transportation of marihuana to determine compliance with the MMFLA.

(6) A secure transporter may transfer marihuana and marihuana product to another secure transporter for the purpose of completing a transfer between medical marihuana facilities as long as all of the following are complied with:

(a) The transfer of marihuana or marihuana product takes place at a location that is licensed as a secure transporter.

(b) The transfer of product between secure transporters is on the manifest in the statewide monitoring system.

(c) The transfer of product between secure transporters occurs as a result of a request by the medical marihuana facility that has sent the product to another medical marihuana facility.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.111 Provisioning center license.

Rule 11. (1) A provisioning center license authorizes the purchase or transfer of marihuana only from a grower or processor and sale or transfer to only a registered qualifying patient or registered primary caregiver. Except as otherwise provided in section 505 of the MMFLA, MCL 333.27505, and this subrule, all transfers of marihuana to a provisioning center from a separate marihuana facility must be by means of a secure transporter. A transfer of marihuana to a provisioning center from a marihuana facility that occupies the same location as the provisioning center does not require a secure transporter if the marihuana is transferred to the provisioning center using only private real property without accessing public roadways.

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(2) A provisioning center license authorizes the provisioning center to transfer marihuana to or from a safety compliance facility for testing by means of a secure transporter or as provided in section 505 of the MMFLA, MCL 333.27505.

(3) To be eligible for a provisioning center license, the applicant and each investor in the provisioning center may not have an interest in a secure transporter or safety compliance facility.

(4) A provisioning center shall comply with all of the following:

(a) Sell or transfer marihuana to a registered qualifying patient or registered primary caregiver only after it has been tested and bears the label required for retail sale.

(b) Accurately enter all transactions, current inventory, and other information into the statewide monitoring system as required in the MMFLA, these rules, and the marihuana tracking act.

(c) Before selling or transferring marihuana to a registered qualifying patient or to a registered primary caregiver on behalf of a registered qualifying patient, inquire of the statewide monitoring system to determine whether the patient and, if applicable, the caregiver, hold a valid, current, unexpired, and unrevoked registry identification card and that the sale or transfer will not exceed the daily and monthly purchasing limit established by the agency under the MMFLA.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.112 Safety compliance facility license; exception for industrial hemp.

Rule 12. (1) In addition to transfer and testing as authorized in section 203 of the MMFLA, MCL 333.27203, a safety compliance facility license authorizes the safety compliance facility to do all of the following without using a secure transporter:

(a) Take marihuana from, test marihuana for, and return marihuana to only a marihuana facility.

(b) Collect a random sample of marihuana at the marihuana facility of a grower, processor, or provisioning center for testing.

(2) A safety compliance facility must be accredited by an entity approved by the agency by 1 year after the date the license is issued or have previously provided drug testing services to this state or this state's court system and be a vendor in good standing in regard to those services. The agency may grant a variance from this requirement upon a finding that the variance is necessary to protect and preserve the public health, safety, or welfare.

(3) A safety compliance facility that has not achieved accreditation as required by subrule (2) of this rule may not perform safety compliance testing or research and development testing for a licensed marihuana facility and may not charge or collect any fee for testing performed until compliance with subrule (2) of this rule is demonstrated to the agency.

(4) To be eligible for a safety compliance facility license, the applicant, and each investor with any interest in the safety compliance facility must not have an interest in a grower, secure transporter, processor, or provisioning center.

(5) A safety compliance facility shall comply with all of the following:

(a) Perform tests to certify that marihuana is reasonably free from chemical residues such as fungicides and insecticides.

(b) Use validated methods for all testing required by the agency.

(c) Perform tests that determine whether marihuana complies with the standards the agency establishes.

(d) Perform additional tests necessary to determine compliance with any other good manufacturing practices as prescribed in these rules.

(e) Accurately enter all transactions, current inventory, and other information into the statewide monitoring system as required in the MMFLA, these rules, and the marihuana tracking act.

(f) Have a secured laboratory space that cannot be accessed by the general public.

(g) Retain and employ at least 1 laboratory manager with a relevant advanced degree in a medical or laboratory science. A laboratory manager shall be responsible for the following duties, including, but not limited to:

(i) Ensure tests are conducted in accordance with R 420.305.

(ii) Ensure test results are accurate and valid.

(iii) Oversee day-to-day operations.

(iv) Validate reporting requirements in the statewide monitoring system.

(6) A safety compliance facility is not prohibited from taking or receiving industrial hemp for testing purposes and testing the industrial hemp pursuant to the industrial hemp research and development act.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

PART 3. AGREEMENTS

R 420.112a Licensing, management, or other agreements.

Rule 12a. (1) A licensee may contract with another party to use the other party's intellectual property or for the other party to provide management or other services necessary for the operation of the licensee pursuant to a licensing or management agreement approved by the agency.

(2) A licensee shall submit a complete, unredacted, signed copy of the licensing, management, or other agreement to the

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agency for review and approval prior to performance under the agreement. Approval by the agency indicates an agency determination that it does not appear based upon the information provided that the other party meets the definition of applicant.

(3) The agreement must include, but is not limited to, all of the following:

(a) All payment terms between the parties. Licensing agreements must also include a requirement that all payments made to the other party pursuant to the licensing agreement must be made by the licensee and not by any other licensee purchasing the marihuana product.

(b) Terms specifically naming and clearly defining any service to be performed pursuant to the agreement.

(c) Terms specifically requiring all business operations related to the production, sales, invoicing, and payment for marihuana products sold pursuant to a licensing agreement must be performed by the licensee.

(d) A statement indicating that the agreement contains the entire agreement of the parties.

(4) Terms that may indicate the other party meets the definition of applicant and is thereby subject to application requirements, include, but are not limited to, the following:

(a) Any term or condition that would allow the other party to exercise control over or participate in the management of the licensee. This does not include control or terms specific to a licensing agreement such as production method or packaging requirements.

(b) Any term or condition that would allow the other party to receive more than 10% of the gross or net profit from the licensee during any full or partial calendar or fiscal year.

(c) Any term or condition that would result in the other party obtaining an ownership interest in the marihuana business or taking possession or ownership of marihuana product owned by the marihuana business.

(d) Any term or condition that would require the licensee to name the other party as a named insured on any insurance policy required to be maintained as a condition of a marihuana license.

(5) Any term or condition that would allow the licensee to use an assumed name or doing business as in the operation of the licensee is not operative unless the licensee has complied with the requirements of 1907 PA 101, MCL 445.1 to 445.5.

(6) The licensee shall provide any other information requested by the agency that is not inconsistent with the acts and these rules.

History: 2022 MR 5, Eff. Mar. 7, 2022.

R 420.113

Source: 2020 AACs.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

MARIJUANA REGULATORY AGENCY

MARIHUANA OPERATIONS

R 420.201 Definitions.

Rule 1. (1) As used in these rules:

(a) "Acts" refers to the medical marihuana facilities licensing act, 2016 PA 281, MCL 333.27101 to 333.27801, and the Michigan Regulation and Taxation of Marihuana Act, 2018 IL 1, MCL 333.27951 to 333.27967, when applicable.

(b) "Administrative hold" means a status given to marihuana product by the agency during an investigation into alleged violations of the acts and these rules.- This status includes no sale or transfer of the marihuana product until the hold is lifted.

(c) "Agency" means the marijuana regulatory agency.

(d) "Applicant" means a person who applies for a marihuana license, subject to paragraphs (i) and (ii) of this subdivision:

(i) For purposes of this definition, an applicant includes a managerial employee of the applicant, a person holding a direct or indirect ownership interest of more than 10% in the applicant, and the following for each type of applicant:

(A) For an individual or sole proprietorship: the proprietor and spouse.

(B) For a partnership and limited liability partnership: all partners and their spouses.

(C) For a limited partnership and limited liability limited partnership: all general and limited partners, not including a limited partner holding a direct or indirect ownership interest of 10% or less who does not exercise control over or participate in the management of the partnership, and their spouses.

(D) For a limited liability company: all members and managers, not including a member holding a direct or indirect ownership interest of 10% or less who does not exercise control over or participate in the management of the company, and their spouses.

(E) For a privately held corporation: all corporate officers or persons with equivalent titles and their spouses, all directors and

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their spouses, all stockholders, not including those holding a direct or indirect ownership interest of 10% or less, and their spouses.

(F) For a publicly held corporation: all corporate officers or persons with equivalent titles and their spouses, all directors and their spouses, all stockholders, not including those holding a direct or indirect ownership interest of 10% or less, and their spouses.

(G) For a multilevel ownership enterprise: any entity or person that receives or has the right to receive more than 10% of the gross or net profit from the enterprise during any full or partial calendar or fiscal year.

(H) For a nonprofit corporation: all individuals and entities with membership or shareholder rights in accordance with the articles of incorporation or the bylaws and their spouses.

(I) For a trust: trustees, any individual or body able to control and direct the affairs of the trust, and any beneficiary who receives or has the right to receive more than 10% of the gross or net profit of the trust during any full or partial calendar or fiscal year and their spouses.

(ii) For purposes of this definition, an applicant does not include:

(A) A person who provides financing to an applicant or licensee under a bona fide financing agreement at a reasonable interest rate.

(B) A franchisor who grants a franchise to an applicant, if the franchisor does not have the right to receive royalties based upon the sale of marihuana or marihuana-infused products by the applicant who is a franchisee. Nothing in this subrule shall be construed to preclude a franchisor from charging an applicant who is a franchisee a fixed fee. -As used in this definition, the terms “franchise,” “franchisor,” and “franchisee” have the meanings set forth in section 2 of the franchise investment law, 1974 PA 269, MCL 445.1502.

(C) A person receiving reasonable payment for rent on a fixed basis under a bona fide lease or rental obligation.

(D) A person receiving reasonable payment under a licensing agreement or contract approved by the agency concerning the licensing of intellectual property including, but not limited to, brands and recipes.

(e) “Batch” means all marihuana product of the same variety that has been processed together and exposed to substantially similar conditions throughout processing.

(f) “Building” means a combination of materials forming a structure affording a facility, an establishment, or shelter for use or occupancy by individuals or property. Building includes a part or parts of the building and all equipment in the building. A building does not include a building incidental to the use for agricultural purposes of the land on which the building is located.

(g) “Bureau of fire services” or “BFS” means the bureau of fire services in the department of licensing and regulatory affairs.

(h) “Common ownership” means 2 or more state licenses or 2 or more equivalent licenses held by 1 person under the Michigan Regulation and Taxation of Marihuana Act.

(i) “Cultivator” refers to both a grower under the medical marihuana facilities licensing act and a marihuana grower under the Michigan Regulation and Taxation of Marihuana Act.

(j) “Designated consumption establishment” means a commercial space that is licensed by the agency and authorized to permit adults 21 years of age and older to consume marihuana products at the location indicated on the state license.

(k) “Employee” means a person performing work or service for compensation. “Employee” does not include individuals providing trade or professional services who are not normally engaged in the operation of a marihuana business.

(l) “Equivalent licenses” means any of the following held by a person:

(i) A marihuana grower license of any class issued under the Michigan Regulation and Taxation of Marihuana Act and a grower license, of any class, issued under the medical marihuana facilities licensing act.

(ii) A marihuana processor license issued under the Michigan Regulation and Taxation of Marihuana Act and a processor license issued under the medical marihuana facilities licensing act.

(iii) A marihuana retailer license issued under the Michigan Regulation and Taxation of Marihuana Act and a provisioning center license issued under the medical marihuana facilities licensing act.

(iv) A marihuana secure transporter license issued under the Michigan Regulation and Taxation of Marihuana Act and a secure transporter license issued under the medical marihuana facilities licensing act.

(v) A marihuana safety compliance facility license issued under the Michigan Regulation and Taxation of Marihuana Act and a safety compliance facility license issued under the medical marihuana facilities licensing act.

(m) “Final form” means the form a marihuana product is in when it is available for sale by a marihuana sales location, not including consumer packaging. For marihuana products intended for inhalation, final form means the marihuana concentrate in an e-cigarette or a vaping device.

(n) “Immature plant” means a nonflowering marihuana plant that is no taller than 8 inches from the growing or cultivating medium and no wider than 8 inches produced from a cutting, clipping, tissue culture, or seedling that is in a growing or cultivating medium or in a growing or cultivating container.

(o) “Inactive ingredients” means binding materials, dyes, preservatives, flavoring agents, and any other ingredient that is not

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derived from the plant *Cannabis sativa L.*

- (p) “Laboratory” refers to both a safety compliance facility under the medical marihuana facilities licensing act and a marihuana safety compliance facility under the Michigan Regulation and Taxation of Marihuana Act.
- (q) “Limited access area” means a building, room, or other contiguous area of a marihuana business where marihuana is grown, cultivated, stored, weighed, packaged, sold, or processed for sale and that is under the control of the licensee.
- (r) “Marihuana business” refers to both a marihuana facility under the medical marihuana facilities licensing act and a marihuana establishment under the Michigan Regulation and Taxation of Marihuana Act.
- (s) “Marihuana business location plan” means a marihuana facility plan under the medical marihuana facilities licensing act, or a marihuana establishment plan under the Michigan Regulation and Taxation of Marihuana Act, or both.
- (t) “Marihuana customer” refers to a registered qualifying patient or registered primary caregiver under the medical marihuana facilities licensing act, or an individual 21 years of age or older under the Michigan Regulation and Taxation of Marihuana Act, or both.
- (u) “Marihuana establishment” means a marihuana grower, marihuana safety compliance facility, marihuana processor, marihuana microbusiness, marihuana retailer, marihuana secure transporter, or any other type of marihuana-related business licensed by the agency under the Michigan Regulation and Taxation of Marihuana Act.
- (v) “Marihuana event organizer” means a person licensed to apply for a temporary marihuana event license under these rules.
- (w) “Marihuana facility” means a location at which a licensee is licensed to operate under the medical marihuana facilities licensing act.
- (x) “Marihuana license” means a state operating license issued under the medical marihuana facilities licensing act, or a state license issued under the Michigan Regulation and Taxation of Marihuana Act, or both.
- (y) “Marihuana product” means marihuana or a marihuana-infused product, or both, as those terms are defined in the acts unless otherwise provided for in these rules.
- (z) “Marihuana sales location” refers to a provisioning center under the medical marihuana facilities licensing act or a marihuana retailer, ~~or~~ marihuana microbusiness, or class A marihuana microbusiness under the Michigan Regulation and Taxation of Marihuana Act, or both.
- (aa) “Marihuana tracking act” means the marihuana tracking act, 2016 PA 282, MCL 333.27901 to 333.27904.
- (bb) “Marihuana transporter” means a secure transporter under the medical marihuana facilities licensing act or a marihuana secure transporter under the Michigan Regulation and Taxation of Marihuana Act, or both.
- (cc) “Medical marihuana facilities licensing act” or “MMFLA” means the medical marihuana facilities licensing act, 2016 PA 281, MCL 333.27101 to 333.27801.
- (dd) “Michigan Medical Marihuana Act” means the Michigan Medical Marihuana Act, 2008 IL 1, MCL 333.26421 to 333.26430.
- (ee) “Michigan Regulation and Taxation of Marihuana Act” or “MRTMA” means the Michigan Regulation and Taxation of Marihuana Act, 2018 IL 1, MCL 333.27951 to 333.27967.
- (ff) “Producer” refers to both a processor under the medical marihuana facilities licensing act and a marihuana processor under the Michigan Regulation and Taxation of Marihuana Act.
- (gg) “Proposed marihuana business” means a proposed marihuana establishment under the Michigan Regulation and Taxation of Marihuana Act or a proposed marihuana facility under the medical marihuana facilities licensing act, or both.
- (hh) “Records of formulation” means the documentation that includes at a minimum: the ingredients, recipe, processing in order to be shelf stable, Certificates of Analysis for any ingredient used, and description of the process in which all ingredients are combined to produce a final form.
- (ii) “Restricted access area” means a designated and secure area at a marihuana business where marihuana products are sold, possessed for sale, or displayed for sale.
- (jj) “These rules” means the administrative rules promulgated by the agency under the authority of the medical marihuana facilities licensing act, the marihuana tracking act, the Michigan Regulation and Taxation of Marihuana Act, and Executive Reorganization Order No. 2019-2, MCL 333.27001.
- (kk) “Same location” means separate marihuana licenses that are issued to multiple marihuana businesses that are authorized to operate at a single property but with separate business suites, partitions, or addresses.
- (ll) “Source documentation” means an original document that contains the details of a marihuana business transaction.
- (mm) “Stacked license” means more than 1 marihuana license issued to a single licensee to operate as a Class C grower as specified in each license at a marihuana business under the medical marihuana facilities licensing act, or under the Michigan Regulation and Taxation of Marihuana Act, or both.
- (nn) “Tag” or “RFID tag” means the unique identification number or Radio Frequency Identification (RFID) issued to a licensee by the statewide monitoring system for tracking, identifying, and verifying marihuana plants, marihuana products, and packages of marihuana product in the statewide monitoring system.
- (oo) “Temporary marihuana event license” means a state license held by a marihuana event organizer under the Michigan

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Regulation and Taxation of Marihuana Act, for an event where the onsite sale or consumption of marihuana products, or both, are authorized at the location indicated on the state license during the dates indicated on the state license.

(2) Terms defined in the acts have the same meanings when used in these rules unless otherwise indicated.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.202 Adoption by reference.

Rule 2. (1) The following codes, standards, or regulations of nationally recognized organizations or associations are adopted by reference in these rules:

National fire protection association (NFPA) standard 1, 2021 edition, entitled “Fire Code,” is adopted by reference as part of these rules. Copies of the adopted provisions are available for inspection and distribution from the National Fire Protection Association, 1 Batterymarch Park, P.O. Box 9101, Quincy, Massachusetts, 02169, telephone number 1-800-344-3555, for the price of \$114.50.

(b) National fire protection association (NFPA) standard 58, 2020 edition, entitled “Liquified Petroleum Gas Code,” is adopted by reference as part of these rules. Copies of the adopted provisions are available for inspection and distribution from the National Fire Protection Association, 1 Batterymarch Park, P.O. Box 9101, Quincy, Massachusetts, 02169, telephone number 1-800-344-3555, for the price of \$70.50.

(2) The standards adopted in subrule (1) of this rule are available for inspection and distribution at the agency, located at 2407 North Grand River Avenue, Lansing, Michigan, 48906. Copies of these standards may be obtained from the agency at the cost indicated in subrule (1)(a) and (b) of this rule, plus shipping and handling.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.203 Marihuana licenses; licensees; operations; general.

Rule 3. (1) A marihuana license and a stacked license as described in these rules are limited to the scope of the marihuana license issued for that type of marihuana business that is located within the municipal boundaries connected with the marihuana license.

(2) A licensee shall comply with all of the following:

(a) Except as provided in R 420.204 and R 420.205, a marihuana business must be partitioned from any other marihuana business or activity, any other business, or any dwelling.

(b) A marihuana business shall not allow onsite or as part of the marihuana business any of the following:

(i) Sale, consumption, or serving of food except as provided in these rules unless the business is a designated consumption establishment or a temporary marihuana event that has obtained any required authorizations from other federal, state, or local agencies.

(ii) Consumption, use, or inhalation of a marihuana product unless the licensee has been granted a designated consumption establishment or temporary marihuana event license under the MRTMA, and these rules.

(c) A marihuana business must have distinct and identifiable areas with designated structures that are contiguous and specific to the marihuana license.

(d) A marihuana business must have separate entrances and exits, inventory, record keeping, and point of sale operations, if applicable.

(e) Access to a marihuana business’s restricted and limited access areas is restricted to the licensee, employees of the licensee, escorted visitors, and the agency. A marihuana sales location, a marihuana microbusiness, or a class A marihuana microbusiness may grant access as provided in R 420.206(9) to customers to a dedicated point of sale area.

(f) Licensee records must be maintained as follows and made available to the agency upon request:

(i) A licensee shall maintain accurate and comprehensive financial records for each license that clearly documents the licensee’s income and expenses. Applicable supporting source documentation must be maintained, including, but not limited to, all of the following:

(A) Cash logs.

(B) Sales records.

(C) Purchase of inventory.

(D) Invoices.

(E) Receipts.

(F) Deposit slips.

(G) Cancelled checks.

(H) Employee compensation records.

(I) Tax records.

(ii) Bulk financial deposits or transactions must be traceable to the individual transactions that comprise the bulk deposit or transaction.

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- (iii) Licensee records must be maintained for at least 4 years, except in instances of investigation or inspection by the agency in which case the licensee shall retain the records until such time as the agency notifies the licensee that the recordings may be destroyed.
 - (g) The marihuana business must be at a fixed location. Mobile marihuana businesses are prohibited. Any sales or transfers of marihuana product by mail order or on consignment are prohibited.
 - (h) A marihuana license must be framed under a transparent material and prominently displayed in the marihuana business.
 - (3) A marihuana business shall comply with all of the following:
 - (a) The natural resources and environmental protection act, 1994 PA 451, MCL 324.101 to 324.90106. The agency may publish guidance in cooperation with the department of environment, great lakes, and energy.
 - (b) Any other operational measures requested by the agency that are not inconsistent with the acts and these rules.
- History: 2020 AACs; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.204 Operation at same location.

- Rule 4. (1) A licensee that has any combination of marihuana licenses may operate separate marihuana businesses at the same location. For purposes of this rule, a stacked license is considered a single marihuana business.
- (2) To operate at the same location subject to subrule (1) of this rule, a licensee shall meet all of the following requirements:
 - (a) The agency has authorized the proposed operation at the same location.
 - (b) The operation at the same location is not in violation of any local ordinances or regulations.
 - (c) The operation at the same location does not circumvent a municipal ordinance or zoning regulation that limits the marihuana businesses under the acts.
 - (d) The licensee of each marihuana business operating at the same location under this rule shall do all the following:
 - (i) Apply for and be granted separate marihuana licenses and pay the required fees for each marihuana license.
 - (ii) Have distinct and identifiable areas with designated structures that are on the same parcel or a contiguous parcel and specific to the marihuana license.
 - (iii) Have separate inventory, record keeping, and point of sale operations.
 - (iv) Post each marihuana license on the wall in its distinct area and as provided in these rules.
 - (v) Obtain any additional inspections and permits required for local or state building inspection, fire services, and public health standards.
 - (vi) Comply with the provisions in the acts and these rules.
 - (3) Operation of a marihuana license at the same location that includes a licensed marihuana sales location must have the entrance and exit to the licensed marihuana sales location and entire inventory physically separated from any of the other licensed marihuana businesses so that individuals can clearly identify the sales entrance and exit.
 - (4) Operation of marihuana licenses at the same location may include a combined space for the following purposes:
 - (a) Complying with R 420.214a.
 - (b) Storage of marijuana and marijuana products in final form.
 - (c) A designated area under 420.602(5).
 - (d) Loading and unloading marijuana product.
 - (e) Storage of the physical media or storage device on which surveillance recordings are stored under R 420.209(10).
 - (5) A laboratory may be co-located with an existing accredited laboratory that is not licensed by the MRA, with agency approval, if the following criteria are met:
 - (a) The existing laboratory performs analytical scientific testing in a laboratory environment, and the testing methods are recognized by an accrediting body.
 - (b) Testing of marihuana product is performed separately from other materials.
 - (c) All marihuana product is stored separately from any other materials located at the site for testing.
- History: 2020 AACs; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.205 Equivalent licenses; operation at same location.

- Rule 5. (1) A person that holds equivalent licenses with common ownership under the acts may operate those equivalent licenses at the same location.
- (2) To operate equivalent licenses at the same location, all of the following requirements must be met:
 - (a) The agency has authorized the proposed operation at the same location.
 - (b) The operation at the same location is not in violation of any local ordinances or regulations.
 - (c) The operation at the same location does not circumvent a municipal ordinance or zoning regulation that limits the marihuana businesses under the acts.
 - (d) The person operating the equivalent licenses at the same location under this rule shall do all the following:
 - (i) Apply for and be granted a separate state license and a state operating license and pay the required fees for each license.

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- (ii) Post each state license and state operating license on the wall in its distinct area and as provided in these rules.
 - (iii) Obtain any additional inspections and permits required for local or state building inspection, fire services, and public health standards, if applicable.
 - (iv) Comply with the provisions in the acts and these rules.
- (3) A licensee with common ownership of a marihuana retailer and a provisioning center and operating equivalent licenses at the same location shall physically separate the entire inventories and the items on display for sale so that individuals may clearly identify medical marihuana products from adult-use marihuana products.
- (4) A licensee with common ownership of a marihuana retailer and a provisioning center and operating the equivalent licenses at the same location shall not bundle a product subject to the excise tax in section 13 of the MRTMA, MCL 333.27963, in a single transaction with a product or service that is not subject to the tax imposed by that section.
- (5) A person who holds equivalent licenses with common ownership under the acts and operates at the same location is not required to have any of the following:
- (a) Separate business suites, partitions, or addresses.
 - (b) Separate entrances and exits.
 - (c) Distinct and identifiable areas with designated structures that are contiguous and specific to the state license and the state operating license.
 - (d) Separate point of sale area and operations.
- History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.206 Marihuana business; general requirements.

Rule 6. (1) A cultivator shall not operate a marihuana business unless either of the following conditions is met:

- (a) The cultivator operations are within a building that meets the security requirements and passes the inspections in these rules and has a building permit pursuant to R 420.208 and these rules.
 - (b) The cultivator operations are within a building, except that cultivation may occur in an outdoor area, if all of the following conditions are met:
 - (i) The outdoor area containing the cultivation of marihuana plants is contiguous with the building, fully enclosed by fences or barriers that ensure that the plants are not visible from a public place without the use of binoculars, aircraft, or other optical aids, and the fences are secured and comply with the applicable security measures in these rules, including, but not limited to, locked entries only accessible to authorized persons or emergency personnel.
 - (ii) After the marihuana is harvested, all drying, trimming, curing, or packaging of marihuana occurs inside the building meeting all the requirements under these rules.
 - (iii) The building meets the security requirements and passes the inspections in these rules and has a building permit pursuant to R 420.208 and these rules.
- (2) A cultivator who has obtained good agricultural collection processes certification may sell immature plants to a marihuana sales location under the allowances published by the agency.
- (3) The agency shall publish a list of approved chemical residue active ingredients for cultivators to use in the cultivation and production of marihuana plants and marihuana products to be sold or transferred in accordance with the acts or these rules.
- (4) The agency shall publish a list of banned chemical residue active ingredients that are prohibited from use in the cultivation and production of marihuana plants and marihuana products to be sold or transferred in accordance with the acts or these rules.
- (5) A marihuana secure transporter under the MRTMA shall have a primary place of business as its marihuana business that operates in a municipality that has not adopted an ordinance prohibiting marihuana businesses from operating within its boundaries under section 6 of the MRTMA, MCL 333.27956, and these rules, and its marihuana business must comply with the requirements prescribed by the MRTMA, these rules, and any municipal ordinances that meet the requirements of section 6 of the act, MCL 333.27956.
- (6) A secure transporter under the MMFLA shall have a primary place of business as its marihuana facility that operates in a municipality that has adopted an ordinance that meets the requirements of section 205 of the act, MCL 333.27205, and the rules, and its marihuana facility must comply with the requirements prescribed by the MMFLA and these rules.
- (7) A marihuana transporter shall hold a separate license for every marihuana transporter location. A marihuana transporter may travel through any municipality to transport a marihuana product. A marihuana transporter shall comply with all of the following:
- (a) The marihuana transporter may take physical custody of the marihuana or money, but legal custody belongs to the transferor or transferee.
 - (b) A marihuana transporter shall not sell or purchase marihuana products.
 - (c) A marihuana transporter shall transport any marihuana product in a locked, secured, and sealed container that is not accessible while in transit. The container must be secured by a locked closed lid or door, or sealed by tamper-proof tape or

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equivalent provided the means of sealing the product would alert the receiving facility that the product had been tampered with at some point from the time it departed the shipping facility. A marihuana transporter of marihuana product from separate marihuana businesses shall not comingle the marihuana product. All marihuana products must be labeled in accordance with these rules and kept in separate compartments or containers within the main locked, secured, and sealed container. If the marihuana transporter transports money associated with the purchase or sale of marihuana product between businesses, the marihuana transporter shall lock the money in a sealed container kept separate from the marihuana product and only accessible to the licensee and its employees.

(d) A marihuana transporter shall log and track all handling of money associated with the purchase or sale of marihuana between marihuana businesses. These records must be maintained and made available to the agency upon request.

(e) A marihuana transporter shall have a route plan and manifest available for inspection by the agency to determine compliance with the acts and these rules. A copy of the route plan and manifest must be carried with the marihuana transporter during transport between marihuana businesses. A marihuana transporter is subject to administrative inspection by a law enforcement officer at any point during the transportation of marihuana product pursuant to these rules. A marihuana transporter shall carry a copy of a route plan and manifest in the transporting vehicle and shall present them to a law enforcement officer upon request.

(f) A marihuana transporter shall not possess marihuana product that is not on a manifest.

(g) A marihuana transporter shall follow the manifest.

(h) A marihuana transporter shall store vehicles at its primary place of business. If a marihuana transporter stores a vehicle that does not contain marihuana or marihuana product at a location that is not its primary place of business, it shall indicate that in its business plan.

(i) A marihuana transporter transferring marihuana product to a marihuana business shall remain onsite until the marihuana product is weighed and accepted or rejected before leaving the marihuana business.

(j) A marihuana transporter shall not maintain custody of the marihuana product for more than 96 hours unless permission is otherwise sought and granted by the agency, which will be reviewed on a case-by case basis.

(k) A marihuana transporter shall identify and record all vehicles with the agency and have the required vehicle registration with the secretary of state as required under state law.- A marihuana transporter's vehicles are subject to inspection at any time by the agency to determine compliance with the acts or these rules.

(8) A laboratory shall comply with all of the following:

(a) Provide written notice to the agency within 7 days of a laboratory manager no longer being employed at the facility.

(b) Designate an interim laboratory manager within 7 days of the laboratory manager's departure. The interim laboratory manager must meet either of the following requirements:

(i) The interim laboratory manager must meet at least 1 of the qualifications for a laboratory manager.

(ii) The interim laboratory manager must have, at minimum, a bachelor's degree in 1 of the natural sciences and 3 years of full-time laboratory experience in a regulated laboratory environment, performing analytical scientific testing in which the testing methods were recognized by an accrediting body. A combination of education and experience may substitute for the 3 years of full-time laboratory experience.

(c) Hire a permanent laboratory manager within 60 calendar days from the date of the previous laboratory manager's departure, unless the laboratory receives a written waiver from the agency. A laboratory may submit a waiver request to the agency to receive an additional 60 calendar days to hire a permanent laboratory manager if the laboratory submits a detailed oversight plan along with the waiver request.

(9) A marihuana sales location must have a separate room that is dedicated as the point of sale area for the transfer or sale of marihuana product as provided in the acts and these rules. The marihuana sales location shall keep marihuana products behind a counter or other barrier to ensure that a customer does not have direct access to the marihuana products. A marihuana sales location may also have a designated area for contactless or limited contact transactions.

(10) A marihuana business shall label all marihuana products with the ingredients of the product, in descending order of predominance by weight.

(11) All non-marihuana inactive ingredients must be clearly listed on the product label. Inactive ingredients, other than botanically derived flavonoids, terpenoids, and terpenes that are chemically identical to the terpenes derived from the plant *Cannabis sativa L.*, must be approved by the FDA for the intended use, and the concentration must be less than the maximum concentration listed in the FDA Inactive Ingredient database for the intended use.

(12) A marihuana business producing marihuana products shall maintain records of formulation and make them available to the agency upon request.

(13) All ingredients containing cannabinoids, whether naturally occurring or synthetically derived, that are added to marihuana or marihuana products must be from a source licensed to grow, handle, and produce cannabinoids under a license issued by a governmental authority and entered into the statewide monitoring system.

(14) When combining marihuana and marihuana product into another marihuana product, each form of marihuana and

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marihuana product being combined must have passing safety compliance test results in the statewide monitoring system prior to the creation of the new combined product.

(15) A marihuana business shall comply with random compliance checks upon the request of the agency. The agency or its authorized agents may collect a random sample of a marihuana product from a marihuana business or designate a laboratory to collect a random sample of a marihuana product in a secure manner to test that sample for compliance.

(16) The agency may update or issue new standards as necessary to protect the health, safety, and welfare of consumers and the public. -A marihuana business shall comply with all new or updated standards issued by the agency within 6 months of their adoption by the agency unless there is an identifiable public health or safety risk.

(17) A marihuana business transferring marihuana product to or receiving marihuana product from a marihuana transporter shall initiate the procedures to transfer or receive the marihuana product within 30 minutes of the marihuana transporter's arrival at the marihuana business.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.206a Standard operating procedures.

Rule 6a. (1) A marihuana business must have up-to-date written standard operating procedures on site at all times.

(2) Standard operating procedures must be made available to the agency upon request.

(3) Standard operating procedures must detail the marihuana business operations and activities necessary for the marihuana business to comply with the acts and these rules.

(4) If the agency determines that any standard operating procedure contains inaccurate information or does not comply with these rules and safe food management guidelines, as applicable, the licensee may be required to correct the practice immediately and update the standard operating procedures within 1 business day.

History: 2022 MR 5, Eff. Mar. 7, 2022.

R 420.207 Marihuana delivery; limited circumstances.

Rule 7. (1) A marihuana sales location licensee may engage in the delivery of a marihuana product for sale or transfer to marihuana customers upon approval by the agency of the licensee's delivery procedures.

(2) A marihuana sales location licensed under the MMFLA that engages in delivery shall establish procedures as specified in this rule to allow an employee of the marihuana sales location to deliver a marihuana product to a patient at the patient's residential address.

(3) A marihuana sales location licensed under the MRTMA that engages in delivery shall establish procedures as specified in this rule to allow an employee of the marihuana sales location to deliver a marihuana product to an individual 21 years of age or older at a residential address or at the address of a designated consumption establishment provided at the time the order was placed.

(4) All of the following apply to the marihuana delivery procedures established by a marihuana sales location:

(a) For the purposes of this rule only, a marihuana sales location may accept an online order request of a marihuana product and payment for the order that will be delivered only to the physical residence of the registered qualifying patient as provided in this rule, or to a residential address or the address of a designated consumption establishment provided by an individual 21 years of age or older as provided in this rule.

(b) The marihuana sales location shall create a marihuana delivery procedure that is subject to inspection and examination including, but not limited to, record keeping and tracking requirements. The agency may publish guidelines on the required procedure.

(c) All marihuana delivery employees shall meet the requirements in R 420.602 and are employees, as defined in R 420.601(1)(d), of the marihuana sales location.

(5) A marihuana sales location that has received authorization under subrule (1) of this rule shall comply with all of the following:

(a) The marihuana sales location shall verify that the sale or transfer to marihuana customers is in accordance with these rules.

(b) The marihuana delivery employee may take payment upon delivery and shall deliver the marihuana product.

(c) The amount of marihuana product that may be delivered is limited to the daily and monthly purchase limits of the registered qualifying patient as provided in these rules; or to the single transaction purchase limits for individuals 21 years of age or older as provided in these rules.

(d) The marihuana sales location shall record all transactions in the statewide monitoring system as required in the acts and these rules.

(e) An employee of the marihuana sales location shall make marihuana deliveries only to 1 of the following:

(i) Subject to paragraph (ii) of this subdivision, a registered qualifying patient.

(ii) A registered primary caregiver if the registered qualifying patient is a minor. If the registered qualifying patient is a minor, delivery must be made only to his or her registered primary caregiver.

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- (iii) An individual 21 years of age or older.
- (f) A marihuana delivery employee shall verify that the person taking delivery is the registered qualifying patient or the registered primary caregiver of a registered qualifying patient who is a minor, who has been recorded in the statewide monitoring system, or the individual 21 years of age or older who placed the order.
- (g) The authorization granted to a marihuana sales location pursuant to subrule (1) of this rule may be denied, suspended, or withdrawn by the agency. The marihuana sales location may be subject to other sanctions and fines as provided in the acts and these rules.
- (6) A marihuana sales location shall maintain records of all of the following that must be made available to the agency upon request:
 - (a) For a marihuana sales location licensed under the MMFLA, confirmation that the marihuana customer presented his or her valid driver's license or government issued identification bearing a photographic image of the marihuana customer along with his or her marihuana registry card, or temporary marihuana registry card, to verify that he or she is the patient or, if the registered qualifying patient is a minor, the registered primary caregiver.
 - (b) For a marihuana sales location licensed under the MRTMA, confirmation that the marihuana customer presented his or her valid driver's license or government issued identification bearing a photographic image of the marihuana customer to verify that the marihuana customer is 21 years of age or older at the time of delivery.
 - (c) Validation that the address for marihuana delivery of a marihuana product is the residential address of the registered qualifying patient, or the residential address or address of a designated consumption establishment provided by the customer at the time the order for the marihuana product was placed.
 - (d) Maintenance of the following records for any motor vehicle used for marihuana delivery and the making of the records available to the agency upon request:
 - (i) Vehicle make.
 - (ii) Vehicle model.
 - (iii) Vehicle color.
 - (iv) Vehicle identification number.
 - (v) License plate number.
 - (vi) Vehicle registration.
 - (vii) Proof of vehicle insurance.
 - (e) Documentation that the marihuana customer has consented to the marihuana delivery of the marihuana product. The consent must include an acknowledgement by the marihuana customer for the release of information necessary in fulfilling the home delivery.
 - (f) Verification, by a licensee under the MMFLA, in the statewide monitoring system that the registered qualifying patient holds a valid, current, unexpired, and unrevoked registry identification card as required in these rules.
- (7) A marihuana delivery employee shall carry a physical or electronic copy of all of the following information and shall make these records available to the agency upon request:
 - (a) The employee identification number required under these rules.
 - (b) The marihuana sales location licensee license number.
 - (c) The address of the marihuana sales location licensee.
 - (d) Contact information of the marihuana sales location licensee.
 - (e) A copy of the marihuana sales location marihuana delivery log as required in subrule (13) of this rule.
- (8) A marihuana delivery employee shall have access to a secure form of communication with the marihuana sales location licensee, such as a cellular telephone, at all times in the vehicle or on his or her person.
- (9) A marihuana delivery employee shall comply with all the following:
 - (a) During marihuana delivery, the marihuana delivery employee shall maintain a physical or electronic copy of each marihuana delivery request and shall make the marihuana delivery request available to the agency upon request.
 - (b) A marihuana delivery employee shall not leave a marihuana product in an unattended motor vehicle unless the motor vehicle is locked and equipped with an active vehicle alarm system.
 - (c) A marihuana 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 remain active and in the possession of the delivery employee at all times during delivery. At all times, the marihuana sales location must be able to identify the geographic location of all marihuana delivery vehicles and marihuana delivery employees who are making marihuana deliveries for the marihuana sales location and shall provide that information to the agency upon request.
 - (d) A marihuana delivery employee shall not carry marihuana product in the delivery vehicle with a value in excess of \$5,000.00 at any time. The value of marihuana products carried in the delivery vehicle for which a delivery order was not received and processed by the licensed retailer prior to the delivery employee departing from the marihuana sales location

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may not exceed \$3,000.00. For the purposes of this subrule, the value of marijuana products must be determined using the current retail price of all marijuana products carried by, or within the delivery vehicle of, the marijuana delivery employee.

(e) A marijuana delivery employee of a marijuana sales location may not be employed as a marijuana delivery employee for more than 1 marijuana sales location.

(f) A marijuana delivery employee shall not leave the marijuana sales location with marijuana products without at least 1 delivery order that has already been received and processed by the marijuana sales location.

(g) Before leaving the marijuana sales location, the marijuana delivery employee must have a delivery inventory ledger, which may be maintained electronically, of all marijuana products provided to him or her. For each marijuana product, the delivery inventory ledger must include the following:

(i) The type of marijuana product.

(ii) The brand name.

(iii) The retail value.

(iv) The tag number associated with the product in the statewide monitoring system.

(v) The weight, volume, or other accurate measure of the marijuana product.

(h) All marijuana product prepared for an order that was received and processed by the marijuana sales location prior to the marijuana delivery driver departing from the marijuana sales location must be clearly identified on the inventory ledger.

(i) After each delivery, the delivery inventory ledger must be updated to reflect the current inventory in possession of the marijuana delivery employee.

(j) The marijuana delivery employee shall maintain a log that includes all stops from the time he or she leaves the marijuana sales location to the time that he or she returns to the marijuana sales location, and the reason for each stop. The log must be turned in to the marijuana sales location when the marijuana delivery employee returns to the marijuana sales location. The marijuana sales location must maintain the log for a minimum of 1 year from the date of delivery and make it available upon request by the agency. The log may be maintained electronically.

(k) Immediately upon request by the agency the marijuana delivery employee shall provide all of the following:

(i) All delivery inventory ledgers from the time the marijuana delivery employee left the marijuana sales location up to the time of the request.

(ii) All delivery request receipts for marijuana product carried by the driver, in the delivery vehicle, or any deliveries that have already been made to customers.

(iii) The log of all stops from the time the marijuana delivery employee left the marijuana sales location up to the time of the request.

(l) If a marijuana delivery employee does not have any delivery request to be performed for a 30-minute period, the marijuana delivery employee shall not make any additional deliveries and shall return to the marijuana sales location. Upon returning to the marijuana sales location, all undelivered marijuana products must be returned to inventory and all necessary inventory and statewide monitoring system records must be updated as appropriate.

(10) A marijuana retailer licensed under the MRTMA, in making deliveries, shall not transport more than 15 ounces of marijuana or more than 60 grams of marijuana concentrate at 1 time pursuant to section 11 of the MRTMA, MCL 333.27961.

(11) A marijuana sales location shall ensure that marijuana deliveries are completed in a timely and efficient manner as provided on the marijuana delivery request and log. All marijuana deliveries must occur within the business hours of the marijuana sales location. Marijuana product for marijuana delivery must be stored within a secured compartment that is clearly marked and latched or locked in a manner to keep all contents secured within.

(12) The process of marijuana delivery begins when the marijuana delivery employee leaves the marijuana sales location's licensed marijuana business with the marijuana product for delivery. The process of marijuana delivery ends when the delivery employee returns to the marijuana sales location's licensed marijuana business after delivering the marijuana product to the marijuana customer.

(13) A marijuana sales location shall maintain a record of each delivery of a marijuana product in a marijuana delivery log, which may be a hard copy or electronic format, and make the marijuana delivery log available to the agency upon request. For each delivery, the marijuana delivery log must record all of the following:

(a) The date and time that the delivery began and ended.

(b) The name of the marijuana delivery employee.

(c) The amount of marijuana product allowed to be possessed for delivery.

(d) The tag number of the marijuana product and the name of the strain of that marijuana product.

(e) The signature of the individual who accepted delivery.

(14) A marijuana sales location shall notify the agency, state police, or local law enforcement of any theft, loss of marijuana product, or criminal activity as provided in these rules. A marijuana sales location shall report to the agency and law

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enforcement, if applicable, any other event occurring during marihuana delivery that violates the marihuana delivery procedure as provided in this rule, including marihuana delivery vehicle accidents and diversion of marihuana product.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.207a Contactless and limited contact transactions.

Rule 7a. (1) A marihuana sales location may designate an area for contactless or limited contact transactions unless prohibited by an ordinance adopted by the municipality where the marihuana sales location is located.

(2) Contactless or limited contact transaction include, but are not limited to the following:

(a) Curbside service.

(b) Drive through window service.

(3) A marihuana sales location may accept online or telephonic orders for marihuana product and payment for the order that will be picked up at the marihuana sales location.

(4) The designated area for contactless or limited contact transactions must be identified in the marihuana business location plan.

(5) A marihuana sales location operating a contactless or limited contact transaction must have a written standard operating procedure in place and be made available to the agency upon request.

(6) Contactless or limited contact transactions must be completed during normal business hours.

(7) A marihuana sales location using a designated area for contactless or limited contact transactions must have in place an anti-theft policy, procedure, or automatic capability.

(8) The designated area for contactless or limited contact transactions must comply with R 420.209.

(9) The contactless and limited contact transaction must comply with R 420.505 and R 420.506.

(10) Marihuana being transferred during a contactless or limited contact transaction must be in an opaque bag and the contents must not be visible to the general public upon pick up.

History: 2022 MR 5, Eff. Mar. 7, 2022.

R 420.208 Building and fire safety.

Rule 8. (1) An applicant's proposed marihuana business and a licensee's marihuana business are subject to inspection by a state building code official, state fire official, or code enforcement official to confirm that no health or safety concerns are present.

(2) A state building code official, or his or her authorized designee, may conduct precensure and post-licensure inspections to ensure that applicants and licensees comply with the Stille-DeRossett-Hale single state construction code act, 1972 PA 230, MCL 125.1501 to 125.1531; the skilled trades regulation act, 2016 PA 407, MCL 339.5101 to 339.6133; 1967 PA 227, MCL 408.801 to 408.824; and 1976 PA 333, MCL 338.2151 to 338.2160.

(3) An applicant or licensee shall not operate a marihuana business unless a permanent certificate of occupancy has been issued by the appropriate enforcing agency. A temporary certificate of occupancy may be accepted, at the discretion of the agency. Before a certificate of occupancy is issued, work must be completed in accordance with the Stille-DeRossett-Hale single state construction code act, 1972 PA 230, MCL 125.1501 to 125.1531. An applicant or licensee shall comply with both of the following:

(a) An applicant or licensee shall obtain a building permit for any building utilized as a proposed marihuana business or marihuana business as provided in the acts and these rules. The issuance, enforcement, and inspection of building permits under the acts remains with the governmental entity having jurisdiction under the Stille-DeRossett-Hale single state construction code act, 1972 PA 230, MCL 125.1501 to 125.1531.

(b) An applicant or licensee shall obtain a building permit for a change of occupancy for an existing building to be utilized as a proposed marihuana business or marihuana business as provided in the acts and these rules.

(4) An applicant or licensee shall not operate a marihuana business unless the proposed marihuana business or marihuana business has passed the precensure fire safety inspection by the BFS. The state fire marshal, or his or her authorized designee, may conduct precensure and post-licensure inspections of a marihuana business. An applicant or licensee shall comply with all of the following:

(a) A BFS inspection may be conducted at any reasonable time to ensure fire safety compliance. A BFS inspection may be annual or biannual and may result in the required installation of fire suppression devices or other means necessary for adequate fire safety pursuant to state standards.

(b) The BFS may require a marihuana business to obtain operational permits, including, but not limited to, any of the following:

(i) Carbon dioxide systems used in beverage dispensing applications, amended for cultivation use and extraction.

(ii) Compressed gases.

(iii) Combustible fibers.

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- (iv) Flammable and combustible liquids.
- (v) Fumigation and insecticidal fogging.
- (vi) Hazardous materials.
- (vii) High piled storage (high rack system cultivation).
- (viii) Liquefied petroleum (LP) gas.
- (c) For specific installation or systems, BFS may require marihuana businesses to obtain construction permits, including, but not limited to, any of the following:
 - (i) Building construction.
 - (ii) Electrical, mechanical, plumbing, boiler, and elevator.
 - (iii) Compressed gases.
 - (iv) Flammable and combustible liquids.
 - (v) Hazardous materials.
 - (vi) Liquefied petroleum (LP) gas.
 - (vii) Automatic fire extinguishing/suppression systems.
 - (viii) Fire alarm and detections systems.
 - (ix) Related equipment found during fire safety inspections.
- (5) The state fire marshal, or their authorized designee, may conduct a BFS fire safety inspection of a marihuana business, at any reasonable time to ensure compliance with the NFPA 1, 2021 edition, entitled "Fire Code," which is adopted by reference in R 420.202. A licensee shall comply with the NFPA 1 as adopted and the following additional requirements:
 - (a) Ductwork must be installed in accordance with the Michigan mechanical code, R 408.30901 to R 408.30998.
 - (b) Suppression systems outlined in NFPA 1 and the Michigan mechanical code, R 408.30901 to R 408.30998, must be installed if required to meet the suppression needs within a marihuana establishment.
 - (c) Producers, cultivators, laboratories, marihuana microbusinesses, and class A marihuana microbusinesses shall implement appropriate exhaust ventilation systems to mitigate noxious gasses or other fumes used or created as part of any production process or operations. Exhaust and ventilation equipment must be appropriate for the hazard involved and must comply with NFPA 1 and Michigan mechanical code, R 408.30901 to R 408.30998.
- (6) In addition to meeting all the requirements in subrules (1) to (5) of this rule, cultivators, producers, marihuana microbusinesses, class A marihuana microbusinesses, and designated consumption establishments shall also comply with all of the following:
 - (a) Permit the agency or its authorized agents, or state fire marshal or his or her authorized designee, to enter and inspect a cultivator, producer, marihuana microbusiness, class A marihuana microbusiness, and designated consumption establishments at any reasonable time.
 - (b) Have a fire safety inspection conducted, in addition to any inspections required under the acts and these rules, if any of the following occur:
 - (i) Modifications to the grow areas, rooms and storage, extraction equipment and process rooms, or marihuana-infused product processing equipment within a marihuana business.
 - (ii) Changes in occupancy.
 - (iii) Material changes to a new or existing cultivator, producer, marihuana microbusiness, class A marihuana microbusiness, or designated consumption establishment including changes made precensure and post-licensure.
 - (iv) Changes in extraction methods and processing or grow areas and building structures.
 - (c) Ensure that extractions using compressed gases of varying materials including, but not limited to, butane, propane, and carbon dioxide that are used in multiple processes in cultivation or extraction meet all of the following:
 - (i) Flammable gases of varying materials may be used in multiple processes in cultivation or extraction and must meet the requirements in NFPA 58 and the international fuel gas code.
 - (ii) Processes that extract oil from marihuana plants and marihuana products using flammable gas or flammable liquid must have leak or gas detection measures, or both. All extraction equipment used in the marihuana business and equipment used in the detection of flammable or toxic gases, or both, must be approved by the BFS and may require construction permits.
 - (iii) Marihuana businesses that have exhaust systems must comply with the NFPA 1 and the Michigan mechanical code, R 408.30901 to R 408.30998.
- (7) The requirements of this rule do not apply to a marihuana event organizer applicant or licensee under the MRTMA.
- (8) An applicant for a temporary marihuana event is subject to review and inspection, if applicable, by BFS, which includes, but is not limited to, all of the following:
 - (a) A site plan must be provided. BFS shall review the site plan in accordance with the NFPA 1.
 - (b) The temporary marihuana event location may be subject to a physical inspection, as determined by the agency.

History: 2020 AACs; 2022 MR 5, Eff. Mar. 7, 2022.

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R 420.209 Security measures; required plan; video surveillance system.

Rule 9. (1) An applicant for a marihuana license to operate a proposed marihuana business shall submit a security plan that demonstrates, at a minimum, the ability to meet the requirements of this rule.

(2) A licensee shall ensure that any person at the marihuana business, except for employees of the licensee, are escorted at all times by the licensee or an employee of the licensee when in the limited access areas and restricted access areas at the marihuana business.

(3) A licensee shall securely lock the marihuana business, including interior rooms as required by the agency, windows, and points of entry and exits, with commercial-grade, nonresidential door locks or other electronic or keypad access. Locks on doors that are required for egress must meet the requirements of NFPA 1, local fire codes, and the Michigan building code, R 408.30401 to R 408.30499.

(4) A licensee shall maintain an alarm system at the marihuana business. Upon request, a licensee shall make available to the agency all information related to the alarm system, monitoring, and alarm activity.

(5) A licensee shall have a video surveillance system that, at a minimum, consists of digital or network video recorders, cameras capable of meeting the recording requirements in this rule, video monitors, digital archiving devices, and a color printer capable of delivering still photos.

(6) A licensee shall ensure the video surveillance system does all the following:

(a) Records, at a minimum, the following areas:

(i) Any areas where marihuana products are weighed, packed, stored, loaded, and unloaded for transportation, prepared, or moved within the marihuana business.

(ii) Limited access areas and security rooms. Transfers between rooms must be recorded.

(iii) Areas storing a surveillance system storage device with not less than 1 camera recording the access points to the secured surveillance recording area.

(iv) The entrances and exits to the building, which must be recorded from both indoor and outdoor vantage points.

(v) The areas of entrance and exit between marihuana businesses at the same location if applicable, including any transfers between marihuana businesses.

(vi) Point of sale areas where marihuana products are sold and displayed for sale.

(vii) Areas where marihuana or marihuana products are destroyed.

(b) Records images effectively and efficiently of the area under surveillance with a minimum of 720p resolution.

(7) A licensee shall ensure that each camera is permanently mounted and in a fixed location. Each camera must be placed in a location that allows the camera to clearly record activity occurring within 20 feet of all points of entry and exit on the marihuana business and allows for the clear and certain identification of any person, including facial features, and activities, including sales or transfers, in all areas required to be recorded under these rules.

(8) A licensee shall have sufficient lighting to meet the video surveillance system requirements of this rule.

(9) A licensee shall have cameras that record when motion is detected at the marihuana business and record images that clearly and accurately display the time and date.

(10) A licensee shall secure the physical media or storage device on which surveillance recordings are stored in a manner to protect the recording from tampering or theft.

(11) A licensee shall keep surveillance recordings for a minimum of 30 calendar days, except in instances of investigation or inspection by the agency in which case the licensee shall retain the recordings until the time as the agency notifies the licensee that the recordings may be destroyed.

(12) Surveillance recordings of the licensee are subject to inspection by the agency and must be kept in a manner that allows the agency to view and obtain copies of the recordings at the marihuana business immediately upon request. The licensee shall also send or otherwise provide copies of the recordings to the agency upon request within the time specified by the agency.

(13) A licensee shall maintain a video surveillance system equipped with a failure notification system that provides notification to the licensee of any interruption or failure of the video surveillance system or video surveillance system storage device.

(14) A licensee shall maintain a log of the recordings, which includes all of the following:

(a) The identity of the employee or employees responsible for monitoring the video surveillance system.

(b) The identity of the employee who removed any recording from the video surveillance system storage device and the time and date removed.

(c) The identity of the employee who destroyed any recording.

(15) The requirements of this rule do not apply to the following license types under the MRTMA:

(a) A designated consumption establishment applicant or licensee.

(b) A marihuana event organizer applicant or licensee.

(c) A temporary marihuana event applicant or licensee.

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History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.210 Prohibitions.

Rule 10. (1) Except for designated consumption establishments or temporary marihuana events licensed under the MRTMA, a marihuana business must not have marihuana products that are not identified and recorded in the statewide monitoring system pursuant to these rules. A licensee shall not transfer or sell a marihuana product that is not identified in the statewide monitoring system pursuant to these rules.

(2) Except for a designated consumption establishment or temporary marihuana event licensed under the MRTMA, a marihuana business must not have any marihuana product without a batch number or identification tag or label pursuant to these rules. A licensee shall immediately tag, identify, or record as part of a batch in the statewide monitoring system any marihuana product as provided in these rules.

(3) A licensee shall not reassign or subsequently assign a tag to another package that has been associated with a package in the statewide monitoring system.

(4) A licensee shall not allow a physician to conduct a medical examination or issue a medical certification document at a marihuana business for the purpose of obtaining a registry identification card.

(5) A violation of these rules may result in sanctions or fines, or both, in accordance with the acts and these rules.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.211 Marihuana product destruction and waste management.

Rule 11. (1) A marihuana product that is to be destroyed or is considered waste must be rendered into an unusable and unrecognizable form through grinding or another method as determined by the agency that incorporates the marihuana product waste with 1 or more of the following types of non-consumable solid waste so that the resulting mixture is not less than 50% non-marihuana product waste:

- (a) Paper waste.
- (b) Plastic waste.
- (c) Cardboard waste.
- (d) Food waste.
- (e) Grease or other compostable oil waste.
- (f) Fermented organic matter or other compost activators.
- (g) Soil.
- (h) Other waste approved in writing by the agency.

(2) Marihuana plant waste, including roots, stalks, leaves, and stems that have not been processed with a solvent must be rendered into an unusable and unrecognizable form through grinding or another method as determined by the agency that incorporates the marihuana plant waste with 1 or more of the following types of compostable waste so that the resulting mixture is not less than 50% non-marihuana plant waste:

- (a) Food waste.
- (b) Yard waste.
- (c) Vegetable based grease or oils.
- (d) Other compostable wastes approved by the agency.

(3) A licensee shall manage all waste that is hazardous waste pursuant to part 111 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.11101 to 324.11153.

(4) A marihuana product rendered unusable and unrecognizable and, therefore, considered waste, and marihuana plant waste must be recorded in the statewide monitoring system.

(5) A licensee shall not sell marihuana waste, marihuana plant waste, or marihuana products that are to be destroyed, or that the agency orders destroyed.

(6) A licensee shall dispose of marihuana product waste and marihuana plant waste in a secured waste receptacle using 1 or more of the following methods that complies with applicable state and local laws and regulations:

- (a) A licensed municipal solid waste landfill.
- (b) A registered composting facility that has specific approval under part 115 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.11501 to 324.11554, to accept the material.
- (c) An anaerobic digester that has specific approval under part 115 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.11501 to 324.11554, to accept the material.
- (d) An in-state municipal solid waste or hazardous waste incinerator that has been permitted under part 55 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.5501 to 324.5542.

(7) A licensee shall dispose of wastewater generated during the cultivation of marihuana and the processing of marihuana products in a manner that complies with applicable state and local laws and regulations.

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(8) A licensee shall maintain accurate and comprehensive records regarding marihuana product waste, and marihuana plant waste that accounts for, reconciles, and evidences all waste activity related to the disposal. The agency may publish guidance on marihuana product waste management.

(9) As used in this rule, “unrecognizable” means marihuana product rendered indistinguishable from any other plant material.

(10) Under the MRMTA, a licensed marihuana microbusiness, class A marihuana microbusiness, or marihuana retailer who participates in a temporary marihuana event shall destroy and dispose of any marihuana product that is considered waste, and any marihuana plant waste, resulting from the licensee’s activities during the event according to the applicable provisions in this rule.

(11) Except for the marihuana product waste specified in subrule (10) of this rule, a marihuana event organizer who holds a temporary marihuana event under the MRTMA is responsible for destroying and disposing of any marihuana product waste and marihuana plant waste that results from the event. All marihuana waste must be rendered unusable and unrecognizable and disposed of in accordance with this rule and in compliance with all applicable state and local laws and regulations.

(12) Under the MRMTA, a licensed designated consumption establishment shall destroy and dispose of any marihuana product left at the establishment that is considered waste and any marihuana plant waste, in accordance with this rule and in compliance with all applicable state and local laws and regulations. The designated consumption establishment shall maintain a log of any marihuana product that is considered waste, and marihuana plant waste, which must include a description of the waste and the amount and the manner in which it was disposed. The designated consumption establishment licensee shall make the log available to the agency upon request.

(13) Nothing in these rules prohibits a grower, with agency approval, from disposing of marihuana plant waste as compost feedstock or in another organic waste method at their marihuana business in compliance with part 111 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.11101 to 324.11153.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.212 Storage of marihuana product.

Rule 12. (1) All marihuana products must be stored at a marihuana business in a secured limited access area or restricted access area and must be identified and tracked consistently in the statewide monitoring system under these rules.

(2) All containers used to store marihuana products for transfer or sale between marihuana businesses must be clearly marked, labeled, or tagged, if applicable, and enclosed on all sides in secured containers. The secured containers must be latched or locked in a manner to keep all contents secured within. Each secured container must be identified and tracked in accordance with the acts and these rules.

(3) All chemicals or solvents must be stored separately from marihuana products and kept in a closed container in locked storage areas.

(4) Marihuana-infused products, edible marihuana products, or materials used in direct contact with the marihuana-infused products or edible marihuana products, must have separate storage areas from toxic or flammable materials.

(5) Marihuana products not in final packaging must be stored separately from other types of marihuana product in compliance with these rules.

(6) A marihuana sales location shall store all marihuana products for transfer or sale behind a counter or other barrier separated from stock rooms.

(7) A laboratory shall establish an adequate chain of custody and instructions for sample and storage requirements.

(8) A licensee shall ensure that any stock or storage room meets the security requirements of these rules and any other applicable requirements in the acts and these rules.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.213 Marihuana microbusiness and class A marihuana microbusiness operation.

Rule 13. As applicable, a marihuana microbusiness and class A marihuana microbusiness licensee shall operate the corresponding areas of a marihuana microbusiness or class A marihuana microbusiness in compliance with the operation requirements of a marihuana retailer, a marihuana grower, or a marihuana processor as provided for in MRTMA and these rules. A marihuana microbusiness and class A marihuana microbusiness, if engaging in delivery, shall operate in accordance with R 420.207.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.214 Transfer of marihuana between equivalent licenses.

Rule 14. (1) The agency may authorize licensees who hold equivalent licenses under the MRTMA with common ownership to transfer marihuana product between the inventory of their marihuana facility and the inventory of their marihuana establishment.

(2) The following licensees who hold the following equivalent licenses with common ownership may accept the transfer of

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medical marihuana product under subrule (1) of this rule:

- (a) Class A marihuana growers.
 - (b) Class B marihuana growers.
 - (c) Class C marihuana growers.
 - (d) Marihuana processors.
 - (e) Marihuana retailers.
- (3) The agency shall publish a specific start date, end date, and other requirements for the transfer of marihuana product between equivalent licenses.
- (4) A licensee shall transfer marihuana product between equivalent licenses with common ownership in accordance with these rules and any requirements published by the agency.
- (5) A licensee shall track the transfer of product between equivalent licenses with common ownership in the statewide monitoring system in accordance with these rules and any requirements published by the agency. Marihuana plants transferred pursuant to this rule count towards the authorized total amount of marihuana plants for a licensed cultivator.
- (6) Marihuana product transferred to an equivalent license with common ownership may only be sold or transferred in accordance with the acts and these rules.
- (7) A licensee in receipt of transferred marihuana product shall track the marihuana product sold or transferred in accordance with these rules.

History: 2020 AACs; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.214a Internal analytical testing.

Rule 14a. (1) A licensee may designate a space to perform internal analytical testing on marihuana or a marihuana product grown or produced by the marihuana business, if all of the following are met:

- (a) The designated internal analytical testing space is fully partitioned from all other licensed activities at the marihuana business.
 - (b) The designated internal analytical testing space complies with all of the requirements of R 420.209.
 - (c) If a licensee with a designated space for internal analytical testing is co-located with another licensee, product from only 1 license may be in the designated space at a time.
 - (d) Internal analytical testing may be performed only on a product grown, harvested, or processed by licensees under common ownership.
- (2) All marihuana or a marihuana product used for internal analytical testing must be identified, recorded, and tracked consistently in the statewide monitoring system.
- (3) All marihuana or a marihuana product used for internal analytical testing must have a batch number or an identification tag or label as assigned by the statewide monitoring system affixed to it.
- (4) No marihuana or marihuana product other than samples for testing may be stored in the internal analytical testing space.
- (5) Marihuana or a marihuana product that has undergone internal analytical testing must be disposed of in compliance with R 420.211.
- (6) Results of internal analytical testing may not be entered into the statewide monitoring system.
- (7) Any batch of marihuana or a marihuana product that has undergone internal analytical testing must undergo full safety compliance testing, with passing test results entered into the statewide monitoring system, prior to being sold or transferred.
- (8) Any batch of marihuana or a marihuana product that has undergone internal analytical testing must undergo full safety compliance testing, with failing test results entered into the statewide monitoring system, prior to making a request for remediation.
- (9) The results of internal analytical testing may not be used to label a product under R 420.504.

History: 2022 MR 5, Eff. Mar. 7, 2022.

R 420.214b Adverse reactions.

Rule 14b. (1) A licensee shall notify the agency within 1 business day of becoming aware or within 1 business day of when the licensee should have been aware of any adverse reactions to a marihuana product sold or transferred by any licensee.

(2) A licensee shall enter into the statewide monitoring system within 1 business day of becoming aware of or within 1 business day of when the licensee should have been aware of any adverse reactions to a marihuana product sold or transferred by any licensee.

History: 2022 MR 5, Eff. Mar. 7, 2022.

R 420.214c Product returns.

Rule 14c. (1) A marihuana sales location may accept the return of marihuana product that is reported to have caused an adverse reaction or is determined to be defective.

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- (2) A marihuana sales location must have a written policy for the return of marihuana product that contains, at a minimum, the following:
- (a) Product returned to a marihuana sales location must be tracked consistently in the statewide monitoring system as waste in compliance with R 420.211.
 - (b) Product returned to a marihuana sales location must be destroyed in compliance with R 420.211 within 90 calendar days of when the marihuana business became aware of the fact that the product must be destroyed.
 - (c) Product returned to a marihuana sales location cannot be re-sold, re-packaged, or otherwise transferred to a customer or another marihuana business.
 - (d) Product returned to a marihuana sales location is prohibited from being returned to the marihuana sales location by way of a delivery driver.
 - (e) A marihuana sales location that does not comply with these rules may be subject to disciplinary proceedings.
 - (f) A marihuana retailer may return a marihuana product that is past its expiration date to the marihuana processor who produced the marihuana product for destruction instead of destroying the marihuana product.
- History: 2022 MR 5, Eff. Mar. 7, 2022.

R 420.215

Source: 2020 AACCS.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

MARIJUANA REGULATORY AGENCY

MARIHUANA SAMPLING AND TESTING

R 420.301 Definitions.

Rule 1. (1) As used in these rules:

- (a) “Action limit” means the maximum permissible level of a contaminant in marihuana product allowable by the agency.
- (b) “Acts” refers to the medical marihuana facilities licensing act, 2016 PA 281, MCL 333.27101 to 333.27801, and the Michigan Regulation and Taxation of Marihuana Act, 2018 IL 1, MCL 333.27951 to 333.27967, when applicable.
- (c) “Agency” means the marijuana regulatory agency.
- (d) “Batch” means all marihuana product of the same variety that has been processed together and exposed to substantially similar conditions throughout processing.
- (e) “Cultivator” refers to a grower under the medical marihuana facilities licensing act or a marihuana grower under the Michigan Regulation and Taxation of Marihuana Act, or both.
- (f) “Employee” means, except as otherwise provided in these rules, a person performing work or service for compensation. “Employee” does not include an individual providing trade or professional services who is not normally engaged in the operation of a marihuana establishment.
- (g) “Final form” means the form a marihuana product is in when it is available for sale by a marihuana sales location not including consumer packaging. For marihuana products intended for inhalation, “final form” means the marihuana concentrate in an e-cigarette or a vaping device.
- (h) “Good agricultural collection practices” or “GACP-GMP” means the World Health Organization’s or the American Herbal Products Association’s guidelines regarding the safety, efficacy, and sustainability of medicinal plant material being used in herbal medicines.
- (i) “Good manufacturing practices” or “GMP” means the Food and Drug Administration’s formal regulations regarding the design, monitoring, control, and maintenance of manufacturing processes and facilities. They are designed to ensure that products manufactured are to specific requirements including identity, strength, quality, and purity.
- (j) “Harvest batch” means a designated quantity of harvested marihuana, all of which is identical in strain and has been grown and harvested together and exposed to substantially similar conditions throughout cultivation.
- (k) “Immature plant” means a nonflowering marihuana plant that is no taller than 8 inches from the growing or cultivating medium and no wider than 8 inches produced from a cutting, clipping, tissue culture, or seedling that is in a growing or cultivating medium or in a growing or cultivating container.
- (l) “Inactive ingredients” means binding materials, dyes, preservatives, flavoring agents, and any other ingredient that is not derived from the plant *Cannabis sativa L.*
- (m) “Laboratory” refers to both a safety compliance facility under the medical marihuana facilities licensing act and a marihuana safety compliance facility under the Michigan Regulation and Taxation of Marihuana Act.
- (n) “Limit of quantitation” or “LOQ” means the minimum concentration or mass of an analyte in a given matrix that can be reported as a quantitative result.

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- (o) “Marihuana business” refers to a marihuana facility under the medical marihuana facilities licensing act or a marihuana establishment under the Michigan Regulation and Taxation of Marihuana Act, or both.
 - (p) “Marihuana establishment” means a marihuana grower, marihuana safety compliance facility, marihuana processor, marihuana microbusiness, marihuana retailer, marihuana secure transporter, marihuana designated consumption establishment, or any other type of marihuana-related business licensed by the agency under the Michigan Regulation and Taxation of Marihuana Act.
 - (q) “Marihuana facility” means a location at which a licensee is licensed to operate under the medical marihuana facilities licensing act.
 - (r) “Marihuana product” means marihuana or a marihuana-infused product, or both, as those terms are defined in the act unless otherwise provided for in these rules.
 - (s) “Marihuana sales location” refers to a provisioning center under the medical marihuana facilities licensing act or a marihuana retailer under the Michigan Regulation and Taxation of Marihuana Act, or both.
 - (t) “Marihuana tracking act” means the marihuana tracking act, 2016 PA 282, MCL 333.27901 to 333.27904.
 - (u) “Medical marihuana facilities licensing act” or “MMFLA” means the medical marihuana facilities licensing act, 2016 PA 281, MCL 333.27101 to 333.27801.
 - (v) “Michigan Regulation and Taxation of Marihuana Act” or “MRTMA” means the Michigan Regulation and Taxation of Marihuana Act, 2018 IL 1, MCL 333.27951 to 333.27967.
 - (w) “Package tag” means an RFID tag supplied through the statewide monitoring system for the purpose of identifying a package containing a marihuana product.
 - (x) “Plant tag” means an RFID tag supplied through the statewide monitoring system for the purpose of identifying an individual marihuana plant.
 - (y) “Pre-test” means to perform full compliance testing on samples, without reporting the results to the agency, and reporting results of subsequent testing to the agency.
 - (z) “Proficiency test” means a test that determines the performance of individual laboratories for specific tests or measurements and is used to monitor laboratories’ performance.
 - (aa) “Producer” refers to both a processor under the medical marihuana facilities licensing act and a marihuana processor under the Michigan Regulation and Taxation of Marihuana Act.
 - (bb) “Production batch” means a designated quantity of marihuana product, all of which was processed together, is homogeneous, identical in color, flavor, and other characteristics, and was processed under similar conditions throughout processing.
 - (cc) “These rules” means the administrative rules promulgated by the agency under the authority of the medical marihuana facilities licensing act, the marihuana tracking act, the Michigan Regulation and Taxation of Marihuana Act, and Executive Reorganization Order No. 2019-2, MCL 333.27001.
 - (dd) “Tag” or “RFID tag” means the unique identification number or Radio Frequency Identification (RFID) issued to a licensee by the statewide monitoring system for tracking, identifying, and verifying marihuana plants, marihuana products, and packages of marihuana product in the statewide monitoring system.
 - (ee) “Target analyte” means a non-marihuana inactive ingredient designated for analysis.
- (2) Terms defined in the acts have the same meanings when used in these rules unless otherwise indicated.
History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.302 Adoption by reference.

Rule 2. (1) The following codes, standards, or regulations of nationally recognized organizations or associations are adopted by reference in these rules:

- (a) AOAC International Official Methods of Analysis, 21st edition. Copies of the adopted provisions are available for inspection and distribution from the Association of Official Analytical Collaboration (AOAC) International, 2275 Research Boulevard, Suite 300, Rockville, Maryland, 20850, telephone number 1-800-379-2622, for the price of \$870.00.
- (b) National fire protection association (NFPA) standard 1, 2021 edition, entitled “Fire Code,” is adopted by reference as part of these rules. Copies of the adopted provisions are available for inspection and distribution from the National Fire Protection Association, 1 Batterymarch Park, P.O. Box 9101, Quincy, Massachusetts, 02169, telephone number 1-800-344-3555, for the price of \$114.50.
- (c) The International Organization for Standardization (ISO), ISO 22000 / ISO/TS 22002-1:2009, Food Safety Bundle, available for purchase at: <https://webstore.ansi.org/Standards/ISO/ISO22000TS22002FoodSafety>, for the price of \$275.00.
- (d) International Organization for Standardization (ISO), ISO/IEC 17025:2017, General Requirements for the Competence of Testing and Calibration Laboratories, available at: <https://webstore.ansi.org/RecordDetail.aspx?sku=ISO%2fIEC+17025%3a2017>, for the price of \$162.00.
- (e) International Organization for Standards (ISO), ISO/IEC 17065:2012, Conformity Assessment – Requirements for Bodies

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Certifying Products, Processes and Services, available at: <https://webstore.ansi.org/Standards/ISO/ISOIEC170652012>, for the price of \$175.00.

(f) International Organization for Standards (ISO), ISO/IEC 17043:2010, Conformity Assessment – General Requirements for Proficiency Testing, available at: <https://webstore.ansi.org/Standards/ISO/ISOIEC170432010>, for the price of \$200.00.

(2) The standards adopted in subrule (1)(a) to (d) of this rule are available for inspection and distribution at the agency, located at 2407 North Grand River Avenue, Lansing, Michigan, 48906. Copies of these standards may be obtained from the agency at the cost indicated in subrule (1)(a) to (d) of this rule, plus shipping and handling.

History: 2020 AACs; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.303 Batch; identification and testing.

Rule 3. (1) A cultivator shall uniquely identify each immature plant batch with a single batch name and record the information in the statewide monitoring system. Each immature plant batch must consist of no more than 100 immature plants.

(2) A cultivator shall tag each individual plant that is greater than 8 inches in height from the growing or cultivating medium or more than 8 inches in width with an individual plant tag and record the identification information in the statewide monitoring system.

(3) A cultivator shall separate the plants as the plants go through different growth stages and ensure that the plant tag is always identified with the plant throughout the growing cycle so that all plants can be easily identified and inspected. A cultivator shall ensure that identification information is recorded in the statewide monitoring system in accordance with the acts, the marihuana tracking act, and these rules.

(4) A cultivator shall destroy the individual plant tag prior to packaging. Once a tagged plant is harvested, it is part of a harvest batch so that a sample of the harvest batch can be tested by a licensed laboratory as provided in R 420.304 and R 420.305. A cultivator shall separate the harvest batch by product type and quarantine the harvested batch from all other marihuana and marihuana products when the marihuana batch has test results pending. A harvest batch must be easily distinguishable from other harvest batches until the batch is broken down into packages. A cultivator may not combine harvest batches.

(5) Before the cultivator transfers or sells the marihuana product to a marihuana sales location, a sample of the harvest batch must be tested for all required safety tests by a licensed laboratory as provided in R 420.304 and R 420.305. All test results must indicate passed in the statewide monitoring system before the marihuana is packaged for sale. A marihuana product from harvest batches may not be transferred or sold until tested, packaged, and tagged as required under subrule (4) of this rule. A cultivator may not transfer or sell marihuana under this rule to a marihuana sales location if the package contains more than 1 harvest batch.

(6) A cultivator may transfer or sell marihuana to a producer without first being tested by a laboratory if the marihuana product will be processed. After the producer has processed the material, the producer shall have the sample tested for all required safety tests pursuant to R 420.304 and R 420.305. A producer that received a package under this rule that has not been processed may transfer that package to another producer without having the package first tested by a laboratory for extraction.

(7) After test results indicate a passed test for all required safety tests and the harvest batch is packaged, each package must have a package tag attached. A cultivator shall ensure this information is placed in the statewide monitoring system in accordance with the acts, the marihuana tracking act, and these rules.

(8) A cultivator shall not transfer or sell any marihuana product that does not have a package tag attached and is not recorded in the statewide monitoring system in accordance with the acts, the marihuana tracking act, and these rules.

History: 2020 AACs; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.303a Producer and sales location packaging and testing requirements.

Rule 3a. (1) A producer shall give a marihuana product a new package tag anytime the marihuana product changes form or is incorporated into a different product.

(2) A producer of a marihuana product in its final form shall have the sample tested pursuant to R 420.304 and R 420.305. The producer shall quarantine products from all other products when the product has test results pending. The producer shall not transfer or sell a marihuana product to a marihuana sales location until after test results entered into the statewide monitoring system indicate a passed result for all required safety tests. Nothing in this subsection prohibits a producer from transferring or selling a package in accordance with the remediation protocol provided by the agency and these rules.

(3) A marihuana sales location may sell or transfer a marihuana product only to a marihuana customer under both of the following conditions:

(a) The marihuana product has received passing results for all required safety tests in the statewide monitoring system.

(b) The marihuana product bears the label required under the acts and these rules for retail sale.

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History: 2022 MR 5, Eff. Mar. 7, 2022.

R. 420.304 Sampling; testing.

Rule 4. (1) A laboratory shall test samples as provided in the acts and these rules.

(2) A laboratory shall collect samples of a marihuana product from another marihuana business, and that marihuana business shall not interfere or prevent the laboratory from complying with all of the following requirements:

(a) The laboratory shall physically collect the sample of the marihuana product from another marihuana business to be tested at the laboratory. A laboratory shall comply with all the following:

(i) The laboratory shall ensure that samples of the marihuana product are identified in the statewide monitoring system and placed in secured, sealed containers that bear the labeling required under these rules.

(ii) The route plan and manifest must be entered into the statewide monitoring system, and a copy must be carried in the transporting vehicle and presented to a law enforcement officer upon request.

(iii) The marihuana must be transported in 1 or more sealed containers and not be accessible while in transit.

(iv) The vehicle a laboratory is using to transport samples of marihuana product must not bear markings or other indication that it is carrying marihuana or a marihuana-infused product.

(b) Except otherwise required by the agency, the laboratory shall collect a sample size that is sufficient to complete all required analyses, and not less than 0.5% of the weight of the harvest batch.

(c) The maximum harvest batch is 50 pounds. At least 50% of the sample taken must be homogenized for testing. The agency may publish sample sizes for marihuana products being tested.

(d) For a marihuana concentrate a laboratory must take a sample increment of 0.25 grams. The laboratory must take the following number of increments based upon the production batch size:

(i) 12 increments for a production batch of 1 to 2 pounds.

(ii) 15 increments for a production batch of 2 to 3 pounds.

(iii) 18 increments for a production batch of 3 to 4 pounds.

(iv) 23 increments for a production batch of 4 to 10 pounds.

(v) 29 increments for a production batch greater than 10 pounds.

(e) For marihuana-infused products a laboratory must take the following number of units based upon the production batch size:

(i) 2 units for a production batch of up to 100 units.

(ii) 4 units for a production batch of 101 to 500 units.

(iii) 6 units for a production batch of 501 to 1000 units.

(iv) 8 units for a production batch of 1001 to 5000 units.

(v) 10 units for a production batch of 5001 to 10,000 units.

(vi) 12 units for a production batch greater than 10,001 units.

(f) The laboratory shall develop a statistically valid sampling method and have it approved by the agency to collect a representative sample from each batch of marihuana product. The laboratory shall have access to the entire batch for the purposes of sampling.

(g) An employee of the marihuana business from which marihuana product test samples are collected shall be physically present to observe the laboratory employee collect the sample of marihuana product for testing and shall ensure that the sample increments are taken from throughout the batch.

(h) An employee of a marihuana business shall neither assist the laboratory employee nor touch the marihuana product or the sampling equipment while the laboratory employee is obtaining the sample.

(i) After samples have been selected, both the employee of the marihuana business that had the samples collected and the employee from the laboratory shall sign and date the chain of custody form, attesting to the following sample information:

(i) Marihuana product name.

(ii) Weight of marihuana product.

(iii) All marihuana products and samples are correctly identified in the statewide monitoring system.

(iv) If the product test sample is obtained for a retest, the laboratory confirms that it is not accepting a product test sample that is prohibited from being retested.

(j) A marihuana business shall enter in the statewide monitoring system the marihuana product test sample that is collected by a licensed laboratory, including the date and time the marihuana product is collected and transferred. The laboratory shall enter into the statewide monitoring system the test results within 3 business days of test completion.

(k) If a testing sample is collected from a marihuana business for testing in the statewide monitoring system, that marihuana business shall quarantine the marihuana product that is undergoing the testing from any other marihuana product at the marihuana business. The quarantined marihuana product may not be packaged, transferred, or sold until passing test results are entered into the statewide monitoring system.

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(l) Any marijuana product that a laboratory collects for testing from a licensee under this rule may not be transferred or sold to any other marijuana business other than the licensee from whom the sample was collected. This provision does not apply to a laboratory that engages another laboratory to perform certain safety tests on a subcontracted basis.

(m) A laboratory may collect additional sample material from the same licensee from which the original sample was collected for the purposes of completing the required safety tests as long as the requirements of this rule are met.

(n) The agency may publish guidance that must be followed by marijuana businesses for chain of custody documentation.

History: 2020 AACs; 2022 MR 5, Eff. Mar. 7, 2022.

R. 420.305 Testing; laboratory requirements.

Rule 5. (1) A laboratory shall become accredited for all required safety tests in at least 1 matrix to the International Organization for Standardization (ISO), ISO/IEC 17025:2017, by an International Laboratory Accreditation Cooperation (ILAC) recognized accreditation body or by an entity approved by the agency within 1 year after the date the laboratory license is issued and agree to have the inspections, reports, and all scope documents sent to the agency.

(2) A laboratory shall use analytical testing methodologies for the required safety tests in subrule (3) of this rule that are based upon published peer-reviewed methods, have been validated for cannabis testing by an independent third party, and have been internally verified by the licensed laboratory according to Appendix J or K of Official Methods of Analysis authored by the Association of Official Analytical Collaboration (AOAC) International, with guidance from published cannabis standard method performance requirements where available. In the absence of published, peer reviewed, validated cannabis methods, method validation requirements of Appendix J or K of Official Methods of Analysis authored by the Association of Official Analytical Collaboration (AOAC) International must be met in full with guidance from published cannabis standard method performance requirements where available. The agency may monitor a laboratories analytical testing methodologies on an ongoing basis.

(3) A laboratory shall conduct the required safety tests specified in subdivisions (a) to (i) of this subrule on marijuana product that is part of the harvest batch or production batch as specified in R 420.303, except as provided in subrule (4) of this rule. The minimum testing portions to be used in compliance testing shall be consistent with the testing portions used during method validation. The agency may publish a guide indicating which of the following safety tests are required based on product type when the marijuana product has changed form:

(a) Potency analysis. All of the following apply to a potency analysis under this subdivision:

(i) In the preparation of samples intended for potency analysis, the laboratory may not adulterate or attempt to manipulate the total potency of the sample by any means, including by the addition of trichomes that were removed during the grinding and homogenization process.

(ii) All flower material used for potency testing must be representative of the product used by the end consumer and homogenized in such a way that it is representative of the way a consumer would be using the product. Kief must not be reintroduced to the flower sample during the homogenization process, unless fully validated to Appendix K of Official Methods of Analysis authored by the Association of Official Analytical Collaboration (AOAC) International.

(iii) Potency analysis performed just as the marijuana product is without any corrective factor taken for moisture content that includes concentrations of the following:

(A) Total tetrahydrocannabinol (THC), including reporting all cannabinoids that can be tested for using a method that meets the requirements of subrule 2 of this rule.

(B) Tetrahydrocannabinolic acid (THC-A).

(C) Total cannabidiol (CBD) including reporting all cannabinoids that can be tested for using a method that meets the requirements of subrule 2 of this rule.

(D) Cannabidiolic acid (CBD-A).

(E) Additional cannabinoids, which may be tested with approval from the agency.

(b) Inspection for foreign matter including powdery mildew, organic, and inorganic material.

(c) Microbial screening including an optimized incubation period for all non-molecular automated systems methods and all plating-based methods used to report quantitative total yeast and mold results.

(d) Chemical residue testing performed for the list of banned chemical residues and the required LOQs published by the agency.

(e) Heavy metals testing as required in this rule.

(f) Residual solvents for production batches of marijuana infused products and edible marijuana products. The agency shall publish a list of required residual solvents to be tested for and their action limits.

(g) Water activity.

(h) Mycotoxin screening if requested by the agency.

(i) Target analytes if requested by the agency. The agency shall publish a list of required target analytes to be tested for and their LOQs.

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- (4) All marihuana producers may become certified to GMP by a body accredited under ISO 17065. This accreditation may enable the licensee certain allowances with testing. The agency will publish those allowances and information on how to obtain approval for allowances. The standard used for certification for GMP must be American National Standards Institute (ANSI) accredited or equivalent.
- (5) All marihuana cultivators may become certified to GACP-GMP by a body accredited under ISO 17065. This accreditation may enable the licensee certain allowances with testing. The agency will publish these allowances and information on how to obtain approval for allowances. The standard used for certification for GACP-GMP must be World Health Organization and American Herbal Products Association or equivalent.
- (6) Except as otherwise provided in R 420.306, if a sample collected pursuant to R 420.304 or provided to a laboratory pursuant to these rules does not pass the required safety tests, the marihuana business that provided the sample shall destroy the entire batch from which the sample was taken and document the destruction of the sample using the statewide monitoring system pursuant to the acts and these rules within 90 calendar days.
- (7) A laboratory shall conduct residual solvent testing on batches of marihuana concentrates and marihuana-infused products. The agency shall publish a list of required residual solvents to be tested for and their action limits.
- (8) A laboratory shall maintain any marihuana samples for at least 30 calendar days after test completion and destroy the resulting waste in accordance with R 420.209.
- (9) Potency shall include the following cannabinoid concentrations listed in subdivisions (a) to (f) of this subrule, subject to subdivisions (g) and (h) of this subrule:
- (a) Total THC concentration.
 - (b) THC-A concentration.
 - (c) The following calculation must be used for calculating Total THC, where Σ is the sum and M is the mass or mass fraction of each THC isomer being reported or THC-A:
$$M \Sigma \text{ THC} + (0.877 \times M \Sigma \text{ THC-A}) = \text{Total THC}$$
 - (d) Total CBD concentration.
 - (e) CBD-A concentration.
 - (f) Total CBD. The following calculation must be used for calculating Total CBD, where M is the mass or mass fraction of CBD and CBD-A:
$$M \text{ total CBD} = M \text{ CBD} + 0.877 \times M \text{ CBD-A.}$$
 - (g) For marihuana and marihuana concentrates, total THC and total CBD must be reported in percentages.
 - (h) For marihuana infused products, potency must be reported as milligrams of Total THC and Total CBD per gram.
- (10) The agency shall publish a list of action limits for the required safety tests in subrule (3) of this rule, except for potency. A marihuana sample with a value that exceeds the published action limit is a failed sample. A marihuana sample that is at or below the action limit is a passing sample.
- (11) For chemical residue and target analyte testing, the agency shall publish a list of quantification levels. Any result that exceeds the action limit is a failed sample.
- (12) If a sample provided to a laboratory pursuant to this rule and R 420.304 passes the safety tests required under subrule (3) of this rule, the laboratory shall enter the information in the statewide monitoring system of passed test results within 3 business days of test completion. Passed test results must be in the statewide monitoring system for a batch to be released for immediate processing, packaging, and labeling for transfer or sale in accordance with the acts and these rules.
- (13) A laboratory shall enter the results into the statewide monitoring system and file with the agency within 3 business days of test completion.
- (14) All laboratories shall participate in the proficiency testing program established by the agency. A laboratory shall analyze proficiency test samples from any ISO 17043 accredited vendor on an annual basis unless the agency requests additional testing. The proficiency testing provider shall be accredited for all relevant tests required by the agency and by an accreditation body recognized under the International Laboratory Accreditation Cooperation (ILAC). All testing must use the same procedures with the same number of replicates, standards, testing analysts, and equipment as used for marihuana product testing. A laboratory shall successfully analyze 1 set of proficiency testing samples for all required analytes not less than annually. A laboratory shall have all proficiency testing results submitted directly to the agency from the vendor for review. All failed proficiency tests must include corrective action documentation and must be repeated until the laboratory obtains an acceptable result for all analytes proficiency test. Proficiency tests must be externally graded and results must be reported numerically and not as pass or fail results for all quantitative methods.
- (15) The agency shall take immediate disciplinary action against any laboratory that falsifies records or does not comply with the provisions of this rule, including sanctions or fines, or both.
- (16) A laboratory shall not do any of the following:
- (a) Desiccate samples.
 - (b) Pre-test samples.

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(c) Select the best or most desirable material from a batch for testing. All sample increments must have the same chances of being selected.

(d) Manipulate samples in any way that would alter the sample integrity or homogeneity of the sample.

(17) A laboratory shall comply with random compliance checks at the request of the agency. The agency or its authorized agents may collect a random sample of a marijuana product from a laboratory or designate another laboratory to collect a random sample of a marijuana product in a secure manner to test that sample for compliance pursuant to these rules.

(18) A laboratory may perform terpene analysis on a marijuana product by a method approved by the agency, and the method must be accredited on the same frequency as all required safety tests.

(19) A laboratory shall comply with investigations to ensure the health and safety of the public. At the request of the agency, a laboratory may be requested to perform testing as part of an investigation.

(20) The agency may request mycotoxin testing. A marijuana sample with a value that exceeds the published acceptable level is a failed sample. A marijuana sample that is below the acceptable value is a passing sample.

(21) Marijuana-infused products found to contain *Salmonella* spp. or Shiga toxin producing *E. coli* (STEC) must be reported to the agency, in a separate written communication, at the same time as the safety compliance test results are entered into the statewide monitoring system.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.305a Validations.

Rule 5a. (1) All validations must be submitted to the agency for approval with an acceptable proficiency test that meets the standards in R 420.305(14), where all required analytes are shown to have passed.

(2) Laboratories shall use microbial testing methodologies for the required safety tests in R 420.305 that are sourced from published peer reviewed methods, have been validated for cannabis testing by an independent third party, and have been internally verified by the licensed laboratory according to Appendix J of Official Methods of Analysis authored by the Association of Official Analytical Collaboration (AOAC) International, with guidance from published cannabis standard method performance requirements where available. In the absence of published, peer reviewed, validated cannabis methods, Appendix J of Official Methods of Analysis authored by the Association of Official Analytical Collaboration must be met in full with guidance from the cannabis standard method performance requirements where available. The agency shall approve the validated methodology used by the laboratory and confirm that it produces scientifically accurate results for each safety test it conducts. The agency may monitor a laboratory's microbial methodologies on an ongoing basis. All of the following apply to validated methodologies under this rule:

(a) All validations must be submitted to the agency for approval with an acceptable and graded external proficiency test by a third party, where all required analytes are shown to have passed.

(b) Validation protocols should perform inoculation of marijuana matrices with live organisms where feasible to ensure that both extraction and detection for the assay are tested. To further test the accuracy of the assay, probability of detection (POD) analyses, inclusivity, exclusivity, lot-to-lot stability, and robustness studies must be included in the validation studies.

(c) Methods adopted from a matrix specific standard method, inclusivity and exclusivity do not require a comprehensive reassessment, provided that there were no modifications to the methods, including, but not limited to, all of the following:

(i) Referenced media.

(ii) Primers.

(iii) Probes.

(iv) Antibodies.

(v) Critical chemistries that were not modified.

(d) Microbial methods must include environmental monitoring and quality control of all buffers, media, primers, and incubators.

History: 2022 MR 5, Eff. Mar. 7, 2022.

R 420.305b Quality assurance and quality control.

Rule 5b. (1) A laboratory must have a procedure for monitoring the validity of results.

(2) This monitoring must occur on an ongoing basis and be reviewed by the laboratory manager. The monitoring must include all of the following:

(a) Use of reference materials or quality control materials.

(b) A functional check or checks of measuring and testing equipment.

(c) Use of working standards and verification with control charts, where applicable.

(d) Intermediate checks on measuring equipment.

(e) Review of reported results.

(f) Intra-laboratory comparisons, which involve proficiency testing.

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(3) A laboratory shall adhere to all required quality control procedures specified in the reference method or methods to ensure that routinely generated analytical data is scientifically valid and defensible and is of known and acceptable precision and accuracy.

(4) A laboratory shall have a written quality assurance manual that includes, but is not limited to, all of the following items:

- (a) Laboratory organization and responsibilities.
- (c) Field sampling procedures.
- (d) Instrument and equipment preventative maintenance and calibration procedures.
- (e) Data reduction, validation, reporting, and verification.
- (f) Identification of laboratory errors, customer complaints, and corrective actions.

(5) A laboratory shall prepare a written description of its quality control activities, included as part of a quality control manual. All of the following items must be addressed in the quality control manual:

- (a) Daily, weekly, monthly, and annual requirements.
 - (b) An analytical testing batch.
 - (c) All analytical testing runs must be bracketed with quality controls.
- (6) Method specific quality control acceptance criteria, which must be followed.
- (7) A laboratory shall have standard operating procedures for all sampling and testing performed.
- (8) All standard operating procedures for the required safety tests in R 420.305 and for sampling and testing of marijuana and marijuana products shall conform to ISO/IEC 17025:2017 standards, Good Laboratory Practice Standards 40 CFR 160, and shall be approved by the agency prior to the performance of any safety tests.
- (9) A laboratory shall maintain a quality control and quality assurance program that conforms to Good Laboratory Practice Standards 40 CFR 160 and ISO/IEC 17025:2017 standards and meets the requirements established by the agency.

History: 2022 MR 5, Eff. Mar. 7, 2022.

R 420.306 Testing marijuana product after failed initial safety testing and remediation.

Rule 6. (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.

History: 2020 AACS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.307 Research and development testing.

Rule 7. (1) As used in this rule, “research and development testing” means optional testing performed before final compliance testing.

(2) Except for R 420.304(2)(b), when performing research and development testing, the laboratory must comply with these rules.

(3) Punitive action shall not be taken against a marijuana business for conducting research and development testing when permitted.

(4) The agency may publish guidance for research and development testing that must be followed by all marijuana businesses.

(5) All research and development testing must be entered into the statewide monitoring system.

(6) Research and development testing performed after compliance testing has been completed shall not replace safety compliance test results.

History: 2020 AACS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.308

Source: 2020 AACS.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

MARIJUANA REGULATORY AGENCY

MARIJUANA-INFUSED PRODUCTS AND EDIBLE MARIJUANA PRODUCT

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R 420.401 Definitions.

Rule 1. (1) As used in these rules:

- (a) “Acts” refers to the medical marihuana facilities licensing act, 2016 PA 281, MCL 333.27101 to 333.27801, and the Michigan Regulation and Taxation of Marihuana Act, 2018 IL 1, MCL 333.27951 to 333.27967, when applicable.
- (b) “Agency” means the marijuana regulatory agency.
- (c) “Edible marihuana product” means any marihuana-infused product containing marihuana that is intended for human consumption in a manner other than inhalation. Edible marijuana product does not include marihuana-infused products that are intended for topical application.
- (d) “Employee” means a person performing work or service for compensation. “Employee” does not include individuals providing trade or professional services who are not normally engaged in the operation of a marihuana establishment.
- (e) “Final form” means the form a marihuana product is in when it is available for sale by a marihuana sales location not including consumer packaging. For marihuana products intended for inhalation, final form means the marihuana concentrate in an e-cigarette or a vaping device.
- (f) “Inactive ingredients” means binding materials, dyes, preservatives, flavoring agents, and any other ingredient that is not derived from the plant *Cannabis sativa L.*
- (g) “Marihuana product” means marihuana or a marihuana-infused product, or both, as those terms are defined in the acts unless otherwise provided for in these rules.
- (h) “Marihuana sales location” refers to a provisioning center under the medical marihuana facilities licensing act or a marihuana retailer under the Michigan Regulation and Taxation of Marihuana Act, or both.
- (i) “Marihuana tracking act” means the marihuana tracking act, 2016 PA 282, MCL 333.27901 to 333.27904.
- (j) “Medical marihuana facilities licensing act” or “MMFLA” means the medical marihuana facilities licensing act, 2016 PA 281, MCL 333.27101 to 333.27801.
- (k) “Michigan Regulation and Taxation of Marihuana Act” or “MRTMA” means the Michigan Regulation and Taxation of Marihuana Act, 2018 IL 1, MCL 333.27951 to 333.27967.
- (l) “Producer” refers to both a processor under the medical marihuana facilities licensing act and a marihuana processor under the Michigan Regulation and Taxation of Marihuana Act.
- (m) “Records of formulation” means the documentation that includes at a minimum: the ingredients, recipe, processing in order to be shelf stable, Certificates of Analysis for any ingredient used, and description of the process in which all ingredients are combined to produce a final package.
- (n) “These rules” means the administrative rules promulgated by the agency under the authority of the medical marihuana facilities licensing act, the marihuana tracking act, the Michigan Regulation and Taxation of Marihuana Act, and Executive Reorganization Order No. 2019-2, MCL 333.27001.
- (o) “Tag” or “RFID tag” means the unique identification number or Radio Frequency Identification (RFID) issued to a licensee by the statewide monitoring system for tracking, identifying, and verifying marihuana plants, marihuana products, and packages of marihuana product in the statewide monitoring system.
- (2) Terms defined in the acts have the same meanings when used in these rules unless otherwise indicated.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.402 Adoption by reference.

Rule 2. (1) The following codes, standards, or regulations of nationally recognized organizations or associations are adopted by reference in these rules:

(a) National fire protection association (NFPA) standard 1, 2021 edition, entitled “Fire Code,” is adopted by reference as part of these rules. Copies of the adopted provisions are available for inspection and distribution from the National Fire Protection Association, 1 Batterymarch Park, P.O. Box 9101, Quincy, Massachusetts, 02169, telephone number 1-800-344-3555, for the price of \$114.50.

(b) The International Organization for Standardization (ISO), ISO 22000 / ISO/TS 22002-1:2009, Food Safety Bundle, available for purchase at:

<https://webstore.ansi.org/Standards/ISO/ISO22000TS22002FoodSafety>, for the price of \$275.00.

(c) International Organization for Standardization (ISO), ISO/IEC 17025:2017, General Requirements for the Competence of Testing and Calibration Laboratories, available at: <https://webstore.ansi.org/RecordDetail.aspx?sku=ISO%2fIEC+17025%3a2017>, for the price of \$162.00.

(2) The standards adopted in subrule (1)(a) to (c) of this rule are available for inspection and distribution at the agency, located at 2407 North Grand River Avenue, Lansing, Michigan, 48906. Copies of these standards may be obtained from the agency at the cost indicated in subrule (1)(a) to (c) of this rule, plus shipping and handling.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

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R 420.403 Requirements and restrictions on marihuana-infused products; edible marihuana product.

- Rule 3. (1) A producer shall package and properly label marihuana-infused products before sale or transfer.
- (2) Marihuana-infused products processed under these rules must be homogenous. The allowable variation for weight and THC and CBD concentrations between the actual results and the intended serving is to be + or – 15%. The agency shall publish guidelines for a producer to follow to verify the marihuana-infused product is homogeneous.
- (3) A producer of marihuana-infused products shall list and record the THC concentration and CBD concentration of marihuana-infused products, as provided in R 420.305 and R 420.404, in the statewide monitoring system and indicate the THC concentration and CBD concentration on the label along with the tag identification as required under these rules.
- (4) Marihuana-infused products that are part of a product recall are subject to all of the following requirements:
- (a) Must be immediately pulled from production by the producer of the marihuana-infused product.
 - (b) Must be immediately removed from the sales area of a marihuana sales location.
 - (c) Must not be sold or transferred.
- (5) Marihuana-infused products must be stored and secured as prescribed under these rules.
- (6) All non-marihuana inactive ingredients must be clearly listed on the product label. Inactive ingredients must be approved by the FDA for the intended use, and the concentration must be less than the maximum concentration listed in the FDA Inactive Ingredient database for the intended use.
- (7) A producer shall label all marihuana-infused product with all of the following:
- (a) The name of the marihuana-infused product that includes a product modifier such as “marijuana product,” “THC product,” or “cannabis product” using the same or larger font than the product name.
 - (b) The ingredients, including excipients and diluents, of the marihuana-infused product, in descending order of predominance by weight.
 - (c) The net weight or net volume of the product.
 - (d) For an edible marihuana product, both of the following must be included:
 - (i) Allergen labeling as specified by the Food and Drug Administration (FDA), Food Allergen Labeling and Consumer Protection Act of 2004 (FALCPA), 21 USC 343.
 - (ii) If any health or nutritional claim is made, appropriate labeling as specified by the federal regulations regarding Food Labeling, 21 CFR part 101.
 - (e) The date the marihuana product was produced.
- (8) A producer of edible marihuana product shall comply with all the following:
- (a) Current Good Manufacturing Practice, Hazard Analysis, and Risk-Based Preventative Controls for Human Food, 21 CFR part 117.- Any potentially hazardous ingredients used to process shelf-stable edible marihuana products must be stored at 40 degrees Fahrenheit, 4.4 degrees Celsius, or below.
 - (b) Maintain and adhere to records of formulation and make them available to the agency upon request. These records at a minimum must include the recipe, any additional processing documentation that demonstrates the product to be shelf stable, and test results for all ingredients used.
 - (c) Provide annual employee training for all employees on safe food handling and demonstrate an employee’s completion of this training by providing proof of food handler certification that includes documentation of employee food handler training, including, but not limited to, allergens and proper sanitation and safe food handling techniques. Any course taken pursuant to this rule must be conducted for not less than 2 hours and cover all of the following subjects:
 - (i) Causes of foodborne illness, highly susceptible populations, and worker illness.
 - (ii) Personal hygiene and food handling practices.
 - (iii) Approved sources of food.
 - (iv) Potentially hazardous foods and food temperatures.
 - (v) Sanitization and chemical use.
 - (vi) Emergency procedures, including, but not limited to, fire, flood, and sewer backup.
 - (d) Have an employee on site during the production of edible marijuana products who is certified as a Food Protection Manager.
 - (e) To ensure compliance with the safe preparation standards under this subrule, comply with 1 or more of the following:
 - (i) Current Good Manufacturing Practice, Hazard Analysis, and Risk-Based Preventative Controls for Human Food, 21 CFR part 117.
 - (ii) The International Organization for Standardization (ISO), ISO 22000/ISO/TS 22002-1 adopted by reference pursuant to R 420.402.
 - (f) If requested as provided in this subdivision, provide to the agency documentation to verify certifications and compliance with these rules. The agency may request in writing documentation to verify certifications and compliance with these rules.
- (9) A producer of edible marihuana product may not:

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- (a) Produce an edible marihuana product in a shape or with a label that would appeal to minors aged 17 years or younger.
 - (b) Produce an edible marihuana product that is associated with or has cartoons, caricatures, toys, designs, shapes, labels, or packaging that would appeal to minors.
 - (c) Package edible marihuana products in a package that can be easily confused with a commercially available food product. The use of the word candy or candies on the packaging or labeling is prohibited.
 - (d) Produce edible marihuana products in the distinct shape of a human, animal, or fruit, or a shape that bears the likeness or contains characteristics of a realistic or fictional human, animal, or fruit, including artistic, caricature, or cartoon renderings. Edible marihuana products that are geometric shapes and fruit flavored are permissible.
 - (10) An edible marihuana product must be in opaque, child-resistant packages or containers that meet the effectiveness specifications outlined in 16 CFR 1700.15. An edible marihuana product containing more than 1 serving must be in a resealable package or container that meets the effectiveness specifications outlined in 16 CFR 1700.15.
 - (11) A producer shall not produce an edible marihuana product that requires time and temperature control for safety. The agency may publish validation guidance for shelf stable edible marihuana product. The agency may request to review the validation study for a shelf stable edible marihuana product. The end product must be a shelf stable edible marihuana product and state the following information:
 - (a) A product expiration date, upon which the edible marihuana product is no longer fit for consumption and after which it must be destroyed. Once a label with an expiration date has been affixed to an edible marihuana product, a licensee shall not alter that expiration date or affix a new label with a later expiration date. The expiration date must consider all the following:
 - (i) The quality and characteristics of the edible marihuana product.
 - (ii) The packaging of the edible marihuana product.
 - (iii) The customary conditions encountered by the edible marihuana product from product to sale.
 - (b) Any other information requested by the agency that is not inconsistent with the acts and these rules.
 - (12) This rule does not affect the application of any applicable local, state, or federal laws or regulations.
- History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.404

Source: 2020 AACCS.

R 420.405

Source: 2020 AACCS.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

MARIJUANA REGULATORY AGENCY

MARIHUANA SALE OR TRANSFER

R 420.501 Definitions.

Rule 1. (1) As used in these rules:

- (a) “Acts” refers to the medical marihuana facilities licensing act, 2016 PA 281, MCL 333.27101 to 333.27801, and the Michigan Regulation and Taxation of Marihuana Act, 2018 IL 1, MCL 333.27951 to 333.27967, when applicable.
- (b) “Administrative hold” means a status given to marihuana product by the agency during an investigation into alleged violations of the acts and these rules. This status includes no sale or transfer of the marihuana product until the hold is lifted.
- (c) “Agency” means the marijuana regulatory agency.
- (d) “Cultivator” means a grower under the medical marihuana facilities licensing act or a marihuana grower under the Michigan Regulation and Taxation of Marihuana Act, or both.
- (e) “Designated consumption establishment” means a commercial space that is licensed by the agency and authorized to permit adults 21 years of age and older to consume marihuana products at the location indicated on the state license.
- (f) “Employee” means a person performing work or service for compensation. “Employee” does not include individuals providing trade or professional services who are not normally engaged in the operation of a marihuana business.
- (g) “Final form” means the form a marihuana product is in when it is available for sale by a marihuana sales location not including consumer packaging. For marihuana products intended for inhalation, final form means the marihuana concentrate in an e-cigarette or a vaping device.
- (h) “Immature plant” means a nonflowering marihuana plant that is no taller than 8 inches from the growing or cultivating medium and no wider than 8 inches produced from a cutting, clipping, tissue culture, or seedling that is in a growing or cultivating medium or in a growing or cultivating container.

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- (i) “Internal product sample” means a sample of marijuana products that a cultivator, producer, or marijuana sales location transfers directly to an employee for the purpose of ensuring product quality and making determinations about whether to sell or transfer the marijuana product.
 - (j) “Laboratory” refers to a safety compliance facility under the medical marijuana facilities licensing act or a marijuana safety compliance facility under the Michigan Regulation and Taxation of Marijuana Act, or both.
 - (k) “Marijuana business” refers to a marijuana facility under the medical marijuana facilities licensing act or a marijuana establishment under the Michigan Regulation and Taxation of Marijuana Act, or both.
 - (l) “Marijuana customer” refers to a registered qualifying patient or registered primary caregiver under the medical marijuana facilities licensing act, or an individual 21 years of age or older under the Michigan Regulation and Taxation of Marijuana Act, or both.
 - (m) “Marijuana equivalent” means usable marijuana equivalent as that term is defined in section 3(o) of the Michigan Medical Marijuana Act, MCL 333.264243.
 - (n) “Marijuana establishment” means a location at which a licensee is licensed to operate a marijuana grower, marijuana safety compliance facility, marijuana processor, marijuana microbusiness, class A marijuana microbusiness, marijuana retailer, marijuana secure transporter, or any other type of marijuana related business licensed to operate by the agency under the Michigan Regulation and Taxation of Marijuana Act.
 - (o) “Marijuana facility” means a location at which a licensee is licensed to operate under the medical marijuana facilities licensing act.
 - (p) “Marijuana license” means a state operating license issued under the medical marijuana facilities licensing act, or a state license issued under the Michigan Regulation and Taxation of Marijuana Act, or both.
 - (q) “Marijuana product” means marijuana or a marijuana-infused product, or both, as those terms are defined in the acts unless otherwise provided for in these rules.
 - (r) “Marijuana sales location” refers to a provisioning center under the medical marijuana facilities licensing act, or a marijuana retailer, marijuana microbusiness, or class A marijuana microbusiness under the Michigan Regulation and Taxation of Marijuana Act, or both.
 - (s) “Marijuana tracking act” means the marijuana tracking act, 2016 PA 282, MCL 333.27901 to 333.27904.
 - (t) “Medical marijuana facilities licensing act” or “MMFLA” means the medical marijuana facilities licensing act, 2016 PA 281, MCL 333.27101 to 333.27801.
 - (u) “Michigan Medical Marijuana Act” means the Michigan Medical Marijuana Act, 2008 IL 1, MCL 333.26421 to 333.26430.
 - (v) “Michigan Regulation and Taxation of Marijuana Act” or “MRTMA” means the Michigan Regulation and Taxation of Marijuana Act, 2018 IL 1, MCL 333.27951 to 333.27967.
 - (w) “Package tag” means an RFID tag supplied through the statewide monitoring system for the purpose of identifying a package containing a marijuana product.
 - (x) “Plant” means that term as defined in section 102 of the MMFLA, MCL 333.27102, unless otherwise defined in these rules.
 - (y) “Producer” means a processor under the medical marijuana facilities licensing act or a marijuana processor under the Michigan Regulation and Taxation of Marijuana Act, or both.
 - (z) “These rules” means the administrative rules promulgated by the agency under the authority of the medical marijuana facilities licensing act, the marijuana tracking act, the Michigan Regulation and Taxation of Marijuana Act, and Executive Reorganization Order No. 2019-2, MCL 333.27001.
 - (aa) “Tag” or “RFID tag” means the unique identification number or Radio Frequency Identification (RFID) issued to a licensee by the statewide monitoring system for tracking, identifying, and verifying marijuana plants, marijuana products, and packages of marijuana products in the statewide monitoring system.
 - (bb) “Trade sample” means a sample of marijuana products that a cultivator or producer provides to licensees for the purpose of the licensee determining whether to purchase the marijuana product.
- (2) Terms defined in the acts have the same meanings when used in these rules unless otherwise indicated.
History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.502 Tracking identification; labeling requirements; general.

Rule 2. (1) Each marijuana products sold or transferred must be clearly labeled with the tracking identification numbers assigned by the statewide monitoring system affixed, tagged, or labeled and recorded, and any other information required by the agency, the acts, and these rules.

(2) The agency may place an administrative hold on marijuana products, recall marijuana products, issue safety warnings, and require a marijuana business to provide informational material or notifications to a marijuana customer at the point of sale.

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(3) A marihuana business shall not sell or transfer a marihuana product that has been placed on administrative hold, recalled, or ordered or otherwise required to be destroyed.

(4) A marihuana business shall not sell or a transfer marihuana product after the printed expiration date on the package. An expired marihuana product must be destroyed except as provided in R 420.214c(2)(f).

(5) Prior to selling or transferring a marihuana product, a marihuana business must verify in the statewide monitoring system, that the marihuana product has not been placed on an administrative hold, recalled, or ordered to be destroyed.

(6) A marihuana business shall destroy all product required to be destroyed for any reason within 90 calendar days of when the marihuana business became aware of the fact that the product must be destroyed.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.503 Marihuana plant; tracking requirements.

Rule 3. Before a marihuana plant is sold or transferred, a package tag must be affixed to the plant or plant container and enclosed in a tamper proof seal that includes all of the following information:

(a) Business or trade name, licensee number, and the RFID package tag assigned by the statewide monitoring system that is visible.

(b) Name of the strain.

(c) Date of harvest.

(d) Seed strain.

(e) Universal symbol.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.503a Sale or transfer of immature plant batches from a cultivator to a marihuana sales location.

Rule 3a. (1) A cultivator approved by the agency to sell or transfer immature plant batches to a marihuana sales location is not required to transfer the immature plant batches using a marihuana transporter.

(2) Immature plant batches transferred from a cultivator to a marihuana sales location are not required to undergo the testing required by R 420.304 and R 420.305.

History: 2022 MR 5, Eff. Mar. 7, 2022.

R 420.504 Marihuana product sale or transfer; labeling and packaging requirements.

Rule 4. (1) Before a marihuana product is sold or transferred to or by a marihuana sales location, the container, bag, or product holding the marihuana product must be sealed and labeled with all of the following information:

(a) The name and the state license number of the cultivator or producer, including business or trade name, and package tag as assigned by the statewide monitoring system.

(b) The name and the marihuana license number of the licensee that packaged the product, including business or trade name, if different from the producer of the marihuana product.

(c) Date of harvest, if applicable.

(d) Name of strain, if applicable.

(e) Net weight in United States customary or metric units.

(f) Concentration of Tetrahydrocannabinol (THC) and cannabidiol (CBD) as reported by the laboratory after potency testing along with a statement that the actual value may vary from the reported value by 10%.

(g) Activation time expressed in words or through a pictogram.

(h) Name of the laboratory that performed ~~any~~ passing compliance testing on the product in final form and any test analysis date.

(i) The universal symbol for marihuana product published on the agency's website.

(j) A warning that includes all the following statements:

(i) "It is illegal to drive a motor vehicle while under the influence of marihuana."

(ii) "National Poison Control Center 1-800-222-1222."

(iii) For products being sold by a marihuana facility that exceed the maximum THC levels allowed for products sold under MRTMA, "For use by registered qualifying patients only. Keep out of reach of children."

(iv) For all other products, "For use by individuals 21 years of age or older or registered qualifying patients only. Keep out of reach of children."

(v) In clearly legible type and surrounded by a continuous heavy line: "WARNING: USE BY PREGNANT OR BREASTFEEDING WOMEN, OR BY WOMEN PLANNING TO BECOME PREGNANT, MAY RESULT IN FETAL INJURY, PRETERM BIRTH, LOW BIRTH WEIGHT, OR DEVELOPMENTAL PROBLEMS FOR THE CHILD."

(2) An edible marihuana product sold by a marihuana sales location must comply with R 420.403(7) to (10).

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- (3) An infused marihuana product sold by a marihuana sales location must comply with R 420.403(7).
- (4) A marihuana sales location must make available to every customer at the time of sale a pamphlet measuring at least 3.5 inches by 5 inches, that includes, at minimum, the statement “National Poison Control Center Hotline 1-800-222-1212,” and at least two of the following statements:
- (a) Marijuana use during adolescence may affect the developing brain negatively by impairing thinking and problem solving.
 - (b) Marijuana use during adolescence may affect the developing brain negatively by impairing memory and learning.
 - (c) Marijuana use during adolescence may affect the developing brain negatively by impairing coordination.
 - (d) Marijuana use during adolescence may affect the developing brain negatively by impairing ability to maintain attention.
 - (e) Marijuana use during adolescence may impact performance in school.
 - (f) Marijuana use during adolescence may impact the risk of mental health issues.
 - (g) Marijuana use during adolescence may impact driving abilities.
 - (h) Marijuana use during adolescence may impact the potential for addiction.
 - (i) Any other statement as approved by the agency and published on the agency’s website.
- History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.505 Sale or transfer; marihuana sales location.

Rule 5. (1) A marihuana sales location shall verify all of the following prior to selling or transferring marihuana or a marihuana product to a marihuana customer:

- (a) The marihuana product has not been placed on administrative hold, recalled, or ordered or otherwise required to be destroyed.
- (b) The marihuana product is not past its expiration date.
- (c) The marihuana customer presented his or her valid driver’s license or government-issued identification card that bears a photographic image of the qualifying patient or primary caregiver, under the MMFLA; or bears a photographic image and proof that the individual is 21 years of age or older, under the MRTMA.
- (d) The completed transfer or sale will not exceed the purchasing limit prescribed in R 420.506.
- (e) The marihuana product has been tested in accordance with R 420.305.
- (f) The marihuana product is labeled and packaged for sale or transfer in accordance with R 420.504.
- (g) The registered qualifying patient or registered primary caregiver holds a valid, current, unexpired, and unrevoked registry identification card.

(2) A marihuana sales location shall enter all transactions, current inventory, and other information required by these rules in the statewide monitoring system. The marihuana sales location shall maintain appropriate records of all sales or transfers under the acts and these rules and make them available to the agency upon request.

(3) A provisioning center licensed under the MMFLA shall verify all of the following prior to selling or transferring a marihuana product to a visiting qualifying patient:

- (a) The visiting qualifying patient has a valid unexpired medical marihuana registry card, or its equivalent issued in another state, district, territory, commonwealth, or insular possession of the United States that allows the medical use of marihuana.
- (b) The visiting qualifying patient presented his or her valid driver license or government-issued identification card that bears a photographic image of the visiting qualifying patient.
- (c) The transfer or sale, if completed, will not exceed the purchasing limit prescribed in R 420.506.
- (d) The marihuana product that is sold or transferred under this rule has been tested in accordance with R 420.305.
- (e) The marihuana product is labeled and packaged for sale or transfer in accordance with R 420.504.
- (f) As used in this subrule, “visiting qualifying patient” means that term as defined in section 3 of the Michigan Medical Marihuana Act, MCL 333.26423.

(4) A marihuana retailer, marihuana microbusiness, or class A marihuana microbusiness licensed under the MRTMA is not required to retain information from customers other than the following:

- (a) Payment method.
- (b) Amount of payment.
- (c) Time of sale.
- (d) Product quantity.
- (e) Other product descriptors.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.506 Purchasing limits; transactions; marihuana sales location.

Rule 6. (1) Before the sale or transfer of marihuana product to a registered qualifying patient or registered primary caregiver, under the MMFLA, the licensee shall verify in the statewide monitoring system that the sale or transfer does not exceed either of the daily purchasing limits as follows:

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- (a) For a registered qualifying patient, an amount of marihuana product that does not, in total, exceed 2.5 ounces of marihuana or marihuana equivalent per day.
- (b) For a registered primary caregiver, an amount of marihuana product that does not, in total, exceed 2.5 ounces of marihuana or marihuana equivalent per day for each registered qualifying patient with whom he or she is connected through the agency's registration process.
- (2) Before the sale or transfer of marihuana product to a registered qualifying patient or registered primary caregiver, under the MMFLA, the licensee shall verify in the statewide monitoring system that the sale or transfer does not exceed the monthly purchasing limit of 10 ounces of marihuana product per month to a qualifying patient, either directly or through the qualifying patient's registered primary caregiver.
- (3) A marihuana retailer, under the MRTMA, is prohibited from making a sale or transferring marihuana to an adult 21 years of age or older in a single transaction that exceeds 2.5 ounces. Not more than 15 grams of marihuana may be in the form of marihuana concentrate.
- (4) A marihuana sales location may sell no more than 3 immature plants to a marihuana customer per transaction.
History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.507 Marketing and advertising restrictions.

- Rule 7. (1) A marihuana product may only be advertised or marketed in compliance with all applicable municipal ordinances, state law, and these rules that regulate signs and advertising.
- (2) A licensee may not advertise a marihuana product in a way that is deceptive, false, or misleading, or make any deceptive, false, or misleading assertions or statements on any marihuana product, sign, or document provided.
 - (3) Marihuana product marketing, advertising, packaging, and labeling must not contain any claim related to health or health benefits, unless a qualified health claim has received and complies with a Letter of Enforcement Discretion issued by the United States Food and Drug Administration (FDA), or the health claim has been approved under the significant scientific agreement standard by the FDA.
 - (4) A marihuana product must not be advertised or marketed to members of the public unless the person advertising the product has reliable evidence that no more than 30% of the audience or readership for the television program, radio program, internet website, or print publication, is reasonably expected to be under the age listed in subrules (7) and (8) of this rule. Any marihuana product advertised or marketed must include the warnings listed in R 420.504(1)(k).
 - (5) A person receiving reasonable payment under a licensing agreement or contract approved by the agency concerning the licensing of intellectual property, including, but not limited to, brands and recipes, is responsible for any marketing or advertising undertaken by either party to the agreement.
 - (6) A marihuana product marketed or advertised under the MMFLA must be marketed or advertised as "medical marihuana" for use only by registered qualifying patients or registered primary caregivers.
 - (7) A marihuana product marketed or advertised under the MMFLA must not be marketed or advertised to minors aged 17 years or younger. Sponsorships targeting individuals aged 17 years or younger are prohibited.
 - (8) A marihuana product marketed or advertised under the MRTMA must be marketed or advertised as "marihuana" for use only by individuals 21 years of age or older.
 - (9) A marihuana product marketed or advertised under the MRTMA must not be marketed or advertised to individuals under 21 years of age. Sponsorships targeting individuals under 21 years of age are prohibited.
History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.508 Trade samples.

- Rule 8. (1) The following licensees may provide trade samples:
- (a) A cultivator may transfer trade samples of marihuana products to a producer or a marihuana sales location.
 - (b) A producer may transfer trade samples of marihuana products to a producer or marihuana sales location.
 - (2) The transfer of trade samples does not require the use of a secure transporter under the MMFLA or a marihuana secure transporter under the MRTMA if the amount of trade samples does not exceed either of the following:
 - (a) 15 ounces of marihuana.
 - (b) 60 grams of marihuana concentrate.
 - (3) Trade samples must not be sold or transferred by the receiving producer or marihuana sales location to another producer or marihuana sales location or to a consumer.
 - (4) Any trade sample transferred to a producer or marihuana sales location or received by a producer or a marihuana sales location must be recorded in the statewide monitoring system.
 - (5) Any trade samples transferred under this rule must be tested in accordance with these rules prior to being transferred to a producer or marihuana sales location.
 - (6) A cultivator and producer are limited to transferring the following aggregate amounts of trade samples to a producer or a

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marihuana sales location in a 30-day period:

(a) 2.5 ounces of marihuana.

(b) 15 grams of marihuana concentrate.

(7) In addition to the information required in R 420.403, a trade sample must have a label containing the statement “TRADE SAMPLE NOT FOR RESALE” in bold, capital letters attached to the trade sample.

(8) A producer or marihuana sales location that receives a trade sample may distribute the trade sample to its employees to determine whether to purchase the marihuana product. A producer or marihuana sales location is limited to transferring a total of 1 ounce of marihuana, a total of 6 grams of marihuana concentrate, and marihuana infused products with a total THC content of 2000 mgs of internal product samples to each of its employees in a 30-day period.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.509 Internal product samples.

Rule 9. (1) A cultivator, producer, marihuana sales location, ~~or~~ marihuana microbusiness, or class A marihuana microbusiness may transfer internal product samples directly to its employees for the purpose of ensuring product quality and making determinations about whether to sell the marihuana product.

(2) Internal product samples may not be transferred or sold to another licensee or consumer.

(3) A licensee shall record the transfer of an internal product sample in the statewide monitoring system.

(4) A cultivator is limited to transferring a total of 1 ounce of internal product samples to each of its employees in a 30-day period.

(5) A producer is limited to transferring a total of 6 grams of marihuana concentrate and marihuana infused products with a total THC content of 2000 mgs of internal product samples to each of its employees in a 30-day period.

(6) A marihuana sales location, marihuana microbusiness, and class A marihuana microbusiness are limited to transferring a total of 1 ounce of marihuana, a total of 6 grams of marihuana concentrate, and marihuana infused products with a total THC content of 2000 mgs of internal product samples to each of its employees in a 30-day period.

(7) A licensee shall have internal product samples tested pursuant to R 420.304 and R 420.305 before transfer to its employees.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.510 Product development.

Rule 10. (1) A cultivator or producer may engage in product development. No other marihuana business may engage in product development.

(2) A cultivator may designate marihuana plants for product development. Any marihuana plants designated for product development count toward the authorized total amount of marihuana plants for a cultivator and must be tracked in the statewide monitoring system.

(3) A producer may designate marihuana concentrate for product development. Any marihuana concentrates designated for product development must be tracked in the statewide monitoring system.

(4) A licensee engaged in product development may submit his or her product development inventory to a laboratory for research and development testing in accordance with these rules.

(5) Disciplinary action may not be taken against a licensee for failed research and development test results on his or her product development inventory.

(6) A cultivator or producer may transfer its product development inventory to its employees for consumption. A licensee shall have product development inventory tested pursuant to R 420.304 and R 420.305 before transferring it to an employee. Any product development inventory that is not properly transferred to an employee must be destroyed pursuant to these rules. All product development inventory transferred to an employee counts toward the limitations in R 420.509(4) and R 420.509(5), as applicable.

(7) A licensee shall record the transfer of product development inventory in the statewide monitoring system.

(8) Product development inventory may not be consumed or used on the premises of the licensee.

(9) A licensee shall not transfer or sell inventory designated for product development to a marihuana sales location, or to a marihuana customer, until after the inventory is tested pursuant to R 420.304 and R 420.305, and the test results in the statewide monitoring system indicate a passed full compliance testing.

(10) Any product development inventory that is transferred to a marihuana sales location must be labeled in accordance with R 420.504.

(11) A cultivator or producer may also engage in a research study with an entity duly authorized by the Drug Enforcement Administration to handle marihuana. A licensee’s participation in a research study must be approved by the agency.

(12) A licensee participating in an approved research study shall track all marihuana product involved in the research study in the statewide monitoring system.

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History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.511

Source: 2020 AACCS.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

MARIJUANA REGULATORY AGENCY

MARIHUANA EMPLOYEES

R 420.601 Definitions.

Rule 1. (1) As used in these rules:

- (a) “Acts” refers to the medical marihuana facilities licensing act, 2016 PA 281, MCL 333.27101 to 333.27801, and the Michigan Regulation and Taxation of Marihuana Act, 2018 IL 1, MCL 333.27951 to 333.27967, when applicable.
- (b) “Agency” means the marijuana regulatory agency.
- (c) “Cultivator” means both a grower under the medical marihuana facilities licensing act and a marihuana grower under the Michigan Regulation and Taxation of Marihuana Act.
- (d) “Designated consumption establishment” means a commercial space that is licensed by the agency and authorized to permit adults 21 years of age and older to consume marihuana products at the location indicated on the state license.
- (e) “Employee” means, except as otherwise provided in these rules, a person performing work or service for compensation. “Employee” does not include individuals providing trade or professional services who are not normally engaged in the operation of a marihuana establishment.
- (f) “Laboratory” means both a safety compliance facility under the medical marihuana facilities licensing act and a marihuana safety compliance facility under the Michigan Regulation and Taxation of Marihuana Act.
- (g) “Limited access area” means a building, room, or other contiguous area of a marihuana business where marihuana is grown, cultivated, stored, weighed, packaged, sold, or processed for sale and that is under the control of the licensee.
- (h) “Marihuana business” means a marihuana facility under the medical marihuana facilities licensing act or a marihuana establishment under the Michigan Regulation and Taxation of Marihuana Act, or both.
- (i) “Marihuana customer” means a registered qualifying patient under the medical marihuana facilities licensing act, a registered primary caregiver under the medical marihuana facilities licensing act, or an individual 21 years of age or older under the Michigan Regulation and Taxation of Marihuana Act, or all 3.
- (j) “Marihuana establishment” means a marihuana grower, marihuana safety compliance facility, marihuana processor, marihuana microbusiness, marihuana retailer, marihuana secure transporter, marihuana designated consumption establishment, or any other type of marihuana related business licensed by the agency under the Michigan Regulation and Taxation of Marihuana Act.
- (k) “Marihuana event organizer” means a person licensed to apply for a temporary marihuana event license under these rules.
- (l) “Marihuana facility” means a location at which a licensee is licensed to operate under the medical marihuana facilities licensing act.
- (m) “Marihuana product” means marihuana or a marihuana-infused product, or both, as those terms are defined in the acts unless otherwise provided for in these rules.
- (n) “Marihuana sales location” means a provisioning center under the medical marihuana facilities licensing act or a marihuana retailer, marihuana microbusiness, or class A marihuana microbusiness under the Michigan Regulation and Taxation of Marihuana Act, or both.
- (o) “Marihuana tracking act” means the marihuana tracking act, 2016 PA 282, MCL 333.27901 to 333.27904.
- (p) “Marihuana transporter” means a secure transporter under the medical marihuana facilities licensing act or a marihuana secure transporter under the Michigan Regulation and Taxation of Marihuana Act, or both.
- (q) “Medical marihuana facilities licensing act” or “MMFLA” means the medical marihuana facilities licensing act, 2016 PA 281, MCL 333.27101 to 333.27801.
- (r) “Michigan Regulation and Taxation of Marihuana Act” or “MRTMA” means the Michigan Regulation and Taxation of Marihuana Act, 2018 IL 1, MCL 333.27951 to 333.27967.
- (s) “Producer” means both a processor under the medical marihuana facilities licensing act and a marihuana processor under the Michigan Regulation and Taxation of Marihuana Act.
- (t) “These rules” means the administrative rules promulgated by the marijuana regulatory agency under the authority of the medical marihuana facilities licensing act, the marihuana tracking act, the Michigan Regulation and Taxation of Marihuana Act, and Executive Reorganization Order No. 2019-2, MCL 333.27001.

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(u) “Temporary marihuana event license” means a state license held by a marihuana event organizer under the Michigan Regulation and Taxation of Marihuana Act, for an event where the onsite sale or consumption of marihuana products, or both, are authorized at the location indicated on the state license.

(2) Terms defined in the acts have the same meanings when used in these rules unless otherwise indicated.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.602 Employees; requirements.

Rule 2. (1) A licensee shall conduct a criminal history background check on any prospective employee before hiring that individual. A licensee shall keep records of the results of the criminal history background checks for the duration of the employee’s employment with the licensee. A licensee shall record confirmation of criminal history background checks and make the confirmation available for inspection upon request by the agency.

(2) A licensee shall comply with all of the following:

(a) Have a policy in place that requires employees to report any new or pending criminal charges or convictions. If an employee is charged with or convicted of a controlled substance-related felony or any other felony, the licensee shall immediately report the charge or conviction to the agency. If an employee of a licensee under the MRTMA is convicted of an offense involving distribution of a controlled substance to a minor, the licensee shall immediately report the conviction to the agency.

(b) Enter in the statewide monitoring system an employee’s information and level of statewide monitoring system access within 7 business days of hiring for the system to assign an employee identification number. The licensee shall update in the statewide monitoring system employee information and changes in status or access within 7 business days.

(c) Remove an employee’s access and permissions to the marihuana business and the statewide monitoring system within 7 business days after the employee’s employment with the licensee is terminated.

(d) Train employees in accordance with an employee training manual. Copies of this manual must be maintained and be made available to the agency upon request. The employee training manual must include, but is not limited to, all of the following:

(i) Employee safety procedures.

(ii) Employee guidelines.

(iii) Security protocol.

(iv) Educational training, including, but not limited to, marihuana product information; dosage and purchasing limits, if applicable; and educational materials.

(e) A marihuana business under the MRTMA that sells or transfers marihuana to an individual 21 years of age or older shall include in the employee training manual a responsible operations plan. Copies of this plan must be maintained and be available to the agency upon request. A responsible operations plan must include a detailed explanation of how employees will monitor and prevent all of the following:

(i) Over-intoxication.

(ii) Underage access to the establishment.

(iii) The illegal sale or distribution of marihuana or marihuana products within the establishment.

(iv) Any potential criminal activity on the premises, as applicable.

(f) Establish point of sale or transfer procedures for employees at marihuana sales locations performing any transfers or sales to marihuana customers. Copies of these procedures must be maintained and be made available to the agency upon request. The point of sale or transfer procedures must include, but are not limited to, all of the following:

(i) Training in dosage.

(ii) Marihuana product information.

(iii) Health or educational materials.

(iv) Point of sale training.

(v) Purchasing limits.

(vi) Cannabidiol (CBD) and tetrahydrocannabinol (THC) information.

(vii) Serving size.

(viii) Consumption information, including any warnings.

(g) Screen prospective employees against a list of excluded employees maintained by the agency in accordance with R 420.808a(6).

(h) Ensure that employees handle marihuana product in compliance with Current Good Manufacturing Practice, Hazard Analysis, and Risk Based Preventative Controls for Human Food, 21 CFR part 1107, as specified in these rules.

(i) When a registered primary caregiver is hired as an employee of a grower, processor, or secure transporter licensed under the MMFLA, ensure the individual withdraws, the individual's registration as a registered primary caregiver in a manner established by the agency.

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(j) A licensee under the MRMTA shall not allow a person under 21 years of age to volunteer or work for the marihuana establishment pursuant to section 11 of the MRTMA, MCL 333.27961.

(k) A licensee under the MRTMA shall not employ any individual who has been convicted of an offense involving distribution of a controlled substance to a minor.

(3) If an individual is present at a marihuana business or in a marihuana transporter vehicle who is not identified as a licensee or an employee of the licensee in the statewide monitoring system or is in violation of the acts or these rules, the agency may take any action permitted under the acts and these rules. This subrule does not apply to authorized escorted visitors at a marihuana business.

(4) Employee records are subject to inspection or examination by the agency to determine compliance with the acts and these rules.

(5) Consumption of food and beverages by employees or visitors is prohibited where marihuana product is stored, processed, or packaged or where hazardous materials are used, handled, or stored. The marihuana business may have a designated area for the consumption of food and beverages that includes, but is not limited to, a room with floor to ceiling walls and a door that separates the room from any marihuana product storage, processing, or packaging.

(6) Trade or professional services providers not normally engaged in the operation of a marihuana business, except for those individuals required to have employee credentials under this rule, must be reasonably monitored, logged in as a visitor, and escorted through any limited access areas.

(7) Nothing in this rule prohibits a licensee from allowing visitors into the marihuana business. A licensee shall ensure that visitors are reasonably monitored, logged in as a visitor, and escorted through any limited access areas. Visitors that are not employees or individuals providing trade or professional services are prohibited where hazardous materials are used, handled, or stored in the marihuana business.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.602a Prohibitions.

Rule 2a. (1) An employee of a cultivator may not also be employed by a marihuana transporter or a laboratory.

(2) An employee of a producer may not also be employed by a marihuana transporter or a laboratory.

(3) An employee of a marihuana sales location may not also be employed by a marihuana transporter or a laboratory.

(4) An employee of a marihuana transporter may not also be employed by a cultivator, producer, marihuana sales location, or laboratory.

(5) An employee of a laboratory may not also be employed by a cultivator, producer, marihuana sales location, or marihuana transporter.

(6) An employee of a marihuana microbusiness or a class A marihuana microbusiness may not also be employed by a laboratory or a marihuana transporter.

History: 2022 MR 5, Eff. Mar. 7, 2022.

R 420.603

Source: 2020 AACCS.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

MARIJUANA REGULATORY AGENCY

MARIHUANA HEARINGS

R 420.701 Definitions.

Rule 1. (1) As used in these rules:

(a) “Acts” refers to the medical marihuana facilities licensing act, 2016 PA 281, MCL 333.27101 to 333.27801, and the Michigan Regulation and Taxation of Marihuana Act, 2018 IL 1, MCL 333.27951 to 333.27967, when applicable.

(b) “Administrative procedures act” means the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328.

(c) “Agency” means the marijuana regulatory agency.

(d) “Contested case hearing” means an administrative hearing conducted by an administrative law judge within the Michigan office of administrative hearings and rules on behalf of the agency in accordance with the acts and these rules.

(e) “MAHS general hearing rules” means the administrative hearing rules set forth in R 792.10101 to R 792.10137 of the Michigan administrative code.

(f) “Marihuana business” means a marihuana facility under the medical marihuana facilities licensing act or a marihuana establishment under the Michigan Regulation and Taxation of Marihuana Act, or both.

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(g) “Marihuana establishment” means a marihuana grower, marihuana safety compliance facility, marihuana processor, marihuana microbusiness, marihuana retailer, marihuana secure transporter, marihuana designated consumption establishment, or any other type of marihuana-related business licensed by the agency under the Michigan Regulation and Taxation of Marihuana Act.

(h) “Marihuana facility” means a location at which a licensee is licensed to operate under the medical marihuana facilities licensing act.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.702 Hearing procedures; scope and construction of rules.

Rule 2. (1) These rules apply to hearings under the jurisdiction of the agency involving 1 or more of the following:

- (a) The denial of a marihuana license.
 - (b) Formal complaints against a license.
 - (c) A complaint by a licensee.
 - (d) The denial of the renewal of a marihuana license.
- (2) These rules are construed to secure a fair, efficient, and impartial determination of the issues presented in a manner consistent with due process.
- (3) If the rules do not address a specific procedure, the MAHS general hearing rules, the Michigan court rules, and the contested case provisions of sections 71 to 87 of the administrative procedures act, MCL 24.271 to 24.287, apply.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.703 Public investigative hearing.

Rule 3. (1) An applicant that is denied a marihuana license by the agency may request a public investigative hearing in writing within 21 days of service of notice of the denial.

(2) After the agency receives notice of an applicant’s request for a public investigative hearing, the agency shall provide an opportunity for this hearing at which the applicant may present testimony and evidence to establish suitability for a marihuana license.

(3) The applicant must be given reasonable notice of the public investigative hearing in writing.

(4) Not less than 2 weeks before the hearing, the agency shall post notice of the public investigative hearing at its business office in a prominent place that is open and visible to the public.

(5) The agency, or 1 or more administrative law judges designated and authorized by the agency, shall conduct and preside over the public investigative hearing and do all of the following:

- (a) Administer oaths or affirmations to witnesses called to testify at the hearing.
- (b) Receive evidence in the form of testimony and exhibits.
- (c) Establish and regulate the order of presentation and course of the public investigative hearing; set the time and place for continued hearings; and fix the time for filing written arguments, legal briefs, and other legal documents.
- (d) Accept and consider relevant written and oral stipulations of fact and law that are made part of the hearing record.
- (e) Upon timely request of the applicant or the agency in accordance with the Michigan court rules, the agency or the agency’s designated administrative law judge may issue subpoenas duces tecum for the production of books, ledgers, records, memoranda, electronically retrievable data, and other pertinent documents and issue subpoenas for witnesses to appear and testify as appropriate to exercise and discharge the powers and duties under the act.

(7) During the public investigative hearing, the applicant and the agency must be given a full opportunity to present witnesses, cross-examine witnesses, and present all relevant evidence regarding the applicant’s eligibility and suitability for licensure.

(8) The applicant shall at all times have the burden of establishing, by clear and convincing evidence, its eligibility and suitability for licensure under the acts and these rules.

(9) The agency shall record the public investigative hearing stenographically or by other means, to ensure preservation of an accurate record of the hearing.

(10) Following the public investigative hearing, the executive director of the agency shall affirm, reverse, or modify in whole or in part the denial of a marihuana license.

(11) The agency’s decision to affirm, reverse, or modify in whole or in part the denial of a marihuana license must be based on the whole record before the agency and not be limited to testimony and evidence submitted at the public investigative hearing.

(12) The agency’s decision to affirm, reverse, or modify in whole or in part the denial of a marihuana license must be reduced to writing and served upon the applicant and agency within a reasonable time.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

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R 420.704 Hearing on disciplinary actions.

Rule 4. (1) A licensee who has been notified of a marihuana license violation, or of the agency's intent to suspend, revoke, restrict, or refuse to renew a marihuana license or impose a fine, may be given an opportunity to show compliance with the requirements before the agency takes action as prescribed by these rules.

(2) A licensee aggrieved by an action of the agency to suspend, revoke, restrict, or refuse to renew a marihuana license, or to impose a fine, may request a contested case hearing in writing within 21 days after service of notice of the intended action.

(3) Upon receipt of a timely request, the agency shall provide the licensee an opportunity for a contested case hearing in accordance with sections 71 to 87 of the administrative procedures act, MCL 24.271 to 24.287, and the MAHS general hearing rules.

(4) The contested case hearing must be conducted by an administrative law judge within the MOAHR.

(5) Upon timely request of the licensee or the agency in accordance with the Michigan court rules, an assigned administrative law judge may issue subpoenas duces tecum for the production of books, ledgers, records, memoranda, electronically retrievable data, and other pertinent documents, and administer oaths and affirmations to witnesses as appropriate to exercise and discharge the powers and duties under the acts and these rules.

(6) The agency has the burden of proving, by a preponderance of the evidence, that sufficient grounds exist for the intended action to suspend, revoke, restrict, or refuse to renew a marihuana license, or to impose a fine.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.704a Hearing on exclusion of individuals or employees.

Rule 4a. (1) An individual who has been notified of the agency's intent to exclude him or her from being employed by or being a supplemental applicant of a marihuana business may request a hearing in writing within 21 days of service of the notice of intent to exclude.

(2) Upon receipt of a timely request, the agency shall provide the individual an opportunity for a contested case hearing pursuant to sections 71 to 87 of the administrative procedures act, MCL 24.271 to 24.287, and the MAHS general hearing rules.

(3) The contested case hearing must be conducted by an administrative law judge within the MOAHR.

(4) Upon timely request of the licensee or the agency pursuant to the Michigan court rules, an assigned administrative law judge may issue subpoenas duces tecum for the production of books, ledgers, records, memoranda, electronically retrievable data, and other pertinent documents, and issue subpoenas for witnesses to appear and testify as appropriate to exercise and discharge the powers and duties under the acts and these rules.

(5) The agency has the burden of proving, by a preponderance of the evidence, that sufficient grounds exist for the intended action to exclude an individual from being employed by or being a supplemental applicant of a marihuana business.

History: 2022 MR 5, Eff. Mar. 7, 2022.

R 420.705

Source: 2020 AACCS.

R 420.706 Complaint by licensee.

Rule 6. (1) Pursuant to the MMFLA and these rules, a licensee may file a written complaint with the agency regarding any investigative procedures of this state that he or she believes to be unnecessarily disruptive of the marihuana facility operations, as provided in section 302 of the act, MCL 333.27302.

(2) The agency may delegate authority to an administrative law judge to hear a licensee's complaint as a contested case in accordance with sections 71 to 79 of the administrative procedures act, MCL 24.271 to 24.279, and the MAHS general hearing rules.

(3) As the complaining party, a licensee has the burden of proving by a preponderance of the evidence that the investigative procedures of the agency unnecessarily disrupted its marihuana facility operations.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.707

Source: 2020 AACCS.

R 420.708

Source: 2020 AACCS.

R 420.709

Source: 2020 AACCS.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

MARIJUANA REGULATORY AGENCY

MARIHUANA DISCIPLINARY PROCEEDINGS

R 420.801 Definitions.

Rule 1. (1) As used in these rules:

- (a) “Acts” refers to the medical marihuana facilities licensing act, 2016 PA 281, MCL 333.27101 to 333.27801, and the Michigan Regulation and Taxation of Marihuana Act, 2018 IL 1, MCL 333.27951 to 333.27967, when applicable.
 - (b) “Administrative hold” means a status given to marihuana product by the agency during an investigation into alleged violations of the acts and these rules. This status includes no sale or transfer of the marihuana product until the hold is lifted.
 - (c) “Administrative procedures act” means the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328.
 - (d) “Agency” means the marijuana regulatory agency.
 - (e) “Another party” or “other party” means an individual or company with which a licensee contracts to use the individual or company’s intellectual property or to utilize management or other services provided by the individual or company.
 - (f) “Bureau of fire services” or “BFS” means the bureau of fire services in the department of licensing and regulatory affairs.
 - (g) “Contested case hearing” means an administrative hearing conducted by an administrative law judge within the Michigan office of administrative hearings and rules on behalf of the agency pursuant to the acts and these rules.
 - (h) “Employee” means a person performing work or service for compensation. “Employee” does not include a person providing trade or professional services who is not normally engaged in the operation of a marihuana business.
 - (i) “Licensing agreement” means any understanding or contract concerning the licensing of intellectual property related to marihuana products between a licensee and another party.
 - (j) “Management agreement” means any understanding or contract between a licensee and another party for the provision of management or other services that would allow the other party to exercise control over or participate in the management of the licensee or to receive more than 10% of the gross or net profit from the licensee during any full or partial calendar or fiscal year. A management agreement does not include an agreement for the reasonable payment of rent on a fixed basis under a bona fide lease or rental obligation unless the person exercises control over or participates in the management of the marihuana business.
 - (k) “Marihuana business” means both a marihuana facility under the medical marihuana facilities licensing act, or a marihuana establishment under the Michigan Regulation and Taxation of Marihuana Act, or both.
 - (l) “Marihuana business location plan” means a marihuana facility plan under the medical marihuana facilities licensing act or a marihuana establishment plan under the Michigan Regulation and Taxation of Marihuana Act, or both.
 - (m) “Marihuana license” means a state operating license issued under the medical marihuana facilities licensing act or a state license issued under the Michigan Regulation and Taxation of Marihuana Act, or both.
 - (n) “Marihuana tracking act” means the marihuana tracking act, 2016 PA 282, MCL 333.27901 to 333.27904.
 - (o) “Medical marihuana facilities licensing act” or “MMFLA” means the medical marihuana facilities licensing act, 2016 PA 281, MCL 333.27101 to 333.27801.
 - (p) “Michigan Medical Marihuana Act” means the Michigan Medical Marihuana Act, 2008 IL 1, MCL 333.26421 to 333.26430.
 - (q) “Michigan Regulation and Taxation of Marihuana Act” or “MRTMA” means the Michigan Regulation and Taxation of Marihuana Act, 2018 IL 1, MCL 333.27951 to 333.27967.
 - (r) “Parties” means a licensee and another party pursuant to a licensing agreement or management agreement.
 - (s) “These rules” means the administrative rules promulgated by the agency under the authority of the medical marihuana facilities licensing act, the marihuana tracking act, the Michigan Regulation and Taxation of Marihuana Act, and Executive Reorganization Order No. 2019-2, MCL 333.27001.
- (2) Terms defined in the acts have the same meanings when used in these rules unless otherwise indicated.

History: 2020 AACs; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.802 Notification and reporting.

Rule 2. (1) Licensees have a continuing duty to provide the agency with up-to-date contact information and shall notify the agency in writing of any changes to the mailing addresses, phone numbers, electronic mail addresses, and other contact information they provide the agency.

(2) Licensees shall report to the agency any changes to the marihuana business operations that are required in the acts and

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these rules, as applicable.

(3) Licensees shall report to the agency any proposed material changes to the marihuana business before making a material change. A proposed material change is any action that would result in alterations or changes being made to the marihuana business to effectuate the desired outcome of a material change. Material changes, include, but are not limited to, the following:

- (a) Change in owners, officers, members, or managers.
- (b) Change of processing machinery or equipment.
- (c) The addition or removal of a person named in the application or disclosed.
- (d) Change in entity name.
- (e) Any attempted transfer, sale, or other conveyance of an interest in a marihuana license.
- (f) Any change or modification to the marihuana business before or after licensure that was not preinspected, inspected, or part of the marihuana business location plan or final inspection, including, but not limited to, all of the following:
 - (i) Operational or method changes requiring inspection under these rules.
 - (ii) Additions or reductions in equipment or processes.
 - (iii) Increase or decrease in the size or capacity of the marihuana business.
 - (iv) Alterations of ingress or egress.
 - (v) Changes that impact security, fire safety, and building safety.
- (4) A licensee shall notify the agency within 3 business days of becoming aware or within 3 business days of when the licensee should have been aware of any of the following:
 - (a) Criminal convictions, charges, or civil judgments against a licensee in this state or any other state, federal, or foreign jurisdiction.
 - (b) Regulatory disciplinary action taken or determined against a licensee by this state or any other state, federal, or foreign jurisdiction, including any pending action.
 - (c) Action by another party in violation of the acts or these rules.
 - (d) Action by an employee in violation of the acts or these rules.
- (5) The licensee shall notify the agency within 10 business days of the initiation or conclusion of any new judgments, lawsuits, legal proceedings, charges, or government investigations, whether initiated, pending, or concluded, that involve the licensee.
- (6) The licensee shall notify the agency within 10 business days of receiving notification of an alleged violation of an ordinance or a zoning regulation adopted pursuant to section 205 of the MMFLA, MCL 333.27205, or section 6 of the MRTMA, MCL 333.27956, committed by the licensee, but only if the violation relates to activities licensed under the acts, the Michigan Medical Marihuana Act, and these rules.
- (7) The licensee shall notify the agency within 10 business days of amending or terminating a licensing or management agreement that constitutes a material change to the marijuana business.
- (8) The licensee shall notify the agency within 10 business days of the appointment of a court-appointed personal representative, guardian, conservator, receiver, or trustee of the licensee.
- (9) The licensee shall notify the agency when an employee has been disciplined or removed from his or her position for misconduct related to marihuana sales or transfers.
- (10) The licensee shall notify the agency and the BFS within 1 business day following the occurrence of an unwanted fire.
- (11) Failure to timely provide notifications or reports to the agency pursuant to this rule may result in sanctions or fines, or both.

History: 2020 AACS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.803 Changes to licensed marihuana business.

Rule 3. (1) Any change or modification to the marihuana business after licensure is governed by the standards and procedures set forth in these rules and any regulations adopted pursuant to the acts. Any material change or modification to the marihuana business must be approved by the agency before the change or modification is made.

(2) Any change of a location of a marihuana business after licensure requires notification to the agency prior to the change of location, must be approved by the agency, requires a new marihuana license application, and may include, but is not limited to, ~~all of~~ the following:

- (a) Additional applications fees.
- (b) Additional inspections by the agency or BFS.
- (c) Initial licensure fees or regulatory assessment, as applicable, or both.

History: 2020 AACS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.804

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Source: 2020 AACS.

R 420.805 Persons subject to penalty; violations.

Rule 5. (1) If the agency during a physical site inspection determines violations of the acts or these rules exist, the agency shall notify the person, applicant, or licensee of the violation during the physical site inspection or thereafter, and the person, applicant, or licensee may be subject to sanctions or fines, or both.

(2) If the agency determines a violation of the acts or these rules exists, these violations must be documented in a format established by the agency. After a notice of violation or fine, or both, is issued to a person, applicant, or licensee, the agency may hold a compliance conference or a hearing if applicable as prescribed in the acts and these rules.

(3) The agency may forward information regarding violations of the acts or these rules or any other state or federal law to the department of state police, department of attorney general, and the prosecutor for the jurisdiction in which the alleged violation occurred.

(4) The agency may take action for failure to pay any fine within the time written on the notice of violation pursuant to the acts or these rules.

(5) The agency may take action against a licensee for selling or transferring marihuana product that has been placed on an administrative hold, recalled, or ordered or otherwise required to be destroyed.

(6) A marihuana licensee may be subject to penalties if any person required to be disclosed as an applicant violates the acts or these rules.

(7) The agency may take action against a licensee holding a license under the MRTMA, if notified of a violation of a municipal ordinance pursuant to section 6 of the MRTMA, MCL 333.27956.

(8) The agency may take action against a licensee for knowingly making misrepresentations to the agency or its contractors during an investigation into the licensee.

(9) The attempted transfer, sale, or other conveyance of an interest in a marihuana license without prior approval are grounds for suspension or revocation of the marihuana license or for other sanctions as provided in these rules.

(10) The agency may take action against a licensee for employing an individual who has been excluded from employment at a marihuana business under R 420.808a.

(11) The agency may take action against a licensee for failing to remove from, or attempting to add to, the ownership of a marihuana business an individual who has been excluded from participation in a marihuana business under R 420.808(a).

History: 2020 AACS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.806 Penalties.

Rule 6. (1) A person, applicant, or licensee found in violation of the acts or these rules may be subject to sanctions, including, but not limited to, any of the following:

(a) Marihuana license denial.

(b) Limitations on a marihuana license.

(c) Fines.

(d) Revocation, suspension, nonrenewal of a license, or an administrative hold on a marihuana license.

(e) Orders to cease operations.

(f) Denial of a marihuana license renewal.

(2) A violation of the acts, the marihuana tracking act, or these rules may result in 1 or more of the following:

(a) Denial, revocation, or restriction of a marihuana license.

(b) Removal of a licensee or an employee of the licensee from the marihuana business.

(c) Civil fines up to \$10,000.00 or an amount equal to the daily gross receipts, whichever is greater, against a licensee for each violation of the acts, a final order, or these rules.

(d) Civil fines may be assessed for each day the licensee is not in compliance with each violation of the acts or these rules. Assessment of a civil fine is not a bar to the investigation, arrest, charging, or prosecution of an individual for any other violation of the acts or these rules.

(e) Civil fines of up to \$5,000.00 may be imposed against an individual licensed under the MMFLA.

(f) A violation of any ordinance adopted under section 205 of the MMFLA, MCL 333.27205, by a licensee holding a license under the MMFLA may result in the possible sanctions listed in subdivisions (a) to (e) of this subrule.

(g) A violation of any ordinance adopted under section 6 of the MRTMA, MCL 333.27956, by a licensee holding a license under the MRTMA may result in the possible sanctions listed in subdivisions (a) to (d) of this subrule.

(3) A marihuana license may be suspended without notice or hearing upon a determination that the safety or health of patrons or employees is jeopardized by continuing a marihuana business' operation.

(4) A person operating without a marihuana license shall cease operation and may be subject to sanctions, including, but not limited to, the sanctions in subrules (1) and (2) of this rule, and may be referred to the department of state police and

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department of attorney general.

(5) The agency may impose any other remedies, sanctions, or penalties not inconsistent with the acts or these rules.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.807 Warning.

Rule 7. (1) The agency may issue a warning to a licensee if the agency determines through an investigation that the licensee violated the acts, these rules, or an order.

(2) A warning must remain in the licensee's file for 1 year from the date of service.

(3) A warning may be considered in future licensing actions. Continued or repeated non-compliance or repeated warnings for the same violation may result in issuance of a formal complaint.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.808 Formal complaint.

Rule 8. (1) The agency may issue a formal complaint alleging violations of the acts, these rules, or both against a licensee.

(2) The agency shall serve the formal complaint on the licensee by certified mail, return receipt requested, or in person by a representative of the agency.

(3) The licensee may do either of the following:

(a) Meet with the agency to negotiate a settlement of the matter, or demonstrate compliance prior to holding a contested case hearing, as required by section 92 of the administrative procedures act, MCL 24.292.

(b) Proceed to a contested case hearing as set forth in these rules and section 71 of the administrative procedures act, MCL 24.271.

(4) The licensee must request a compliance conference or contested case hearing, or both, within 21 business days of receipt of the formal complaint. If the licensee does not respond, the agency shall request a contested case hearing.

(5) If the licensee agrees and accepts the terms negotiated at the compliance conference, the agency shall submit a proposed consent order and stipulation to the executive director of the agency for review and approval.

(6) If the executive director approves the consent order and stipulation ~~is approved~~, the agency shall issue a consent order. If the stipulation is not approved, a compliance conference or a contested case hearing must be scheduled. The consent order must be published.

(7) If a licensee does not timely comply with the terms of a signed and fully executed consent order, the licensee's license is suspended until full compliance is demonstrated.

(8) If a compliance conference is not held or does not result in a settlement of a compliance action, a contested case hearing must be held, pursuant to these rules and the administrative procedures act.

History: 2020 AACCS; 2022 MR 5, Eff. Mar. 7, 2022.

R 420.808a Exclusion.

Rule 8a. (1) A person may be excluded from employment at, or participation in, a marihuana business upon a finding of any of the following:

(a) The person, while employed by a marihuana business, has engaged in conduct that is in violation of the acts or these rules that could negatively impact public health, safety, and welfare.

(b) The person is included on any valid and current exclusion list from another jurisdiction in the United States if the basis for the person's inclusion on the exclusion list would also be grounds for exclusion as set forth in this rule.

(c) The person has been convicted of distribution of a controlled substance to a minor in any jurisdiction.

(2) Upon a determination that a person comes under any of the criteria for exclusion, the person may be deemed a subject for exclusion and the agency shall file a notice of exclusion. The notice must include all of the following information:

(a) The identity of the subject.

(b) A factual statement including the circumstances or reasons that the person should be placed on the exclusion list.

(c) A recommendation as to whether the exclusion or ejection is permanent.

(3) The notice shall also inform the person of the availability of a hearing in compliance with R 420.704a.

(4) The notice shall be served upon the person the agency is seeking to exclude either by personal delivery or by certified mail, postage prepaid.

(5) If a hearing is not requested, then the agency shall place the person on the exclusion list.

(6) If the notice of exclusion provides for a temporary exclusion, then the agency shall set the term of the temporary exclusion.

(a) A temporary exclusion may not be less than 6 months.

(b) A temporary exclusion only applies to a person excluded for criteria related to conduct.

(c) All other exclusions are permanent.

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(7) The exclusion list must be a public record made available to licensees by the agency and must include information deemed necessary by the agency to facilitate identification of the person placed on the exclusion list.

(8) A person who is placed on the exclusion list or served with a notice of exclusion is prohibited from being employed by or participating in a marihuana business until a determination by the agency or a court to the contrary.

(9) A marihuana business shall exclude a person from the business that it knows or reasonably should know is on the exclusion list.

(10) Failure by a marihuana business to exclude a person that it knows or reasonably should know is on the exclusion list may subject the marihuana business to disciplinary proceedings.

History: 2022 MR 5, Eff. Mar. 7, 2022.

R 420.809

Source: 2020 AACS.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

MARIJUANA REGULATORY AGENCY

MARIHUANA DECLARATORY RULINGS

R 420.821 Definitions.

Rule 21. (1) As used in these rules:

(a) “Acts” refers to the medical marihuana facilities licensing act, 2016 PA 281, MCL 333.27101 to 333.27801, the Michigan Regulation and Taxation of Marihuana Act, 2018 IL 1, MCL 333.27951 to 333.27967, the Michigan Medical Marihuana Act, 2008 IL 1, MCL 333.26421 to 333.26430, and the marihuana tracking act, 2016 PA 282, MCL 333.27901 to 333.27904, when applicable.

(b) “Agency” means the marijuana regulatory agency.

(c) “Contested case hearing” means an administrative hearing conducted by an administrative law judge within the Michigan office of administrative hearings and rules on behalf of the agency in accordance with the acts and these rules.

(d) “Marihuana tracking act” means the marihuana tracking act, 2016 PA 282, MCL 333.27901 to 333.27904.

(e) “Medical marihuana facilities licensing act” or “MMFLA” means the medical marihuana facilities licensing act, 2016 PA 281, MCL 333.27101 to 333.27801.

(f) “Michigan Regulation and Taxation of Marihuana Act” or “MRTMA” means the Michigan Regulation and Taxation of Marihuana Act, 2018 IL 1, MCL 333.27951 to 333.27967.

(g) “These rules” means the administrative rules promulgated by the agency under the authority of the medical marihuana facilities licensing act, the marihuana tracking act, the Michigan Regulation and Taxation of Marihuana Act, and Executive Reorganization Order No. 2019-2, MCL 333.27001.

(2) Terms defined in the acts have the same meanings when used in these rules unless otherwise indicated.

History: 2022 MR 5, Eff. Mar. 7, 2022.

R 420.822 Declaratory rulings.

Rule 22. (1) Any interested person may request a declaratory ruling as to the applicability to an actual state of facts of a statute, rule, final order, or decision administered, promulgated, or issued by the agency. A request may not relate to a hypothetical fact situation.

(2) The request must be on a form provided by the agency and contain all of the following information:

(a) The interested person’s name, mailing address, email address, and telephone number.

(b) The interested person’s interest in the matter, including assertions regarding the person’s legal standing to request a declaratory ruling.

(c) The statute, rule, or order to which the request applies.

(d) A complete, accurate, and concise statement of the facts to which the statute, rule, or order may apply.

(e) An analysis, legal brief, or memorandum of the issues presented, including reference to any legal authority relied upon, and the interested person’s conclusions.

(3) Within 60 calendar days of receipt of the request, the agency shall issue a written notification stating whether or not a declaratory ruling will be issued.

(4) If the agency has determined that it will issue a declaratory ruling, then it shall do so within 90 calendar days of the notification date specified in subrule (3) of this rule, unless the agency notifies the interested person in writing of the need for additional time, and the reasons for the additional time.

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- (5) Before the issuance of the declaratory ruling, the agency, in its discretion, may choose to do 1 or more of the following:
- (a) Seek consultation, comments, or advice from legal counsel, experts within or outside the agency, local, state, or federal governmental agencies, or any other source.
 - (b) Request information or clarification from other interested parties.
 - (c) Advise the person requesting the ruling that further clarification of the facts must be provided, or that the agency requires additional time to conduct a review.
 - (6) If subrule (5)(c) of this rule is invoked, the agency shall either deny or grant the request within 60 calendar days after receiving satisfactory clarification of facts from the requesting person or from the date the agency notifies the requesting person of the need for additional time.
 - (7) The agency shall issue a declaratory ruling only in matters where all the relevant facts are stipulated to by the requesting party and the agency. If relevant facts necessary to issue a declaratory ruling are contested, then a declaratory ruling shall not be issued.
 - (8) A denial or adverse decision of a declaratory ruling does not entitle a person to a contested case hearing.
 - (9) Requests regarding enforcement issues are not a proper subject for a declaratory ruling.
 - (10) The agency may require that a contested case hearing take place instead of issuing a declaratory ruling.
 - (11) In the discretion of the agency, a request for declaratory ruling may be denied if the interested person fails to follow the procedure for submission set forth in this rule, if the state of facts is incomplete or inaccurate, if the facts or circumstances relate to a changing situation, if the ruling would not be in the public interest or in furtherance of statutory objectives, or for any other stated reason. The agency shall set forth the reasons for denial of the request in its written notification to the interested person.
 - (12) If a declaratory ruling is issued by the agency, it must be in writing, and contain all of the following:
 - (a) The specific facts upon which it is based.
 - (b) The legal authority upon which it is based.
 - (c) The ruling itself.
 - (d) A statement that the ruling is limited to the specific facts presented and to the statute, rule, final decision, or order identified by the interested person or other statute, rule, final decision, or order identified by the agency.
 - (e) A statement that the ruling is binding on the agency and the interested person unless it is altered or set aside by any court.
 - (f) A statement that the agency may not retroactively change the ruling but may prospectively do so in its discretion.
 - (13) Nothing in this rule is intended to limit or restrict the agency's ability to respond to questions or inquiries from licensees or the general public, but any agency response to such questions or inquiries shall not be binding on the agency.
- History: 2022 MR 5, Eff. Mar. 7, 2022.

R 420.823 Severability.

Rule 23. If any rule or subrule of these rules, in whole or in part, is found to be invalid by a court of competent jurisdiction, such decision will not affect the validity of the remaining portion of these rules.
History: 2022 MR 5, Eff. Mar. 7, 2022.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

MARIJUANA REGULATORY AGENCY

INDUSTRIAL HEMP RULES FOR MARIHUANA BUSINESSES

R 420.1001

Source: 2020 AACs.

R 420.1002

Source: 2020 AACs.

R 420.1003

Source: 2020 AACs.

R 420.1004

Source: 2020 AACs.

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MICHIGAN JOBS COMMISSION
MICHIGAN EMPLOYMENT SECURITY AGENCY
EMPLOYMENT SECURITY

PART 1. ADMINISTRATION

R 421.1
Source: 1998-2000 AACS.

R 421.10
Source: 1980 AACS.

R 421.15
Source: 1996 AACS.

PART 2. EMPLOYERS

R 421.101
Source: 1980 AACS.

R 421.105
Source: 1980 AACS.

R 421.112
Source: 2001 AACS.

R 421.113
Source: 1998-2000 AACS.

R 421.115
Source: 1980 AACS.

R 421.121
Source: 2002 AACS.

R 421.122
Source: 2002 AACS.

R 421.123
Source: 1995 AACS.

R 421.162
Source: 2001 AACS.

R 421.184
Source: 1980 AACS.

R 421.190
Source: 2002 AACS.

PART 3. CLAIMS

R 421.201
Source: 2002 AACS.

R 421.204

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Source: 2002 AACS.

R 421.205

Source: 2001 AACS.

R 421.208

Source: 2001 AACS.

R 421.209

Source: 1986 AACS.

R 421.210

Source: 2002 AACS.

R 421.211

Source: 1980 AACS.

R 421.212

Source: 1980 AACS.

R 421.215

Source: 1997 AACS.

R 421.216

Source: 2002 AACS.

R 421.243

Source: 1980 AACS.

R 421.251

Source: 1986 AACS.

R 421.254

Source: 1979 AC.

R 421.269

Source: 2001 AACS.

R 421.270

Source: 2001 AACS.

R 421.301

Source: 1997 AACS.

R 421.302

Source: 1980 AACS.

**SECURITY FOR REIMBURSEMENT FINANCING OF
UNEMPLOYMENT INSURANCE COSTS**

R 421.601

Source: 1992 AACS.

R 421.602

Source: 1992 AACS.

R 421.603

Source: 1992 AACS.

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R 421.604
Source: 1992 AACS.

R 421.605
Source: 1992 AACS.

R 421.606
Source: 1992 AACS.

DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES
EMPLOYMENT SECURITY BOARD OF REVIEW
RULES OF PRACTICE

PART 1. GENERAL PROVISIONS

R 421.1101
Source: 2015 AACS.

R 421.1102
Source: 2015 AACS.

R 421.1103
Source: 2015 AACS.

R 421.1104
Source: 2015 AACS.

R 421.1105
Source: 2015 AACS.

R 421.1106
Source: 2015 AACS.

R 421.1107
Source: 2015 AACS.

R 421.1108
Source: 2015 AACS.

R 421.1109
Source: 2015 AACS.

R 421.1110
Source: 2015 AACS.

R 421.1111
Source: 2007 AACS.

R 421.1112
Source: 1979 AC.

PART 2. APPEALS TO REFEREES

R 421.1201
Source: 2015 AACS.

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R 421.1202
Source: 2015 AACS.

R 421.1203
Source: 2015 AACS.

R 421.1204
Source: 2015 AACS.

R 421.1205
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R 421.1206
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R 421.1207
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R 421.1208
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R 421.1209
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R 421.1210
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R 421.1211
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R 421.1212
Source: 2015 AACS.

R 421.1213
Source: 2015 AACS.

R 421.1214
Source: 2015 AACS.

PART 3. APPEALS TO APPELLATE COMMISSION

R 421.1301
Source: 2015 AACS.

R 421.1302
Source: 2015 AACS.

R 421.1303
Source: 2015 AACS.

R 421.1304
Source: 2015 AACS.

R 421.1305
Source: 2015 AACS.

R 421.1306

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Source: 2015 AACS.

R 421.1307

Source: 2015 AACS.

R 421.1308

Source: 2015 AACS.

R 421.1309

Source: 2015 AACS.

R 421.1310

Source: 2015 AACS.

R 421.1311

Source: 2015 AACS.

R 421.1312

Source: 1988 AACS.

R 421.1313

Source: 2015 AACS.

R 421.1314

Source: 2015 AACS.

R 421.1315

Source: 2015 AACS.

R 421.1316

Source: 2015 AACS.

R 421.1317

Source: 2015 AACS.

EMPLOYMENT RELATIONS COMMISSION

PART 1. GENERAL PROVISIONS

R 423.101

Source: 2017 AACS.

R 423.102

Source: 2017 AACS.

R 423.103

Source: 2014 AACS.

R 423.104

Source: 2014 AACS.

R 423.105

Source: 2002 AACS.

R423.106

Source: 2014 AACS.

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PART 2. MEDIATION OF LABOR DISPUTES

R 423.121
Source: 2002 AACS.

R 423.122
Source: 2002 AACS.

R 423.123
Source: 2002 AACS.

R 423.124
Source: 2014 AACS.

PART 3. FACT FINDING

R 423.131
Source: 2014 AACS.

R 423.132
Source: 2014 AACS.

R 423.133
Source: 2014 AACS.

R 423.134
Source: 2014 AACS.

R 423.135
Source: 2014 AACS.

R 423.136
Source: 2014 AACS.

R 423.137
Source: 2014 AACS.

R 423.137a
Source: 2014 AACS.

R 423.138
Source: 2014 AACS.

PART 4. REPRESENTATION PROCEEDINGS

R 423.141
Source: 2014 AACS.

R 423.142
Source: 2002 AACS.

R 423.143
Source: 2014 AACS.

R 423.144
Source: 2014 AACS.

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R 423.145
Source: 2014 AACS.

R 423.146
Source: 2014 AACS.

R 423.147
Source: 2014 AACS.

R 423.148
Source: 2002 AACS.

R 423.149
Source: 2014 AACS.

R 423.149a
Source: 2014 AACS.

R 423.149b
Source: 2002 AACS.

PART 5. UNFAIR LABOR PRACTICE CHARGES

R 423.151
Source: 2014 AACS.

R 423.152
Source: 2014 AACS.

R 423.153
Source: 2014 AACS.

R 423.154
Source: 2014 AACS.

R 423.155
Source: 2002 AACS.

R 423.156
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R 423.157
Source: 2002 AACS.

R 423.158
Source: 2014 AACS.

PART 6. MOTION PRACTICE

R 423.161
Source: 2014 AACS.

R 423.162
Source: 2014 AACS.

R 423.163
Source: 2002 AACS.

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R 423.164
Source: 2014 AACS.

R 423.165
Source: 2014 AACS.

R 423.166
Source: 2014 AACS.

R 423.167
Source: 2014 AACS.

PART 7. HEARINGS

R 423.171
Source: 2014 AACS.

R 423.172
Source: 2014 AACS.

R 423.173
Source: 2014 AACS.

R 423.174
Source: 2014 AACS.

R 423.175
Source: 2014 AACS.

R 423.176
Source: 2014 AACS.

R 423.176a
Source: 2014 AACS.

R 423.177
Source: 2014 AACS.

R 423.178
Source: 2014 AACS.

R 423.179
Source: 2014 AACS.

PART 8. FILING AND SERVICE OF DOCUMENTS

R 423.181
Source: 2002 AACS.

R 423.182
Source: 2014 AACS.

R 423.183
Source: 2002 AACS.

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R 423.184
Source: 2014 AACS.

R 423.185
Source: 2014 AACS.

PART 9. NOTICE OF PUBLIC SCHOOL STRIKE OR LOCKOUT

R 423.191
Source: 2017 AACS.

R 423.191a
Source: 2017 AACS.

R 423.192
Source: 2017 AACS.

R 423.192a
Source: 2017 AACS.

R 423.193
Source: 2018 AACS.

R 423.194
Source: 2017 AACS.

R 423.195
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R 423.196
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R 423.197
Source: 2017 AACS.

R 423.198
Source: 2017 AACS.

R 423.301
Source: 1997 AACS.

R 423.302
Source: 1997 AACS.

R 423.303
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R 423.304
Source: 1997 AACS.

R 423.305
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R 423.306
Source: 1997 AACS.

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R 423.307
Source: 1997 AACS.

R 423.308
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R 423.316
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R 423.317
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R 423.401
Source: 2002 AACS.

R 423.403
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R 423.405
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R 423.407
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R 423.411
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R 423.421
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R 423.422
Source: 2002 AACS.

R 423.423
Source: 2002 AACS.

R 423.431
Source: 2002 AACS.

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R 423.432
Source: 2002 AACS.

R 423.433
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R 423.434
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R 423.456
Source: 2002 AACS.

R 423.461
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R 423.464
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R 423.470
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R 423.471
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R 423.472
Source: 2002 AACS.

R 423.481
Source: 2002 AACS.

R 423.482
Source: 2002 AACS.

R 423.483
Source: 2002 AACS.

R 423.484
Source: 2002 AACS.

**ADMINISTRATION OF COMPULSORY ARBITRATION ACT FOR LABOR DISPUTES IN MUNICIPAL
POLICE AND FIRE DEPARTMENTS**

R 423.501
Source: 2014 AACS.

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R 423.502
Source: 2014 AACS.

R 423.503
Source: 2014 AACS.

R 423.504
Source: 2014 AACS.

R 423.505
Source: 2014 AACS.

R 423.506
Source: 2014 AACS.

R 423.507
Source: 2014 AACS.

R 423.508
Source: 1995 AACS.

R 423.509
Source: 2014 AACS.

R 423.510
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R 423.511
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R 423.512
Source: 2014 AACS.

R 423.513
Source: 2014 AACS.

R 423.514
Source: 2014 AACS.

R 423.515
Source: 2014 AACS.

DEPARTMENT OF ENVIRONMENTAL QUALITY

GEOLOGICAL SURVEY DIVISION

MINE RECLAMATION

R 425.1
Source: 1979 AC.

R 425.2
Source: 1979 AC.

R 425.3
Source: 1979 AC.

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R 425.4
Source: 1979 AC.

R 425.5
Source: 1979 AC.

R 425.6
Source: 1979 AC.

R 425.7
Source: 1979 AC.

R 425.8
Source: 1979 AC.

R 425.9
Source: 1979 AC.

R 425.10
Source: 1979 AC.

R 425.11
Source: 1979 AC.

R 425.12
Source: 1979 AC.

R 425.15
Source: 1979 AC.

R 425.16
Source: 1979 AC.

PART 2. RECLAMATION OF OPEN PITS

R 425.21
Source: 1979 AC.

R 425.22
Source: 1979 AC.

R 425.23
Source: 1979 AC.

R 425.24
Source: 1979 AC.

R 425.25
Source: 1979 AC.

PART 3. RECLAMATION OF STOCKPILES

R 425.31
Source: 1979 AC.

R 425.32
Source: 1979 AC.

R 425.33
Source: 1979 AC.

R 425.34
Source: 1979 AC.

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R 425.35
Source: 1979 AC.

PART 4. RECLAMATION OF TAILINGS BASINS AND AUXILIARY LANDS

R 425.41
Source: 1979 AC.

R 425.42
Source: 1979 AC.

R 425.43
Source: 1979 AC.

R 425.44
Source: 1979 AC.

R 425.45
Source: 1979 AC.

R 425.46
Source: 1979 AC.

R 425.47
Source: 1979 AC.

R 425.48
Source: 1979 AC.

R 425.49
Source: 1979 AC.

DEPARTMENT OF ENVIRONMENTAL QUALITY

OFFICE OF GEOLOGICAL SURVEY

NONFERROUS METALLIC MINERAL MINING

R 425.101
Source: 2006 AACS.

R 425.102
Source: 2006 AACS.

R 425.103
Source: 2006 AACS.

PART 2. PERMITS

R 425.201
Source: 2006 AACS.

R 425.202
Source: 2006 AACS.

R 425.203
Source: 2006 AACS.

R 425.204
Source: 2006 AACS.

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R 425.205
Source: 2006 AACS.

R 425.206
Source: 2006 AACS.

R 425.207
Source: 2006 AACS.

PART 3. FINANCIAL ASSURANCE

R 425.301
Source: 2006 AACS.

R 425.302
Source: 2006 AACS.

R 425.303
Source: 2006 AACS.

R 425.304
Source: 2006 AACS.

R 425.305
Source: 2006 AACS.

R 425.306
Source: 2006 AACS.

R 425.307
Source: 2006 AACS.

R 425.308
Source: 2006 AACS.

R 425.309
Source: 2006 AACS.

PART 4. MINING OPERATIONS

R 425.401
Source: 2006 AACS.

R 425.402
Source: 2006 AACS.

R 425.403
Source: 2006 AACS.

R 425.404
Source: 2006 AACS.

R 425.405
Source: 2006 AACS.

R 425.406
Source: 2006 AACS.

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R 425.407
Source: 2006 AACS.

R 425.408
Source: 2006 AACS.

R 425.409
Source: 2006 AACS.

PART 5. REPORTS

R 425.501
Source: 2006 AACS.

R 425.502
Source: 2006 AACS.

R 425.503
Source: 2006 AACS.

PART 6. MEETINGS AND HEARINGS

R 425.601
Source: 2006 AACS.

R 425.602
Source: 2006 AACS.

DEPARTMENT OF TREASURY

MICHIGAN GAMING CONTROL BOARD (MGCB)

OFFICE OF THE EXECUTIVE DIRECTOR

HORSE RACING GENERAL RULES

PART 1. GENERAL PROVISIONS

R 431.1001
Source: 2021 AACS.

R 431.1005
Source: 2021 AACS.

R 431.1010
Source: 2021 AACS.

R 431.1015
Source: 2021 AACS.

R 431.1020
Source: 2021 AACS.

R 431.1025
Source: 2021 AACS.

R 431.1027

Annual Administrative Code Supplement
2022 Edition

Source: 2021 AACS.

R 431.1030

Source: 2021 AACS.

R 431.1035

Source: 2021 AACS.

R 431.1045

Source: 2021 AACS.

R 431.1047

Source: 2021 AACS.

R 431.1050

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R 431.1052

Source: 2021 AACS.

R 431.1060

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R 431.1065

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R 431.1070

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R 431.1075

Source: 2021 AACS.

R 431.1080

Source: 2021 AACS.

R 431.1085

Source: 2021 AACS.

R 431.1090

Source: 2021 AACS.

R 431.1095

Source: 2021 AACS.

R 431.1101

Source: 2021 AACS.

R 431.1105

Source: 2021 AACS.

R 431.1110

Source: 2021 AACS.

R 431.1115

Source: 2021 AACS.

R 431.1120

Source: 2021 AACS.

R 431.1125

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Source: 2021 AACS.

R 431.1130

Source: 2021 AACS.

R 431.1135

Source: 2021 AACS.

R 431.1140

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R 431.1190

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R 431.1195

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R 431.1200

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R 431.1205

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R 431.1210

Source: 2021 AACS.

R 431.1215

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R 431.1225
Source: 2021 AACS.

R 431.1230
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R 431.1261
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R 431.1280
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R 431.1290
Source: 2021 AACS.

R 431.1295
Source: 2021 AACS.

R 431.1301
Source: 2021 AACS.

R 431.1302
Source: 2021 AACS.

R 431.1303
Source: 2021 AACS.

R 431.1304

Annual Administrative Code Supplement
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Source: 2021 AACS.

R 431.1325

Source: 2021 AACS.

R 431.1330

Source: 2021 AACS.

R 431.1335

Source: 2021 AACS.

R 431.1340

Source: 2021 AACS.

R 431.1999

Source: 2021 AACS.

PART 2. MUTUELS

R 431.2001

Source: 2021 AACS.

R 431.2005

Source: 2021 AACS.

R 431.2010

Source: 2021 AACS.

R 431.2015

Source: 2021 AACS.

R 431.2020

Source: 2021 AACS.

R 431.2025

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R 431.2061
Source: 2003 AACS.

R 431.2065
Source: 1985 AACS.

R 431.2070
Source: 2021 AACS.

R 431.2075
Source: 2021 AACS.

R 431.2080
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R 431.2085
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R 431.2090
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R 431.2094
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R 431.2096
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R 431.2100
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R 431.2105
Source: 2021 AACS.

R 431.2110
Source: 2021 AACS.

R 431.2115
Source: 2021 AACS.

R 431.2120
Source: 2021 AACS.

PART 3. THOROUGHBRED RACING

R 431.3001
Source: 2021 AACS.

R 431.3005
Source: 2021 AACS.

R 431.3010
Source: 2021 AACS.

R 431.3015

Annual Administrative Code Supplement
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Source: 2021 AACS.

R 431.3020

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R 431.3101

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R 431.3115
Source: 2021 AACS.

R 431.3120
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R 431.3125
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R 431.3130
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R 431.3135
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R 431.3150
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R 431.3155
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R 431.3160
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R 431.3165
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R 431.3170
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R 431.3175
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R 431.3180
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R 431.3195
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R 431.3201
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R 431.3205
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R 431.3210
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R 431.3300

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R 431.3301

Source: 2021 AACS.

R 431.3305

Source: 2021 AACS.

R 431.3310

Source: 2021 AACS.

PART 4. STANDARD BRED RACING

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R 431.4001
Source: 2021 AACS.

R 431.4005
Source: 2021 AACS.

R 431.4010
Source: 2021 AACS.

R 431.4015
Source: 2021 AACS.

R 431.4020
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Source: 2021 AACS.

R 431.4100

Source: 2021 AACS.

R 431.4105

Source: 2021 AACS.

R 431.4110

Source: 2021 AACS.

R 431.4115

Source: 2021 AACS.

R 431.4120

Source: 1985 AACS.

R 431.4125

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R 431.4130

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R 431.4185

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R 431.4190

Source: 2021 AACS.

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- R 431.4195**
Source: 2021 AACS.
- R 431.4200**
Source: 2021 AACS.
- R 431.4205**
Source: 2021 AACS.
- R 431.4210**
Source: 2021 AACS.
- R 431.4215**
Source: 2021 AACS.
- R 431.4220**
Source: 2021 AACS.
- R 431.4225**
Source: 2021 AACS.
- R 431.4230**
Source: 2021 AACS.
- R 431.4235**
Source: 1985 AACS.
- R 431.4240**
Source: 2021 AACS.
- R 431.4245**
Source: 1985 AACS.
- R 431.4250**
Source: 1985 AACS.
- R 431.4255**
Source: 2021 AACS.
- R 431.4260**
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- R 431.4265**
Source: 2021 AACS.
- R 431.4270**
Source: 2021 AACS.
- R 431.4275**
Source: 2021 AACS.
- R 431.4280**
Source: 2021 AACS.
- R 431.4285**
Source: 2021 AACS.
- R 431.4290**
Source: 2021 AACS.

PART 5. ACCOUNT WAGERING

R 431.5001
Source: 2021 AACS.

R 431.5005
Source: 2021 AACS.

R 431.5010
Source: 2021 AACS.

R 431.5015
Source: 2021 AACS.

R 431.5020
Source: 2021 AACS.

R 431.5025
Source: 2021 AACS.

R 431.5030
Source: 2021 AACS.

R 431.5035
Source: 2021 AACS.

R 431.5040
Source: 2021 AACS.

**DEPARTMENT OF TREASURY
BUREAU OF STATE LOTTERY
LOTTERY RULES**

PART 1. GENERAL PROVISIONS

R 432.1
Source: 2006 AACS.

R 432.2
Source: 2018 AACS.

R 432.3
Source: 2006 AACS.

R 432.4
Source: 2006 AACS.

R 432.5
Source: 2018 AACS.

R 432.6
Source: 2018 AACS.

R 432.7
Source: 1998-2000 AACS.

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R 432.8
Source: 2006 AACS.

R 432.9
Source: 2006 AACS.

R 432.10
Source: 2006 AACS.

R 432.12
Source: 2006 AACS.

R 432.13
Source: 2006 AACS.

R 432.14
Source: 1998-2000 AACS.

R 432.15
Source: 2006 AACS.

R 432.16
Source: 2018 AACS.

R 432.17
Source: 2018 AACS.

R 432.18
Source: 2009 AACS.

R 432.19
Source: 1998-2000 AACS.

R 432.20
Source: 2006 AACS.

R 432.21
Source: 2006 AACS.

R 432.22
Source: 1998-2000 AACS.

PART 2. ON-LINE TERMINALS

R 432.31
Source: 1998-2000 AACS.

R 432.32
Source: 1998-2000 AACS.

R 432.33
Source: 1998-2000 AACS.

R 432.34
Source: 1998-2000 AACS.

R 432.35

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Source: 1998-2000 AACS.

R 432.36

Source: 2006 AACS.

R 432.37

Source: 2006 AACS.

R 432.38

Source: 1986 AACS.

MILLIONAIRE PARTY RULES

PART 1. GENERAL PROVISIONS

R 432.101

Source: 2014 AACS.

R 432.102

Source: 2014 AACS.

R 432.103

Source: 2014 AACS.

R 432.104

Source: 2014 AACS.

R 432.105

Source: 2014 AACS.

R 432.106

Source: 2014 AACS.

R 432.107

Source: 2014 AACS.

R 432.108

Source: 2014 AACS.

R 432.109

Source: 2014 AACS.

R 432.110

Source: 2014 AACS.

R 432.111

Source: 2014 AACS.

R 432.112

Source: 2014 AACS.

PART 2. GAMING LICENSING

R 432.201

Source: 2014 AACS.

R 432.202

Annual Administrative Code Supplement
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Source: 2014 AACS.

R 432.203

Source: 2014 AACS.

R 432.204

Source: 2014 AACS.

R 432.205

Source: 2014 AACS.

R 432.206

Source: 2014 AACS.

PART 3. MILLIONAIRE PARTY

R 432.301

Source: 2014 AACS.

R 432.302

Source: 2014 AACS.

R 432.303

Source: 2014 AACS.

R 432.304

Source: 2014 AACS.

R 432.305

Source: 2014 AACS.

R 432.306

Source: 2014 AACS.

R 432.307

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R 432.311

Source: 2014 AACS.

R 432.312

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R 432.314

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Source: 2014 AACS.

R 432.315

Source: 2014 AACS.

R 432.316

Source: 2014 AACS.

R 432.317

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R 432.318

Source: 2014 AACS.

R 432.319

Source: 2014 AACS.

R 432.320

Source: 2014 AACS.

R 432.321

Source: 2014 AACS.

PART 4. SUPPLIERS

R 432.401

Source: 2014 AACS.

R 432.402

Source: 2014 AACS.

R 432.403

Source: 2014 AACS.

R 432.404

Source: 2014 AACS.

R 432.405

Source: 2014 AACS.

R 432.406

Source: 2014 AACS.

R 432.407

Source: 2014 AACS.

R 432.408

Source: 2014 AACS.

R 432.409

Source: 2014 AACS.

R 432.410

Source: 2014 AACS.

DEPARTMENT OF TREASURY

MICHIGAN GAMING CONTROL BOARD

INTERNET GAMING RULES

PART 1. GENERAL PROVISIONS

R 432.611
Source: 2020 AACS.

R 432.612
Source: 2020 AACS.

R 432.613
Source: 2020 AACS.

R 432.613a
Source: 2020 AACS.

R 432.614
Source: 2020 AACS.

R 432.614a
Source: 2020 AACS.

R 432.614b
Source: 2020 AACS.

R 432.614c
Source: 2020 AACS.

R 432.614d
Source: 2020 AACS.

R 432.614e
Source: 2020 AACS.

R 432.615
Source: 2020 AACS.

R 432.615a
Source: 2020 AACS.

R 432.616
Source: 2020 AACS.

R 432.616a
Source: 2020 AACS.

R 432.616b
Source: 2020 AACS.

R 432.617
Source: 2020 AACS.

R 432.618
Source: 2020 AACS.

PART 2. LICENSING: OPERATOR, SUPPLIER, OCCUPATIONAL; VENDOR REGISTRATION

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- R 432.621**
Source: 2020 AACS.
- R 432.621a**
Source: 2020 AACS.
- R 432.621b**
Source: 2020 AACS.
- R 432.621c**
Source: 2020 AACS.
- R 432.621d**
Source: 2020 AACS.
- R 432.621e**
Source: 2020 AACS.
- R 432.621f**
Source: 2020 AACS.
- R 432.621g**
Source: 2020 AACS.
- R 432.621h**
Source: 2020 AACS.
- R 432.621i**
Source: 2020 AACS.
- R 432.621j**
Source: 2020 AACS.
- R 432.621k**
Source: 2020 AACS.
- R 432.622**
Source: 2020 AACS.
- R 432.623**
Source: 2020 AACS.
- R 432.624**
Source: 2020 AACS.
- R 432.624a**
Source: 2020 AACS.
- R 432.625**
Source: 2020 AACS.
- R 432.625a**
Source: 2020 AACS.
- R 432.625b**
Source: 2020 AACS.

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R 432.625c
Source: 2020 AACS.

R 432.626
Source: 2020 AACS.

R 432.627
Source: 2020 AACS.

R 432.628
Source: 2020 AACS.

R 432.628a
Source: 2020 AACS.

R 432.628b
Source: 2020 AACS.

R 432.628c
Source: 2020 AACS.

R 432.629
Source: 2020 AACS.

PART 3. TECHNICAL STANDARDS

R 432.631
Source: 2020 AACS.

R 432.632
Source: 2020 AACS.

R 432.632a
Source: 2020 AACS.

R 432.632b
Source: 2020 AACS.

R 432.633
Source: 2020 AACS.

R 432.633a
Source: 2020 AACS.

R 432.633b
Source: 2020 AACS.

R 432.634
Source: 2020 AACS.

R 432.635
Source: 2020 AACS.

R 432.636
Source: 2020 AACS.

R 432.637
Source: 2020 AACS.

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R 432.637a
Source: 2020 AACS.

R 432.638
Source: 2020 AACS.

R 432.639
Source: 2020 AACS.

R 432.639a
Source: 2020 AACS.

R 432.639b
Source: 2020 AACS.

R 432.639c
Source: 2020 AACS.

R 432.639d
Source: 2020 AACS.

PART 4. AUTHORIZED PARTICIPANT INTERNET WAGERS

R 432.641
Source: 2020 AACS.

R 432.642
Source: 2020 AACS.

R 432.643
Source: 2020 AACS.

R 432.644
Source: 2020 AACS.

R 432.645
Source: 2020 AACS.

R 432.647
Source: 2020 AACS.

R 432.648
Source: 2020 AACS.

R 432.649
Source: 2020 AACS.

PART 5. INTERNET WAGERING ACCOUNTS

R 432.651
Source: 2020 AACS.

R 432.651a
Source: 2020 AACS.

R 432.651b
Source: 2020 AACS.

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R 432.651c
Source: 2020 AACS.

R 432.652
Source: 2020 AACS.

R 432.653
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R 432.654
Source: 2020 AACS.

R 432.655
Source: 2020 AACS.

R 432.655a
Source: 2020 AACS.

R 432.655b
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R 432.655c
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R 432.655d
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R 432.655e
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R 432.656
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R 432.657
Source: 2020 AACS.

R 432.658
Source: 2020 AACS.

R 432.659
Source: 2020 AACS.

PART 6. AUDIT AND INTERNAL CONTROLS

R 432.661
Source: 2020 AACS.

R 432.662
Source: 2020 AACS.

R 432.663
Source: 2020 AACS.

R 432.663a
Source: 2020 AACS.

R 432.663b

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Source: 2020 AACS.

R 432.663c

Source: 2020 AACS.

R 432.664

Source: 2020 AACS.

R 432.665

Source: 2020 AACS.

R 432.665a

Source: 2020 AACS.

R 432.665b

Source: 2020 AACS.

R 432.666

Source: 2020 AACS.

R 432.667

Source: 2020 AACS.

R 432.668

Source: 2020 AACS.

PART 7. RESPONSIBLE GAMING; PROHIBITED PERSON

R 432.671

Source: 2020 AACS.

R 432.672

Source: 2020 AACS.

R 432.673

Source: 2020 AACS.

R 432.674

Source: 2020 AACS.

R 432.675

Source: 2020 AACS.

R 432.676

Source: 2020 AACS.

DEPARTMENT OF TREASURY
MICHIGAN GAMING CONTROL BOARD
INTERNET SPORTS BETTING RULES
PART 1. GENERAL PROVISIONS

R 432.711

Source: 2020 AACS.

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R 432.712
Source: 2020 AACS.

R 432.713
Source: 2020 AACS.

R 432.713a
Source: 2020 AACS.

R 432.714
Source: 2020 AACS.

R 432.714a
Source: 2020 AACS.

R 432.714b
Source: 2020 AACS.

R 432.714c
Source: 2020 AACS.

R 432.714d
Source: 2020 AACS.

R 432.714e
Source: 2020 AACS.

R 432.715
Source: 2020 AACS.

R 432.715a
Source: 2020 AACS.

R 432.716
Source: 2020 AACS.

R 432.716a
Source: 2020 AACS.

R 432.716b
Source: 2020 AACS.

R 432.717
Source: 2020 AACS.

R 432.718
Source: 2020 AACS.

PART 2. LICENSING: OPERATOR, SUPPLIER, OCCUPATIONAL; VENDOR REGISTRATION

R 432.721
Source: 2020 AACS.

R 432.721a
Source: 2020 AACS.

R 432.721b
Source: 2020 AACS.

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R 432.721c
Source: 2020 AACS.

R 432.721d
Source: 2020 AACS.

R 432.721e
Source: 2020 AACS.

R 432.721f
Source: 2020 AACS.

R 432.721g
Source: 2020 AACS.

R 432.721h
Source: 2020 AACS.

R 432.721i
Source: 2020 AACS.

R 432.721j
Source: 2020 AACS.

R 432.721k
Source: 2020 AACS.

R 432.722
Source: 2020 AACS.

R 432.723
Source: 2020 AACS.

R 432.724
Source: 2020 AACS.

R 432.724a
Source: 2020 AACS.

R 432.725
Source: 2020 AACS.

R 432.725a
Source: 2020 AACS.

R 432.725b
Source: 2020 AACS.

R 432.725c
Source: 2020 AACS.

R 432.726
Source: 2020 AACS.

R 432.727
Source: 2020 AACS.

R 432.728
Source: 2020 AACS.

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R 432.728a
Source: 2020 AACS.

R 432.728b
Source: 2020 AACS.

R 432.728c
Source: 2020 AACS.

R 432.729
Source: 2020 AACS.

PART 3. TECHNICAL STANDARDS

R 432.731
Source: 2020 AACS.

R 432.732
Source: 2020 AACS.

R 432.732a
Source: 2020 AACS.

R 432.732b
Source: 2020 AACS.

R 432.733
Source: 2020 AACS.

R 432.734
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R 432.735
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R 432.736
Source: 2020 AACS.

R 432.737
Source: 2020 AACS.

R 432.737a
Source: 2020 AACS.

R 432.738
Source: 2020 AACS.

R 432.739
Source: 2020 AACS.

R 432.739a
Source: 2020 AACS.

PART 4. AUTHORIZED PARTICIPANT WAGERS

R 432.741
Source: 2020 AACS.

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R 432.742
Source: 2020 AACS.

R 432.743
Source: 2020 AACS.

R 432.744
Source: 2020 AACS.

R 432.745
Source: 2020 AACS.

R 432.746
Source: 2020 AACS.

R 432.746a
Source: 2020 AACS.

R 432.747
Source: 2020 AACS.

R 432.748
Source: 2020 AACS.

R 432.749
Source: 2020 AACS.

PART 5. INTERNET SPORTS BETTING ACCOUNTS

R 432.751
Source: 2020 AACS.

R 432.751a
Source: 2020 AACS.

R 432.751b
Source: 2020 AACS.

R 432.751c
Source: 2020 AACS.

R 432.752
Source: 2020 AACS.

R 432.753
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R 432.754
Source: 2020 AACS.

R 432.755
Source: 2020 AACS.

R 432.755a
Source: 2020 AACS.

R 432.755b
Source: 2020 AACS.

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R 432.755c
Source: 2020 AACS.

R 432.755d
Source: 2020 AACS.

R 432.755e
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R 432.756
Source: 2020 AACS.

R 432.757
Source: 2020 AACS.

R 432.758
Source: 2020 AACS.

R 432.759
Source: 2020 AACS.

PART 6. AUDIT AND INTERNAL CONTROLS

R 432.761
Source: 2020 AACS.

R 432.762
Source: 2020 AACS.

R 432.763
Source: 2020 AACS.

R 432.763a
Source: 2020 AACS.

R 432.763b
Source: 2020 AACS.

R 432.763c
Source: 2020 AACS.

R 432.764
Source: 2020 AACS.

R 432.765
Source: 2020 AACS.

R 432.765a
Source: 2020 AACS.

R 432.765b
Source: 2020 AACS.

R 432.766
Source: 2020 AACS.

R 432.767
Source: 2020 AACS.

R 432.768

Annual Administrative Code Supplement
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Source: 2020 AACS.

PART 7. RESPONSIBLE GAMING; PROHBITED PERSON

R 432.771

Source: 2020 AACS.

R 432.772

Source: 2020 AACS.

R 432.773

Source: 2020 AACS.

R 432.774

Source: 2020 AACS.

R 432.775

Source: 2020 AACS.

R 432.776

Source: 2020 AACS.

DEPARTMENT OF STATE

BUREAU OF ELECTIONS

CASINO INTEREST REGISTRATION

R 432.1001

Source: 1998-2000 AACS.

R 432.1002

Source: 1998-2000 AACS.

R 432.1003

Source: 1998-2000 AACS.

DEPARTMENT OF TREASURY

MICHIGAN GAMING CONTROL BOARD

CASINO GAMING

PART 1. DEFINITIONS

R 432.1101

Source: 2019 AACS.

R 432.1102

Source: 2019 AACS.

R 432.1103

Source: 2019 AACS.

R 432.1104

Source: 2019 AACS.

R 432.1105

Annual Administrative Code Supplement
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Source: 2019 AACS.

R 432.1106

Source: 2019 AACS.

R 432.1107

Source: 2019 AACS.

R 432.1108

Source: 2019 AACS.

R 432.1109

Source: 1998-2000 AACS.

PART 2. GENERAL PROVISIONS

R 432.1201

Source: 1998-2000 AACS.

R 432.1202

Source: 1998-2000 AACS.

R 432.1203

Source: 1998-2000 AACS.

R 432.1204

Source: 2019 AACS.

R 432.1205

Source: 1998-2000 AACS.

R 432.1206

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R 432.1207

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R 432.1208

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R 432.1209

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R 432.1210

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R 432.1211

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R 432.1213

Source: 1998-2000 AACS.

R 432.1214

Source: 2019 AACS.

R 432.1215

Annual Administrative Code Supplement
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Source: 2019 AACS.

R 432.1216

Source: 2019 AACS.

R 432.1217

Source: 1998-2000 AACS.

R 432.1218

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R 432.1219

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R 432.1230

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R 432.1231

Source: 1998-2000 AACS.

R 432.1232

Source: 1998-2000 AACS.

PART 3. LICENSES

R 432.1301

Source: 1998-2000 AACS.

R 432.1302

Annual Administrative Code Supplement
2022 Edition

Source: 2019 AACS.

R 432.1303

Source: 2019 AACS.

R 432.1304

Source: 2019 AACS.

R 432.1305

Source: 1998-2000 AACS.

R 432.1306

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R 432.1307

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R 432.1321

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- R 432.1322**
Source: 2019 AACS.
- R 432.1323**
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- R 432.1324**
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- R 432.1325**
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- R 432.1326**
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- R 432.1327**
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- R 432.1328**
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- R 432.1329**
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- R 432.1330**
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- R 432.1331**
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- R 432.1332**
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- R 432.1333**
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- R 432.1334**
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- R 432.1335**
Source: 1998-2000 AACS.
- R 432.1336**
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- R 432.1337**
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- R 432.1338**
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- R 432.1339**
Source: 2019 AACS.
- R 432.1340**
Source: 2019 AACS.
- R 432.1341**
Source: 2019 AACS.

PART 4. PUBLIC OFFERING OF DEBT OR EQUITY FOR MICHIGAN CASINOS

R 432.1401
Source: 2008 AACS.

R 432.1402
Source: 2019 AACS.

R 432.1403
Source: 2008 AACS.

R 432.1404
Source: 2008 AACS.

R 432.1405
Source: 2019 AACS.

R 432.1406
Source: 2019 AACS.

R 432.1407
Source: 2008 AACS.

PART 5. TRANSFER OF OWNERSHIP

R 432.1501
Source: 2019 AACS.

R 432.1502
Source: 1998-2000 AACS.

R 432.1503
Source: 1998-2000 AACS.

R 432.1504
Source: 2019 AACS.

R 432.1505
Source: 1998-2000 AACS.

R 432.1506
Source: 1998-2000 AACS.

R 432.1507
Source: 1998-2000 AACS.

R 432.1508
Source: 2019 AACS.

R 432.1509
Source: 2019 AACS.

R 432.1510
Source: 1998-2000 AACS.

R 432.1511
Source: 2019 AACS.

PART 6. EXCLUSION OF PERSONS

- R 432.1601**
Source: 1998-2000 AACS.
- R 432.1602**
Source: 1998-2000 AACS.
- R 432.1603**
Source: 1998-2000 AACS.
- R 432.1604**
Source: 1998-2000 AACS.
- R 432.1605**
Source: 1998-2000 AACS.

PART 7. DENIAL AND EXCLUSION HEARINGS

- R 432.1701**
Source: 2019 AACS.
- R 432.1702**
Source: 2019 AACS.
- R 432.1703**
Source: 1998-2000 AACS.
- R 432.1704**
Source: 2019 AACS.
- R 432.1705**
Source: 1998-2000 AACS.
- R 432.1706**
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- R 432.1707 C**
Source: 2019 AACS.
- R 432.1708**
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- R 432.1709**
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- R 432.1710**
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- R 432.1711**
Source: 1998-2000 AACS.
- R 432.1712**
Source: 2019 AACS.
- R 432.1713**
Source: 2019 AACS.

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R 432.1714
Source: 2008 AACS.

R 432.1715
Source: 2019 AACS.

PART 8. CONDUCT OF GAMING/GAMING EQUIPMENT

R 432.1801
Source: 1998-2000 AACS.

R 432.1802
Source: 1998-2000 AACS.

R 432.1803
Source: 2019 AACS.

R 432.1804
Source: 2019 AACS.

R 432.1805
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R 432.1806
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Source: 2019 AACS.

R 432.1818

Source: 1998-2000 AACS.

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Source: 1998-2000 AACS.

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R 432.1836

Source: 2019 AACS.

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R 432.1837
Source: 1998-2000 AACS.

R 432.1838
Source: 2019 AACS.

R 432.1839
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R 432.1840
Source: 2019 AACS.

R 432.1841
Source: 2019 AACS.

R 432.1842
Source: 2019 AACS.

R 432.1843
Source: 2019 AACS.

PART 9. INTERNAL CONTROL PROCEDURES

R 432.1901
Source: 1998-2000 AACS.

R 432.1902
Source: 1998-2000 AACS.

R 432.1903
Source: 2019 AACS.

R 432.1904
Source: 2019 AACS.

R 432.1905
Source: 2019 AACS.

R 432.1906
Source: 1998-2000 AACS.

R 432.1907
Source: 2008 AACS.

PART 10. SECURITY AND SURVEILLANCE

R 432.11001
Source: 2019 AACS.

R 432.11002
Source: 2019 AACS.

R 432.11003
Source: 2019 AACS.

R 432.11004
Source: 2019 AACS.

R 432.11005
Source: 2019 AACS.

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R 432.11006
Source: 2019 AACS.

R 432.11007
Source: 2019 AACS.

R 432.11008
Source: 2019 AACS.

R 432.11009
Source: 2019 AACS.

R 432.11010
Source: 2019 AACS.

R 432.11011
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R 432.11012
Source: 2019 AACS.

R 432.11013
Source: 2019 AACS.

R 432.11014
Source: 2019 AACS.

R 432.11015
Source: 2019 AACS.

R 432.11016
Source: 2019 AACS.

R 432.11017
Source: 2019 AACS.

R 432.11018
Source: 2019 AACS.

PART 11. SEIZURE, FORFEITURE AND DISCIPLINARY HEARINGS

R 432.11101
Source: 1998-2000 AACS.

R 432.11102
Source: 1998-2000 AACS.

R 432.11103
Source: 1998-2000 AACS.

R 432.11104
Source: 1998-2000 AACS.

R 432.11105
Source: 1998-2000 AACS.

R 432.11106

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Source: 1998-2000 AACS.

R 432.11107

Source: 1998-2000 AACS.

R 432.11108

Source: 1998-2000 AACS.

R 432.11109

Source: 1998-2000 AACS.

PART 12. ACCOUNTING RECORDS AND PROCEDURES

R 432.11201

Source: 1998-2000 AACS.

R 432.11202

Source: 2019 AACS.

R 432.11203

Source: 2019 AACS.

R 432.11204

Source: 1998-2000 AACS.

R 432.11205

Source: 1998-2000 AACS.

R 432.11206

Source: 1998-2000 AACS.

R 432.11207

Source: 1998-2000 AACS.

R 432.11208

Source: 2019 AACS.

R 432.11209

Source: 1998-2000 AACS.

PART 13. CREDIT

R 432.11301

Source: 1998-2000 AACS.

R 432.11302

Source: 1998-2000 AACS.

R 432.11303

Source: 1998-2000 AACS.

R 432.11304

Source: 2019 AACS.

R 432.11305

Source: 1998-2000 AACS.

R 432.11306

Source: 1998-2000 AACS.

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R 432.11307
Source: 1998-2000 AACS.

R 432.11308
Source: 2019 AACS.

R 432.11309
Source: 2019 AACS.

R 432.11310
Source: 1998-2000 AACS.

R 432.11311
Source: 1998-2000 AACS.

R 432.11312
Source: 1998-2000 AACS.

PART 14. MOVEMENT OF GAMING EQUIPMENT

R 432.11401
Source: 2019 AACS.

R 432.11402
Source: 2019 AACS.

R 432.11403
Source: 1998-2000 AACS.

R 432.11404
Source: 2019 AACS.

R 432.11405
Source: 2019 AACS.

R 432.11406
Source: 1998-2000 AACS.

PART 15. DISPUTE PROCEDURES

R 432.11501
Source: 2019 AACS.

R 432.11502
Source: 2019 AACS.

R 432.11503
Source: 2019 AACS.

PART 16. DISASSOCIATED PERSONS

R 432.11601
Source: 2019 AACS.

R 432.11602
Source: 2019 AACS.

DEPARTMENT OF TREASURY

COMMISSIONER OF THE BUREAU OF STATE LOTTERY

CHARITABLE GAMING

R 432.21101

Source: 2014 AACS.

R 432.21102

Source: 2014 AACS.

R 432.21103

Source: 1998-2000 AACS.

R 432.21104

Source: 1998-2000 AACS.

R 432.21105

Source: 1998-2000 AACS.

R 432.21106

Source: 1998-2000 AACS.

R 432.21107

Source: 1998-2000 AACS.

R 432.21108

Source: 1998-2000 AACS.

R 432.21109

Source: 2014 AACS.

R 432.21110

Source: 2014 AACS.

R 432.21111

Source: 1998-2000 AACS.

R 432.21112

Source: 1998-2000 AACS.

R 432.21113

Source: 1998-2000 AACS.

R 432.21199

Source: 1998-2000 AACS.

R 432.21201

Source: 2014 AACS.

R 432.21202

Source: 2003 AACS.

R 432.21203

Source: 1998-2000 AACS.

R 432.21204

Source: 2003 AACS.

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R 432.21205
Source: 1998-2000 AACS.

R 432.21206
Source: 1998-2000 AACS.

R 432.21207
Source: 1998-2000 AACS.

R 432.21208
Source: 2014 AACS.

PART 3. BINGO

R 432.21301
Source: 2021 AACS.

R 432.21302
Source: 1998-2000 AACS.

R 432.21303
Source: 1998-2000 AACS.

R 432.21304
Source: 1998-2000 AACS.

R 432.21305
Source: 2007 AACS.

R 432.21306
Source: 1998-2000 AACS.

R 432.21307
Source: 1998-2000 AACS.

R 432.21308
Source: 1998-2000 AACS.

R 432.21309
Source: 1998-2000 AACS.

R 432.21310
Source: 2003 AACS.

R 432.21311
Source: 1998-2000 AACS.

R 432.21312
Source: 2021 AACS.

R 432.21313
Source: 2021 AACS.

R 432.21314
Source: 2021 AACS.

R 432.21315

Annual Administrative Code Supplement
2022 Edition

Source: 1998-2000 AACS.

R 432.21316

Source: 2007 AACS.

R 432.21317

Source: 2021 AACS.

R 432.21318

Source: 2003 AACS.

R 432.21319

Source: 2003 AACS.

R 432.21320

Source: 1998-2000 AACS.

R 432.21321

Source: 2021 AACS.

R 432.21322

Source: 2021 AACS.

R 432.21323

Source: 1998-2000 AACS.

R 432.21324

Source: 2021 AACS.

R 432.21325

Source: 1998-2000 AACS.

R 432.21326

Source: 2021 AACS.

R 432.21327

Source: 2021 AACS.

R 432.21328

Source: 2003 AACS.

R 432.21329

Source: 2003 AACS.

R 432.21330

Source: 2021 AACS.

R 432.21331

Source: 2007 AACS.

R 432.21332

Source: 2007 AACS.

R 432.21333

Source: 2021 AACS.

R 432.21334

Annual Administrative Code Supplement
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Source: 2021 AACS.

R 432.21335

Source: 2007 AACS.

R 432.21336

Source: 2007 AACS.

R 432.21401

Source: 2014 AACS.

R 432.21401a

Source: 2014 AACS.

R 432.21402

Source: 2014 AACS.

R 432.21403

Source: 2014 AACS.

R 432.21404

Source: 2014 AACS.

R 432.21405

Source: 2014 AACS.

R 432.21406

Source: 2014 AACS.

R 432.21407

Source: 2014 AACS.

R 432.21408

Source: 2014 AACS.

R 432.21409

Source: 2014 AACS.

R 432.21410

Source: 2014 AACS.

R 432.21411

Source: 2014 AACS.

R 432.21412

Source: 2014 AACS.

R 432.21413

Source: 2014 AACS.

R 432.21414

Source: 2014 AACS.

R 432.21415

Source: 2014 AACS.

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R 432.21416
Source: 2014 AACCS.

R 432.21417
Source: 2014 AACCS.

R 432.21418
Source: 2014 AACCS.

R 432.21419
Source: 2014 AACCS.

R 432.21420
Source: 2014 AACCS.

R 432.21501
Source: 2014 AACCS.

R 432.21502
Source: 1998-2000 AACCS.

R 432.21503
Source: 2014 AACCS.

R 432.21504
Source: 1998-2000 AACCS.

R 432.21505
Source: 1998-2000 AACCS.

R 432.21506
Source: 1998-2000 AACCS.

R 432.21507
Source: 2003 AACCS.

R 432.21508
Source: 1998-2000 AACCS.

R 432.21509
Source: 1998-2000 AACCS.

R 432.21510
Source: 2003 AACCS.

R 432.21511
Source: 2021 AACCS.

R 432.21512
Source: 1998-2000 AACCS.

R 432.21513
Source: 1998-2000 AACCS.

R 432.21514
Source: 2018 AACCS.

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R 432.21515
Source: 2021 AACS.

R 432.21516
Source: 2018 AACS.

R 432.21517
Source: 2003 AACS.

R 432.21518
Source: 2003 AACS.

R 432.21519
Source: 2003 AACS.

R 432.21520
Source: 2010 AACS.

R 432.21521
Source: 2003 AACS.

R 432.21522
Source: 2003 AACS.

R 432.21601
Source: 2014 AACS.

R 432.21602
Source: 1998-2000 AACS.

R 432.21603
Source: 2003 AACS.

R 432.21604
Source: 2003 AACS.

R 432.21605
Source: 2003 AACS.

R 432.21606
Source: 2003 AACS.

R 432.21607
Source: 2003 AACS.

R 432.21608
Source: 2003 AACS.

R 432.21609
Source: 2007 AACS.

R 432.21610
Source: 2003 AACS.

R 432.21611
Source: 2003 AACS.

R 432.21612

Annual Administrative Code Supplement
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Source: 2003 AACS.

R 432.21613

Source: 1998-2000 AACS.

R 432.21614

Source: 2003 AACS.

R 432.21615

Source: 1998-2000 AACS.

R 432.21616

Source: 2003 AACS.

R 432.21617

Source: 2014 AACS.

R 432.21618

Source: 2003 AACS.

R 432.21619

Source: 2003 AACS.

R 432.21620

Source: 2003 AACS.

R 432.21621

Source: 2007 AACS.

R 432.21622

Source: 2007 AACS.

R 432.21623

Source: 2014 AACS.

R 432.21624

Source: 2003 AACS.

R 432.21701

Source: 2014 AACS.

R 432.21702

Source: 1998-2000 AACS.

R 432.21703

Source: 1998-2000 AACS.

R 432.21704

Source: 1998-2000 AACS.

R 432.21705

Source: 1998-2000 AACS.

R 432.21706

Source: 1998-2000 AACS.

R 432.21707

Source: 1998-2000 AACS.

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R 432.21708
Source: 1998-2000 AACS.

R 432.21709
Source: 1998-2000 AACS.

R 432.21710
Source: 2003 AACS.

R 432.21711
Source: 1998-2000 AACS.

R 432.21712
Source: 1998-2000 AACS.

R 432.21713
Source: 2003 AACS.

R 432.21714
Source: 2014 AACS.

R 432.21715
Source: 2003 AACS.

R 432.21716
Source: 2003 AACS.

R 432.21717
Source: 2003 AACS.

R 432.21718
Source: 1998-2000 AACS.

R 432.21719
Source: 1998-2000 AACS.

R 432.21720
Source: 2014 AACS.

R 432.21721
Source: 2003 AACS.

R 432.21801
Source: 2014 AACS.

R 432.21802
Source: 1998-2000 AACS.

R 432.21803
Source: 2003 AACS.

R 432.21804
Source: 2014 AACS.

R 432.21805
Source: 2014 AACS.

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R 432.21806
Source: 2014 AACS.

R 432.21807
Source: 2003 AACS.

R 432.21808
Source: 2003 AACS.

R 432.21809
Source: 2003 AACS.

R 432.21810
Source: 2003 AACS.

R 432.21811
Source: 2014 AACS.

R 432.21812
Source: 2014 AACS.

R 432.21813
Source: 2014 AACS.

R 432.21814
Source: 2010 AACS.

R 432.21901
Source: 2003 AACS.

R 432.21902
Source: 1998-2000 AACS.

R 432.21903
Source: 1998-2000 AACS.

R 432.21904
Source: 2003 AACS.

R 432.21905
Source: 2003 AACS.

R 432.21906
Source: 2003 AACS.

R 432.21907
Source: 2003 AACS.

R 432.21908
Source: 2003 AACS.

R 432.21909
Source: 2003 AACS.

R 432.21910
Source: 2003 AACS.

R 432.21911

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Source: 2003 AACS.

R 432.22001

Source: 2003 AACS.

R 432.22002

Source: 1998-2000 AACS.

R 432.22003

Source: 2003 AACS.

R 432.22004

Source: 2021 AACS.

R 432.22005

Source: 2007 AACS.

R 432.22006

Source: 2007 AACS.

R 432.22007

Source: 2021 AACS.

R 432.22008

Source: 2003 AACS.

**SPECIAL LICENSES FOR SALE OF ALCOHOLIC LIQUOR
AT RETAIL FOR CONSUMPTION ON PREMISES**

R 436.571

Source: 1998-2000 AACS.

R 436.572

Source: 1998-2000 AACS.

R 436.573

Source: 1998-2000 AACS.

R 436.574

Source: 1998-2000 AACS.

R 436.575

Source: 1998-2000 AACS.

R 436.578

Source: 1998-2000 AACS.

R 436.580

Source: 1998-2000 AACS.

R 436.581

Source: 1998-2000 AACS.

R 436.582

Source: 1998-2000 AACS.

GENERAL RULES

Annual Administrative Code Supplement
2022 Edition

R 436.1001
Source: 2016 AACS.

R 436.1003
Source: 2016 AACS.

R 436.1005
Source: 2011 AACS.

R 436.1007
Source: 1980 AACS.

R 436.1009
Source: 2011 AACS.

R 436.1011
Source: 2016 AACS.

R 436.1012
Source: 2016 AACS.

R 436.1013
Source: 1980 AACS.

R 436.1015
Source: 2016 AACS.

R 436.1017
Source: 2011 AACS.

R 436.1019
Source: 1980 AACS.

R 436.1021
Source: 1980 AACS.

R 436.1023
Source: 2016 AACS.

R 436.1025
Source: 2016 AACS.

R 436.1027
Source: 2016 AACS.

R 436.1129
Source: 2005 AACS.

R 436.1031
Source: 1980 AACS.

R 436.1033
Source: 2011 AACS.

R 436.1035
Source: 2016 AACS.

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- R 436.1037**
Source: 2003 AACS.
- R 436.1039**
Source: 2016 AACS.
- R 436.1041**
Source: 2016 AACS.
- R 436.1043**
Source: 2016 AACS.
- R 436.1045**
Source: 2016 AACS.
- R 436.1047**
Source: 2016 AACS.
- R 436.1048**
Source: 2016 AACS.
- R 436.1049**
Source: 2003 AACS.
- R 436.1050**
Source: 2016 AACS.
- R 436.1051**
Source: 2016 AACS.
- R 436.1053**
Source: 2016 AACS.
- R 436.1055**
Source: 1980 AACS.
- R 436.1057**
Source: 2004 AACS.
- R 436.1059**
Source: 2016 AACS.
- R 436.1060**
Source: 2003 AACS.
- R 436.1061**
Source: 1980 AACS.
- R 436.1062**
Source: 2016 AACS.
- R 436.1063**
Source: 1980 AACS.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

LIQUOR CONTROL COMMISSION

LICENSING QUALIFICATIONS

R 436.1101
Source: 1997 AACS.

R 436.1103
Source: 1979 AC.

R 436.1105
Source: 2004 AACS.

R 436.1107
Source: 2010 AACS.

R 436.1109
Source: 2004 AACS.

R 436.1110
Source: 2004 AACS.

R 436.1111
Source: 1979 AC.

R 436.1113
Source: 1998-2000 AACS.

R 436.1115
Source: 1998-2000 AACS.

R 436.1117
Source: 2017 AACS.

R 436.1119
Source: 1987 AACS.

R 436.1121
Source: 1998-2000 AACS.

R 436.1123
Source: 2004 AACS.

R 436.1125
Source: 1985 AACS.

R 436.1127
Source: 1979 AC.

R 436.1129
Source: 2004 AACS.

R 436.1131
Source: 1998-2000 AACS.

R 436.1133
Source: 2018 AACS.

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R 436.1135
Source: 2004 AACS.

R 436.1137
Source: 1979 AC.

R 436.1139
Source: 1979 AC.

R 436.1141
Source: 1979 AC.

R 436.1142
Source: 1990 AACS.

R 436.1143
Source: 2004 AACS.

R 436.1145
Source: 1979 AC.

R 436.1147
Source: 1979 AC.

R 436.1149
Source: 2004 AACS.

R 436.1151
Source: 1997 AACS.

SPECIAL PERMITS FOR HOSPITALS AND INSTITUTIONS

R 436.1251
Source: 1981 AACS.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

LIQUOR CONTROL COMMISSION

ADVERTISING

R 436.1301
Source: 1997 AACS.

R 436.1303
Source: 1979 AC.

R 436.1305
Source: 1979 AC.

R 436.1307
Source: 1979 AC.

R 436.1309
Source: 1989 AACS.

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- R 436.1311**
Source: 2016 AACS.
- R 436.1313**
Source: 1998-2000 AACS.
- R 436.1315**
Source: 1989 AACS.
- R 436.1317**
Source: 1992 AACS.
- R 436.1319**
Source: 2020 AACS.
- R 436.1321**
Source: 2014 AACS.
- R 436.1323**
Source: 1979 AC.
- R 436.1325**
Source: 1979 AC.
- R 436.1327**
Source: 1997 AACS.
- R 436.1329**
Source: 1994 AACS.
- R 436.1331**
Source: 1979 AC.
- R 436.1333**
Source: 1998-2000 AACS.
- R 436.1335**
Source: 2013 AACS.
- R 436.1337**
Source: 1997 AACS.
- R 436.1339**
Source: 1979 AC.

ON-PREMISES LICENSES

- R 436.1401**
Source: 1980 AACS.
- R 436.1403**
Source: 1980 AACS.
- R 436.1405**
Source: 1998-2000 AACS.

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R 436.1407
Source: 1998-2000 AACS.

R 436.1409
Source: 2009 AACS.

R 436.1411
Source: 2009 AACS.

R 436.1413
Source: 1980 AACS.

R 436.1415
Source: 1980 AACS.

R 436.1417
Source: 1980 AACS.

R 436.1419
Source: 1998-2000 AACS.

R 436.1421
Source: 1980 AACS.

R 436.1423
Source: 1980 AACS.

R 436.1425
Source: 2012 AACS.

R 436.1427
Source: 1980 AACS.

R 436.1429
Source: 1998-2000 AACS.

R 436.1431
Source: 1980 AACS.

R 436.1433
Source: 1980 AACS.

R 436.1435
Source: 1998-2000 AACS.

R 436.1437
Source: 1998-2000 AACS.

R 436.1438
Source: 1985 AACS.

OFF-PREMISES LICENSES

R 436.1501
Source: 1980 AACS.

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- R 436.1503**
Source: 1981 AACS.
- R 436.1505**
Source: 2003 AACS.
- R 436.1507**
Source: 1980 AACS.
- R 436.1509**
Source: 1998-2000 AACS.
- R 436.1511**
Source: 1998-2000 AACS.
- R 436.1513**
Source: 1980 AACS.
- R 436.1515**
Source: 1980 AACS.
- R 436.1517**
Source: 1980 AACS.
- R 436.1519**
Source: 1980 AACS.
- R 436.1521**
Source: 1980 AACS.
- R 436.1523**
Source: 1998-2000 AACS.
- R 436.1525**
Source: 1980 AACS.
- R 436.1527**
Source: 2001 AACS.
- R 436.1529**
Source: 1980 AACS.
- R 436.1531**
Source: 1998-2000 AACS.
- R 436.1533**
Source: 2010 AACS.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

LIQUOR CONTROL COMMISSION

BEER

- R 436.1601**
Source: 2017 AACS.
- R 436.1603**
Source: 1997 AACS.

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- R 436.1605**
Source: 2017 AACS.
- R 436.1607**
Source: 2017 AACS.
- R 436.1609**
Source: 2017 AACS.
- R 436.1611**
Source: 2017 AACS.
- R 436.1613**
Source: 2017 AACS.
- R 436.1615**
Source: 2017 AACS.
- R 436.1617**
Source: 2017 AACS.
- R 436.1621**
Source: 2017 AACS.
- R 436.1623**
Source: 1997 AACS.
- R 436.1625 Rescinded.**
History: 1979 AC; rescinded 2022 MR 19, Repeal Eff. October 14, 2022.
- R 436.1627**
Source: 1979 AC.
- R 436.1629**
Source: 2010 AACS.
- R 436.1631**
Source: 2017 AACS.
- R 436.1632**
Source: 1989 AACS.
- R 436.1633**
Source: 1979 AC.
- R 436.1635**
Source: 1989 AACS.
- R 436.1641**
Source: 2017 AACS.
- R 436.1643**
Source: 1997 AACS.
- R 436.1645**
Source: 1979 AC.

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R 436.1651
Source: 1998-2000 AACS.

R 436.1659
Source: 1979 AC.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

LIQUOR CONTROL COMMISSION

WINES

R 436.1701
Source: 2017 AACS.

R 436.1702
Source: 2017 AACS.

R 436.1703
Source: 2017 AACS.

R 436.1704
Source: 2017 AACS.

R 436.1705
Source: 2017 AACS.

R 436.1707
Source: 1979 AC.

R 436.1708
Source: 2017 AACS.

R 436.1711
Source: 1979 AC.

R 436.1712
Source: 2017 AACS.

R 436.1714
Source: 1998-2000 AACS.

R 436.1716
Source: 1979 AC.

R 436.1717
Source: 1998-2000 AACS.

R 436.1719
Source: 2017 AACS.

R 436.1720
Source: 2017 AACS.

R 436.1721
Source: 1979 AC.

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R 436.1722
Source: 1980 AACS.

R 436.1723
Source: 1997 AACS.

R 436.1723a
Source: 1989 AACS.

R 436.1724
Source: 1979 AC.

R 436.1725
Source: 2017 AACS.

R 436.1726 Rescinded.
History: 1979 AC; 1983 AACS; rescinded 2022 MR 19, Repeal Eff. October 14, 2022.

R 436.1727
Source: 1979 AC.

R 436.1728
Source: 1979 AC.

R 436.1731
Source: 1998-2000 AACS.

R 436.1735
Source: 2017 AACS.

R 436.1749
Source: 1979 AC.

SPIRITS

R 436.1801
Source: 1979 AC.

R 436.1802
Source: 1998-2000 AACS.

R 436.1803
Source: 1979 AC.

R 436.1805
Source: 1979 AC.

R 436.1807
Source: 1979 AC.

R 436.1809
Source: 1979 AC.

R 436.1811
Source: 1979 AC.

R 436.1813
Source: 1979 AC.

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R 436.1815
Source: 1979 AC.

R 436.1817
Source: 1979 AC.

R 436.1819
Source: 1979 AC.

R 436.1821
Source: 1979 AC.

R 436.1823
Source: 1979 AC.

R 436.1825
Source: 2011 AACS.

R 436.1827
Source: 1998-2000 AACS.

R 436.1829
Source: 2011 AACS.

VENDOR REPRESENTATIVE AND SALESMEN

R 436.1851
Source: 1997 AACS.

R 436.1853
Source: 1998-2000 AACS.

R 436.1855
Source: 1979 AC.

R 436.1857
Source: 1979 AC.

R 436.1859
Source: 1998-2000 AACS.

R 436.1861
Source: 1985 AACS.

R 436.1863
Source: 1979 AC.

R 436.1865
Source: 2010 AACS.

R 436.1869
Source: 1979 AC.

HEARING AND APPEAL PRACTICE

R 436.1901

Annual Administrative Code Supplement
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Source: 2004 AACS.

R 436.1903

Source: 1979 AC.

R 436.1905

Source: 2004 AACS.

R 436.1907

Source: 2004 AACS.

R 436.1909

Source: 1988 AACS.

R 436.1910

Source: 2004 AACS.

R 436.1911

Source: 2004 AACS.

R 436.1913

Source: 2004 AACS.

R 436.1915

Source: 2004 AACS.

R 436.1917

Source: 2004 AACS.

R 436.1919

Source: 1979 AC.

R 436.1921

Source: 2004 AACS.

R 436.1923

Source: 2004 AACS.

R 436.1925

Source: 2004 AACS.

R 436.1927

Source: 1979 AC.

R 436.1929

Source: 1979 AC.

R 436.1931

Source: 2004 AACS.

R 436.1933

Source: 1979 AC.

R 436.1935

Source: 1979 AC.

R 436.1951

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Source: 2003 AACS.

R 436.1953

Source: 2003 AACS.

R 436.1955

Source: 2003 AACS.

R 436.1957

Source: 1979 AC.

R 436.1959

Source: 2003 AACS.

R 436.1961

Source: 1979 AC.

R 436.1963

Source: 2003 AACS.

DECLARATORY RULINGS

R 436.1971

Source: 1979 AC.

R 436.1973

Source: 1979 AC.

R 436.1975

Source: 1979 AC.

FINANCIAL RESPONSIBILITY

R 436.2001

Source: 2003 AACS.

R 436.2003

Source: 1988 AACS.

R 436.2005

Source: 1988 AACS.

R 436.2007

Source: 1988 AACS.

R 436.2009

Source: 1988 AACS.

R 436.2011

Source: 2003 AACS.

R 436.2013

Source: 1988 AACS.

R 436.2015

Source: 2003 AACS.

R 436.2017

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Source: 2003 AACS.

R 436.2019

Source: 1988 AACS.

R 436.2021

Source: 1988 AACS.

DEPARTMENT OF STATE
BUREAU OF DRIVER AND VEHICLE RECORDS
EXPEDITING REGULAR SEARCH PROCESS

R 440.1

Source: 2002 AACS.

R 440.2

Source: 2002 AACS.

R 440.3

Source: 2002 AACS.

R 440.4

Source: 2002 AACS.

R 440.5

Source: 2002 AACS.

R 440.6

Source: 2002 AACS.

PART 1. GENERAL PROVISIONS

R 440.101

Source: 2002 AACS.

R 440.102

Source: 2002 AACS.

R 440.103

Source: 2002 AACS.

R 440.104

Source: 2002 AACS.

R 440.105

Source: 2002 AACS.

R 440.106

Source: 2002 AACS.

R 440.107

Source: 2002 AACS.

PART 2. ACCEPTANCE AND REFUSAL OF DOCUMENTS

R 440.201

Source: 2002 AACS.

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R 440.202
Source: 2002 AACS.

R 440.203
Source: 2002 AACS.

R 440.204
Source: 2002 AACS.

R 440.205
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R 440.206
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R 440.207
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PART 3. UCC INFORMATION MANAGEMENT SYSTEM

R 440.301
Source: 2002 AACS.

R 440.302
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PART 4. FILING AND DATA ENTRY PROCEDURES

R 440.401
Source: 2002 AACS.

R 440.402
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R 440.403
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R 440.413
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R 440.414
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R 440.415
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PART 5. SEARCH REQUESTS AND REPORTS

R 440.501
Source: 2002 AACS.

R 440.502
Source: 2002 AACS.

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R 440.503
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R 440.510
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SIZE CLASSIFICATION RULES

R 445.1
Source: 1979 AC.

R 445.3
Source: 1979 AC.

DEPARTMENT OF ATTORNEY GENERAL

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R 445.101
Source: 1979 AC.

R 445.201
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R 445.202
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R 445.204
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R 445.209
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- R 445.705**
Source: 1979 AC.
- R 445.706**
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- R 445.708**
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- R 445.710**
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- R 445.801**
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- R 445.804**
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- R 445.901**
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FINANCIAL INSTITUTIONS BUREAU

MORTGAGE AND HOME IMPROVEMENT LENDING PRACTICES

- R 445.1001**
Source: 1995 AACS.
- R 445.1002**
Source: 1995 AACS.
- R 445.1003**
Source: 1997 AACS.
- R 445.1004**
Source: 1995 AACS.
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- R 445.1028**
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- R 445.1030**
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- R 445.1033**
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- R 445.1035**
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- R 445.1036**
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- R 445.1037**
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- R 445.1038**
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DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES
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- R 450.801**
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- R 450.802**
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- R 450.803**
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- R 450.804**
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Source: 1987 AACS.

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Source: 1987 AACS.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
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PART 3. REGISTRATION OF SECURITIES AND NOTICE FILINGS OF FEDERAL COVERED SECURITIES

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Source: 2019 AACS.

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Source: 2019 AACS.

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Source: 2019 AACS.

R 451.4.19

Source: 2019 AACS.

R 451.4.20

Source: 2019 AACS.

R 451.4.21 Investment adviser policies and procedures.

Rule 4.21. (1) As used in this rule:

- (a) “Access person” means a supervised person of an investment adviser who meets any of the following:
- (i) Has access to either nonpublic information regarding a client’s purchase or sale of securities or nonpublic information regarding the portfolio holdings of a reportable fund.
 - (ii) Is involved in making securities recommendations to clients, or who has access to nonpublic recommendations.
 - (iii) Provides investment advice that is an investment adviser’s primary business and is a director, officer, or partner of that business.
- (b) “Beneficial ownership” means that term as defined in rule 16a-1, 17 CFR 240.16a-1, in determining whether a person has beneficial ownership of a security for purposes of section 16 of the Securities Exchange Act of 1934, 15 USC 78p, and the rules and regulations pursuant to the act.
- (c) “Chief compliance officer” means a supervised person who is an investment adviser representative with the authority, background, skills, and resources to develop and enforce an investment adviser’s policies and procedures.
- (d) “Federal securities laws” means all of the following:
- (i) The Securities Act of 1933, 15 USC 77a to 77aa.
 - (ii) The Securities Exchange Act of 1934, 15 USC 78a to 78qq
 - (iii) The Investment Company Act of 1940, 15 USC 80a-1 to 80a-64.
 - (iv) The Investment Advisers Act of 1940, 15 USC 80b-1 to 80b-21.
 - (v) Title V of the Gramm-Leach-Bliley Act, 15 USC 6801 to 6809.
 - (vi) The Sarbanes-Oxley Act of 2002, Pub. L. 107-204.
 - (vii) Any rules adopted by the SEC under any of the statutes in paragraphs (i) to (vi) of this subdivision.
 - (viii) The Bank Secrecy Act, 31 USC 5311 to 5314 and 5316 to 5332, as it applies to funds and investment advisers.
 - (ix) Any rules adopted under the Bank Secrecy Act, 31 USC 5311 to 5314 and 5316 to 5332, by the SEC or the United States Department of the Treasury.
- (e) “Fund” means an investment company registered under the Investment Company Act of 1940, 15 USC 80a-1 to 80a-64.
- (f) “Initial public offering” means an offering of securities registered under the Securities Act of 1933, 15 USC 77a to 77aa, the issuer of which, immediately before the registration, was not subject to the reporting requirements of section 13 or 15(d) of the Securities Exchange Act of 1934, 15 USC 78m or 78o(d).
- (g) “Limited offering” means an offering that is exempt from registration under 4(a)(2) or (5) of the Securities Act of 1933, 15 USC 77d(a)(2) or (5), or 17 CFR 230.504 to 230.506.
- (h) “Reportable security” means a security as defined in section 202(a)(18) of the Investment Advisers Act of 1940, 15 USC 80b-2(a)(18), except that it does not include any of the following:
- (i) Direct obligations of the United States.
 - (ii) Bankers' acceptances, bank certificates of deposit, commercial paper, and high-quality short-term debt instruments, including repurchase agreements.
 - (iii) Shares issued by money market funds.
 - (iv) Shares issued by open-end funds other than reportable funds.
 - (v) Shares issued by unit investment trusts that are invested exclusively in 1 or more open-end funds, none of which are reportable funds.
- (i) “Supervised person” means any of the following:
- (i) A partner, officer, director, or other person occupying a similar status or performing similar functions.
 - (ii) An employee of an investment adviser, or other person who provides investment advice on behalf of the investment adviser and is subject to the supervision and control of the investment adviser. This includes investment adviser representatives, employees, independent contractors, or other associated persons and supervised personnel, or other persons acting on the behalf of the investment adviser.
- (2) An investment adviser registered or required to be registered under section 403 of the act, MCL 451.2403, shall not provide investment advice to clients unless the investment adviser establishes, maintains, and enforces written policies and procedures tailored to the investment adviser’s business model, accounting for the size of the firm, the services provided, and

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the number of locations of the investment adviser. The written policies and procedures must include both of the following:

- (a) Compliance policies and procedures reasonably designed to prevent violations by the investment adviser of the act and the rules adopted under the act.
 - (b) Supervisory policies and procedures reasonably designed to prevent violations of the act and the rules adopted under the act by the investment adviser's supervised persons.
- (3) An investment adviser, which is registered or is required to be registered, who has authority to vote client securities shall do all of the following:
- (a) Establish, maintain, and enforce written proxy voting policies and procedures that are reasonably designed to ensure that the investment adviser votes client securities in the best interest of clients. These procedures must include how the investment adviser addresses material conflicts that may arise between its interests and those of the investment adviser's clients.
 - (b) Disclose to clients how they may obtain information from the investment adviser about how it voted with respect to their securities.
 - (c) Describe to clients the investment adviser's proxy voting policies and procedures and, upon request, furnish a copy of the policies and procedures to the requesting client.
 - (d) An investment adviser who does not have the authority to vote client securities shall disclose that fact to clients.
 - (4) An investment adviser shall establish, maintain, and enforce written physical security and cybersecurity policies and procedures reasonably designed to ensure the confidentiality, integrity, and availability of physical and electronic records and information. The policies and procedures must be tailored to the investment adviser's business model, taking into account the investment adviser's size, services provided, and the number of locations. The physical security and cybersecurity policies and procedures must do all of the following:
 - (a) Protect against reasonably anticipated threats or hazards to the security or integrity of client records and information.
 - (b) Ensure that the investment adviser safeguards confidential client records and information.
 - (c) Protect any records and information the release of which could result in harm or inconvenience to any client.
 - (d) Contain provisions that assist the investment adviser to do all of the following:
 - (i) Identify potential threats to the investment adviser's information and records and develop the organizational understanding to manage information security risk to systems, assets, data, and capabilities.
 - (ii) Protect the investment adviser's information and records from threats, including the development and implementation of appropriate safeguards, to ensure delivery of critical infrastructure services.
 - (iii) Detect breaches of the investment adviser's records and information, and identify the occurrence of an information security event.
 - (iv) Respond to breaches of the investment adviser's information and records, and implement the appropriate activities to take action regarding a detected information security event.
 - (v) Recover any of the investment adviser's information or records that are breached. An investment adviser shall develop, implement, and maintain plans for information and data resilience and to restore any capabilities or services that are impaired due to an information security event.
 - (5) An investment adviser, registered or required to be registered, shall deliver upon the investment adviser's engagement by a client, and annually thereafter, a privacy policy to each client that is reasonably designed to aid in the client's understanding of how the investment adviser collects and shares, to the extent permitted by state and federal law, nonpublic personal information. An investment adviser shall promptly update and deliver to each client an amended privacy policy, if any of the information in the policy becomes inaccurate.
 - (6) An investment adviser shall establish, maintain, and enforce a written code of ethics that, at a minimum, includes all of the following:
 - (a) Standards of business conduct that the investment adviser requires of its supervised persons that must reflect the investment adviser's fiduciary obligations and those of its supervised persons.
 - (b) Provisions requiring the investment adviser's supervised persons to comply with applicable state and federal securities laws.
 - (c) Provisions requiring all of the investment adviser's access persons to report, and the investment adviser to review, their personal securities transactions and holdings periodically as provided in subdivisions (f) and (g) of this subrule.
 - (d) Provisions requiring supervised persons to report any violations of the investment adviser's code of ethics promptly to its chief compliance officer or, if the investment adviser's chief compliance officer also receives reports of all violations, to other persons designated in the investment adviser's code of ethics.
 - (e) Provisions requiring the investment adviser to provide each of its supervised persons with a copy of the investment adviser's code of ethics and any amendments, and requiring the investment adviser's supervised persons to provide it with a written acknowledgment of their receipt of the code and any amendments.
 - (f) An investment adviser registered or required to be registered under the act shall create holdings reports that comply with all of the following:

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(i) The code of ethics required by this subrule must require the investment adviser's access persons to submit to its chief compliance officer or other persons designated in the investment adviser's code of ethics a report of the access person's current securities holdings that meets the following requirements. Each holdings report must contain, at a minimum all of the following:

(A) The title and type of security, and as applicable the exchange ticker symbol or Committee on Uniform Securities Identification Procedures (CUSIP) number, number of shares, and principal amount of each reportable security in which the access person has any direct or indirect beneficial ownership.

(B) The name of any broker, dealer, or bank with which the access person maintains an account in which any securities are held for the access person's direct or indirect benefit.

(C) The date the access person submits the report.

(ii) The investment adviser's access persons shall each submit a holdings report that complies with both of the following:

(A) Is submitted no later than 10 days after the person becomes an access person, and the information must be current as of a date no more than 45 days before the date the person becomes an access person.

(B) Is submitted at least once each 12-month period thereafter on a date selected by the investment adviser, and the information must be current as of a date no more than 45 days before the date the report was submitted.

(g) The code of ethics required by this subrule must require access persons to submit to the investment adviser's chief compliance officer or other persons designated in the investment adviser's code of ethics quarterly securities transactions reports that comply with all of the following:

(i) Each transaction report must contain, at a minimum, all of the following information about each transaction involving a reportable security in which the access person had, or as a result of the transaction acquired, any direct or indirect beneficial ownership:

(A) The date of the transaction, the title, and, as applicable, the exchange ticker symbol or CUSIP number, interest rate and maturity date, number of shares, and principal amount of each reportable security involved.

(B) The nature of the transaction such as the purchase, sale, or any other type of acquisition or disposition.

(C) The price of the security at which the transaction was effected.

(D) The name of the broker, dealer, or bank with or through which the transaction was effected.

(E) The date the access person submits the report.

(ii) An access person shall submit a transaction report no later than 30 days after the end of each calendar quarter. The report must cover, at a minimum, all transactions during the quarter.

(h) The code of ethics required by this subrule does not have to require an access person to submit any of the following:

(i) A report about securities held in accounts over which the access person had no direct or indirect influence or control.

(ii) A transaction report about transactions effected pursuant to an automatic investment plan in which regular periodic purchases or withdrawals are made automatically in or from investment accounts pursuant to a predetermined schedule and allocation, including a dividend reinvestment plan.

(iii) A transaction report, if the report would duplicate information contained in broker trade confirmations or account statements that the investment adviser holds in its records as long as the investment adviser receives the confirmations or statements no later than 30 days after the end of the applicable calendar quarter.

(iv) Pre-approval of certain investments: the investment adviser's code of ethics must require its access persons to obtain the investment adviser's approval before they directly or indirectly acquire beneficial ownership in any security in an initial public offering or in a limited offering.

(i) An investment adviser with only 1 access person is not required to submit reports to itself or to obtain its own approval for investments in any security in an initial public offering or in a limited offering, if the investment adviser maintains records of all of its holdings and transactions that subdivisions (f) and (g) of this subrule would otherwise require the investment adviser to report.

(j) A report required by SEC rule 204A-1(b), 17 CFR 275.204A-1(b), may contain a statement that the report will not be construed as an admission that the person making the report has any direct or indirect beneficial ownership in the security to which the report relates.

(7) An investment adviser shall establish, maintain, and enforce written policies and procedures reasonably designed to prevent the misuse of material, nonpublic information by the investment adviser or any person associated with the investment adviser.

(8) An investment adviser shall establish, implement, and maintain written procedures relating to a business continuity and succession plan. The plan must be based upon the facts and circumstances of the investment adviser's business model including the size of the firm, type or types of services provided, and the number of locations of the investment adviser. The plan must provide for at least all of the following:

(a) The protection, backup, and recovery of books and records.

(b) Alternate means of communication with customers, key personnel, employees, vendors, service providers, third-party

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custodians, and regulators, including, but not limited to, providing notice of a significant business interruption or the death or unavailability of key personnel or other disruptions or cessation of business activities.

(c) Office relocation, if there is a temporary or permanent loss of a principal place of business.

(d) Assignment of duties to qualified responsible persons upon the death of or unavailability of key personnel.

(e) Steps and methods reasonably designed to minimize service disruptions and client harm that could reasonably be anticipated to result from a sudden, significant business interruption.

(9) An investment adviser shall review, at least annually, the adequacy of the policies and procedures established pursuant to this rule and the effectiveness of their implementation.

(10) An investment adviser shall designate a supervised person who is an investment adviser representative as the chief compliance officer responsible for administering the investment adviser's policies and procedures.

History: 2019 AACS; 2022 MR 4, Eff. Feb. 16, 2022.

R 451.4.22

Source: 2019 AACS.

R 451.4.23

Source: 2019 AACS.

R 451.4.24

Source: 2019 AACS.

R 451.4.25

Source: 2019 AACS.

R 451.4.26

Source: 2019 AACS.

R 451.4.27

Source: 2019 AACS.

R 451.4.28

Source: 2019 AACS.

R 451.4.29. Investment adviser representative; continuing education.

Rule 4.29. (1) As used in this rule:

(a) "Approved IAR continuing education content" means the materials, which are in a written, oral, or other format, that have been approved by NASAA or its designee and that make up the educational program provided to an investment adviser representative under this rule.

(b) "Authorized provider" means a person that NASAA or its designee has authorized to provide continuing education content required by this rule.

(c) "Credit" means a unit that has been designated by NASAA or its designee as at least 50 minutes of educational instruction.

(d) "Home state" means the state in which the investment adviser representative has its principal office and place of business.

(e) "IAR ethics and professional responsibility content" means approved IAR continuing education content that addresses an investment adviser representative's ethical and regulatory obligations.

(f) "IAR products and practice content" means approved IAR continuing education content that addresses an investment adviser representative's continuing skills and knowledge regarding financial products, investment features, and practices in the investment advisory industry.

(g) "Investment adviser representative" or "IAR" means an individual who meets the definition of "investment adviser representative" under section 102a(f) the act, MCL 451.2102a, and an individual who meets the definition of "investment adviser representative" under SEC rule 203A-3, 17 CFR 275.203A-3.

(h) "NASAA" means the term as defined in R 451.1.1 or a committee designated by the association's board of directors.

(i) "Reporting period" means a 12-month period as determined by NASAA. An investment adviser representative's initial reporting period begins the first day of the first full reporting period after the individual is registered or required to be registered with this state.

(2) An investment adviser representative registered under section 404 of the act, MCL 451.2404, shall complete both of the following IAR continuing education requirements each reporting period:

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- (a) Six credits of IAR regulatory and ethics content offered by an authorized provider, with at least 3 hours covering the topic of ethics.
- (b) Six credits of IAR products and practice content offered by an authorized provider.
- (3) An investment adviser representative who is also registered as an agent of a FINRA member broker-dealer and who complies with FINRA’s continuing education requirements complies with the subrule (2)(b) of this rule for each applicable reporting period, if the FINRA continuing education content meets all of the following baseline criteria as determined by NASAA:
 - (a) The continuing education content focuses on compliance, regulatory, ethical, and sales practices standards.
 - (b) The continuing education content is derived from state and federal investment advisory statutes, rules, and regulations; securities industry rules and regulations; and accepted standards and practices in the financial services industry.
 - (c) The continuing education content requires that its participants demonstrate proficiency in the subject matter of the educational materials.
- (4) Credits of continuing education completed by an investment adviser representative who was awarded and currently holds a credential that qualifies for an examination waiver under R 451.4.12(3) complies with subrule (2)(a) and (b) of this rule if all of the following continue to occur:
 - (a) The investment adviser representative completes the credits of continuing education as a condition of maintaining the credential for the relevant reporting period.
 - (b) The credits of continuing education completed during the relevant reporting period by the investment adviser representative are mandatory to maintain the credential.
 - (c) The continuing education content provided by the credentialing organization during the relevant reporting period is approved IAR continuing education content.
- (5) An investment adviser representative shall ensure that the authorized provider reports the investment adviser representative’s completion of the applicable IAR continuing education requirements.
- (6) An investment adviser representative who completes more than the amount of continuing education credits required for the reporting period shall not carry forward the additional credits to a subsequent reporting period.
- (7) An investment adviser representative who fails to comply with this rule by the end of a reporting period shall renew as “CE inactive” at the close of the calendar year until the investment adviser representative completes and reports all required IAR continuing education credits for all reporting periods as required by this rule. An investment adviser representative who is CE inactive at the close of the next year is not eligible for investment adviser representative registration or renewal of an investment adviser representative registration.
- (8) The administrator may, at its discretion, waive any requirements of this rule.
- (9) An investment adviser representative registered or required to be registered in this state and who is registered as an investment adviser representative in the individual’s home state complies with this rule when both of the following continue to occur:
 - (a) If the investment adviser representative’s home state has continuing education requirements that are at least as stringent as the NASAA model rule on investment adviser representative education adopted by NASAA on November 24, 2020. A copy of this model rule can be obtained from NASAA, 750 First Street, NE, Suite 1140, Washington, D.C. 20002, and is available for free online at <http://www.nasaa.org>, or from the Michigan Department of Licensing and Regulatory Affairs, Corporations, Securities, and Commercial Licensing Bureau, P.O. Box 30018, Lansing, Michigan 48909 for a cost as prescribed in R 451.6.2.
 - (b) If the investment adviser representative complies with the home state’s investment adviser representative continuing education requirements.
- (10) An investment adviser representative who was previously registered under the act but is no longer registered shall complete IAR continuing education for all reporting periods that occurred between the time that the investment adviser representative was no longer registered and when the person became registered again under the act unless the investment adviser representative takes and passes the examination or receives an examination waiver as required by R 451.4.12 in connection with the subsequent application for registration.

History: 2022 MR 4, Eff. Feb. 16, 2022.

PART 6. ADMINISTRATION AND JUDICIAL REVIEW

R 451.6.1

Source: 2019 AACS.

R 451.6.2

Source: 2019 AACS.

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DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
CORPORATIONS, SECURITIES, AND COMMERCIAL LICENSING BUREAU
SECURITIES

PART 2. REGISTRATION OF BROKER-DEALERS, AGENTS AND INVESTMENT ADVISERS

- R 451.601.1**
Source: 2014 AACS.

- R 451.601.2**
Source: 2014 AACS.

- R 451.601.3**
Source: 2014 AACS.

- R 451.601.4**
Source: 2014 AACS.

- R 451.602.1**
Source: 2019 AACS.

- R 451.602.2**
Source: 2019 AACS.

- R 451.602.3**
Source: 2019 AACS.

- R 451.602.4**
Source: 2019 AACS.

- R 451.602.5**
Source: 1997 AACS.

- R 451.602.5a**
Source: 1997 AACS.

- R 451.602.6**
Source: 2019 AACS.

- R 451.602.7**
Source: 2019 AACS.

- R 451.602.8**
Source: 2019 AACS.

- R 451.602.9**
Source: 1997 AACS.

- R 451.602.10**
Source: 1997 AACS.

- R 451.602.11**
Source: 1997 AACS.

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R 451.602.12
Source: 1997 AACS.

R 451.602.13
Source: 1997 AACS.

R 451.602.14
Source: 1997 AACS.

R 451.603.1
Source: 2019 AACS.

R 451.603.2
Source: 2019 AACS.

R 451.603.4
Source: 2014 AACS.

R 451.603.5
Source: 2019 AACS.

R 451.604.1
Source: 2019 AACS.

R 451.604.2
Source: 2019 AACS.

R 451.604.3
Source: 2019 AACS.

R 451.604.4
Source: 1997 AACS.

R 451.605.1
Source: 1997 AACS.

R 451.605.2
Source: 2014 AACS.

PART 3. REGISTRATION OF SECURITIES

R 451.702.1
Source: 2014 AACS.

R 451.703.1
Source: 2014 AACS.

R 451.703.2
Source: 2014 AACS.

R 451.704.1
Source: 2019 AACS.

R 451.704.2
Source: 2019 AACS.

R 451.705.1
Source: 2014 AACS.

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- R 451.705.2**
Source: 1983 AACS.
- R 451.705.3**
Source: 2014 AACS.
- R 451.705.4**
Source: 2019 AACS.
- R 451.705.5**
Source: 1997 AACS.
- R 451.705.6**
Source: 2019 AACS.
- R 451.705.7**
Source: 2014 AACS.
- R 451.706.1**
Source: 2019 AACS.
- R 451.706.2**
Source: 2019 AACS.
- R 451.706.3**
Source: 1997 AACS.
- R 451.706.4**
Source: 2019 AACS.
- R 451.706.5**
Source: 1997 AACS.
- R 451.706.6**
Source: 1997 AACS.
- R 451.706.7**
Source: 1997 AACS.
- R 451.706.8**
Source: 2019 AACS.
- R 451.706.9**
Source: 1997 AACS.
- R 451.706.10**
Source: 1997 AACS.
- R 451.706.11**
Source: 1997 AACS.
- R 451.706.12**
Source: 1997 AACS.
- R 451.706.13**
Source: 1997 AACS.

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R 451.706.14
Source: 1997 AACS.

R 451.706.15
Source: 1997 AACS.

R 451.706.16
Source: 1997 AACS.

R 451.706.17
Source: 1997 AACS.

R 451.706.18
Source: 1997 AACS.

R 451.706.19
Source: 1997 AACS.

R 451.706.20
Source: 1997 AACS.

R 451.706.23
Source: 1997 AACS.

R 451.706.24
Source: 1997 AACS.

R 451.706.25
Source: 2014 AACS.

R 451.706.26
Source: 2019 AACS.

PART 4. GENERAL PROVISIONS

R 451.801.1
Source: 2014 AACS.

R 451.801.2
Source: 2014 AACS.

R 451.801.3
Source: 2019 AACS.

R 451.801.4
Source: 2019 AACS.

R 451.801.5
Source: 1997 AACS.

R 451.802.1
Source: 1997 AACS.

R 451.802.2
Source: 2019 AACS.

R 451.802.3
Source: 1997 AACS.

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R 451.803.1
Source: 1997 AACS.

R 451.803.2
Source: 2014 AACS.

R 451.803.3
Source: 2019 AACS.

R 451.803.4
Source: 2014 AACS.

R 451.803.5
Source: 2019 AACS.

R 451.803.6
Source: 1984 AACS.

R 451.803.7
Source: AACS 2014.

R 451.803.8
Source: 2019 AACS.

R 451.803.9
Source: 2014 AACS.

R 451.803.10
Source: 2019 AACS.

R 451.803.11
Source: 2019 AACS.

R 451.812.1
Source: 2014 AACS.

R 451.812.2
Source: 2014 AACS.

R 451.813.1
Source: 1991 AACS.

R 451.814.1
Source: 2014 AACS.

R 451.817.1
Source: 2019 AACS.

R 451.818.1
Source: 2014 AACS.

DEPARTMENT OF INSURANCE AND FINANCIAL SERVICES

DEBT MANAGEMENT

R 451.1221
Source: 2020 AACS.

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R 451.1222
Source: 2020 AACS.

R 451.1223
Source: 2020 AACS.

R 451.1224
Source: 1997 AACS.

R 451.1225
Source: 2020 AACS.

R 451.1226
Source: 2020 AACS.

R 451.1227
Source: 2020 AACS.

R 451.1228
Source: 2020 AACS.

R 451.1229
Source: 2020 AACS.

R 451.1230
Source: 1979 AC.

R 451.1231
Source: 2020 AACS.

R 451.1232
Source: 2020 AACS.

R 451.1233
Source: 2020 AACS.

R 451.1234
Source: 2020 AACS.

R 451.1235
Source: 2020 AACS.

R 451.1236
Source: 2020 AACS.

R 451.1237
Source: 2020 AACS.

R 451.1238
Source: 2020 AACS.

R 451.1239
Source: 2020 AACS.

R 451.1240
Source: 2020 AACS.

R 451.1241

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Source: 2020 AACS.

R 451.1242

Source: 2020 AACS.

R 451.1243

Source: 2020 AACS.

R 451.1244

Source: 2020 AACS.

R 451.1245

Source: 2020 AACS.

R 451.1246

Source: 1979 AC.

STATE OFFICE OF ADMINISTRATIVE HEARINGS AND RULES

HEARINGS

R 451.1901

Source: 2006 AACS.

R 451.1902

Source: 2006 AACS.

R 451.1903

Source: 2006 AACS.

R 451.1904

Source: 2006 AACS.

R 451.1905

Source: 2006 AACS.

R 451.1906

Source: 2006 AACS.

R 451.1907

Source: 2006 AACS.

R 451.1908

Source: 2006 AACS.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

DIRECTOR'S OFFICE

PROCEDURAL RULES

PART 1. GENERAL PROVISIONS

R 451.2101

Source: 2020 AACS.

R 451.2102

Source: 2020 AACS.

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R 451.2103
Source: 2020 AACS.

PART 2. BUREAU ORGANIZATION

R 451.2201
Source: 2020 AACS.

R 451.2202
Source: 2020 AACS.

R 451.2203
Source: 2020 AACS.

PART 3. INTERPRETATIVE OPINIONS AND DECLARATORY RULINGS

R 451.2301
Source: 2020 AACS.

R 451.2302
Source: 2020 AACS.

R 451.2303
Source: 2001 AACS.

R 451.2304
Source: 2001 AACS.

PART 4. OPPORTUNITY TO SHOW COMPLIANCE

R 451.2401
Source: 2020 AACS.

R 451.2402
Source: 2020 AACS.

R 451.2403
Source: 2020 AACS.

R 451.2404
Source: 2020 AACS.

R 451.2405
Source: 2020 AACS.

R 451.2406
Source: 2020 AACS.

R 451.2407
Source: 2020 AACS.

R 451.2408
Source: 2020 AACS.

PART 5. COMMENCEMENT OF PROCEEDINGS AND CONTESTED CASES

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R 451.2501
Source: 2020 AACS.

R 451.2502
Source: 2020 AACS.

R 451.2503
Source: 2020 AACS.

R 451.2504
Source: 2020 AACS.

R 451.2505
Source: 2020 AACS.

R 451.2506
Source: 2020 AACS.

R 451.2507
Source: 2020 AACS.

R 451.2508
Source: 2020 AACS.

R 451.2509
Source: 2020 AACS.

R 451.2510
Source: 2020 AACS.

R 451.2511
Source: 2020 AACS.

PART 6. PLEADINGS, MOTION PRACTICE, AND INTERVENTION

R 451.2601
Source: 2020 AACS.

R 451.2602
Source: 2020 AACS.

R 451.2603
Source: 2020 AACS.

R 451.2604
Source: 2020 AACS.

R 451.2605
Source: 2020 AACS.

R 451.2606
Source: 2020 AACS.

R 451.2607
Source: 2020 AACS.

R 451.2608
Source: 2020 AACS.

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R 451.2609
Source: 2020 AACS.

R 451.2610
Source: 2020 AACS.

R 451.2611
Source: 2020 AACS.

R 451.2612
Source: 2020 AACS.

R 451.2613
Source: 2020 AACS.

R 451.2614
Source: 2020 AACS.

R 451.2615
Source: 2020 AACS.

R 451.2616
Source: 2020 AACS.

R 451.2617
Source: 2020 AACS.

R 451.2618
Source: 2020 AACS.

PART 7. JOINT AND CONSOLIDATED PROCEEDINGS

R 451.2701
Source: 2020 AACS.

R 451.2702
Source: 2020 AACS.

PART 9. PREHEARING CONFERENCES

R 451.2901
Source: 2020 AACS.

R 451.2902
Source: 2020 AACS.

R 451.2903
Source: 2020 AACS.

R 451.2904
Source: 2020 AACS.

R 451.2905
Source: 2020 AACS.

PART 10. CONDUCT OF HEARINGS

R 451.3001

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Source: 2020 AACS.

R 451.3002

Source: 2020 AACS.

R 451.3003

Source: 2020 AACS.

R 451.3004

Source: 2020 AACS.

R 451.3005

Source: 2020 AACS.

R 451.3006

Source: 2020 AACS.

R 451.3007

Source: 2020 AACS.

R 451.3008

Source: 2020 AACS.

R 451.3009

Source: 2020 AACS.

R 451.3010

Source: 2020 AACS.

R 451.3011

Source: 2020 AACS.

PART 12. DECISIONS

R 451.3201

Source: 2020 AACS.

R 451.3202

Source: 2020 AACS.

R 451.3203

Source: 2020 AACS.

R 451.3204

Source: 2020 AACS.

PART 13. PRESIDING OFFICER

R 451.3301

Source: 2020 AACS.

R 451.3302

Source: 2020 AACS.

R 451.3303

Source: 2020 AACS.

R 451.3304

Source: 2020 AACS.

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R 451.3305
Source: 2020 AACS.

PART 14. MISCONDUCT BY ATTORNEYS, AUTHORIZED REPRESENTATIVES, AND PARTIES

R 451.3401
Source: 2020 AACS.

PART 15. PUBLIC HEARINGS

R 451.3501
Source: 2020 AACS.

R 451.3502
Source: 2020 AACS.

R 451.3503
Source: 2020 AACS.

R 451.2504
Source: 1983 AACS.

R 451.2505
Source: 1983 AACS.

R 451.2506
Source: 1983 AACS.

R 451.2507
Source: 1983 AACS.

R 451.2508
Source: 1983 AACS.

R 451.2509
Source: 1983 AACS.

R 451.2510
Source: 1983 AACS.

R 451.2511
Source: 1983 AACS.

PART 6. PLEADINGS, MOTION PRACTICE, AND INTERVENTION

R 451.2601
Source: 1983 AACS.

R 451.2602
Source: 1983 AACS.

R 451.2603
Source: 1983 AACS.

R 451.2604
Source: 1983 AACS.

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R 451.2605
Source: 1983 AACS.

R 451.2606
Source: 1983 AACS.

R 451.2607
Source: 1983 AACS.

R 451.2608
Source: 1983 AACS.

R 451.2609
Source: 1983 AACS.

R 451.2610
Source: 1983 AACS.

R 451.2611
Source: 1983 AACS.

R 451.2612
Source: 1983 AACS.

R 451.2613
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R 451.2614
Source: 1983 AACS.

R 451.2615
Source: 1983 AACS.

R 451.2616
Source: 1983 AACS.

R 451.2617
Source: 1983 AACS.

R 451.2618
Source: 1983 AACS.

PART 7. JOINT AND CONSOLIDATED PROCEEDINGS

R 451.2701
Source: 1983 AACS.

R 451.2702
Source: 1983 AACS.

PART 9. PREHEARING CONFERENCE

R 451.2901
Source: 1983 AACS.

R 451.2902
Source: 1983 AACS.

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R 451.2903
Source: 1983 AACS.

R 451.2904
Source: 1983 AACS.

R 451.2905
Source: 1983 AACS.

PART 10. CONDUCT OF HEARINGS

R 451.3001
Source: 1983 AACS.

R 451.3002
Source: 1983 AACS.

R 451.3003
Source: 1983 AACS.

R 451.3004
Source: 1983 AACS.

R 451.3005
Source: 1983 AACS.

R 451.3006
Source: 1983 AACS.

R 451.3007
Source: 1983 AACS.

R 451.3008
Source: 1983 AACS.

R 451.3009
Source: 1983 AACS.

R 451.3010
Source: 1983 AACS.

R 451.3011
Source: 1983 AACS.

PART 12. DECISIONS

R 451.3201
Source: 1983 AACS.

R 451.3202
Source: 1983 AACS.

R 451.3203
Source: 1983 AACS.

R 451.3204
Source: 1983 AACS.

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PART 13. PRESIDING OFFICER

R 451.3301
Source: 1983 AACS.

R 451.3302
Source: 1983 AACS.

R 451.3303
Source: 1983 AACS.

R 451.3304
Source: 1983 AACS.

R 451.3305
Source: 1983 AACS.

PART 14. MISCONDUCT BY ATTORNEYS, AUTHORIZED REPRESENTATIVES, AND PARTIES

R 451.3401
Source: 1983 AACS.

PART 15. PUBLIC HEARINGS

R 451.3501
Source: 1983 AACS.

R 451.3502
Source: 1983 AACS.

R 451.3503
Source: 1983 AACS.

**DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
CORPORATIONS, SECURITIES, AND COMMERCIAL LICENSING**

CEMETERY REGULATION

GENERAL RULES

PART 1. GENERAL PROVISIONS

R 456.101
Source: 2015 AACS.

R 456.111
Source: 2015 AACS.

PART 2. PERMITS, REGISTRATIONS, LICENSES, AND RECORDS

R 456.121
Source: 2015 AACS.

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R 456.122
Source: 2015 AACS.

R 456.123
Source: 2015 AACS.

R 456.124
Source: 2015 AACS.

R 456.125
Source: 2015 AACS.

R 456.126
Source: 2015 AACS.

PART 3. ENDOWED CARE FUND, MERCHANDISE FUND, AUDITS, REPORTS, AND SALES

R 456.131
Source: 2015 AACS.

R 456.132
Source: 2015 AACS.

R 456.133
Source: 2015 AACS.

R 456.134
Source: 2015 AACS.

R 456.135
Source: 1998-2000 AACS.

R 456.136
Source: 2015 AACS.

R 456.137
Source: 2015 AACS.

R 456.138
Source: 2015 AACS.

R 456.139
Source: 2015 AACS.

PART 4. CASKETS, EARTH BURIALS, ENTOMBMENTS, AND CREMATIONS

R 456.141
Source: 2015 AACS.

R 456.142
Source: 2015 AACS.

R 456.143
Source: 1998-2000 AACS.

R 456.144
Source: 2015 AACS.

R 456.145

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R 456.146
Source: 2015 AACS.

PART 5. GROUNDS, FACILITIES, AND BUILDINGS

R 456.151
Source: 2015 AACS.

R 456.152
Source: 2015 AACS.

R 456.153
Source: 2015 AACS.

R 456.154
Source: 2015 AACS.

PART 6. MERCHANDISE TRUSTS

R 456.161
Source: 2015 AACS.

R 456.162
Source: 2015 AACS.

R 456.163
Source: 2015 AACS.

R 456.164
Source: 2015 AACS.

R 456.165
Source: 2015 AACS.

R 456.166
Source: 2015 AACS.

R 456.167
Source: 2015 AACS.

PART 9. HEARINGS

R 456.191
Source: 2015 AACS.

R 456.192
Source: 2015 AACS.

R 456.193
Source: 2015 AACS.

R 456.194
Source: 2015 AACS.

R 456.195
Source: 2015 AACS.

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R 456.196
Source: 2015 AACS.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
CORPORATIONS, SECURITIES, AND COMMERCIAL LICENSING BUREAU

CEMETERY REGULATION

GENERAL RULES

PART 1. GENERAL PROVISIONS

R 456.1101
Source: 2015 AACS.

PART 2. APPLICATION

R 456.1201
Source: 2015 AACS.

R 456.1202
Source: 2015 AACS.

PART 3. REPORTING AND RECORDS

R 456.1301
Source: 2015 AACS.

R 456.1302
Source: 2015 AACS.

R 456.1303
Source: 2015 AACS.

PART 4. ENDOWMENT AND PERPETUAL CARE TRUST AGREEMENTS

R 456.1401
Source: 2015 AACS.

PART 5. MERCHANDISE TRUST FUNDS

R 456.1501
Source: 2015 AACS.

R 456.1502
Source: 2015 AACS.

R 456.1503
Source: 2015 AACS.

PART 6. AUDIT

R 456.1601

Annual Administrative Code Supplement
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Source: 2015 AACS.

PART 7. ANNUAL REPORT

R 456.1701

Source: 2015 AACS.

R 456.1702

Source: 2015 AACS.

PART 8. DISCIPLINARY ACTIONS AND HEARINGS

R 456.1801

Source: 2015 AACS.

R 456.1802

Source: 2015 AACS.

R 456.1803

Source: 2015 AACS.

**PUBLIC SERVICE COMMISSION
INFORMAL REPARATION DOCKET CASES BEFORE COMMISSION**

R 460.1

Source: 2006 AACS.

R 460.2

Source: 2006 AACS.

R 460.3

Source: 2006 AACS.

R 460.4

Source: 2006 AACS.

R 460.5

Source: 2006 AACS.

R 460.6

Source: 2006 AACS.

R 460.7

Source: 2006 AACS.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

PUBLIC SERVICE COMMISSION

MISS DIG UNDERGROUND FACILITY DAMAGE PREVENTION AND SAFETY

R 460.11

Source: 2016 AACS.

R 460.14

Source: 2016 AACS.

R 460.17

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Source: 2016 AACS.

R 460.20

Source: 2016 AACS.

R 460.24

Source: 2016 AACS.

R 460.28

Source: 2016 AACS.

R 460.32

Source: 2016 AACS.

R 460.40

Source: 2016 AACS.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
PUBLIC SERVICE COMMISSION
CONSUMER STANDARDS AND BILLING PRACTICES
FOR ELECTRIC AND NATURAL GAS SERVICE

R 460.101

Source: 2017 AACS.

R 460.101a

Source: 2017 AACS.

R 460.102

Source: 2017 AACS.

R 460.102a

Source: 2017 AACS.

R 460.102b

Source: 2017 AACS.

R 460.103

Source: 2007 AACS.

R 460.104

Source: 2007 AACS.

R 460.105

Source: 2007 AACS.

PART 2. APPLICATION FOR SERVICE

R 460.106

Source: 2017 AACS.

R 460.107

Annual Administrative Code Supplement
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Source: 2017 AACS.

PART 3. DEPOSITS AND GUARANTEE TERMS AND CONDITIONS

R 460.108

Source: 2017 AACS.

R 460.109

Source: 2017 AACS.

R 460.110

Source: 2017 AACS.

R 460.111

Source: 2017 AACS.

R 460.111a

Source: 2017 AACS.

R 460.112

Source: 2017 AACS.

PART 4. METER READING PROCEDURES, METER ACCURACY, METER ERRORS AND METER RELOCATION

R 460.113

Source: 2017 AACS.

R 460.114

Source: 2017 AACS.

R 460.115

Source: 2017 AACS.

R 460.116

Source: 2017 AACS.

PART 5. BILLING AND PAYMENT STANDARDS

R 460.117

Source: 2017 AACS.

R 460.118

Source: 2017 AACS.

R 460.119

Source: 2017 AACS.

R 460.120

Source: 2017 AACS.

R 460.121

Source: 2017 AACS.

R 460.122

Source: 2017 AACS.

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R 460.123
Source: 2017 AACS.

R 460.124
Source: 2017 AACS.

R 460.125
Source: 2017 AACS.

R 460.126
Source: 2017 AACS.

R 460.126a
Source: 2017 AACS.

R 460.126b
Source: 2017 AACS.

PART 6. VOLUNTARY TERMINATION OF SERVICE

R 460.127
Source: 2017 AACS.

PART 7. ENERGY ASSISTANCE AND SHUTOFF PROTECTION PROGRAMS FOR RESIDENTIAL CUSTOMERS

R 460.128
Source: 2017 AACS.

R 460.129
Source: 2017 AACS.

R 460.130
Source: 2017 AACS.

R 460.130a
Source: 2017 AACS.

R 460.131
Source: 2017 AACS.

R 460.132
Source: 2017 AACS.

R 460.133
Source: 2017 AACS.

R 460.134
Source: 2017 AACS.

R 460.135
Source: 2017 AACS.

PART 8. PROCEDURES FOR SHUTOFF AND RESTORATION OF SERVICE

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R 460.136
Source: 2017 AACS.

R 460.137
Source: 2019 AACS.

R 460.138
Source: 2017 AACS.

R 460.139
Source: 2017 AACS.

R 460.140
Source: 2017 AACS.

R 460.141
Source: 2017 AACS.

R 460.142
Source: 2017 AACS.

R 460.143
Source: 2017 AACS.

R 460.144
Source: 2017 AACS.

PART 9. CUSTOMER RELATIONS AND UTILITY PROCEDURES

R 460.145
Source: 2017 AACS.

R 460.146
Source: 2017 AACS.

R 460.147
Source: 2017 AACS.

R 460.148
Source: 2017 AACS.

R 460.149
Source: 2017 AACS.

R 460.150
Source: 2017 AACS.

R 460.151
Source: 2017 AACS.

R 460.152
Source: 2017 AACS.

R 460.153
Source: 2017 AACS.

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PART 10. DISPUTES, HEARINGS AND SETTLEMENTS

R 460.154
Source: 2017 AACS.

R 460.155
Source: 2019 AACS.

R 460.156
Source: 2017 AACS.

R 460.157
Source: 2017 AACS.

R 460.158
Source: 2017 AACS.

R 460.159
Source: 2017 AACS.

PART 11. APPEAL PROCEDURES

R 460.160
Source: 2017 AACS.

R 460.161
Source: 2017 AACS.

R 460.162
Source: 2017 AACS.

R 460.163
Source: 2017 AACS.

R 460.164
Source: 2017 AACS.

R 460.165
Source: 2017 AACS.

R 460.166
Source: 2017 AACS.

R 460.167
Source: 2017 AACS.

R 460.168
Source: 2017 AACS.

R 460.169
Source: 2017 AACS.

MERGERS AND ACQUISITIONS

R 460.301
Source: 2011 AACS.

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R 460.302
Source: 2011 AACS.

R 460.303
Source: 2011 AACS.

DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES

PUBLIC SERVICE COMMISSION

ELECTRIC INTERCONNECTION STANDARDS

R 460.481
Source: 2009 AACS.

R 460.482
Source: 2009 AACS.

R 460.483
Source: 2009 AACS.

R 460.484
Source: 2009 AACS.

R 460.485
Source: 2009 AACS.

R 460.486
Source: 2009 AACS.

R 460.487
Source: 2009 AACS.

R 460.488
Source: 2009 AACS.

R 460.489
Source: 2009 AACS.

ELECTRICAL SERVICE

R 460.511
Source: 1979 AC.

R 460.512
Source: 1979 AC.

R 460.513
Source: 1979 AC.

R 460.514
Source: 1979 AC.

R 460.515
Source: 1979 AC.

R 460.516

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Source: 1979 AC.

R 460.517

Source: 1979 AC.

R 460.518

Source: 1979 AC.

R 460.519

Source: 1979 AC.

DEPARTMENT OF ENERGY, LABOR AND ECONOMIC GROWTH

PUBLIC SERVICE COMMISSION

ELECTRIC INTERCONNECTION AND NET METERING STANDARDS

PART 1. GENERAL PROVISIONS

R 460.601a

Source: 2009 AACS.

R 460.601b

Source: 2009 AACS.

R 460.602

Source: 2009 AACS.

R 460.604

Source: 2009 AACS.

R 460.606

Source: 2009 AACS.

R 460.608

Source: 2009 AACS.

R 460.610

Source: 2009 AACS.

R 460.612

Source: 2009 AACS.

PART 2. INTERCONNECTION STANDARDS

R 460.615

Source: 2009 AACS.

R 460.618

Source: 2009 AACS.

R 460.620

Source: 2009 AACS.

R 460.622

Source: 2009 AACS.

R 460.624

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Source: 2009 AACS.

R 460.626

Source: 2009 AACS.

R 460.628

Source: 2009 AACS.

PART 3. NET METERING STANDARDS

R 460.640

Source: 2009 AACS.

R 460.642

Source: 2009 AACS.

R 460.644

Source: 2009 AACS.

R 460.646

Source: 2009 AACS.

R 460.648

Source: 2009 AACS.

R 460.650

Source: 2009 AACS.

R 460.652

Source: 2009 AACS.

R 460.654

Source: 2009 AACS.

R 460.656

Source: 2009 AACS.

DEPARTMENT OF LABOR AND ECONOMIC GROWTH

PUBLIC SERVICE COMMISSION

**SERVICE QUALITY AND RELIABILITY STANDARDS
FOR ELECTRIC DISTRIBUTION SYSTEMS**

PART 1. GENERAL PROVISIONS

R 460.701

Source: 2004 AACS.

R 460.702

Source: 2004 AACS.

R 460.703

Source: 2004 AACS.

PART 2. UNACCEPTABLE LEVELS OF PERFORMANCE

R 460.721

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Source: 2004 AACS.

R 460.722

Source: 2004 AACS.

R 460.723

Source: 2004 AACS.

R 460.724

Source: 2004 AACS.

PART 3. RECORDS AND REPORTS

R 460.731

Source: 2004 AACS.

R 460.732

Source: 2004 AACS.

R 460.733

Source: 2004 AACS.

R 460.734

Source: 2004 AACS.

PART 4. FINANCIAL INCENTIVES AND PENALTIES

R 460.741

Source: 2004 AACS.

R 460.742

Source: 2004 AACS.

R 460.743

Source: 2004 AACS.

R 460.744

Source: 2004 AACS.

R 460.745

Source: 2004 AACS.

R 460.746

Source: 2004 AACS.

R 460.747

Source: 2004 AACS.

R 460.748

Source: 2004 AACS.

PART 5. WAIVERS AND EXCEPTIONS

R 460.751

Source: 2004 AACS.

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R 460.752
Source: 2004 AACS.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

PUBLIC SERVICE COMMISSION

ELECTRICAL SUPPLY AND COMMUNICATION LINES AND ASSOCIATED EQUIPMENT

R 460.811
Source: 1988 AACS.

R 460.812
Source: 1988 AACS.

R 460.813
Source: 2017 AACS.

R 460.814
Source: 1988 AACS.

R 460.815
Source: 1988 AACS.

PRODUCTION AND TRANSMISSION OF NATURAL GAS

R 460.851
Source: 1979 AC.

R 460.852
Source: 1979 AC.

R 460.853
Source: 1979 AC.

R 460.854
Source: 1979 AC.

R 460.855
Source: 1979 AC.

R 460.856
Source: 1979 AC.

R 460.857
Source: 1979 AC.

R 460.858
Source: 1979 AC.

R 460.859
Source: 1979 AC.

R 460.860
Source: 1979 AC.

R 460.861
Source: 1979 AC.

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R 460.862
Source: 1979 AC.

R 460.863
Source: 1979 AC.

R 460.864
Source: 1979 AC.

R 460.865
Source: 1979 AC.

R 460.866
Source: 1979 AC.

R 460.867
Source: 1979 AC.

R 460.868
Source: 1979 AC.

R 460.869
Source: 1979 AC.

R 460.870
Source: 1979 AC.

R 460.871
Source: 1979 AC.

R 460.872
Source: 1979 AC.

R 460.873
Source: 1979 AC.

R 460.874
Source: 1979 AC.

R 460.875
Source: 1979 AC.

DEPARTMENT OF TRANSPORTATION
BUREAU OF URBAN AND PUBLIC TRANSPORTATION
RAILROADS

R 460.1451
Source: 2016 AACS.

R 460.1452
Source: 2016 AACS.

R 460.1453
Source: 2016 AACS.

R 460.1454

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Source: 2016 AACS.

R 460.1455

Source: 2016 AACS.

R 460.1456

Source: 2016 AACS.

R 460.1457

Source: 2016 AACS.

R 460.1458

Source: 2016 AACS.

R 460.1459

Source: 2016 AACS.

SANITATION AND SHELTER FOR RAILROAD EMPLOYEES

R 460.1461

Source: 1979 AC.

R 460.1462

Source: 1979 AC.

R 460.1463

Source: 1979 AC.

R 460.1464

Source: 1979 AC.

R 460.1465

Source: 1979 AC.

R 460.1466

Source: 1979 AC.

R 460.1467

Source: 1979 AC.

R 460.1468

Source: 1979 AC.

R 460.1469

Source: 1979 AC.

R 460.1470

Source: 1979 AC.

R 460.1471

Source: 1979 AC.

R 460.1472

Source: 1979 AC.

R 460.1473

Source: 1979 AC.

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R 460.1474
Source: 1979 AC.

R 460.1475
Source: 1979 AC.

R 460.1476
Source: 1979 AC.

R 460.1477
Source: 1979 AC.

R 460.1478
Source: 1979 AC.

R 460.1479
Source: 1979 AC.

R 460.1480
Source: 1979 AC.

R 460.1481
Source: 1979 AC.

STANDARDIZATION OF ELECTRICALLY OPERATED HALF-ROADWAY GATES

R 460.1491
Source: 2011 AACS.

R 460.1492
Source: 2011 AACS.

R 460.1493
Source: 2011 AACS.

R 460.1494
Source: 2011 AACS.

R 460.1495
Source: 2011 AACS.

R 460.1496
Source: 2011 AACS.

R 460.1497
Source: 2011 AACS.

R 460.1498
Source: 2011 AACS.

R 460.1499
Source: 2011 AACS.

R 460.1500
Source: 2011 AACS.

TRACK MOTOR CAR

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R 460.1511
Source: 2011 AACS.

R 460.1512
Source: 2011 AACS.

R 460.1513
Source: 2011 AACS.

R 460.1514
Source: 2011 AACS.

INSPECTION OF TRACKS UPON WHICH PASSENGER TRAINS OPERATED

R 460.1521
Source: 2011 AACS.

R 460.1522
Source: 2011 AACS.

R 460.1523
Source: 2011 AACS.

R 460.1524
Source: 2011 AACS.

R 460.1525
Source: 2011 AACS.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

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BILLING PRACTICES APPLICABLE TO NON-RESIDENTIAL ELECTRIC AND GAS CUSTOMERS

PART 1. GENERAL PROVISIONS

R 460.1601
Source: 2017 AACS.

R 460.1602
Source: 2017 AACS.

R 460.1603
Source: 2017 AACS.

R 460.1604
Source: 2017 AACS.

R 460.1605
Source: 2017 AACS.

PART 2. APPLICATION FOR SERVICE

R 460.1606
Source: 2017 AACS.

PART 3. GENERAL CUSTOMER DEPOSIT CONDITIONS

R 460.1607
Source: 2017 AACS.

**PART 4. METER READING, ESTIMATED BILLS, BILLING ADJUSTMENTS, VOLUNTARY
TERMINATION, AND METER RELOCATION**

R 460.1608
Source: 2017 AACS.

R 460.1609
Source: 2017 AACS.

R 460.1610
Source: 2017 AACS.

R 460.1611
Source: 2017 AACS.

PART 5. BILLING AND PAYMENTS

R 460.1612
Source: 2017 AACS.

R 460.1613
Source: 2017 AACS.

R 460.1614
Source: 2017 AACS.

R 460.1615
Source: 2017 AACS.

R 460.1616
Source: 2017 AACS.

R 460.1617
Source: 2017 AACS.

PART 6. CUSTOMER RELATIONS AND UTILITY PROCEDURES

R 460.1618
Source: 2017 AACS.

R 460.1619
Source: 2017 AACS.

R 460.1620
Source: 2017 AACS.

R 460.1621
Source: 2017 AACS.

R 460.1622

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Source: 2017 AACS.

R 460.1623

Source: 2017 AACS.

PART 7. SHUTOFFS AND RESTORATION

R 460.1624

Source: 2017 AACS.

R 460.1625

Source: 2017 AACS.

R 460.1626

Source: 2017 AACS.

PART 8. DISPUTED CLAIMS, HEARINGS AND SETTLEMENT AGREEMENTS

R 460.1628

Source: 2017 AACS.

R 460.1629

Source: 2017 AACS.

R 460.1630

Source: 2017 AACS.

R 460.1631

Source: 2017 AACS.

R 460.1632

Source: 2017 AACS.

R 460.1633

Source: 2017 AACS.

R 460.1634

Source: 2017 AACS.

R 460.1635

Source: 2017 AACS.

R 460.1636

Source: 2017 AACS.

R 460.1637

Source: 2017 AACS.

R 460.1638

Source: 2017 AACS.

R 460.1639

Source: 2017 AACS.

R 460.1640

Source: 2017 AACS.

FILING PROCEDURES FOR ELECTRIC, WATER, STEAM, AND GAS UTILITIES

PART 1. GENERAL PROVISIONS

R 460.2011
Source: 2007 AACS.

R 460.2012
Source: 2007 AACS.

R 460.2013
Source: 1981 AACS.

PART 2. RATE BOOK

R 460.2021
Source: 2007 AACS.

R 460.2022
Source: 2007 AACS.

R 460.2023
Source: 2007 AACS.

R 460.2024
Source: 2007 AACS.

PART 3. SPECIAL CONTRACTS

R 460.2031
Source: 2007 AACS.

BILLING PRACTICES APPLICABLE TO NON-RESIDENTIAL ELECTRIC AND GAS CUSTOMERS

R 460.2071
Source: 2008 AACS.

R 460.2072
Source: 2008 AACS.

R 460.2074
Source: 2008 AACS.

R 460.2075
Source: 2008 AACS.

R 460.2076
Source: 2008 AACS.

R 460.2077
Source: 2008 AACS.

R 460.2078
Source: 2008 AACS.

R 460.2079
Source: 2008 AACS.

R 460.2080

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Source: 2008 AACS.

R 460.2081

Source: 2008 AACS.

R 460.2082

Source: 2008 AACS.

R 460.2083

Source: 2008 AACS.

R 460.2084

Source: 2008 AACS.

R 460.2085

Source: 2008 AACS.

R 460.2086

Source: 2008 AACS.

CONSUMER STANDARDS AND BILLING PRACTICES
ELECTRIC AND GAS RESIDENTIAL SERVICE

R 460.2101

Source: 2007 AACS.

R 460.2102

Source: 2007 AACS.

R 460.2103

Source: 2007 AACS.

R 460.2104

Source: 2007 AACS.

R 460.2105

Source: 2007 AACS.

R 460.2111

Source: 2007 AACS.

R 460.2112

Source: 2007 AACS.

R 460.2113

Source: 2007 AACS.

R 460.2114

Source: 2007 AACS.

R 460.2115

Source: 2007 AACS.

R 460.2116

Source: 2007 AACS.

R 460.2117

Source: 2007 AACS.

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R 460.2118
Source: 2007 AACS.

R 460.2119
Source: 2007 AACS.

R 460.2120
Source: 2007 AACS.

R 460.2121
Source: 2007 AACS.

R 460.2122
Source: 2007 AACS.

R 460.2123
Source: 2007 AACS.

R 460.2124
Source: 2007 AACS.

R 460.2125
Source: 2007 AACS.

R 460.2131
Source: 2007 AACS.

R 460.2132
Source: 2007 AACS.

R 460.2133
Source: 2007 AACS.

R 460.2134
Source: 2007 AACS.

R 460.2135
Source: 2007 AACS.

R 460.2136
Source: 2007 AACS.

R 460.2137
Source: 2007 AACS.

R 460.2141
Source: 2007 AACS.

R 460.2142
Source: 2007 AACS.

R 460.2143
Source: 2007 AACS.

R 460.2144
Source: 2007 AACS.

R 460.2145

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Source: 2007 AACS.

R 460.2146

Source: 2007 AACS.

R 460.2147

Source: 2007 AACS.

R 460.2148

Source: 2007 AACS.

R 460.2149

Source: 2007 AACS.

R 460.2150

Source: 2007 AACS.

R 460.2151

Source: 2007 AACS.

R 460.2152

Source: 2007 AACS.

R 460.2153

Source: 2007 AACS.

R 460.2154

Source: 2007 AACS.

R 460.2155

Source: 2007 AACS.

R 460.2161

Source: 2007 AACS.

R 460.2162

Source: 2007 AACS.

R 460.2163

Source: 2007 AACS.

R 460.2164

Source: 2007 AACS.

R 460.2165

Source: 2007 AACS.

R 460.2166

Source: 2007 AACS.

R 460.2167

Source: 2007 AACS.

R 460.2168

Source: 2007 AACS.

R 460.2169

Source: 2007 AACS.

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- R 460.2170**
Source: 2007 AACS.
- R 460.2171**
Source: 2007 AACS.
- R 460.2172**
Source: 2007 AACS.
- R 460.2173**
Source: 2007 AACS.
- R 460.2174**
Source: 2007 AACS.
- R 460.2181**
Source: 2007 AACS.
- R 460.2182**
Source: 2007 AACS.
- R 460.2183**
Source: 2007 AACS.
- R 460.2184**
Source: 2007 AACS.
- R 460.2185**
Source: 2007 AACS.
- R 460.2186**
Source: 2007 AACS.
- R 460.2187**
Source: 2007 AACS.
- R 460.2188**
Source: 2007 AACS.
- R 460.2189**
Source: 2007 AACS.
- R 460.2190**
Source: 2007 AACS.
- R 460.2191**
Source: 2007 AACS.
- R 460.2192**
Source: 2007 AACS.
- R 460.2199**
Source: 2007 AACS.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
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TECHNICAL STANDARDS FOR GAS SERVICE

PART 1. GENERAL PROVISIONS

R 460.2301
Source: 2020 AACS.

R 460.2302 A
Source: 2020 AACS.

R 460.2303
Source: 1979 AC.

PART 2. RECORDS, REPORTS, AND OTHER INFORMATION

R 460.2321
Source: 2020 AACS.

R 460.2322
Source: 1979 AC.

R 460.2323
Source: 2020 AACS.

R 460.2324
Source: 2020 AACS.

PART 3. SERVICE REQUIREMENTS

R 460.2331
Source: 2020 AACS.

R 460.2332
Source: 2020 AACS.

R 460.2333
Source: 2020 AACS.

R 460.2334
Source: 1979 AC.

R 460.2335
Source: 2020 AACS.

PART 4. ENGINEERING

R 460.2341
Source: 2020 AACS.

R 460.2342
Source: 2020 AACS.

R 460.2343
Source: 1993 AACS.

R 460.2344
Source: 2020 AACS.

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R 460.2345
Source: 2020 AACS.

PART 5. METERS METERING EQUIPMENT INSPECTIONS AND TESTS

R 460.2351
Source: 2020 AACS.

R 460.2351a
Source: 2020 AACS.

R 460.2352
Source: 2020 AACS.

R 460.2353
Source: 2020 AACS.

R 460.2354
Source: 2020 AACS.

R 460.2355
Source: 2020 AACS.

R 460.2356
Source: 1993 AACS.

R 460.2357
Source: 1993 AACS.

R 460.2358
Source: 1979 AC.

PART 6. BILL ADJUSTMENT; METER ACCURACY

R 460.2361
Source: 2020 AACS.

R 460.2362
Source: 2020 AACS.

R 460.2363
Source: 2020 AACS.

R 460.2364
Source: 2020 AACS.

R 460.2365
Source: 1979 AC.

PART 7. SHUTOFF OF SERVICE

R 460.2371
Source: 2020 AACS.

R 460.2372
Source: 1993 AACS.

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R 460.2373
Source: 1993 AACS.

R 460.2374
Source: 2020 AACS.

PART 8. GAS QUALITY

R 460.2381
Source: 2020 AACS.

R 460.2382
Source: 2020 AACS.

R 460.2383
Source: 2020 AACS.

R 460.2384
Source: 1993 AACS.

DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES

PUBLIC SERVICE COMMISSION

RESIDENTIAL CONSERVATION PROGRAM STANDARDS

R 460.2401
Source: 2017 AACS.

R 460.2402
Source: 2017 AACS.

R 460.2403
Source: 2017 AACS.

R 460.2404
Source: 2017 AACS.

R 460.2405
Source: 2017 AACS.

R 460.2406
Source: 2017 AACS.

R 460.2407
Source: 2017 AACS.

R 460.2408
Source: 2017 AACS.

R 460.2409
Source: 2017 AACS.

R 460.2410
Source: 2017 AACS.

R 460.2411

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Source: 2017 AACS.

R 460.2412

Source: 2017 AACS.

R 460.2413

Source: 2017 AACS.

R 460.2414

Source: 2017 AACS.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

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PRESERVATION OF RECORDS OF ELECTRIC, GAS, AND STEAM UTILITIES

PART I. GENERAL PROVISIONS

R 460.2501

Source: 2021 AACS.

R 460.2502

Source: 1998-2000 AACS.

R 460.2503

Source: 2021 AACS.

R 460.2504

Source: 1998-2000 AACS.

R 460.2505

Source: 2021 AACS.

R 460.2505a

Source: 2021 AACS.

R 460.2505b

Source: 2021 AACS.

R 460.2505c

Source: 2021 AACS.

R 460.2506

Source: 2021 AACS.

R 460.2507

Source: 1998-2000 AACS.

R 460.2508

Source: 1998-2000 AACS.

R 460.2509

Source: 2021 AACS.

PART 2. SCHEDULE OF RECORDS AND PERIODS OF RETENTION

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R 460.2510
Source: 1998-2000 AACS.

R 460.2511
Source: 1998-2000 AACS.

R 460.2512
Source: 1998-2000 AACS.

R 460.2513
Source: 1998-2000 AACS.

R 460.2514
Source: 1998-2000 AACS.

R 460.2515
Source: 1998-2000 AACS.

R 460.2516
Source: 1998-2000 AACS.

R 460.2517
Source: 1998-2000 AACS.

R 460.2518
Source: 1998-2000 AACS.

R 460.2519
Source: 2021 AACS.

R 460.2520
Source: 2021 AACS.

R 460.2521
Source: 2021 AACS.

R 460.2522
Source: 2021 AACS.

R 460.2523
Source: 1998-2000 AACS.

R 460.2524
Source: 2021 AACS.

R 460.2525
Source: 1998-2000 AACS.

R 460.2526
Source: 1998-2000 AACS.

R 460.2527
Source: 1998-2000 AACS.

R 460.2528

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Source: 1998-2000 AACS.

R 460.2529

Source: 1998-2000 AACS.

R 460.2530

Source: 1998-2000 AACS.

R 460.2531

Source: 2021 AACS.

R 460.2532

Source: 2021 AACS.

R 460.2533

Source: 2021 AACS.

R 460.2534

Source: 2021 AACS.

R 460.2535

Source: 1998-2000 AACS.

R 460.2536

Source: 1998-2000 AACS.

R 460.2537

Source: 1998-2000 AACS.

R 460.2538

Source: 1998-2000 AACS.

R 460.2539

Source: 1998-2000 AACS.

R 460.2540

Source: 1998-2000 AACS.

R 460.2541

Source: 1998-2000 AACS.

R 460.2542

Source: 1998-2000 AACS.

R 460.2543

Source: 2021 AACS.

R 460.2544

Source: 1998-2000 AACS.

R 460.2545

Source: 2021 AACS.

R 460.2546

Source: 2021 AACS.

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R 460.2547
Source: 1998-2000 AACS.

R 460.2548
Source: 1998-2000 AACS.

R 460.2549
Source: 1998-2000 AACS.

R 460.2550
Source: 1998-2000 AACS.

R 460.2551
Source: 1998-2000 AACS.

R 460.2552
Source: 1998-2000 AACS.

R 460.2553
Source: 1998-2000 AACS.

R 460.2554
Source: 1998-2000 AACS.

R 460.2555
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R 460.2556
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R 460.2557
Source: 1998-2000 AACS.

R 460.2558
Source: 1998-2000 AACS.

R 460.2559
Source: 1998-2000 AACS.

R 460.2560
Source: 1998-2000 AACS.

R 460.2561
Source: 1998-2000 AACS.

R 460.2562
Source: 1998-2000 AACS.

R 460.2563
Source: 1998-2000 AACS.

R 460.2564
Source: 1998-2000 AACS.

R 460.2565
Source: 1998-2000 AACS.

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R 460.2566
Source: 1998-2000 AACS.

R 460.2567
Source: 1998-2000 AACS.

R 460.2568
Source: 2021 AACS.

R 460.2568a
Source: 2021 AACS.

R 460.2568b
Source: 2021 AACS.

R 460.2569
Source: 1998-2000 AACS.

R 460.2569a
Source: 2021 AACS.

R 460.2569b
Source: 2021 AACS.

R 460.2570
Source: 1998-2000 AACS.

R 460.2571
Source: 1998-2000 AACS.

R 460.2572
Source: 2021 AACS.

R 460.2573
Source: 1998-2000 AACS.

R 460.2574
Source: 1998-2000 AACS.

R 460.2575
Source: 1998-2000 AACS.

R 460.2576
Source: 1998-2000 AACS.

R 460.2577
Source: 1998-2000 AACS.

R 460.2578
Source: 1998-2000 AACS.

R 460.2579
Source: 1998-2000 AACS.

R 460.2580

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Source: 1998-2000 AACS.

R 460.2581

Source: 1998-2000 AACS.

R 460.2582

Source: 1998-2000 AACS.

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UNCOLLECTIBLES ALLOWANCE RECOVERY FUNDS

PART 1. GENERAL PROVISIONS

R 460.2601

Source: 2013 AACS.

R 460.2602

Source: 2013 AACS.

PART 2. UNCOLLECTIBLES ALLOWANCE RECOVERY FUND

R 460.2621

Source: 2013 AACS.

R 460.2622

Source: 2013 AACS.

R 460.2623

Source: 2013 AACS.

R 460.2624

Source: 2013 AACS.

R 460.2625

Source: 2013 AACS

RULES AND REGULATIONS GOVERNING ANIMAL CONTACT CURRENT MITIGATION

R 460.2701

Source: 2007 AACS.

R 460.2702

Source: 2007 AACS.

R 460.2703

Source: 2007 AACS.

R 460.2704

Source: 2007 AACS.

R 460.2705

Source: 2007 AACS.

R 460.2706

Source: 2007 AACS.

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R 460.2707
Source: 2007 AACS.

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TECHNICAL STANDARDS FOR ELECTRIC SERVICE

PART 1. GENERAL PROVISIONS

R 460.3101
Source: 2019 AACS.

R 460.3102
Source: 2019 AACS.

R 460.3103
Source: 1983 AACS.

PART 2. RECORDS AND REPORTS

R 460.3201
Source: 1996 AACS.

R 460.3202
Source: 1983 AACS.

R 460.3203
Source: 1996 AACS.

R 460.3204
Source: 2019 AACS.

R 460.3205
Source: 2019 AACS.

PART 3. METER REQUIREMENTS

R 460.3301
Source: 1996 AACS.

R 460.3302
Source: 1997 AACS.

R 460.3303
Source: 2019 AACS.

R 460.3304
Source: 2019 AACS.

R 460.3305
Source: 1996 AACS.

R 460.3306
Source: 2008 AACS.

R 460.3307
Source: 1997 AACS.

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R 460.3308
Source: 2019 AACS.

R 460.3309
Source: 2019 AACS.

PART 4. EXTENSION OF SERVICE

R 460.3401
Source: 2008 AACS.

R 460.3402
Source: 2008 AACS.

R 460.3403
Source: 2008 AACS.

R 460.3404
Source: 2008 AACS.

R 460.3405
Source: 1997 AACS.

R 460.3406
Source: 2008 AACS.

R 460.3407
Source: 2008 AACS.

R 460.3408
Source: 1996 AACS.

R 460.3409
Source: 2019 AACS.

R 460.3410
Source: 1996 AACS.

R 460.3411
Source: 1996 AACS.

PART 5. CONSTRUCTION, OPERATIONS, AND MAINTENANCE

R 460.3501
Source: 1983 AACS.

R 460.3502
Source: 1996 AACS.

R 460.3503
Source: 1996 AACS.

R 460.3504
Source: 1996 AACS.

R 460.3505
Source: 1996 AACS.

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PART 6. METERING EQUIPMENT INSPECTIONS AND TESTS

R 460.3601
Source: 1983 AACS.

R 460.3602
Source: 2008 AACS.

R 460.3603
Source: 1983 AACS.

R 460.3604
Source: 1995 AACS.

R 460.3605
Source: 2019 AACS.

R 460.3606
Source: 2019 AACS.

R 460.3607
Source: 2008 AACS.

R 460.3608
Source: 2019 AACS.

R 460.3609
Source: 2008 AACS.

R 460.3610
Source: 2008 AACS.

R 460.3611
Source: 1995 AACS.

R 460.3612

R 460.3613
Source: 2019 AACS.

R 460.3614
Source: 1983 AACS.

R 460.3615
Source: 2019 AACS.

R 460.3616
Source: 1983 AACS.

R 460.3617
Source: 1995 AACS.

R 460.3618
Source: 1983 AACS.

PART 7. STANDARDS OF QUALITY OF SERVICES

R 460.3701
Source: 1996 AACS.

R 460.3702

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Source: 1996 AACS.

R 460.3703

Source: 2019 AACS.

R 460.3704

Source: 1996 AACS.

R 460.3705

Source: 1996 AACS.

PART 8. SAFETY

R 460.3801

Source: 1983 AACS.

R 460.3802

Source: 1996 AACS.

R 460.3803

Source: 1996 AACS.

R 460.3804

Source: 1996 AACS.

PART 9. COMMERCIAL AND INDUSTRIAL STANDARDS AND BILLING PRACTICES

R 460.3901

Source: 2008 AACS.

R 460.3902

Source: 2008 AACS.

R 460.3903

Source: 2008 AACS.

R 460.3904

Source: 2008 AACS.

R 460.3905

Source: 2008 AACS.

R 460.3906

Source: 2008 AACS.

R 460.3907

Source: 2008 AACS.

R 460.3908

Source: 2008 AACS.

**UNIFORM SYSTEM OF ACCOUNTS FOR MAJOR
AND NONMAJOR ELECTRIC UTILITIES**

R 460.9001

Source: 2011 AACS.

R 460.9002

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Source: 2011 AACS.

R 460.9003

Source: 2011 AACS.

**UNIFORM SYSTEM OF ACCOUNTS FOR MAJOR
AND NONMAJOR ELECTRIC UTILITIES**

R 460.9019

Source: 1997 AACS.

**UNIFORM SYSTEM OF ACCOUNTS FOR MAJOR
AND NONMAJOR GAS UTILITIES**

R 460.9021

Source: 2011 AACS.

R 460.9022

Source: 2011 AACS.

**UNIFORM SYSTEM OF ACCOUNTS FOR MAJOR
AND NONMAJOR GAS UTILITIES**

R 460.9039

Source: 1988 AACS.

DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES

PUBLIC SERVICE COMMISSION

UNIFORM SYSTEM OF ACCOUNTS FOR CLASS A AND B WATER UTILITIES

R 460.9081

Source: 1998-2000 AACS.

R 460.9099

Source: 1998-2000 AACS.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

PUBLIC SERVICE COMMISSION

CODE OF CONDUCT

PART 1. GENERAL PROVISIONS

R 460.10101

Source: 2019 AACS.

R 460.10102

Source: 2019 AACS.

PART 2. CROSS-SUBSIDIZATION AND PREFERENTIAL TREATMENT

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R 460.10103
Source: 2019 AACS.

R 460.10104
Source: 2019 AACS.

R 460.10105
Source: 2019 AACS.

R 460.10106
Source: 2019 AACS.

R 460.10107
Source: 2019 AACS.

PART 3. DISCRIMINATION

R 460.10108
Source: 2019 AACS.

PART 4. INFORMATION SHARING

R 460.10109
Source: 2019 AACS.

PART 5. REPORTING, OVERSIGHT, AND PENALTIES

R 460.10110
Source: 2019 AACS.

R 460.10111
Source: 2019 AACS.

R 460.10112
Source: 2019 AACS.

R 460.10113
Source: 2019 AACS.

SERVICES SUPPLIED BY WATER UTILITIES

R 460.13101
Source: 2005 AACS.

R 460.13102
Source: 2005 AACS.

R 460.13103
Source: 2005 AACS.

R 460.13104
Source: 2005 AACS.

R 460.13105
Source: 2005 AACS.

R 460.13106

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Source: 2005 AACS.

R 460.13107

Source: 2005 AACS.

200. RECORDS AND REPORTS

R 460.13201

Source: 2005 AACS.

R 460.13202

Source: 2005 AACS.

R 460.13203

Source: 2005 AACS.

R 460.13204

Source: 2005 AACS.

R 460.13205

Source: 2005 AACS.

R 460.13206

Source: 2005 AACS.

R 460.13207

Source: 2005 AACS.

300. GENERAL REQUIREMENTS

R 460.13301

Source: 2005 AACS.

R 460.13302

Source: 2005 AACS.

R 460.13303

Source: 2005 AACS.

R 460.13304

Source: 2005 AACS.

R 460.13305

Source: 2005 AACS.

R 460.13306

Source: 2005 AACS.

400. CUSTOMER RELATIONS

R 460.13401

Source: 2005 AACS.

R 460.13402

Source: 2005 AACS.

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R 460.13403

Source: 2005 AACS.

R 460.13404

Source: 2005 AACS.

R 460.13405

Source: 2005 AACS.

R 460.13406

Source: 2005 AACS.

R 460.13407

Source: 2005 AACS.

R 460.13408

Source: 2005 AACS.

R 460.13409

Source: 2005 AACS.

R 460.13410

Source: 2005 AACS.

500. ENGINEERING

R 460.13501

Source: 2005 AACS.

R 460.13502

Source: 2005 AACS.

600. METER INSPECITONS AND TESTS

R 460.13601

Source: 2005 AACS.

R 460.13602

Source: 2005 AACS.

R 460.13603

Source: 2005 AACS.

R 460.13604

Source: 2005 AACS.

R 460.13605

Source: 2005 AACS.

R 460.13606

Source: 2005 AACS.

700. STANDARDS OF QUALITY OF SERVICES

R 460.13701

Source: 2005 AACS.

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R 460.13702
Source: 2005 AACS.

R 460.13703
Source: 2005 AACS.

R 460.13704
Source: 2005 AACS.

R 460.13705
Source: 2005 AACS.

R 460.13706
Source: 2005 AACS.

R 460.13707
Source: 2005 AACS.

MICHIGAN GAS SAFETY CODE

PART 1. GENERAL PROVISIONS

R 460.14001
Source: 1998-2000 AACS.

R 460.14003
Source: 1998-2000 AACS.

R 460.14004
Source: 1998-2000 AACS.

R 460.14005
Source: 1998-2000 AACS.

R 460.14006
Source: 1998-2000 AACS.

R 460.14008
Source: 1998-2000 AACS.

R 460.14009
Source: 1998-2000 AACS.

R 460.14011
Source: 1998-2000 AACS.

R 460.14012
Source: 1998-2000 AACS.

R 460.14013
Source: 1998-2000 AACS.

R 460.14015
Source: 1998-2000 AACS.

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R 460.14017
Source: 1998-2000 AACS.

R 460.14018
Source: 1998-2000 AACS.

**PART 2. ANNUAL REPORTS, INCIDENT REPORTS, AND SAFETY-RELATED CONDITION
REPORTS**

R 460.14021
Source: 1998-2000 AACS.

R 460.14025
Source: 1998-2000 AACS.

R 460.14026
Source: 1998-2000 AACS.

R 460.14027
Source: 1998-2000 AACS.

R 460.14029
Source: 1998-2000 AACS.

R 460.14031
Source: 1998-2000 AACS.

R 460.14033
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R 460.14035
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R 460.14037
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R 460.14038
Source: 1998-2000 AACS.

R 460.14039
Source: 1998-2000 AACS.

R 460.14040
Source: 1998-2000 AACS.

PART 3. SAFETY STANDARDS

R 460.14041
Source: 1998-2000 AACS.

R 460.14045
Source: 1998-2000 AACS.

R 460.14047
Source: 1998-2000 AACS.

R 460.14049
Source: 1998-2000 AACS.

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R 460.14051
Source: 1998-2000 AACS.

R 460.14053
Source: 1998-2000 AACS.

R 460.14054
Source: 1998-2000 AACS.

R 460.14057
Source: 1998-2000 AACS.

R 460.14059
Source: 1998-2000 AACS.

PART 4. MATERIALS

R 460.14061
Source: 1998-2000 AACS.

R 460.14063
Source: 1998-2000 AACS.

R 460.14064
Source: 1998-2000 AACS.

R 460.14065
Source: 1998-2000 AACS.

R 460.14069
Source: 1998-2000 AACS.

R 460.14073
Source: 1998-2000 AACS.

R 460.14075
Source: 1998-2000 AACS.

PART 5. PIPE DESIGN

R 460.14101
Source: 1998-2000 AACS.

R 460.14103
Source: 1998-2000 AACS.

R 460.14105
Source: 1998-2000 AACS.

R 460.14107
Source: 1998-2000 AACS.

R 460.14109
Source: 1998-2000 AACS.

R 460.14111
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R 460.14113
Source: 1998-2000 AACS.

R 460.14115
Source: 1998-2000 AACS.

R 460.14117
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R 460.14119
Source: 1998-2000 AACS.

R 460.14121
Source: 1998-2000 AACS.

R 460.14123
Source: 1998-2000 AACS.

R 460.14125
Source: 1998-2000 AACS.

PART 6. PIPELINE COMPONENTS DESIGN

R 460.14141
Source: 1998-2000 AACS.

R 460.14143
Source: 1998-2000 AACS.

R 460.14144
Source: 1998-2000 AACS.

R 460.14145
Source: 1998-2000 AACS.

R 460.14147
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R 460.14149
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R 460.14150
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R 460.14151
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R 460.14153
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R 460.14155
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R 460.14157
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R 460.14159

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Source: 1998-2000 AACS.

R 460.14161

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R 460.14163

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R 460.14165

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R 460.14167

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R 460.14169

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R 460.14171

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R 460.14173

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R 460.14174

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R 460.14175

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R 460.14177

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R 460.14179

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R 460.14181

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R 460.14183

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R 460.14185

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R 460.14187

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R 460.14189

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R 460.14191

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R 460.14193

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R 460.14195

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R 460.14197
Source: 1998-2000 AACS.

R 460.14199
Source: 1998-2000 AACS.

R 460.14201
Source: 1998-2000 AACS.

R 460.14203
Source: 1998-2000 AACS.

PART 7. WELDING STEEL IN PIPELINES

R 460.14221
Source: 1998-2000 AACS.

R 460.14223
Source: 1998-2000 AACS.

R 460.14225
Source: 1998-2000 AACS.

R 460.14227
Source: 1998-2000 AACS.

R 460.14229
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R 460.14230
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R 460.14231
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R 460.14233
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R 460.14235
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R 460.14237
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R 460.14239
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R 460.14241
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R 460.14243
Source: 1998-2000 AACS.

R 460.14245
Source: 1998-2000 AACS.

PART 8. JOINING OF MATERIALS OTHER THAN BY WELDING

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R 460.14271
Source: 1998-2000 AACS.

R 460.14273
Source: 1998-2000 AACS.

R 460.14275
Source: 1998-2000 AACS.

R 460.14277
Source: 1998-2000 AACS.

R 460.14279
Source: 1998-2000 AACS.

R 460.14281
Source: 1998-2000 AACS.

R 460.14283
Source: 1998-2000 AACS.

R 461.14285
Source: 1998-2000 AACS.

R 460.14287
Source: 1998-2000 AACS.

PART 9. GENERAL CONSTRUCTION REQUIREMENTS FOR TRANSMISSION LINES AND MAINS

R 460.14301
Source: 1998-2000 AACS.

R 460.14303
Source: 1998-2000 AACS.

R 460.14305
Source: 1998-2000 AACS.

R 460.14307
Source: 1998-2000 AACS.

R 460.14309
Source: 1998-2000 AACS.

R 460.14311
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R 460.14313
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R 460.14317
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R 460.14319
Source: 1998-2000 AACS.

R 460.14321
Source: 1998-2000 AACS.

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R 460.14323
Source: 1998-2000 AACS.

R 460.14325
Source: 1998-2000 AACS.

R 460.14327
Source: 1998-2000 AACS.

PART 10. CUSTOMER METERS; SERVICE REGULATORS; SERVICE LINES

R 460.14351
Source: 1998-2000 AACS.

R 460.14353
Source: 1998-2000 AACS.

R 460.14355
Source: 1998-2000 AACS.

R 460.14357
Source: 1998-2000 AACS.

R 460.14359
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R 460.14361
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R 460.14363
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R 460.14365
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R 460.14367
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R 460.14369
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R 460.14371
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R 460.14373
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R 460.14375
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R 460.14377
Source: 1998-2000 AACS.

R 460.14379
Source: 1998-2000 AACS.

PART 11. CORROSION CONTROL

- R 460.14451**
Source: 1998-2000 AACS.
- R 460.14452**
Source: 1998-2000 AACS.
- R 460.14453**
Source: 1998-2000 AACS.
- R 460.14454**
Source: 1998-2000 AACS.
- R 460.14455**
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- R 460.14457**
Source: 1998-2000 AACS.
- R 460.14459**
Source: 1998-2000 AACS.
- R 460.14461**
Source: 1998-2000 AACS.
- R 460.14463**
Source: 1998-2000 AACS.
- R 460.14465**
Source: 1998-2000 AACS.
- R 460.14467**
Source: 1998-2000 AACS.
- R 460.14469**
Source: 1998-2000 AACS.
- R 460.14471**
Source: 1998-2000 AACS.
- R 460.14472**
Source: 1998-2000 AACS.
- R 460.14473**
Source: 1998-2000 AACS.
- R 460.14475**
Source: 1998-2000 AACS.
- R 460.14477**
Source: 1998-2000 AACS.
- R 460.14479**
Source: 1998-2000 AACS.
- R 460.14481**
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R 460.14483
Source: 1998-2000 AACS.

R 460.14485
Source: 1998-2000 AACS.

R 460.14487
Source: 1998-2000 AACS.

R 460.14489
Source: 1998-2000 AACS.

PART 12. TEST REQUIREMENTS

R 460.14501
Source: 1998-2000 AACS.

R 460.14503
Source: 1998-2000 AACS.

R 460.14505
Source: 1998-2000 AACS.

R 460.14507
Source: 1998-2000 AACS.

R 460.14509
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R 460.14511
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R 460.14513
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R 460.14515
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R 460.14517
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PART 13. UPDATING

R 460.14551
Source: 1998-2000 AACS.

R 460.14553
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R 460.14555
Source: 1998-2000 AACS.

R 460.14557
Source: 1998-2000 AACS.

PART 14. OPERATIONS

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- R 460.14601**
Source: 1998-2000 AACS.
- R 460.14603**
Source: 1998-2000 AACS.
- R 460.14605**
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- R 460.14606**
Source: 1998-2000 AACS.
- R 460.14607**
Source: 1998-2000 AACS.
- R 460.14609**
Source: 1998-2000 AACS.
- R 460.14611**
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- R 460.14613**
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- R 460.14614**
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- R 460.14615**
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- R 460.14616**
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- R 460.14617**
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- R 460.14619**
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- R 460.14621**
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- R 460.14623**
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- R 460.14625**
Source: 1998-2000 AACS.
- R 460.14627**
Source: 1998-2000 AACS.
- R 460.14629**
Source: 1998-2000 AACS.
- R 460.14630**
Source: 1998-2000 AACS.

PART 15. MAINTENANCE

R 460.14701
Source: 1998-2000 AACS.

R 460.14703
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R 460.14705
Source: 1998-2000 AACS.

R 460.14706
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R 460.14707
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R 460.14709
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R 460.14731
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R 460.14733
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R 460.14735
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R 460.14736
Source: 1998-2000 AACS.

R 460.14737
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R 460.14739
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R 460.14741
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R 460.14743
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R 460.14745
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R 460.14747
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R 460.14749
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R 460.14751
Source: 1998-2000 AACS.

R 460.14753
Source: 1998-2000 AACS.

R 460.14755
Source: 1998-2000 AACS.

PART 16. RECORDS AND REPORTS

R 460.14801
Source: 1998-2000 AACS.

R 460.14803
Source: 1998-2000 AACS.

R 460.14805
Source: 1998-2000 AACS.

PART 19. APPENDIXES AND RESCISSION

R 460.14901
Source: 1998-2000 AACS.

R 460.14902
Source: 1998-2000 AACS.

R 460.14903
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R 460.14904
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R 460.14905
Source: 1998-2000 AACS.

R 460.14906
Source: 1998-2000 AACS.

R 460.14909
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R 460.14910
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R 460.14911
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R 460.14912
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R 460.14921
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R 460.14922
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R 460.14923
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R 460.14924
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R 460.14931
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R 460.14941
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R 460.14959
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R 460.14961
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R 460.14965
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R 460.14966
Source: 1998-2000 AACS.

R 460.14967
Source: 1998-2000 AACS.

R 460.14999
Source: 1998-2000 AACS.

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MOTOR CARRIER SAFETY

PART 1. GENERAL PROVISIONS

R 460.16101
Source: 1997 AACS.

R 460.16105
Source: 1997 AACS.

R 460.16110
Source: 1997 AACS.

R 460.16112
Source: 1997 AACS.

R 460.16114
Source: 1997 AACS.

R 460.16115
Source: 1997 AACS.

R 460.16120
Source: 1997 AACS.

PART 2. QUALIFICATIONS OF DRIVERS

R 460.16201
Source: 1997 AACS.

R 460.16202
Source: 1997 AACS.

R 460.16203
Source: 1997 AACS.

R 460.16204
Source: 1997 AACS.

QUALIFICATION AND DISQUALIFICATION OF DRIVERS

R 460.16205
Source: 1997 AACS.

R 460.16205a
Source: 1997 AACS.

R 460.16206
Source: 1997 AACS.

R 460.16207
Source: 1997 AACS.

R 460.16208
Source: 1997 AACS.

R 460.16209
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R 460.16210
Source: 1997 AACS.

R 460.16211
Source: 1997 AACS.

R 460.16212
Source: 1997 AACS.

R 460.16213
Source: 1997 AACS.

R 460.16214
Source: 1997 AACS.

R 460.16215
Source: 1997 AACS.

R 460.16216
Source: 1997 AACS.

R 460.16217
Source: 1997 AACS.

R 460.16218
Source: 1997 AACS.

R 460.16218a
Source: 1997 AACS.

R 460.16218b
Source: 1997 AACS.

FILES AND RECORDS

R 460.16219
Source: 1997 AACS.

R 460.16220
Source: 1997 AACS.

R 460.16221
Source: 1997 AACS.

R 460.16222
Source: 1997 AACS.

R 460.16223
Source: 1997 AACS.

PART 3. DRIVING OF MOTOR VEHICLES

R 460.16301
Source: 1997 AACS.

R 460.16302
Source: 1997 AACS.

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R 460.16303
Source: 1997 AACS.

R 460.16304
Source: 1997 AACS.

R 460.16305
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R 460.16306
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R 460.16307
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R 460.16309
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R 460.16310
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R 460.16311
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R 460.16314
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R 460.16316
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R 460.16317
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R 460.16319
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R 460.16320
Source: 1997 AACS.

R 460.16321
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R 460.16322
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R 460.16323
Source: 1997 AACS.

R 460.16324
Source: 1997 AACS.

USE OF LIGHTED LAMPS AND REFLECTORS

R 460.16325
Source: 1997 AACS.

R 460.16326
Source: 1997 AACS.

R 460.16327
Source: 1997 AACS.

R 460.16328
Source: 1997 AACS.

R 460.16329
Source: 1997 AACS.

R 460.16330
Source: 1997 AACS.

R 460.16331
Source: 1997 AACS.

R 460.16332
Source: 1997 AACS.

R 460.16333
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R 460.16334
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R 460.16335
Source: 1997 AACS.

R 460.16335a
Source: 1997 AACS.

R 460.16336
Source: 1997 AACS.

R 460.16337
Source: 1997 AACS.

R 460.16338
Source: 1997 AACS.

PART 4. PARTS AND ACCESSORIES FOR SAFE OPERATION

R 460.16401
Source: 1997 AACS.

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R 460.16402
Source: 1997 AACS.

R 460.16403
Source: 1997 AACS.

R 460.16404
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R 460.16406
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R 460.16407
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R 460.16409
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R 460.16410
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R 460.16411
Source: 1997 AACS.

R 460.16412
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R 460.16413
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R 460.16414
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R 460.16415
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R 460.16416
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R 460.16417
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R 460.16418
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R 460.16419
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R 460.16420
Source: 1997 AACS.

R 460.16421
Source: 1997 AACS.

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R 460.16422
Source: 1997 AACS.

R 460.16423
Source: 1997 AACS.

R 460.16424
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R 460.16425
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R 460.16426
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R 460.16427
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R 460.16428
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R 460.16430
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R 460.16431
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R 460.16432
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R 460.16433
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R 460.16434
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R 460.16435
Source: 1997 AACS.

R 460.16436
Source: 1997 AACS.

GLAZING AND WINDOW CONSTRUCTION

R 460.16437
Source: 1997 AACS.

R 460.16438
Source: 1997 AACS.

R 460.16439
Source: 1997 AACS.

R 460.16440
Source: 1997 AACS.

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R 460.16441
Source: 1997 AACS.

R 460.16442
Source: 1997 AACS.

R 460.16443
Source: 1997 AACS.

MISCELLANEOUS PARTS AND ACCESSORIES

R 460.16444
Source: 1997 AACS.

R 460.16445
Source: 1997 AACS.

R 460.16446
Source: 1997 AACS.

R 460.16447
Source: 1997 AACS.

R 460.16448
Source: 1997 AACS.

R 460.16449
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R 460.16450
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R 460.16451
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R 460.16452
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R 460.16454
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R 460.16455
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R 460.16456
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R 460.16457
Source: 1997 AACS.

R 460.16458
Source: 1997 AACS.

EMERGENCY EQUIPMENT

R 460.16459
Source: 1997 AACS.

PROTECTION AGAINST SHIFTING OR FALLING CARGO

R 460.16460
Source: 1997 AACS.

R 460.16461
Source: 1997 AACS.

R 460.16462
Source: 1997 AACS.

R 460.16463
Source: 1997 AACS.

PART 5. NOTIFICATION, REPORTING, AND RECORDING OF ACCIDENTS

R 460.16501
Source: 1997 AACS.

R 460.16510
Source: 1997 AACS.

R 460.16515
Source: 1997 AACS.

R 460.16520
Source: 1997 AACS.

R 460.16525
Source: 1997 AACS.

R 460.16530
Source: 1997 AACS.

PART 6. HOURS OF SERVICE OF DRIVERS

R 460.16601
Source: 1997 AACS.

R 460.16605
Source: 1997 AACS.

R 460.16610
Source: 1997 AACS.

R 460.16615
Source: 1997 AACS.

R 460.16620
Source: 1997 AACS.

R 460.16625
Source: 1997 AACS.

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R 460.16630
Source: 1997 AACS.

R 460.16635
Source: 1997 AACS.

R 460.16640
Source: 1997 AACS.

R 460.16645
Source: 1997 AACS.

PART 7. INSPECTION AND MAINTENANCE

R 460.16701
Source: 1997 AACS.

R 460.16705
Source: 1997 AACS.

R 460.16710
Source: 1997 AACS.

R 460.16715
Source: 1997 AACS.

R 460.16720
Source: 1997 AACS.

R 460.16725
Source: 1997 AACS.

R 460.16730
Source: 1997 AACS.

R 460.16735
Source: 1997 AACS.

R 460.16740
Source: 1997 AACS.

PART 8. TRANSPORTATION OF HAZARDOUS MATERIALS; DRIVING AND PARKING RULES

R 460.16801
Source: 1997 AACS.

R 460.16810
Source: 1997 AACS.

R 460.16815
Source: 1997 AACS.

R 460.16820
Source: 1997 AACS.

R 460.16825
Source: 1997 AACS.

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R 460.16830
Source: 1997 AACS.

R 460.16835
Source: 1997 AACS.

R 460.16840
Source: 1997 AACS.

R 460.16845
Source: 1997 AACS.

R 460.16850
Source: 1997 AACS.

R 460.16855
Source: 1997 AACS.

R 460.16860
Source: 1997 AACS.

R 460.16865
Source: 1997 AACS.

R 460.16870
Source: 1997 AACS.

PART 9. APPENDIX A

R 460.16901
Source: 1997 AACS.

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PUBLIC SERVICE COMMISSION
PRACTICE AND PROCEDURE BEFORE THE COMMISSION
PART 1. GENERAL PROVISIONS

R 460.17101
Source: 2015 AACS.

R 460.17103
Source: 2015 AACS.

R 460.17105
Source: 2015 AACS.

R 460.17107
Source: 2015 AACS.

R 460.17109
Source: 2015 AACS.

R 460.17111
Source: 2015 AACS.

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R 460.17113
Source: 2015 AACS.

R 460.17115
Source: 2015 AACS.

R 460.17117
Source: 1992 AACS.

PART 2. INTERVENTIONS

R 460.17201
Source: 2015 AACS.

R 460.17203
Source: 2015 AACS.

R 460.17205
Source: 2015 AACS.

R 460.17207
Source: 2015 AACS.

R 460.17209
Source: 2015 AACS.

R 460.17301
Source: 2015 AACS.

R 460.17303
Source: 2015 AACS.

R 460.17305
Source: 2015 AACS.

R 460.17307
Source: 2015 AACS.

R 460.17309
Source: 2015 AACS.

R 460.17311
Source: 2015 AACS.

R 460.17313
Source: 2015 AACS.

R 460.17315
Source: 2015 AACS.

R 460.17317
Source: 2015 AACS.

R 460.17319
Source: 2015 AACS.

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R 460.17321
Source: 2015 AACS.

R 460.17323
Source: 2015 AACS.

R 460.17325
Source: 2015 AACS.

R 460.17327
Source: 2015 AACS.

R 460.17329
Source: 2015 AACS.

R 460.17331
Source: 2015 AACS.

R 460.17333
Source: 2015 AACS.

R 460.17335
Source: 2015 AACS.

R 460.17337
Source: 2015 AACS.

R 460.17339
Source: 2015 AACS.

R 460.17341
Source: 2015 AACS.

R 460.17401
Source: 2015 AACS.

R 460.17403
Source: 2015 AACS.

R 460.17405
Source: 2015 AACS.

R 460.17501
Source: 2015 AACS.

R 460.17503
Source: 2015 AACS.

R 460.17505
Source: 2015 AACS.

R 460.17507
Source: 2015 AACS.

R 460.17509
Source: 2015 AACS.

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R 460.17511
Source: 2015 AACS.

R 460.17513
Source: 2015 AACS.

R 460.17515
Source: 2015 AACS.

R 460.17601
Source: 2015 AACS.

R 460.17603
Source: 1997 AACS.

R 460.17605
Source: 1997 AACS.

R 460.17607
Source: 1997 AACS.

PART 7. DECLARATORY RULINGS

R 460.17701
Source: 2015 AACS.

DEPARTMENT OF STATE POLICE

COMMERCIAL VEHICLE ENFORCEMENT DIVISION

MOTOR CARRIERS

PART 1. GENERAL PROVISIONS

R 460.18101
Source: 2018 AACS.

R 460.18105
Source: 2018 AACS.

R 460.18106
Source: 2018 AACS.

R 460.18199
Source: 2018 AACS.

PART 2. APPLICATION FOR CARRIER CERTIFICATE OF AUTHORITY

R 460.18201
Source: 2018 AACS.

R 460.18202
Source: 2018 AACS.

R 460.18203
Source: 2018 AACS.

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R 460.18204
Source: 2018 AACCS.

R 460.18205
Source: 2018 AACCS.

R 460.18206
Source: 2018 AACCS.

R 460.18207
Source: 1997 AACCS.

R 460.18208
Source: 2018 AACCS.

R 460.18209
Source: 2018 AACCS.

R 460.18212
Source: 2018 AACCS.

PART 3. MODIFIED PROCEDURE

R 460.18301
Source: 2018 AACCS.

R 460.18302
Source: 2018 AACCS.

R 460.18303
Source: 2018 AACCS.

R 460.18304
Source: 2018 AACCS.

R 460.18307
Source: 2018 AACCS.

R 460.18308
Source: 2018 AACCS.

PART 4. AUTHORITY AND PERMITS

R 460.18401
Source: 2018 AACCS.

R 460.18402
Source: 2018 AACCS.

R 460.18403
Source: 2018 AACCS.

R 460.18404
Source: 2018 AACCS.

R 460.18405

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Source: 2018 AACS.

R 460.18406

Source: 2018 AACS.

R 460.18407

Source: 1984 AACS.

R 460.18408

Source: 2018 AACS.

R 460.18409

Source: 2018 AACS.

R 460.18410

Source: 2018 AACS.

R 460.18411

Source: 2018 AACS.

R 460.18412

Source: 2018 AACS.

R 460.18413

Source: 2018 AACS.

PART 5. IDENTIFICATION OF VEHICLE

R 460.18501

Source: 2018 AACS.

R 460.18502

Source: 2018 AACS.

R 460.18503

Source: 2018 AACS.

R 460.18504

Source: 2018 AACS.

R 460.18505

Source: 2018 AACS.

PART 6. TRANSFER OF AUTHORITY

R 460.18601

Source: 2018 AACS.

R 460.18602

Source: 2018 AACS.

R 460.18603

Source: 2018 AACS.

R 460.18604

Source: 2018 AACS.

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R 460.18605
Source: 2018 AACS.

R 460.18606
Source: 2018 AACS.

R 460.18607
Source: 2018 AACS.

R 460.18609
Source: 2018 AACS.

R 460.18610
Source: 2018 AACS.

R 460.18611
Source: 2018 AACS.

PART 7. SHIPPING DOCUMENTS AND PAYMENT OF FREIGHT CHARGES

R 460.18701
Source: 2018 AACS.

R 460.18703
Source: 2018 AACS.

R 460.18705
Source: 2018 AACS.

R 460.18706
Source: 2018 AACS.

R 460.18707
Source: 2018 AACS.

R 460.18708
Source: 2018 AACS.

R 460.18710
Source: 2018 AACS.

R 460.18711
Source: 2018 AACS.

PART 8. ACCOUNTING AND REPORTING PROCEDURES

R 460.18801
Source: 2018 AACS.

R 460.18802
Source: 2018 AACS.

PART 9. EMERGENCY-TEMPORARY AND TEMPORARY AUTHORITY

R 460.18901
Source: 2018 AACS.

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R 460.18902
Source: 2018 AACS.

R 460.18903
Source: 2018 AACS.

R 460.18904
Source: 2018 AACS.

R 460.18906
Source: 2018 AACS.

R 460.18907
Source: 2018 AACS.

R 460.18909
Source: 2018 AACS.

R 460.18910
Source: 2018 AACS.

R 460.18911
Source: 2018 AACS.

R 460.18912
Source: 2018 AACS.

PART 10. COLLECTIVE RATE MAKING BETWEEN OR AMONG CARRIERS

R 460.19001
Source: 2018 AACS.

R 460.19002
Source: 2018 AACS.

R 460.19003
Source: 2018 AACS.

R 460.19004
Source: 2018 AACS.

R 460.19005
Source: 2018 AACS.

R 460.19006
Source: 2018 AACS.

R 460.19007
Source: 2018 AACS.

R 460.19008
Source: 2018 AACS.

R 460.19009
Source: 2018 AACS.

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R 460.19010
Source: 2018 AACS.

R 460.19011
Source: 2018 AACS.

R 460.19012
Source: 2018 AACS.

R 460.19013
Source: 2018 AACS.

R 460.19014
Source: 2018 AACS.

R 460.19016
Source: 2018 AACS.

R 460.19018
Source: 2018 AACS.

R 460.19019
Source: 2018 AACS.

R 460.19020
Source: 2018 AACS.

R 460.19021
Source: 2018 AACS.

R 460.19022
Source: 2018 AACS.

PART 11. INSURANCE

R 460.19101
Source: 2018 AACS.

R 460.19102
Source: 2018 AACS.

R 460.19103
Source: 2018 AACS.

R 460.19104
Source: 2018 AACS.

R 460.19105
Source: 2018 AACS.

R 460.19106
Source: 2018 AACS.

PART 12. RATES AND TARIFFS

R 460.19201

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Source: 2018 AACS.

R 460.19202

Source: 2018 AACS.

R 460.19203

Source: 2018 AACS.

R 460.19204

Source: 2018 AACS.

RATE JUSTIFICATION

R 460.19205

Source: 2018 AACS.

R 460.19206

Source: 2018 AACS.

R 460.19207

Source: 2018 AACS.

R 460.19209

Source: 2018 AACS.

R 460.19210

Source: 2018 AACS.

R 460.19211

Source: 2018 AACS.

R 460.19212

Source: 2018 AACS.

R 460.19213

Source: 2018 AACS.

R 460.19214

Source: 2018 AACS.

R 460.19215

Source: 2018 AACS.

R 460.19216

Source: 2018 AACS.

R 460.19217

Source: 2018 AACS.

R 460.19218

Source: 1984 AACS.

R 460.19219

Source: 1984 AACS.

R 460.19220

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Source: 1984 AACS.

R 460.19221

Source: 1984 AACS.

R 460.19222

Source: 1984 AACS.

R 460.19223

Source: 1984 AACS.

R 460.19224

Source: 2018 AACS.

R 460.19225

Source: 2018 AACS.

R 460.19226

Source: 2018 AACS.

R 460.19227

Source: 2018 AACS.

R 460.19228

Source: 2018 AACS.

TARIFF COMPILATION

R 460.19229

Source: 2018 AACS.

R 460.19230

Source: 2018 AACS.

R 460.19231

Source: 2018 AACS.

R 460.19232

Source: 2018 AACS.

R 460.19233

Source: 2018 AACS.

R 460.19234

Source: 2018 AACS.

R 460.19235

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R 460.19236

Source: 2018 AACS.

R 460.19237

Source: 2018 AACS.

R 460.19238

Source: 2018 AACS.

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R 460.19239
Source: 2018 AACS.

R 460.19240
Source: 2018 AACS.

R 460.19241
Source: 2018 AACS.

R 460.19242
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R 460.19243
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R 460.19244
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R 460.19245
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R 460.19246
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R 460.19247
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R 460.19248
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R 460.19249
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R 460.19250
Source: 2018 AACS.

R 460.19251
Source: 2018 AACS.

R 460.19252
Source: 2018 AACS.

R 460.19253
Source: 2018 AACS.

PART 13. FORMS

R 460.19301
Source: 2018 AACS.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

PUBLIC SERVICE COMMISSION

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GAS SAFETY

PART 1. GENERAL PROVISIONS

R 460.20101

Source: 2014.

R 460.20102

Source: 1998-2000 AACS.

R 460.20103

Source: 1998-2000 AACS.

R 460.20104 Rescission.

Rule 104. R 460.14001 to R 460.14999 of the Michigan Administrative Code, noted on page 1027 of the 1997 Annual Supplement to the 1979 Michigan Administrative Code and appearing on pages 630 to 642 of the 1986 Annual Supplement to the Code, pages 900 to 917, 919 to 921, and 923 to 925 of the 1991 Annual Supplement to the Code, and pages 1175 to 1199 of the 1995 Annual Supplement to the Code, are rescinded.

History: 1998-2000 AACS; 2022 MR 2, Eff. Feb. 1, 2022.

PART 2. SAFETY STANDARDS AND TESTING REQUIREMENTS

R 460.20201

Source: 2019 AACS.

R 460.20202

Source: 1998-2000 AACS.

PART 3. ADDITIONAL MINIMUM SAFETY STANDARDS

R 460.20301

Source: 1998-2000 AACS.

R 460.20302

Source: 2009 AACS.

R 460.20303

Source: 1998-2000 AACS.

R 460.20304

Source: 2019 AACS.

R 460.20305

Source: 1998-2000 AACS.

R 460.20306

Source: 2019 AACS.

R 460.20307

Source: 1998-2000 AACS.

R 460.20308 Customer meters and regulators; location.

Rule 308. The requirements contained in 49 CFR 192.353, which is adopted by reference in R 460.20606, are superseded by all of the following provisions:

- (a) An operator shall install a customer's meter and regulator outside the building, unless any of the following apply:
- (i) The distribution system operates at 10 psig or less and an outside meter set assembly is not practical.
- (ii) The building is a commercial building, industrial building, or apartment building and an outside meter set assembly is not practical.

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- (iii) The building is a row-type house or house where the proximity of adjoining buildings makes outside meter set assemblies impractical.
 - (b) A service line excluded under subdivision (a) of this rule must include an outside above grade riser, if practical.
 - (c) If an outside meter set assembly or an outside above grade riser is installed, then the above grade piping must be designed to prevent an external force applied to the service line from being transferred to and damaging the inside piping.
 - (d) An operator shall install a meter and service regulator, whether inside or outside of a building, in a readily accessible location and shall protect the meter and regulator from corrosion and other damage, including but not limited to, vehicular damage if installed outside a building. An operator shall not install a meter in a bedroom, closet, bathroom, under a combustible stairway, or in an unventilated or inaccessible place.
 - (e) An operator shall ensure that a service regulator installed inside a building is located as near as practical to the point of service line entrance.
 - (f) An operator shall ensure that a meter installed inside a building is located in a ventilated place not less than 3 feet from a source of ignition or heat that might damage the meter.
 - (g) An operator shall ensure that the upstream regulator in a series is located outside of a building unless it is located in a separate metering or regulating building.
- History: 1998-2000 AACS; 2019 AACS; 2022 MR 2, Eff. Feb. 1, 2022.

R 460.20309
Source: 2009 AACS.

R 460.20310
Source: 2019 AACS.

R 460.20311 Test Requirements for pipelines operating below 100 psig.
Rule 311. The requirements contained in 49 CFR 192.509(b), which is adopted by reference in R 460.20606, are superseded by both of the following provisions:

- (a) An operator shall ensure that all mains are to be pressured tested to at least 90 psig or 1 ½ times the proposed maximum allowable operating pressure, whichever is greater.
- (b) An operator shall ensure that the test pressure is maintained at or above the test pressure requirement for the pipeline being tested for not less than 1 hour. However, the operator shall test a relatively short segment for not less than 30 minutes.

History: 1998-2000 AACS; 2022 MR 2, Eff. Feb. 1, 2022.

R 460.20312
Source: 2019 AACS.

R 460.20313
Source: 2019 AACS.

R 460.20314
Source: 2019 AACS.

R 460.20315
Source: 2014.

R 460.20316
Source: 2019 AACS.

R 460.20317
Source: 2019 AACS.

R 460.20318
Source: 2014.

R 460.20319
Source: 2019 AACS.

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R 460.20320
Source: 2009 AACS.

R 460.20321
Source: 2009 AACS.

R 460.20322 Maximum allowable operating pressure of pipeline containing cast-iron pipe.
Rule 322. The requirement contained in 49 CFR 192.621(a)(3), which is adopted by reference in R 460.20606, is superseded by the requirement that a person shall not operate any segment of a pipeline containing cast-iron pipe that has unreinforced bell and spigot joints at a pressure of more than 10 psig.
History: 1998-2000 AACS; 2022 MR 2, Eff. Feb. 1, 2022.

R 460.20323
Source: 1998-2000 AACS.

R 460.20324
Source: 1998-2000 AACS.

R 460.20325
Source: 1998-2000 AACS.

R 460.20326
Source: 2019 AACS.

R 460.20327
Source: 2014.

R 460.20328
Source: 1998-2000 AACS.

R 460.20329 Valve maintenance; distribution systems.
Rule 329. In addition to the requirements contained in 49 CFR 192.747, which is adopted by reference in R 460.20606, an operator shall partially operate a valve that may be necessary for the safe operation of a distribution system, other than plastic valves, at intervals of not more than 15 months, but at least each calendar year.
History: 1998-2000 AACS; 2022 MR 2, Eff. Feb. 1, 2022.

R 460.20330
Source: 1998-2000 AACS.

R 460.20331
Source: 2019 AACS.

R 460.20332
Source: 2019 AACS.

R 460.20335 M
Source: 2019 AACS.

R 460.20338
Source: 2019 AACS.

PART 4. SOUR GAS PIPELINES

R 460.20401
Source: 2003 AACS.

R 460.20402 Materials for pipe and components; requirements.
Rule 402. In addition to the requirements in 49 CFR 192.55, which is adopted by reference in R 460.20606, metallic materials for pipe and other components used to transport sour gas must meet the requirements in the National Association of

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Corrosion Engineers international standard NACE MR0175/ISO 15156, which are adopted by reference in R 460.20605.
History: 1998-2000 AACS; 2003 AACS; 2009 AACS; 2010 AACS; 2022 MR 2, Eff. Feb. 1, 2022.

R 460.20403

Source: 2003 AACS.

R 460.20404

Source: 2003 AACS.

R 460.20405 Valves; qualification for sour gas.

Rule 405. An operator shall ensure that valves that are used for sour gas service are qualified for sour gas service in accordance with the National Association of Corrosion Engineers international standard MR-175/ISO 15156, which is adopted by reference in R 460.20605.

History: 1998-2000 AACS; 2003 AACS; 2009 AACS; 2010 AACS; 2022 MR 2, Eff. Feb. 1, 2022.

R 460.20406

Source: 2003 AACS.

R 460.20407

Source: 2019 AACS.

R 460.20408 Qualification of welding procedures.

Rule 408. In addition to the requirements 49 CFR 192.225, which is adopted by reference in R 460.20606, an operator of pipeline facilities used in the transportation of sour gas shall use welding procedures that conform to the welding provisions of the National Association of Corrosion Engineers international standard NACE MR0175/ISO 15156, which is adopted by reference in R 460.20605.

History: 2003 AACS; 2009 AACS; 2010 AACS; 2022 MR 2, Eff. Feb. 1, 2022.

R 460.20409

Source: 2019 AACS.

R 460.20410

Source: 2003 AACS.

R 460.20411

Source: 2003 AACS.

R 460.20412

Source: 2003 AACS.

R 460.20413

Source: 2003 AACS.

R 460.20414

Source: 2003 AACS.

R 460.20415

Source: 2003 AACS.

R 460.20416

Source: 2003 AACS.

R 460.20417

Source: 2003 AACS.

R 460.20418

Source: 2003 AACS.

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R 460.20419

Source: 2014.

R 460.20420

Source: 2014.

R 460.20421

Source: 2003 AACS.

R 460.20422

Source: 2003 AACS.

R 460.20423

Source: 2003 AACS.

R 460.20424

Source: 2003 AACS.

R 460.20425

Source: 2009 AACS.

R 460.20426

Source: 2003 AACS.

R 460.20427

Source: 2003 AACS.

R 460.20428

Source: 2003 AACS.

R 460.20429

Source: 2003 AACS.

R 460.20430

Source: 2009 AACS.

R 460.20431

Source: 2003 AACS.

PART 5. RECORDS AND REPORTS

R 460.20501 Records.

Rule 501. (1) An operator shall maintain the information generated by any recordkeeping requirement in these rules within the state at the operating headquarters office of each service area and shall make the information available to the commission and its staff for inspection and copying upon request.

(2) An operator shall maintain all of the following additional records:

(a) Maps and records showing the locations of pipelines and service lines, including lines that have been abandoned but not removed.

(b) An up-to-date schematic drawing of station piping, which must be available at each aboveground pressure-regulating station containing buried station components.

(3) In addition to the requirements contained in 49 CFR 192.603(b), which is adopted by reference in R 460.20606, an operator shall establish and maintain records, make reports, and record such information as may be reasonably required to demonstrate that the operator has acted or is acting in compliance with these rules and 49 CFR part 192. The operator shall maintain these records and reports for the time periods prescribed in 49 CFR Part 192; for a minimum of 2 inspection cycles, if applicable; or for a minimum of 5 years, whichever is longer.

(4) The specific record retention requirements for each rule or subrule, if required, are listed in Table 1, and are as follows:

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TABLE 1
GAS SAFETY RECORD RETENTION SCHEDULES

Rule	Record Required	Required Retention Time	Additional Instructions
PART 1: GENERAL PROVISIONS			
460.20101 (1)	No	N/A	None
460.20101 (2)	No	N/A	None
460.20101 (3)	No	N/A	None
460.20102 (a)	No	N/A	None
460.20102 (b)	No	N/A	None
460.20102 (c)	No	N/A	None
460.20102 (d)	No	N/A	None
460.20102 (e)	No	N/A	None
460.20102 (f)	No	N/A	None
460.20102 (g)	No	N/A	None
460.20102 (h)	No	N/A	None
460.20102 (i)	No	N/A	None
460.20102 (j)	No	N/A	None
460.20103 (1)	No	N/A	None
460.20103 (2)	No	N/A	None
460.20103 (3)	No	N/A	None
460.20103 (4)	No	N/A	None
460.20104	No	N/A	None
PART 2: SAFETY STANDARDS AND TESTING REQUIREMENTS			
460.20201 (1)	No	N/A	None
460.20201 (2)	No	N/A	None
460.20201 (3)	No	N/A	None
460.20202 (1)	No	N/A	None
460.20202 (2)	No	N/A	None
460.20202 (3)	No	N/A	None
PART 3: ADDITIONAL MINIMUM SAFETY STANDARDS			
460.20301 (1)	No	N/A	None
460.20301 (2)	No	N/A	None
460.20302 (1)	No	N/A	None
460.20302 (2)	No	N/A	None
460.20302 (3)	No	N/A	None
460.20302 (4)	No	N/A	None
460.20303	No	N/A	None

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460.20304 (a)	Yes	5 year minimum (See additional instructions.)	Consideration shall be given by the operators to maintain these records for the life of the pipeline.
460.20304 (b)	Yes	5 year minimum (See additional instructions.)	Consideration shall be given by the operators to maintain these records for the life of the pipeline.
460.20304 (c)	No	N/A	None
460.20305	Yes	5 year minimum (See additional instructions.)	Operators shall maintain records demonstrating that welders welding pursuant to 49 CFR 192.229(a) have maintained their qualification back to their last destructive test, if longer than 5 years.
460.20306 (1)	Yes	Life of pipeline	None
460.20306 (2)	Yes	Life of pipeline	None
460.20307	No	N/A	None
460.20308 (a)	No	N/A	None
460.20308 (b)	No	N/A	None
460.20308 (c)	No	N/A	None
460.20308 (d)	No	N/A	None
460.20308 (e)	No	N/A	None
460.20308 (f)	No	N/A	None
460.20308 (g)	No	N/A	None
460.20309 (1)	No	N/A	None
460.20309 (2)	No	N/A	None
460.20309 (3)	No	N/A	None
460.20310 (1)	No	N/A	None
460.20310 (2)	No	N/A	None
460.20311 (a)	Yes	5 year minimum	None
460.20311 (b)	Yes	5 year minimum	None
460.20311 (c)	Yes	5 year minimum	None
460.20311 (d)	Yes	5 year minimum	None
460.20312	Yes	5 year minimum (See additional instructions.)	Except that each segment of a steel service line stressed to 20% or more of specified minimum yield strength must be tested pursuant to 49 CFR 192.507. This record must be retained for the life of the facility (49 CFR 192.517(a)).
460.20313 (a)	Yes	5 year minimum	None
460.20313 (b)	Yes	5 year minimum	None
460.20314 (a)	Yes	Life of pipeline	None
460.20314 (b)	Yes	Life of pipeline	None
460.20314 (c)	Yes	Life of pipeline	None
460.20315 (1)	Yes	Life of pipeline	None
460.20315 (2)	Yes	Life of pipeline	None
460.20316 (1)	Yes	Life of pipeline	None
460.20316 (2)	Yes	Life of pipeline	None

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460.20317		RESCINDED	
460.20318 (1)	Yes	5 year minimum	None
460.20318 (2)	Yes	5 year minimum	None
460.20318 (3)	Yes	5 year minimum	None
460.20319	No	N/A (See additional instructions.)	Consideration shall be given by the operators to maintain the most current submission of this record to the commission.
460.20320		RESCINDED	
460.20321		RESCINDED	
460.20322	No	N/A	None
460.20323	Yes	5 year minimum	None
460.20324	No	N/A	None
460.20325	Yes	5 year minimum	None
460.20326 (1)	No	N/A	None
460.20326 (2)	No	N/A	None
460.20327 (a)	Yes	5 year minimum	None
460.20327 (b)	Yes	5 year minimum	None
460.20327 (c)	Yes	5 year minimum	None
460.20328	No	N/A	None
460.20329	Yes	5 year minimum	None
460.20330	No	N/A	None
460.20331 (a)	Yes	Life of pipeline	None
460.20332 (1)	Yes	5 year minimum	None
460.20332 (2)	Yes	5 year minimum	None
460.20335 (1)	No	N/A	None
460.20335 (2)	No	N/A	None
460.20335 (3)	No	N/A	None
460.20335 (4)	No	N/A (See additional instructions.)	Consideration shall be given by the operators to maintain the most current submission of this record to the commission.
460.20335 (5)	No	N/A (See additional instructions.)	Consideration shall be given by the operators to maintain the most current submission of this record to the commission.
460.20338 (1)	No	N/A	None
460.20338 (2)	No	N/A	None
460.20338 (3)	No	N/A	None
460.20338 (4)	No	N/A (See additional instructions.)	Consideration shall be given by the operators to maintain the most current submission of this record to the commission.
PART 4: SOUR GAS PIPELINES			
460.20401 (1)	No	N/A	None
460.20401 (2)	No	N/A	None
460.20401 (3)	Yes	Life of pipeline	None
460.20402	No	N/A	None
460.20403	Yes	Life of pipeline	None

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460.20404 (a)	No	N/A (See additional instructions.)	Consideration shall be given by the operators to maintain this record for the duration of the work requiring the procedure.
460.20404 (b)	No	N/A (See additional instructions.)	Consideration shall be given by the operators to maintain this record for the duration of the work requiring the procedure.
460.20405	No	N/A	None
460.20406	No	N/A	None
460.20407 (a)	No	N/A	None
460.20407 (b)	No	N/A	None
460.20407 (c)	No	N/A	None
460.20407 (d)	No	N/A	None
460.20407 (e)	No	N/A	None
460.20408	Yes	5 year minimum (See additional instructions.)	Consideration shall be given by the operators to maintain these records for the life of the pipeline.
460.20409	Yes	Life of pipeline	None
460.20410	No	N/A	None
460.20411	No	N/A	None
460.20412	Yes	Life of pipeline	None
460.20413	No	N/A	None
460.20414 (a)	No	N/A	None
460.20414 (b)	No	N/A	None
460.20414 (c)	No	N/A	None
460.20415 (a)	No	N/A	None
460.20415 (b)	No	N/A	None
460.20416	Yes	Life of pipeline	None
460.20417	Yes	5 year minimum	None
460.20418	Yes	5 year minimum (See additional instructions.)	For transmission lines, repair records must be maintained pursuant to 49 CFR 192.709.
460.20419	No	N/A (See additional instructions.)	Consideration shall be given by the operators to maintain the most current submission of this record to the commission.
460.20420	No	N/A (See additional instructions.)	Consideration shall be given by the operators to maintain the most current submission of this record to the commission.
460.20421 (a)	Yes	5 year minimum	None
460.20421 (b)	Yes	5 year minimum	None
460.20422	No	N/A (See additional instructions.)	Consideration shall be given by the operators to maintain the most current submission of this record to the commission.
460.20423 (a)	No	N/A (See additional instructions.)	Consideration shall be given by the operators to maintain the most current submission of this record to the commission.
460.20423 (b)	No	N/A (See additional instructions.)	Consideration shall be given by the operators to maintain the most current submission of this record to the commission.
460.20424	Yes	5 year minimum	None
460.20425	Yes	5 year minimum	None

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460.20426	Yes	5 year minimum	None
460.20427 (a)	No	N/A	None
460.20427 (b)	No	N/A	None
460.20428 (1)	Yes	5 year minimum (See additional instructions.)	For transmission lines, repair records must be maintained pursuant to 49 CFR 192.709.
460.20428 (2)	Yes	5 year minimum (See additional instructions.)	For transmission lines, repair records must be maintained pursuant to 49 CFR 192.709.
460.20429	Yes	5 year minimum (See additional instructions.)	For transmission lines, repair records must be maintained pursuant to 49 CFR 192.709.
460.20430	Yes	5 year minimum	None
460.20431	Yes	5 year minimum	None
PART 5: RECORDS AND REPORTS			
460.20501 (1)	No	N/A	None
460.20501 (2)(a)	Yes	Life of pipeline (See additional instructions.)	This record must be maintained for pipelines that are abandoned and not removed.
460.20501 (2)(b)	No	N/A	None
460.20501 (3)	No	N/A (See additional instructions)	Requires an operator to maintain records as may be reasonably required to demonstrate compliance with these rules and 49 CFR part 192. Records shall be maintained for a minimum of 2 inspection cycles or 5 years, whichever is longer; or as otherwise directed on this table.
460.20502 (1)	No	N/A (See additional instructions.)	Consideration shall be given by the operators to maintain this record for the duration of the project.
460.20502 (2)	No	N/A (See additional instructions.)	Consideration shall be given by the operators to maintain this record for the duration of the project.
460.20502 (3)	No	N/A (See additional instructions.)	Consideration shall be given by the operators to maintain this record for the duration of the project.
460.20502 (4)	No	N/A (See additional instructions.)	Consideration shall be given by the operators to maintain this record for the duration of the project.
460.20502 (5)	No	N/A	None
460.20502 (6)	No	N/A	None
460.20503 (1)	No	N/A (See additional instructions.)	Consideration shall be given by the operators to maintain this record for the duration of the incident investigation.
460.20503 (2)	No	N/A (See additional instructions.)	Consideration shall be given by the operators to maintain this record for the duration of the incident investigation.
460.20503 (3)	Yes	5 year minimum	None
460.20504 (1)	No	N/A (See additional instructions.)	Consideration shall be given by the operators to maintain the most current submission of this record to the commission.
460.20504 (2)	No	N/A (See additional instructions.)	Consideration shall be given by the operators to maintain the most current submission of this record to the commission.
PART 6: ADOPTION OF STANDARDS			

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460.20601 (1)	No	N/A	None
460.20601 (2)	No	N/A	None
460.20602 (a)	No	N/A	None
460.20602 (b)	No	N/A	None
460.20602 (c)	No	N/A	None
460.20602 (d)	No	N/A	None
460.20603	No	N/A	None
460.20604	No	N/A	None
460.20605	No	N/A	None
460.20606 (1)	No	N/A	None
460.20606 (2)	No	N/A	None

History: 1998-2000 AACCS; 2019 AACCS; 2022 MR 2, Eff. Feb. 1, 2022.

R 460.20502

Source: 2019 AACCS.

R 460.20503 Reports of incidents; telephonic notice to the commission staff.

Rule 503. (1) At the earliest practicable moment following discovery, an operator shall notify the commission staff of any of the following situations:

- (a) An incident that is reportable pursuant to 49 CFR 191.5, which is adopted by reference in R 460.20606.
 - (b) An event resulting in estimated property damage of \$10,000.00 or more including loss to the operator and others, or both, but excluding the cost of gas lost. As used in this subdivision, an “event” means on or relating to an operator’s facilities that may or may not involve a release of gas.
 - (c) An event resulting in the loss of service to more than 100 customers.
 - (d) An event involving a customer’s gas facility that results in a fatality or an explosion causing structural damage.
 - (e) An event resulting in an unintentional release of gas estimated by the operator to be 1 million cubic feet or more or an unintentional activation of an emergency shutdown system of any portion of a compressor station involving a release of gas.
 - (f) An event that causes the pressure of any portion of a pipeline system to rise above its maximum allowable operating pressure plus the build-up allowed for operation of pressure limiting or control devices.
 - (g) An event that receives or is likely to receive extensive news coverage or is significant in the judgment of the operator, even though it did not meet the criteria of subdivision (a), (b), (c), (d), (e) or (f) of this subrule. This subdivision is not subject to the penalty provisions of section 11 of 1969 PA 165, MCL 483.161.
- (2) If additional information is received by the operator after the initial report that indicates a different cause, more serious injury, or more serious property damage than was initially reported, then the operator shall make a supplemental telephone report to the commission staff as soon as practicable.

(3) When requested by the commission staff, an operator shall supplement a report made in accordance with subrule (1) of this rule within a reasonable time, with a written report giving full details, such as the cause of the incident or occurrence, the extent of injuries or damage, and the steps taken, if any, to prevent a recurrence of the incident or occurrence.

History: 1998-2000 AACCS; 2014 AACCS; 2019 AACCS; 2022 MR 2, Eff. Feb. 1, 2022.

R 460.20504 Reports.

Rule 504. (1) An operator shall concurrently submit a written report that is required to be filed with any federal agency by 49 CFR part 191, which is adopted by reference in R 460.20606, to the commission at P.O. Box 30221, Lansing, Michigan 48909-0221 or as directed by the commission staff.

(2) An operator required to submit an annual report in accordance with 49 CFR 191.11 and 49 CFR 191.17, which are adopted by reference in R 460.20606 of these rules, shall also submit a supplemental report to the commission staff. In the supplemental report, the operator shall subdivide the information in the reports required under 49 CFR 191.11 and 49 CFR 191.17 into specific regions identified by the commission staff. The staff shall identify and communicate these regions to the operator by the end of the calendar year for which the reports are being submitted. As used in this rule, “regions” means geographical, operational, or functional areas of the operator’s system. These supplemental reports are to be submitted no later than the dates required in 49 CFR 191.11 and 49 CFR 191.17 and in a similar format.

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History: 1998-2000 AACS; 2019 AACS; 2022 MR 2, Eff. Feb. 1, 2022.

PART 6. ADOPTION OF STANDARDS

R 460.20601

Source: 2019 AACS.

R 460.20602 Names, addresses, and phone numbers of organizations.

Rule 602. The names, addresses, and phone numbers of organizations that sponsor or publish documents that have been adopted by reference in these rules are as follows:

- (a) American Petroleum Institute (API), 200 Massachusetts Avenue, Washington, D.C. 20001-5571, (Phone number: 202-682-8000).
- (b) American Society of Mechanical Engineers (ASME), Two Park Avenue, New York, New York 10016-5990, (Phone number: 800-843-2763), or contact its publishing division, 22 Law Drive, P.O. Box 2900, Fairfield, New Jersey 07007, (Phone number: 973-882-1167).
- (c) National Association of Corrosion Engineers International (NACE), 15385 Park Ten Place, Houston, Texas 77084, (Phone number: 281-228-6200) or (Phone number: 800-797-6223).
- (d) U.S. Department of Transportation Pipeline and Hazardous Materials Safety Administration (PHMSA), East Building, 2nd Floor, 1200 New Jersey Avenue, SE, Washington, D.C. 20590, (Phone number: 202-366-0656) or (Phone number: 800-467-4922). To order a standard published in the Code of Federal Regulations (CFR), contact the Government Publishing Office, Superintendent of Documents, Attention: New Orders, P.O. Box 371954, Pittsburgh, Pennsylvania 15250-7954, (202-512-1803), or visit the website at <http://bookstore.gpo.gov>.

History: 1998-2000 AACS; 2003 AACS; 2009 AACS; 2010 AACS; 2019 AACS; 2022 MR 2, Eff. Feb. 1, 2022.

R 460.20603 American petroleum institute standard; adoption by reference.

Rule 603. The following American Petroleum Institute standard is adopted by reference in these rules and is available at the price listed:

API standard 1104 titled “Welding of Pipelines and Related Facilities,” (20th edition, October 2005, including errata 1 (2007) and errata 2 (2008)), at a cost as of the time of adoption of these rules of \$304.00. Registered and authorized representatives of regulated pipeline operators may also view this edition of API standard 1104 without charge on the API website at www.api.org.

History: 1998-2000 AACS; 2003 AACS; 2009 AACS; 2010 AACS; 2014 AACS; 2019 AACS; 2022 MR 2, Eff. Feb. 1, 2022.

R 460.20604

Source: 2019 AACS.

R 460.20605

Source: 2019 AACS.

R 460.20606 Pipeline and hazardous materials safety administration standards; adoption by reference.

Rule 606. (1) The following pipeline and hazardous materials safety administration standard is adopted by reference in these rules and may be ordered from the U.S. Government Publishing Office via the internet at <http://bookstore.gpo.gov/products/cfr-title-49-pt-1-99-code-federal-regulationspaper2020> at a cost at the time of adoption of these rules of \$66.00. The standard is also available for public inspection and distribution at the price listed from the Michigan Public Service Commission, 7109 W. Saginaw Highway, Lansing, Michigan 48917: 49 CFR part 40 entitled “Procedures for Transportation Workplace Drug and Alcohol Testing Programs,” (October 1, 2020 edition), at a cost as of the time of adoption of these rules of \$66.00.

(2) The following Office of Pipeline and Hazardous Materials Safety Administration standards are adopted by reference in these rules and may be ordered from the U.S. Government Publishing Office via the internet at <http://bookstore.gpo.gov/products/cfr-title-49-pt-178-199-code-federal-regulationspaper2020> at a cost at the time of adoption of these rules of \$60.00 for a single volume that contains all of the standards. The standards are also available for public inspection and distribution at the price listed from the Michigan Public Service Commission, 7109 W. Saginaw Highway, Lansing, MI 48917:

- (a) 49 CFR part 191 entitled “Transportation of Natural and Other Gas by Pipeline: Annual Reports, Incident Reports, and Safety-related Condition Reports,” (October 1, 2020 edition).

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(b) 49 CFR part 192 entitled “Transportation of Natural and Other Gas by Pipeline: Minimum Federal Safety Standards,” (October 1, 2020 edition).

(c) 49 CFR part 199 entitled “Drug and Alcohol Testing,” (October 1, 2020 edition).

History: 1998-2000 AACS; 2001 AACS; 2003 AACS; 2006 AACS; 2009 AACS; 2010 AACS; 2014 AACS; 2019 AACS; 2022 MR 2, Eff. Feb. 1, 2022.

DEPARTMENT OF TRANSPORTATION

BUREAU OF URBAN AND PUBLIC TRANSPORTATION

MOTOR BUS TRANSPORTATION

R 474.1

Source: 2019 AACS.

R 474.2

Source: 2019 AACS.

R 474.3

Source: 2019 AACS.

R 474.4

Source: 2019 AACS.

R 474.5

Source: 2019 AACS.

R 474.6

Source: 2019 AACS.

R 474.7

Source: 2019 AACS.

DEPARTMENT OF TRANSPORTATION

BUREAU OF URBAN AND PUBLIC TRANSPORTATION

STATE RAIL LINE DIVESTITURE

R 474.51

Source: 1998-2000 AACS.

R 474.52

Source: 1998-2000 AACS.

R 474.53

Source: 1998-2000 AACS.

R 474.54

Source: 1998-2000 AACS.

R 474.55

Source: 1998-2000 AACS.

R 474.56

Source: 1998-2000 AACS.

R 474.57

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Source: 1998-2000 AACS.

R 474.58

Source: 1998-2000 AACS.

R 474.59

Source: 1998-2000 AACS.

DEPARTMENT OF TRANSPORTATION

BUREAU OF URBAN AND PUBLIC TRANSPORTATION

MOTOR BUS TRANSPORTATION

R 474.101

Source: 2018 AACS.

R 474.102

Source: 2018 AACS.

R 474.103

Source: 2018 AACS.

R 474.104

Source: 2018 AACS.

R 474.105

Source: 2018 AACS.

R 474.106

Source: 2018 AACS.

DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES

PUBLIC SERVICE COMMISSION

TELECOMMUNICATION SERVICES

PART 1. GENERAL PROVISIONS

R 484.1

Source: 2005 AACS.

R 484.2

Source: 2005 AACS.

PART 2. RECORDS AND REPORTS

R 484.21

Source: 2005 AACS.

R 484.22

Source: 2005 AACS.

R 484.23

Source: 2005 AACS.

R 484.24

Source: 2005 AACS.

PART 3. CUSTOMER RELATIONS

R 484.31

Source: 2005 AACS.

R 484.32

Source: 2005 AACS.

R 484.33

Source: 2005 AACS.

R 484.34

Source: 2005 AACS.

PART 4. ENGINEERING

R 484.41

Source: 2005 AACS.

R 484.42

Source: 2005 AACS.

R 484.43

Source: 2005 AACS.

R 484.44

Source: 2005 AACS.

PART 5. MAINTENANCE

R 484.51

Source: 2005 AACS.

R 484.52

Source: 2005 AACS.

R 484.53

Source: 2005 AACS.

R 484.54

Source: 2005 AACS.

PART 6. QUALITY OF SERVICE

R 484.61

Source: 2005 AACS.

R 484.62

Source: 2005 AACS.

R 484.63

Source: 2005 AACS.

R 484.64

Source: 2005 AACS.

R 484.65

Source: 2005 AACS.

R 484.66

Source: 2005 AACS.

R 484.67

Source: 2005 AACS.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

PUBLIC SERVICE COMMISSION

UNBUNDLED NETWORK ELEMENT AND LOCAL INTERCONNECTION SERVICES

PART 1. GENERAL PROVISIONS

R 484.71 Applicability.

Rule 1. These rules apply to the provision of unbundled network elements and local interconnection services by an incumbent local exchange carrier to other providers which are used in the provision of basic local exchange service. These rules do not alter the scope or terms of any preexisting performance remedy plan and performance measurements approved by the commission.

History: 2010 AACS; 2013 AACS; 2016 AACS; 2019 AACS; 2022 MR 5, Eff. Apr. 19, 2022.

R 484.72 Definitions.

Rule 2. (1) As used in these rules:

- (a) “Act” means the Michigan telecommunications act, 1991 PA 179, MCL 484.2101 to MCL 484.2603.
- (b) “Federal act” means the Telecommunications Act of 1996, Public Law 104-104.
- (c) “Incumbent local exchange carrier” or “ILEC” means that term as defined in 47 USC 251(h) and required to comply with the additional obligations in 47 USC 251(c).
- (d) “Interconnection agreement” means an agreement between 2 or more providers entered into under sections 251 and 252 of the federal act, 47 USC 251 and 252.
- (e) “Provider” means a person, firm, partnership, corporation, or other entity that provides basic local exchange service as defined by section 102(b) of the act, MCL 484.2102.

(2) A term defined in the act has the same meaning when used in these rules.

History: 2010 AACS; 2013 AACS; 2016 AACS; 2019 AACS; 2022 MR 5, Eff. Apr. 19, 2022.

R 484.73 Expiration.

Rule 3. These rules expire 3 years from the effective date of the rules. The commission may, prior to the expiration of the rules, promulgate new rules.

History: 2010 AACS; 2013 AACS; 2016 AACS; 2019 AACS; 2022 MR 5, Eff. Apr. 19, 2022.

PART 2. PROVISION OF UNBUNDLED NETWORK ELEMENTS AND LOCAL INTERCONNECTION

R 484.74 Quality standards.

Rule 4. (1) The quality standards for the provision of unbundled network elements and local interconnection by an ILEC must be either of the following:

- (a) Those standards in a preexisting performance remedy plan for an ILEC and performance measurements approved by the commission in an industrywide proceeding in Michigan, regardless of whether all providers participate in the plan.
- (b) If a plan specified in subdivision (a) of this subrule does not exist for the ILEC, then the performance remedy plan and performance measurements negotiated or arbitrated by the parties in an interconnection agreement approved by the commission.

(2) Nothing in this rule entitles a provider to participate in a plan if the plan is not incorporated into its commission-approved interconnection agreement.

History: 2010 AACS; 2013 AACS; 2016 AACS; 2019 AACS; 2022 MR 5, Eff. Apr. 19, 2022.

R 484.75 Remedies.

Rule 5. Nothing in this rule adds to or detracts from the remedies available to a provider under the plans referenced in R 484.74, the act, or the federal act.

History: 2010 AACS; 2013 AACS; 2016 AACS; 2019 AACS; 2022 MR 5, Eff. Apr. 19, 2022.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

PUBLIC SERVICE COMMISSION

BASIC LOCAL EXCHANGE SERVICE CUSTOMER MIGRATION

PART 1. GENERAL PROVISIONS

R 484.81 Applicability.

Rule 1. These rules apply to the timely and complete transfer of an end user from 1 provider of basic local exchange service to another provider.

History: 2010 AACCS; 2013 AACCS; 2016 AACCS; 2019 AACCS; 2022 MR 5, Eff. June 17, 2022.

R 484.82 Exclusions.

Rule 2. Nothing in these rules prohibits providers from adopting more stringent standards in an interconnection agreement or other stand alone agreement.

History: 2010 AACCS; 2013 AACCS; 2016 AACCS; 2019 AACCS; 2022 MR 5, Eff. June 17, 2022.

R 484.83 Definitions.

Rule 3. (1) As used in these rules:

- (a) "Act" means the Michigan telecommunications act, 1991 PA 179, MCL 484.2101 to 484.2603.
- (b) "Basic local exchange service" or "local exchange service" or "service" means the provision of an access line and usage within a local calling area for the transmission of high-quality 2-way interactive switched voice or data communication.
- (c) "Business day" means a day on which a provider's office is scheduled to be open for business.
- (d) "Business hours" means the times that a provider's office is scheduled to be open for business. As scheduled business days and hours may vary, the schedule to be followed by each provider is the one posted on its website.
- (e) "Commission" means the Michigan public service commission.
- (f) "Customer service record" or "customer service information" means account information including, but not limited to, the customer's address, features, services, equipment, directory listings, and network information, as appropriate.
- (g) "Directory service provider" means the entity that receives or implements the local service provider's directory service requirements for the end user, including white page listings, and may also include providing end user directory assistance.
- (h) "End user" means the retail subscriber of a telecommunication service.
- (i) "End user's authorization" means the data or record indicating that the end user has authorized a new local service provider to change the end user's service provider or view the end user's customer service record.
- (j) "Federal act" means the Telecommunications Act of 1996, Public Law 104-104.
- (k) "Interconnection agreement" means an agreement between 2 or more providers entered into under sections 251 and 252 of the federal act, 47 USC 251 and 252.
- (l) "Line level" means features or activities associated with a specific line.
- (m) "Local service provider" means the provider that administers and bills local exchange and related services for the end user, and includes both of the following:
 - (i) A new local service provider.
 - (ii) An old local service provider.
- (n) "Local service request" means an industry standard document used among providers to request installation, changes, or disconnections of local services.
- (o) "Loop" or "Unbundled loop" means the transmission facility between the network interface on a subscriber's premises and the main distribution frame in the servicing central office.
- (p) "Loss notification" means provider notification initiated by the underlying network service provider at the completion of a service migration to notify the old local service provider of the loss of end user facilities.
- (q) "New local service provider" means the planned or actual provider of record following the completion of the migration process.
- (r) "New underlying network service provider" means a provider that provides some or all of the facilities and equipment components used to make up an end user's local telecommunications service following the completion of the migration process or the potential network service provider prior to service migration.
- (s) "Number portability" means the ability of users of telecommunications services to retain, at the same location, existing

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telecommunications numbers without impairment of quality, reliability, or convenience when switching from 1 telecommunications provider to another.

(t) “Old local service provider” means the provider of record prior to the migration process or the current local service provider prior to service migration.

(u) “Old underlying network service provider” means a provider that provides some or all of the facilities and equipment components used to make up an end user’s local telecommunications service prior to the migration process or the current network service provider prior to service migration.

(v) “Plain old telephone service” means the provision of a standard telephone line and telephone number, as subscribed to by a residential or small business end user.

(w) “Primary interexchange carrier” or “primary interexchange carriers” means the provider or providers designated by a wire line end user to carry intraLATA and/or interLATA long distance traffic.

(x) “Provider” means a person, firm, partnership, corporation, or other entity that provides basic local exchange service as defined by section 102(b) of the act, MCL 484.2102.

(y) “Service configuration” means identification of the type of serving arrangement used by the local service provider to provide service to the end user, including resale, facility-based service, and other arrangements.

(z) “Service provider” means each provider involved in supplying service to an end user, including local service providers or underlying network service providers, or both.

(aa) “Underlying network service provider” means a provider that provides some or all of the facilities and equipment components used to make up an end user’s local telecommunications service, including both of the following:

(i) A new underlying network service provider.

(ii) An old underlying network service provider.

(2) A term defined in the act has the same meaning when used in these rules.

History: 2010 AACCS; 2013 AACCS; 2016 AACCS; 2019 AACCS; 2022 MR 5, Eff. June 17, 2022.

R 484.84 Expiration.

Rule 4. These rules expire 3 years from the effective date of the rules. The commission may promulgate new rules at any time.

History: 2010 AACCS; 2013 AACCS; 2016 AACCS; 2019 AACCS; 2022 MR 5, Eff. June 17, 2022.

PART 2. TRANSFER OF END USER BY PROVIDERS

R 484.85 Migration responsibilities of local service providers.

Rule 5. (1) Each service provider shall maintain a publicly accessible website with all of the following information:

(a) All applicable processes and procedures for end user migration.

(b) Company contact escalation list, which shall include a company contact for operational issues and a contact for escalation of those issues.

(2) The old local service provider shall release any assigned telephone numbers associated with the end user’s service that are properly requested in accordance with industry standards and federal law.

(3) Except for migrations described in 47 CFR 64.1120(e), the new local service provider shall communicate directly with the end user, receive the end user’s authorization to switch service providers, and provide all pertinent information to the end user associated with the end user migration.

(4) The new local service provider is responsible for the coordination required to migrate the end user. The underlying network service providers shall promptly provide necessary support and assistance to migrate the end user. Neither the old local service provider nor underlying network service provider shall interfere in the transfer or otherwise use this opportunity to win back the customer.

(5) Before requesting a customer service record, the new local service provider or authorized agent shall have obtained an end user’s authorization.

(6) All providers shall follow industry standard procedures and federal law for porting an end user’s telephone number and processing to actual completion the migration of the end user upon receipt of an accurate request from the new local service provider. For requests received outside of business hours, the date and time of receipt shall be considered to be the beginning of the next business day.

(7) When local exchange service to be migrated is currently provided using resale or local wholesale arrangements, the old underlying network service provider shall provide a loss notification to the old local service provider upon completion of a request.

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- (8) Upon completion of the service order, the old underlying network service provider shall unlock the end user's E911 records that are being migrated, within industry standard or federally mandated timeframes, whichever is earlier. The new underlying network service provider shall assure the new E911 database record is accurately entered into the E911 database and that the database is locked.
- (9) Directory listing information shall be submitted by the new local service provider to the directory service provider using a local service request or other mutually agreeable format. If the old local service provider is a facilities-based provider and directory listing migration capabilities are not available from the directory service provider, then the old local service provider shall remove its listings upon completion of a local service request to migrate local service. The new local service provider shall ensure that the directory listing information is accurate.
- (10) The new local service provider may reuse an unbundled loop upon request if reuse is technically feasible. Any of the following exclusions shall apply:
- (a) The new local service provider has made all reasonable efforts to obtain the circuit identification for reuse, and the circuit identification information was not provided by the old local service provider.
 - (b) Upgrade or downgrade of existing facilities is required.
- (11) The old local service provider shall release the circuit identification and facilities for reuse when the existing circuit or facilities are no longer needed by the old local service provider to provide service to the migrating end user or any other end user that is currently using those facilities.
- (12) The old local service provider shall not retain a requested facility for possible future use.
- (13) An unbundled loop shall be considered released for reuse when the old local service provider provides the circuit identification for release.
- (14) Subject to subrule (10) of this rule, when requested, and reuse of the unbundled loop facility is available, the old local service provider shall provide the circuit identification number with the associated telephone number for the requested unbundled loop facility to the new local service provider as part of the customer service record or firm order confirmation response. To order the reuse of an unbundled loop facility, the new local service provider shall furnish the circuit identification number on the local service request issued to the new underlying network service provider.
- (15) If the new local service provider requests reuse of the unbundled loop facility, and it is not available, then the old local service provider shall use best efforts to indicate as part of the customer service record or firm order confirmation response the reason why the unbundled loop is not reusable.
- (16) The local service providers and underlying network service providers involved in the transfer shall maintain accurate unbundled loop circuit identification information and customer service record content, as applicable, to the end user service to facilitate migration activity as described in these rules.
- (17) The underlying network service provider shall notify the local service providers involved in the transfer of changes affecting information contained in this rule within 5 business days of completion of the transfer.
- History: 2010 AACS; 2013 AACS; 2016 AACS; 2019 AACS; 2022 MR 5, Eff. June 17, 2022.

R 484.86 Exchanging customer service information.

- Rule 6. (1) Unless otherwise agreed to by the providers involved, all of the following shall be the responsibility of the local service providers in any migration of an end user's local service.
- (a) The new local service provider may request and receive the customer service record information, which may include a request for circuit identification with associated telephone number from the old local service provider as part of the customer service record or firm order confirmation.
 - (b) To the extent resale and local wholesale arrangement information is available via current pre-order functionality in the underlying network service provider's operational support systems and is made available under current local business practice, it shall be made available to all new local service providers upon request and acknowledgement of end user permission. Underlying network service provider customer service record information might not reflect all end user services subscribed and received from the old local service provider.
 - (c) Customer service record requests shall only be submitted after proper authorization from the end user to review the end user's account and only with the intent to obtain information to facilitate the migration of local service.
 - (d) A customer service request or local service request shall not be used by a local service provider to trigger retention activity. The new local service provider shall not be required to share a copy of the end user's authorization with the old local service provider prior to receipt of the records, but shall retain records for a reasonable period of time to resolve issues about proper use of operational support systems or to assist in the resolution of a claim of unauthorized transfer, should one arise.
 - (e) All responses to customer service record requests shall be provided promptly, without unreasonable delay, and consistent with federal law.
 - (f) The deadline for submitting service requests shall be posted on a provider's website.

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- (g) Upon receiving a local service request, the receiving provider shall issue either a confirmation or rejection of an electronic request within the time required by federal law.
- (h) A provider may require a customer service record request to include some or all of the following:
 - (i) Billed assigned telephone number.
 - (ii) Acknowledgement of end user consent to review the customer service record or customer service information.
 - (iii) End user name.
 - (iv) Contact information detailing to whom, how, and where to respond with the customer service record or customer service information.
 - (v) A telephone number and person to contact for questions about the customer service record or customer service information request.
 - (vi) The name of the company requesting the customer service record or customer service information.
 - (vii) The date and time the request was sent.
 - (viii) Indication whether circuit identification with associated telephone number is requested for loop reuse.
 - (ix) Indication whether directory information is requested.
- (i) The old local service provider shall provide to the new local service provider all of the following information in addition to the fields required by federal law when applicable:
 - (i) Account level information including the following:
 - (A) Billing telephone number.
 - (B) Complete customer billing name and address.
 - (C) Directory listing information, including address and listing type, to the extent that it is maintained by the old local service provider.
 - (D) Complete service address including floor, suite, unit, or similar designation.
 - (E) Type of service.
 - (ii) Line level information shall include all services and features associated with the service provider, including the following:
 - (A) Assigned telephone number, which identifies all telephone numbers that are billed on the account.
 - (B) Current primary interexchange carrier selections including freeze status.
 - (C) Local freeze status, if offered.
 - (D) All vertical features such as custom calling features identified in a manner so that the new local service provider can understand to which products and services the end user currently subscribes.
 - (E) Other service options, such as lifeline, 900 blocking, toll blocking, remote call forwarding, and off premises extensions, if applicable.
 - (F) Service configuration information.
 - (G) Identification of the local service or underlying network service provider when different from the provider providing the response.
 - (H) Identification of any data services on the migrating end user's line or any other services such as alarm services that utilize the unbundled loop.
 - (I) Circuit identification with associated telephone number, provided with the customer service record, when requested and the unbundled loop is not being used for other services.
 - (J) Indication as to whether any circuit identifications are not reusable and therefore not provided.
 - (K) Type of service.
 - (j) If requested, the old local service provider shall provide the network information, including loop circuit identification (when the unbundled loop is available for reuse) and associated telephone number, with the customer service record or firm order confirmation. When service components such as loop and directory services are currently being provided to the end user by an entity other than the local service provider or the underlying network service provider the customer service record shall also include identification of those components and the associated service provider.
 - (k) The transmission of customer service records and customer service information requests and information shall be through electronic facsimile, electronic mail, electronic data interchange, graphical user interface, or any other means negotiated between the 2 providers. The transmission of customer service records and customer service information requests shall not be by voice telephone call. All providers shall, at a minimum, allow transmission of customer service record requests by facsimile.

History: 2010 AACS; 2013 AACS; 2016 AACS; 2019 AACS; 2022 MR 5, Eff. June 17, 2022.

R 484.87 Order process requirements.

Rule 7. All migration and ordering processes between providers shall follow the applicable industry standards and comply with federal law.

History: 2010 AACS; 2013 AACS; 2016 AACS; 2019 AACS; 2022 MR 5, Eff. June 17, 2022.

R 484.88 Service quality standards.

Rule 8. (1) Upon receipt of an accurate request from the new local service provider, the old local service provider shall port the telephone number and, if requested, transfer the unbundled loop to the new local service provider within the specified time period listed in subdivisions (a) and (b) of this subrule, unless a later due date is requested. If the old local service provider reschedules the original due date without the consent of the new local service provider, or the old local service provider fails to complete the migration by the original due date, the original due date shall be the one measured against. The following apply to due dates:

(a) Due dates for migrations involving number portability with or without a loop. For a migration request involving 1 to 18 lines, the due date is a monthly average of 4 business days after a request is made. Any migration request involving 19 or more lines involving number portability with or without a loop is a project for which a due date shall be negotiated.

(b) Due dates for migrations involving a simple port request only, for example, not for orders that require other facilities, such as loops. For a migration involving a simple port, the due date is the date required by 47 CFR 52.35. For migration involving simple ports for 2 to 30 lines, the old local service provider shall send a firm order confirmation within 24 hours and complete the porting of the telephone number to the new local service provider within 3 business days of the firm order confirmation. Any migration request that involves simple ports for 31 or more lines is a project for which a due date shall be negotiated.

(2) The provider shall keep records on provisioning due dates that are not met. This measurement shall be reported by the provider at an order level for resale plain old telephone service, and at a feature or circuit level for resale specials and local wholesale arrangements. The records shall be available for review upon the request of commission staff.

(3) Data used to measure performance concerning due dates shall not include misses caused by either of the following:

(a) Action or inaction of the new local service provider or the end user.

(b) The number portability administration center.

History: 2010 AACS; 2013 AACS; 2016 AACS; 2019 AACS; 2022 MR 5, Eff. June 17, 2022.

PART 3. REMEDIES, WAIVER, AND GENERAL EXEMPTIONS

R 484.89 Remedies.

Rule 9. (1) If, after 3 consecutive months, a provider fails to meet 1 or more of the standards as set forth by these rules for each of the 3 months, then the provider shall notify commission staff within 10 days of such failure and the commission shall require the provider to take corrective action. This corrective action shall include, but is not limited to, the 2-part report described as follows:

(a) Part 1 of the report shall be a “root-cause” analysis of the reported level of performance, explaining why the reported performance failed to meet applicable service quality standard or standards.

(b) Part 2 of the report shall be a “corrective action plan.” The plan shall be based on the causes for substandard performance identified in part 1, and it shall define actions proposed to bring performance up to a level at or above the applicable standard. This plan shall have a 90-day timeline within which the provider commits to bring its performance up to a level at or above the applicable standard.

(2) A provider shall deliver its 2-part report to the commission staff within 30 days after it files the report showing a failure to meet the prescribed standards. Unless otherwise requested by the commission staff, the provider shall provide a status report for each month thereafter until the provider meets the applicable service quality standard.

(3) This rule does not prohibit a provider from seeking commission action against another provider, nor does it prohibit the commission from investigating a provider’s compliance under its own motion under the act.

(4) Violation of these rules may result in penalties issued under section 601 of the act, MCL 484.2601.

History: 2010 AACS; 2013 AACS; 2016 AACS; 2019 AACS; 2022 MR 5, Eff. June 17, 2022.

R 484.90 Waiver and general exemptions.

Rule 10. (1) A provider may petition for a permanent or temporary waiver or exception from these rules when qualifying circumstances beyond the control of the provider render compliance impossible or when compliance would be unduly economically burdensome or technologically infeasible.

(2) Qualifying circumstances include any of the following:

(a) The problem is or was attributable to an “act of God.” The term “act of God” includes events such as any of the following:

(i) Flood.

(ii) Lightning.

(iii) Tornado.

(iv) Earthquake.

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- (v) Fire.
 - (vi) Blizzard.
 - (vii) Ice storm.
 - (viii) Widespread electrical power outage.
 - (ix) Other unusual natural or man-made disasters.
 - (b) There is a work stoppage or other work action, beyond the control of the provider, that causes or caused a significant reduction in hours worked.
 - (c) The problem occurs or occurred during a major failure. A major failure is a single event or occurrence that is not the direct result of action taken by the provider and that generates out-of-service reports affecting 100 or more access lines.
 - (d) The problem is or was caused by either the end user or by malicious damage to facilities by a third party outside the control of the provider.
 - (3) A provider may request a temporary waiver in order to have sufficient time to implement procedures and systems to comply with these rules.
 - (4) The provider shall notify the commission, in writing, within 20 business days of such an event that it intends to invoke the occurrence of an event described in subrule (2) of this rule. The notification to the commission shall include all of the following information:
 - (a) Specific description of the event and general impact.
 - (b) Date or dates of the event.
 - (c) Location affected, such as exchanges or wire centers.
 - (d) Estimated number of customers affected.
 - (5) The commission staff shall have 10 business days following the notification to advise the provider, in writing, of a dispute concerning the validity of the company's invocation of an event described in subrule (2) of this rule and the reasons for such dispute. If the dispute cannot be resolved within 10 business days of the commission staff's advice, then the provider shall file an application with the commission within 10 business days thereafter for resolution of the dispute.
- History: 2010 AACS; 2013 AACS; 2016 AACS; 2019 AACS; 2022 MR 5, Eff. June 17, 2022.

OPERATOR SERVICE PROVIDERS

- R 484.101**
Source: 1996 AACS.
- R 484.102**
Source: 1996 AACS.
- R 484.103**
Source: 1996 AACS.
- R 484.104**
Source: 1996 AACS.
- R 484.105**
Source: 1996 AACS.
- R 484.106**
Source: 1996 AACS.
- R 484.107**
Source: 1996 AACS.
- R 484.108**
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- R 484.109**
Source: 1996 AACS.
- R 484.110**
Source: 1996 AACS.

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R 484.111
Source: 1996 AACS.

R 484.112
Source: 1996 AACS.

PAYPHONE SERVICE

R 484.151
Source: 1996 AACS.

R 484.152
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R 484.153
Source: 1996 AACS.

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R 484.155
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PRIVACY STANDARDS FOR TELECOMMUNICATION SERVICES

R 484.201
Source: 2011 AACS.

R 484.202
Source: 2011 AACS.

R 484.203
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R 484.204
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R 484.208
Source: 2011 AACS.

BILLING STANDARDS FOR BASIC RESIDENTIAL TELECOMMUNICATION SERVICE

PART 1. GENERAL PROVISIONS

R 484.301
Source: 2011 AACS.

R 484.302
Source: 2011 AACS.

R 484.303
Source: 1996 AACS.

PART 2. PROHIBITED ACTIVITIES

R 484.321
Source: 2011 AACS.

R 484.322
Source: 2011 AACS.

PART 3. BILLING AND PAYMENT STANDARDS

R 484.331
Source: 2011 AACS.

R 484.332
Source: 2011 AACS.

R 484.333
Source: 2011 AACS.

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R 484.337
Source: 2011 AACS.

PART 4. SECURITY DEPOSITS, SERVICE OBLIGATIONS, AND PREPAYMENT OF SERVICES

R 484.341
Source: 2011 AACS.

R 484.342
Source: 2011 AACS.

PART 5. CUSTOMER ACCESS TO INFORMATION

R 484.351
Source: 2011 AACS.

R 484.352
Source: 2011 AACS.

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R 484.353
Source: 2011 AACS.

PART 6. INVESTIGATIONS AND INFORMAL COMPLAINT PROCEDURES

R 484.361
Source: 2011 AACS.

R 484.362
Source: 2011 AACS.

PART 7. FORMAL COMPLAINTS

R 484.371
Source: 2011 AACS.

R 484.372
Source: 2011 AACS.

R 484.373
Source: 2011 AACS.

PART 8. SHUTOFF OF SERVICE

R 484.381
Source: 2011 AACS.

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R 484.383
Source: 2011 AACS.

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R 484.386
Source: 2011 AACS.

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TELECOMMUNICATION SERVICES

PART 1. GENERAL PROVISIONS

R 484.401
Source: 2005 AACS.

R 484.402
Source: 2005 AACS.

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PART 2. RECORDS, REPORTS, AND TARIFFS

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Source: 2005 AACS.

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Source: 2005 AACS.

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Source: 2005 AACS.

R 484.434
Source: 2005 AACS.

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R 484.440c
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PART 4. ENGINEERING AND PLANNING

R 484.441
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R 484.442
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R 484.444
Source: 2005 AACS.

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PART 5. REPAIR AND INSTALLATION

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Source: 2005 AACS.

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PART 6. MONITORING

R 484.460
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R 484.461
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PART 7. WAIVERS AND EXCEPTIONS

R 484.471
Source: 2005 AACS.

DEPARTMENT OF LABOR AND ECONOMIC GROWTH

DIRECTOR'S OFFICE

MICHIGAN CHILDREN'S PROTECTION REGISTRY RULES

R 484.501
Source: 2005 AACS.

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R 484.512
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PART 1.GENERAL PROVISIONS

R 484.519
Source: 2011 AACS.

R 484.520
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Source: 2011 AACS.

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Source: 2011 AACS.

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Source: 2011 AACS.

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PART 6. MONITORING

R 484.561
Source: 2011 AACS.

R 484.561
Source: 2011 AACS.

PART 7. WAIVERS AND EXCEPTIONS

R 484.571
Source: 2011 AACS.

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TELECOMMUNICATION SERVICES – LICENSE TRANSFER PROCEDURES

R 484.601
Source: 2008 AACS.

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MICHIGAN PUBLIC SERVICE COMMISSION

PROCEDURES FOR TELECOMMUNICATIONS ARBITRATIONS AND MEDIATIONS

PART 1. GENERAL PROVISIONS

R 484.701
Source: 2011 AACS.

R 484.702
Source: 2011 AACS.

PART 2. ARBITRATION

R 484.703
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R 484.706
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R 484.710
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EMERGENCY 9-1-1 SERVICE STANDARDS OF TRAINING

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R 484.802
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PART 2: TRAINING REQUIREMENTS

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Source: 2012 AACS.

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PART 1. GENERAL PROVISIONS

R 484.901
Source: 2019 AACS.

R 484.902
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R 484.903
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R 484.904
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R 484.905
Source: 2019 AACS.

R 484.906
Source: 2019 AACS.

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

PUBLIC SERVICE COMMISSION

**RESPONSIBILITIES OF PROVIDERS OF BASIC LOCAL EXCHANGE SERVICE THAT CEASE TO PROVIDE
THE SERVICE**

PART 1. GENERAL PROVISIONS

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R 484.1002
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R 484.1003
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**PART 2. RESPONSIBILITIES OF PROVIDERS AND WHOLESALE PROVIDERS INVOLVED IN A
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Source: 2020 AACS.

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R 484.1006
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R 484.1007
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PART 3. REMEDIES

R 484.1009
Source: 2020 AACS.

BANKS

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R 487.1101
Source: 1998-2000 AACS.

R 487.1102
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PART 2. ADMINISTRATION

R 487.1201
Source: 1998-2000 AACS.

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R 487.1204
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R 487.1210
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R 487.1430
Source: 1998-2000 AACS.

PART 5. REGULATION

R 487.1501
Source: 1998-2000 AACS.

R 487.1502
Source: 1998-2000 AACS.

R 487.1503
Source: 1998-2000 AACS.

DEPARTMENT OF TREASURY
BUREAU OF MANAGEMENT SERVICES
STATE DIRECT DEPOSIT PROCESS

R 487.2101
Source: 1994 AACS.

R 487.2102
Source: 1994 AACS.

R 487.2103
Source: 1994 AACS.

R 487.2104
Source: 1994 AACS.

R 487.2105
Source: 1994 AACS.

R 487.2106
Source: 1994 AACS.

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R 487.2107
Source: 1994 AACS.

R 487.2108
Source: 1994 AACS.

R 487.2109
Source: 1994 AACS.

R 487.2110
Source: 1994 AACS.

DEPARTMENT OF LABOR AND ECONOMIC GROWTH
OFFICE OF FINANCIAL AND INSURANCE SERVICES
DEFERRED PRESENTMENT STATEWIDE DATABASE

R 487.2121
Source: 2007 AACS.

R 487.2122
Source: 2007 AACS.

R 487.2123
Source: 2007 AACS.

CREDIT UNIONS

R 490.1
Source: 2005 AACS.

R 490.2
Source: 2005 AACS.

R 490.4
Source: 2005 AACS.

R 490.5
Source: 2005 AACS.

R 490.6
Source: 2005 AACS.

R 490.9
Source: 2005 AACS.

R 490.10
Source: 2005 AACS.

R 490.11
Source: 1997 AACS.

R 490.11a
Source: 2005 AACS.

R 490.12
Source: 2005 AACS.

R 490.15

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Source: 1997 AACS.

R 490.15a

Source: 2005 AACS.

R 490.16

Source: 2005 AACS.

R 490.17

Source: 2005 AACS.

R 490.21

Source: 1997 AACS.

R 490.22

Source: 1997 AACS.

R 490.23

Source: 1997 AACS.

R 490.24

Source: 1979 AC.

R 490.25

Source: 1997 AACS.

R 490.31

Source: 1997 AACS.

R 490.41

Source: 2005 AACS.

R 490.51

Source: 2005 AACS.

R 490.52

Source: 2005 AACS.

R 490.81

Source: 2005 AACS.

R 490.82

Source: 2005 AACS.

R 490.94

Source: 2005 AACS.

R 490.95

Source: 2005 AACS.

R 490.96

Source: 2005 AACS.

R 490.97

Source: 2005 AACS.

R 490.98

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Source: 2005 AACS.

R 490.99

Source: 2005 AACS.

R 490.101

Source: 1997 AACS.

R 490.102

Source: 1997 AACS.

R 490.103

Source: 1997 AACS.

R 490.104

Source: 1997 AACS.

R 490.105

Source: 1997 AACS.

R 490.111

Source: 2017 AACS.

R 490.112

Source: 2017 AACS.

R 490.113

Source: 2013 AACS.

R 490.114

Source: 2013 AACS.

R 490.115

Source: 2017 AACS.

R 490.116

Source: 2017 AACS.

R 490.117

Source: 2013 AACS.

R 490.118

Source: 2013 AACS.

SAVINGS AND LOAN ASSOCIATIONS

R 491.101

Source: 2013 AACS.

R 491.110

Source: 2013 AACS.

R 491.115

Source: 2013 AACS.

R 491.120

Source: 2013 AACS.

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R 491.125
Source: 2013 AACS.

R 491.130
Source: 2013 AACS.

R 491.135
Source: 2013 AACS.

R 491.140
Source: 2013 AACS.

R 491.145
Source: 2013 AACS.

R 491.150
Source: 2013 AACS.

R 491.155
Source: 2013 AACS.

R 491.160
Source: 2013 AACS.

R 491.165
Source: 2013 AACS.

R 491.170
Source: 2013 AACS.

R 491.175
Source: 2013 AACS.

R 491.180
Source: 2013 AACS.

R 491.185
Source: 2013 AACS.

R 491.190
Source: 2013 AACS.

R 491.195
Source: 2013 AACS.

R 491.197
Source: 2013 AACS.

DEPARTMENT OF INSURANCE AND FINANCIAL SERVICES
FINANCIAL INSTITUTIONS BUREAU
REGULATORY LOAN LICENSEES

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R 493.1
Source: 2020 AACS.

R 493.5
Source: 2020 AACS.

R 493.10
Source: 2020 AACS.

R 493.11
Source: 2020 AACS.

R 493.12
Source: 2020 AACS.

R 493.13
Source: 1983 AACS.

R 493.14
Source: 2020 AACS.

R 493.15
Source: 2020 AACS.

R 493.16
Source: 2020 AACS.

R 493.20
Source: 2020 AACS.

R 493.22
Source: 2020 AACS.

R 493.24
Source: 2020 AACS.

R 493.95
Source: 2020 AACS.

SECONDARY MORTGAGE LICENSEES

R 493.101
Source: 1998-2000 AACS.

R 493.102
Source: 1998-2000 AACS.

R 493.110
Source: 1998-2000 AACS.

R 493.111
Source: 1998-2000 AACS.

R 493.112
Source: 1998-2000 AACS.

R 493.113
Source: 1998-2000 AACS.

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R 493.114

Source: 1998-2000 AACS.

R 493.120

Source: 1998-2000 AACS.