



ADVISORY BULLETIN

March 21, 2022

Supersedes March 7, 2022

Transfer of Marijuana Between Equivalent Licenses

The transfer of marijuana products between equivalent licenses is allowed in accordance with the administrative rules.

Rule 1 (1) in the Marijuana Operations Rule Set - R 420.201 (1)

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

- Marijuana grower license of any class issued under the Michigan Regulation and Taxation of Marijuana Act (MRTMA) and a grower license of any class issued under the Medical Marijuana Facilities Licensing Act (MMFLA).
- Marijuana processor license issued under the MRTMA and a processor license issued under the MMFLA.
- Marijuana retailer license issued under the MRTMA and a provisioning center license issued under the MMFLA.
- Marijuana secure transporter license issued under the MRTMA and a secure transporter license issued under the MMFLA.
- Marijuana safety compliance facility license issued under the MRTMA and a safety compliance facility license issued under the MMFLA.

Rule 14 in the Marijuana Operations Rule Set - R 420.214

The agency may authorize licensees who hold equivalent licenses to transfer marijuana product between the inventory of their marijuana facility and the inventory of their marijuana establishment. This applies if they hold marijuana grower/grower, marijuana processor/processor, or marijuana retailer/provisioning center equivalent licenses.

Rule 14(3) in the Marijuana Operations Rule Set - R 420.214(3)

The agency shall publish a specific start date, end date, and other requirements for the transfer of marijuana product between equivalent licenses.

Beginning December 1, 2019:

- **Growers** may transfer not more than 50% of their passed inventory between their co-located marijuana facility and their marijuana establishment **every 30 days**. All product transferred must have passed test results in the statewide monitoring system. **Effective April 8, 2020, the Cannabis Regulatory Agency**



ADVISORY BULLETIN

March 21, 2022

Supersedes March 7, 2022

will not permit any caregiver-produced product to enter into the adult-use market. Any equivalent license inventory transfers including caregiver-produced product submitted to the Cannabis Regulatory Agency will be denied. This does not include products derived from seeds or seedlings.

- **Growers** may transfer up to 50% of plants from each growth stage – flowering and vegetative – between their marijuana facility and their marijuana establishment **every 60 days**. All mature plants transferred from a medical marijuana facility to its equivalent adult-use marijuana establishment will count towards the total number of plants allowed for that adult-use marijuana establishment. Plant transfers must be approved by the Operations Support Section of the Marijuana Regulatory Agency which will provide guidance to licensees regarding the transfer process. Seeds, tissue cultures, and clones that do not meet the definition of a marijuana plant do not require MRA approval for transfer. **Effective April 8, 2020, the Cannabis Regulatory Agency will not permit any caregiver-produced plants to enter into the adult-use market. Any equivalent license inventory transfers including caregiver-produced plants submitted to the Cannabis Regulatory Agency will be denied. This does not include products derived from seeds or seedlings.**
- **Processors** may transfer not more than 50% of their passed finished product between their co-located marijuana facility and their marijuana establishment. All product transferred must have passed test results in the statewide monitoring system for whichever license type it is intended to be transferred to. **Effective April 8, 2020, the Cannabis Regulatory Agency will not permit any caregiver-produced product to enter into the adult-use market. Any equivalent license inventory transfers including caregiver-produced product submitted to the Cannabis Regulatory Agency will be denied.**
- **Marijuana sales locations** may transfer not more than 50% between their co-located provisioning center and their marijuana retailer – **every 30 days** – of each product type (marijuana-infused product, marijuana concentrate, buds, etc.) that has been in inventory for a minimum of 30 days. All product transferred must have passed test results entered in the statewide monitoring system for whichever license type it is intended to be transferred to. **Effective April 8, 2020, the Cannabis Regulatory Agency will not permit any caregiver-produced product to enter into the adult-use market. Any equivalent license inventory transfers including caregiver-produced product submitted to the Cannabis Regulatory Agency will be denied.**

To request an equivalent license transfer, email CRA-compliance@michigan.gov with the

This advisory bulletin does not constitute legal advice. Licensees should seek legal counsel to ensure their operations comply with all applicable laws and administrative rules.



ADVISORY BULLETIN

March 21, 2022

Supersedes March 7, 2022

subject line “Request to transfer product to equivalent license”. The email must include one of the completed forms below for the appropriate transfer.

[Blank Plant Transfer Request](#)

[Blank AU to MED Transfer Request Form](#)

[Blank MED to AU Transfer Request Form](#)

One-Time Transfer of Marijuana When a Medical License is Expiring

The agency may authorize a one-time transfer of marijuana and/or marijuana product from an expiring medical license to an active equivalent and commonly owned adult-use license. When an existing medical license is expiring and the licensee is not renewing, the licensee may request approval to transfer their medical inventory to their active equivalent license with common ownership. In this circumstance, the licensee can transfer up to 100% of their plants or test-passed product if that product meets the required standards. Standards are based upon the type of license to which the product is intended to be transferred. Co-location is not a requirement for a one-time transfer due to medical license expiration, provided the licenses are equivalent with common ownership.

The request must be made at least one week prior to the expiration of the medical license (including the 60-day grace period) and can be made no earlier than one month prior to the expiration of the medical license (including the 60-day grace period). Requests made earlier than one month may be denied. All products must meet the testing and THC-level requirements for the adult-use market. **The CRA will not permit any caregiver-produced product to enter the adult-use market.** The licensee may be required to provide proof that they do not intend to renew the expiring medical license.

To request a one-time transfer of product from an expiring medical license to an equivalent and commonly owned adult-use license, email CRA-compliance@michigan.gov with the subject line “Request to transfer product from an expiring medical license.” The email must include the following information:

- The license number of the transferring marijuana facility.
- The license number of the marijuana establishment receiving the transferred product.
- The marijuana package tag number, weight, and name of the product.

This advisory bulletin does not constitute legal advice. Licensees should seek legal counsel to ensure their operations comply with all applicable laws and administrative rules.



ADVISORY BULLETIN

March 21, 2022

Supersedes March 7, 2022

Additional Information Regarding the Transfer of Marijuana Between Equivalent Licenses

Product transferred from a provisioning center to a marijuana retailer shall not exceed the maximum THC concentrations allowed under the MRTMA, listed in the table below:

The Maximum Active Delta 9 THC Concentrations for Adult-Use Marijuana-Infused Products		
	Per Serving	Per Container
Gummies, baked goods, etc.	10 mg	100 mg
Capsules, tinctures, etc.	10 mg	200 mg
Topical products including lubricants, spa products, lotions, balms or rubs	N/A	N/A
Products not listed	10 mg	100 mg

Marijuana and marijuana product transferred between a provisioning center and a marijuana retailer shall be labeled in accordance with the administrative rules.

Rule 4 in the Marijuana Sale or Transfer Rule set - R 420.504 (1)

Before a marijuana product is sold or transferred to or by a marijuana sales location, the container, bag, or product holding the marijuana product must be sealed and labeled with all of the following information

- 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.
- The name and the marijuana license number of the licensee that packaged the product, including business or trade name, if different from the producer of the marijuana product.
- Date of harvest, if applicable.

This advisory bulletin does not constitute legal advice. Licensees should seek legal counsel to ensure their operations comply with all applicable laws and administrative rules.



ADVISORY BULLETIN

March 21, 2022

Supersedes March 7, 2022

- Name of strain, if applicable.
- Net weight in United States customary or metric units.
- 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%.
- Activation time expressed in words or through a pictogram.
- Name of the laboratory that performed passing compliance testing on the product in final form and any test analysis date.
- The universal symbol for marijuana product published on the agency's website.
- A warning that includes all the following statements:
 - "It is illegal to drive a motor vehicle while under the influence of marijuana."
 - "National Poison Control Center 1-800-222-1222."
 - For products being sold by a marijuana 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."
 - 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."
 - 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."

The marijuana, marijuana plant or marijuana product package transfers between facility and establishment must be in accordance with this bulletin and the administrative rules. All transfers must be tracked in the statewide monitoring system (Metrc).

Medical products will bear the yellow Metrc package label when transferred. Once the package has been accepted into the establishment's inventory, a new package will need to be created which bears the blue Metrc package label.



ADVISORY BULLETIN

March 21, 2022

Supersedes March 7, 2022

Adult-use products will bear the blue Metrc package label and when transferred. Once the package has been accepted into the facility's inventory, a new package will need to be created which bears the yellow Metrc package label.

All marijuana, marijuana plants and marijuana product transferred between a facility to an establishment under this bulletin are required to be sold and transferred by the marijuana establishment in accordance with the administrative rules.

These transfers shall occur for the time period beginning December 1, 2019, and until such time as the agency publishes an advisory bulletin notifying all licensees that the effect of this bulletin has been terminated.

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

For more information about the Cannabis Regulatory Agency, please visit www.michigan.gov/CRA