

**TITLE 9. HEALTH SERVICES**  
**CHAPTER 18. DEPARTMENT OF HEALTH SERVICES**  
**ADULT-USE MARIJUANA PROGRAM**

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## ARTICLE 1. GENERAL

### R9-18-101. Definitions

In addition to the definitions in A.R.S. § 36-2850, the following definitions apply in this Chapter unless otherwise stated:

1. “Accreditation” means being deemed as technically competent under ISO 17025 by the:
  - a. American Association of Laboratory Accreditation,
  - b. Perry Johnson Laboratory Accreditation,
  - c. ANSI National Accreditation Board, or
  - d. International Accreditation Services.
2. “Accuracy testing” means a mechanism in which a marijuana testing facility performs testing on samples with known characteristics, prepared by the marijuana testing facility, to determine the ability of a marijuana facility agent of the marijuana testing facility to analyze samples within specific acceptance criteria.
3. “Acquire” means to obtain through any type of transaction and from any source.
4. “Analyte” means a specific substance for which testing is performed by a marijuana testing facility.
5. “Applicant” means:
  - a. An individual submitting an application for a marijuana facility agent license;
  - b. An entity submitting an application for a marijuana establishment license, to change a marijuana establishment license, or for an approval to operate a marijuana establishment; or
  - c. An individual or entity submitting an application for a marijuana testing facility license, for an approval to test, or for an approval to change parameters.
6. “Batch” means:
  - a. When referring to cultivated marijuana, a specific lot of marijuana grown from one or more seeds or cuttings that are planted and harvested at the same time;
  - b. When referring to marijuana products, a specific amount of a marijuana product infused, manufactured, or prepared for sale from the same set of ingredients at the same time; and
  - c. When referring to testing of marijuana or a marijuana product, a specific set of samples prepared and tested during the same run using the same equipment.
7. “Batch number” means a unique numeric or alphanumeric identifier assigned to a batch by a marijuana establishment when:

- a. The batch of marijuana is planted; or
  - b. The batch of a marijuana product is infused, manufactured, or prepared for sale.
8. “Calendar day” means each day, not including the day of the act, event, or default from which a designated period of time begins to run, but including the last day of the period unless it is a Saturday, Sunday, statewide furlough day, or legal holiday, in which case the period runs until the end of the next day that is not a Saturday, Sunday, statewide furlough day, or legal holiday.
9. “Change” means:
- a. When used in relation to a marijuana facility agent license, adding or deleting information about a marijuana facility agent;
  - b. When used in relation to a place, moving to a different location;
  - c. When used in relation to a marijuana establishment license, adding or removing the activities that a licensee is approved to do at the marijuana establishment’s retail site, cultivation site, or manufacturing site;
  - d. When used in relation to parameters, revising a marijuana testing facility’s standard operating procedures or quality assurance plan, required in R9-18-409(B), due to:
    - i. Adding or removing a parameter,
    - ii. Altering a testing method, or
    - iii. Using a different instrument for performing a test; and
  - e. When used in relation to testing results, altering the testing results in any way and for any reason.
10. “Commercial device” means the same as in A.R.S. § 3-3401.
11. “Contaminant” means matter, pollutant, hazardous substance, or other substance that is not intended to be part of marijuana or a marijuana product.
12. “Cultivation site” means the single off-site location where marijuana may be cultivated and processed and where marijuana products may be manufactured for a marijuana establishment.
13. “Current photograph” means an image of an individual, taken no more than 60 calendar days before the submission of the individual’s application, in a Department-approved electronic format capable of producing an image that:
- a. Has a resolution of at least 600 x 600 pixels but not more than 1200 x 1200 pixels;
  - b. Is 2 inches by 2 inches in size;

- c. Is in natural color;
  - d. Is a front view of the individual's full face, without a hat or headgear that obscures the hair or hairline;
  - e. Has a plain white or off-white background; and
  - f. Has between 1 and 1 3/8 inches from the bottom of the chin to the top of the head.
14. "Dispensary" means the same as "nonprofit medical marijuana dispensary" in A.R.S. § 36-2801.
15. "Edible food product" means a substance, beverage, or ingredient used or intended for use or for sale in whole or in part for human oral consumption.
16. "Entity" means the same as in A.R.S. § 29-2102.
17. "Inhalable" means intended for use through intake into the lungs of an individual.
18. "Laboratory" means a facility in which testing of a substance is performed through chemical analyses or microbial analyses to determine the level of contaminants in the substance.
19. "License" means the same as in A.R.S. § 41-1001.
20. "Manufacturing site" means the single off-site location where marijuana products may be manufactured and packaged and marijuana and marijuana products stored for a marijuana establishment.
21. "Parameter" means the combination of a particular type of sample with a specific instrument or equipment by which the sample will be tested for a specific analyte or characteristic.
22. "Proficiency testing" means a mechanism in which samples with known characteristics are submitted to a marijuana testing facility for analysis to determine the ability of a marijuana facility agent of the marijuana testing facility to analyze samples within specific acceptance criteria.
23. "Proficiency testing service" means an independent company or other person with ISO/IEC 17043:2010 certification, that:
- a. Is the source for samples with known characteristics for proficiency testing, and
  - b. Assesses the acceptability of the testing results generated by a marijuana facility agent of a marijuana testing facility from the samples with known characteristics during proficiency testing.
24. "Retail site" means the single location at which a marijuana establishment may sell marijuana and marijuana products to consumers, cultivate marijuana, and manufacture

marijuana products.

25. “Sample” means:
- a. A representative portion of a larger quantity marijuana or a marijuana product,
  - b. A specific quantity of a substance or set of substances to be used for testing purposes, or
  - c. To collect the representative portion in subsection (25)(a).

26. “Time/temperature control for safety food” means the same as in the Food Code: 2017 Recommendations of the United States Public Health Service, Food and Drug Administration, § 1-201.10.

~~26.~~27. “Working day” means a Monday, Tuesday, Wednesday, Thursday, or Friday that is not a state holiday or a statewide furlough day.

**R9-18-103. Time-frames**

- A.** Within the administrative completeness review time-frame for each type of approval in Table 1.1, the Department shall:
1. Issue:
    - a. A marijuana facility agent license;
    - b. An initial marijuana establishment license;
    - c. Renewal of a marijuana establishment license;
    - d. An approval to operate a marijuana establishment;
    - e. An approval to change the location of a marijuana establishment’s retail site;
    - f. An approval to add or change the location of a marijuana establishment’s cultivation site or manufacturing site;
    - g. An approval to change the activities that a licensee may do at the marijuana establishment’s retail site, cultivation site, or manufacturing site;
    - h. An initial marijuana testing facility license;
    - i. Renewal of a marijuana testing facility license;
    - j. An approval for testing; or
    - k. An approval to add a parameter;
  2. Provide a notice of administrative completeness to an applicant; or
  3. Provide a notice of deficiencies to an applicant, including a list of the information or documents needed to complete the application.
- B.** An application for approval to operate a marijuana establishment is not complete until the date the applicant states on a written notice provided to the Department according to R9-18-304 that

- the marijuana establishment is ready for an inspection by the Department.
- C.** An application for approval to make a change to a marijuana establishment license is not complete until the date the applicant states on a written notice provided to the Department according to R9-18-306 that the marijuana establishment is ready for an inspection by the Department.
- D.** A marijuana testing facility's application for approval for testing is not complete until the date the applicant states on a written notice provided to the Department according to R9-18-403 that the marijuana testing facility is ready for an inspection by the Department.
- E.** If the Department provides a notice of deficiencies to an applicant:
1. The administrative completeness review time-frame and the overall time-frame are suspended from the date of the notice of deficiencies until the date the Department receives the missing information or documents from the applicant, and
  2. The Department shall consider the application withdrawn if the applicant does not submit the missing information or documents to the Department within the time-frame in Table 1.1.
- F.** Within the substantive review time-frame for each type of approval in Table 1.1, the Department:
1. According to subsection (H), shall issue or deny:
    - a. A marijuana facility agent license, marijuana establishment license renewal, or marijuana testing facility license; or
    - b. Approval to operate a marijuana establishment, approval to make a change to the marijuana establishment license, approval for testing, or approval to add a parameter;
  2. Shall notify an applicant for an initial marijuana establishment license according to subsection (H)(3)(b)(i) or (4), as applicable;
  3. May complete an inspection that may require more than one visit to a marijuana establishment;
  4. May complete an inspection that may require more than one visit to a marijuana testing facility; and
  5. May make one written comprehensive request for more information, unless the Department and the applicant agree in writing to allow the Department to submit supplemental requests for information.
- G.** If the Department issues a written comprehensive request or a supplemental request for information:
1. The substantive review time-frame and the overall time-frame are suspended from the

date of the written comprehensive request or the supplemental request for information until the date the Department receives all of the information requested, and

2. The applicant shall submit to the Department all of the information and documents listed in the written comprehensive request or supplemental request for information within 10 ~~working days after the date of the comprehensive written request or supplemental request for information~~ the time-frame in Table 1.1.

**H.** The Department shall issue:

1. The following, as applicable, if the Department determines that the applicant complies with A.R.S. Title 36, Chapter 28.2, and this Chapter:
  - a. A marijuana facility agent license;
  - b. Renewal of a marijuana establishment license;
  - c. An approval to operate a marijuana establishment;
  - d. An approval to change the location of a marijuana establishment's retail site;
  - e. An approval to add or change the location of a marijuana establishment's cultivation site or manufacturing site;
  - f. An approval to change an activity that a licensee may do at the marijuana establishment's retail site, cultivation site, or manufacturing site;
  - g. An initial marijuana testing facility license;
  - h. Renewal of a marijuana testing facility license;
  - i. An approval for testing; or
  - j. An approval to add a parameter;
2. For an applicant for a marijuana facility agent license, a denial that includes the reason for the denial and the process for requesting review if:
  - a. The Department determines that the applicant does not comply with A.R.S. Title 36, Chapter 28.2, or this Chapter; or
  - b. The applicant does not submit all of the information and documents listed in the written comprehensive request or supplemental request for information within 10 working days after the date of the comprehensive written request or supplemental request for information;
3. For an applicant for an initial marijuana establishment license, if the Department determines that the marijuana establishment license application complies with A.R.S. Title 36, Chapter 28.2, and this Chapter:
  - a. A marijuana establishment license, if not all available marijuana establishment licenses have been allocated according to the criteria and processes in R9-18-

- 302; or
- b. Written notice that:
    - i. The marijuana establishment license application complies with A.R.S. Title 36, Chapter 28.2, and this Chapter;
    - ii. The applicant was not allocated a marijuana establishment license according to the criteria and processes in R9-18-302 because all available marijuana establishment licenses have been allocated according to the criteria and processes in R9-18-302; and
    - iii. The written notice is not a denial and is not considered a final decision of the Department subject to administrative review; or
4. For an applicant for a marijuana establishment license, an approval to operate, an approval to change the location of a marijuana establishment’s retail site, an approval to add or change the location of a marijuana establishment’s cultivation site or manufacturing site, an approval to change an activity, a marijuana testing facility license, an approval for testing, or an approval to add a parameter, a denial that includes the reason for the denial and the process for administrative review if:
- a. The Department determines that the applicant does not comply with A.R.S. Title 36, Chapter 28.2, or this Chapter; or
  - b. The applicant does not submit all of the information and documents listed in the written comprehensive request or supplemental request for information within 10 working days after the date of the comprehensive written request or supplemental request for information.

**Table 1.1. Time-frames**

Type of approval	Authority (A.R.S. § or A.A.C.)	Overall Time-frame (in working days)	Time-frame for applicant to complete application (in working days)	Administrative Completeness Time-frame (in working days)	Substantive Review Time-frame (in working days)
Applying for a marijuana facility agent license	§ 36-2855 R9-18-201	15	30	5	10
Renewing a marijuana facility agent license	§ 36-2855 R9-18-202	15	15	5	10
Applying for a marijuana establishment license	§ 36-2854 R9-18-303	90	10	30	60



Applying for approval to operate a marijuana establishment	§ 36-2854 R9-18-304	90	90	30	60
Changing the location of a marijuana establishment's retail site or adding or changing a marijuana establishment's cultivation site or manufacturing site location	§ 36-2854 R9-18-306	90	90	30	60
Requesting approval to change an activity	§ 36-2854 R9-18-306	90	90	30	60
Renewing a marijuana establishment license	§ 36-2854 R9-18-307	15	15	5	10
Applying for a marijuana testing facility license	§ 36-2854	90	90	30	60
Applying for approval for testing	§ 36-2854	90	90	30	60
Renewing a marijuana testing facility license	§ 36-2854	15	15	5	10
Applying to add a parameter	§ 36-2854	90	90	30	60

Type of approval	Authority (A.R.S. § or A.A.C.)	Overall Time-frame (in working days)	Time-frame for applicant to complete application (in working days)	Administrative Completeness Time-frame (in working days)	Substantive Review Time-frame (in working days)	Response Time for Request in R9-18-103(G)(2) (in working days)
Applying for a marijuana facility agent license	§ 36-2855 R9-18-201	15	30	5	10	10
Renewing a marijuana facility agent license	§ 36-2855 R9-18-202	15	30	5	10	10
Applying for a marijuana establishment license	§ 36-2854 R9-18-303	90	10	30	25	60
Applying for approval to operate a marijuana establishment	§ 36-2854 R9-18-304	45	90	15	30	10

Changing the location of a marijuana establishment's retail site or adding or changing a marijuana establishment's cultivation site or manufacturing site location	<u>§ 36-2854</u> <u>R9-18-306</u>	<u>90</u>	<u>90</u>	<u>30</u>	<u>60</u>	<u>60</u>
Requesting approval to change an activity	<u>§ 36-2854</u> <u>R9-18-306</u>	<u>90</u>	<u>90</u>	<u>30</u>	<u>60</u>	<u>60</u>
Renewing a marijuana establishment license	<u>§ 36-2854</u> <u>R9-18-307</u>	<u>15</u>	<u>30</u>	<u>5</u>	<u>10</u>	<u>10</u>
Applying for a marijuana testing facility license	<u>§ 36-2854</u>	<u>90</u>	<u>90</u>	<u>30</u>	<u>60</u>	<u>10</u>
Applying for approval for testing	<u>§ 36-2854</u>	<u>90</u>	<u>90</u>	<u>30</u>	<u>60</u>	<u>10</u>
Renewing a marijuana testing facility license	<u>§ 36-2854</u>	<u>15</u>	<u>30</u>	<u>5</u>	<u>10</u>	<u>60</u>
Applying to add a parameter	<u>§ 36-2854</u>	<u>90</u>	<u>90</u>	<u>30</u>	<u>60</u>	<u>60</u>

### ARTICLE 3. MARIJUANA ESTABLISHMENTS

#### R9-18-304. Applying for Approval to Operate a Marijuana Establishment

- A. To apply for approval to operate a marijuana establishment, a principal officer or board member of the entity holding a marijuana establishment license shall electronically submit to the Department, within 18 months after the marijuana establishment license was issued:
1. The following information in a Department-provided format:
    - a. The name and license number of the marijuana establishment;
    - b. The physical address of the marijuana establishment's retail site;
    - c. The county in which the marijuana establishment's retail site is located;
    - d. The marijuana establishment's Transaction Privilege Tax Number issued by the Arizona Department of Revenue;
    - e. The marijuana establishment's proposed hours of operation;
    - f. Which of the following activities the marijuana establishment plans to provide at the retail site:
      - i. Cultivate marijuana;
      - ii. Manufacture marijuana products;
      - iii. Prepare marijuana-infused edible products; or
      - iv. Sell marijuana-infused edible products that are either:
        - (1) A time/temperature control for safety food, or
        - (2) Not prepared in individually packaged containers;
    - f.g. Whether the marijuana establishment agrees to allow the Department to submit supplemental requests for information;
    - g.h. Whether the marijuana establishment's retail site is ready for an inspection by the Department;
    - h.i. If the marijuana establishment's retail site is not ready for an inspection by the Department, the date the marijuana establishment's retail site will be ready for an inspection by the Department;
    - i.j. An attestation that the information provided to the Department to apply for approval to operate a marijuana establishment is true and correct; and
    - j.k. The signature of each principal officer and each board member of the marijuana establishment according to R9-18-301 and the date signed;
  2. A copy of documentation issued by the local jurisdiction to the marijuana establishment authorizing occupancy of the building as a marijuana establishment's retail site, such as a

certificate of occupancy, a special use permit, or a conditional use permit;

3. Documentation, in a Department-provided format, of:
  - a. Ownership of the physical address of the marijuana establishment's retail location, signed and dated within 60 calendar days before the date of application; or
  - b. Permission from the owner of the physical address of the marijuana establishment's retail location for the applicant to operate a marijuana establishment at the physical address, signed, notarized, and dated within 60 calendar days before the date of application;
4. ~~A list of which of the following activities the marijuana establishment is requesting approval to provide at the retail site:~~
  - a. ~~Cultivation;~~
  - b. ~~Manufacturing of marijuana products, or~~
  - c. ~~Manufacturing of edible marijuana products;~~
5. ~~If requesting approval to manufacture edible marijuana products, a copy of the marijuana establishment's license or permit of the location as a food establishment, issued under 9 A.A.C. 8, Article 1;~~
4. A copy of the marijuana establishment's license or permit of the location as a food establishment, issued under 9 A.A.C. 8, Article 1, if the dispensary plans to:
  - a. Prepare marijuana-infused edible food products, as specified in subsection (A)(1)(f)(iii); or
  - b. Sell marijuana-infused edible food products, as specified in subsection (A)(1)(f)(iv);
- 6.5. A site plan drawn to scale of the marijuana establishment's retail site showing streets, property lines of the contiguous premises, buildings, parking areas, outdoor areas if applicable, fences, security features, fire hydrants if applicable, and access to water mains;
- 7.6. A floor plan drawn to scale of the building where the marijuana establishment's retail site is located showing the:
  - a. Layout and dimensions of each room,
  - b. Name and function of each room,
  - c. Location of each hand washing sink,
  - d. Location of each toilet room,
  - e. Means of egress,

- f. Location of each video camera,
  - g. Location of each panic button, and
  - h. Location of natural and artificial lighting sources; and
- ~~8.7.~~ Beginning March 1, 2022, a A certificate of completion of the Department-provided educational training course focusing on the operation of a marijuana establishment for each principal officer and each board member according to R9-18-301:
- ~~9.8.~~ Documentation of the marijuana facility agent license for each principal officer and each board member according to R9-18-301; and
- ~~10.9.~~ The applicable fee in R9-18-102 for applying for an approval to operate.
- B.** The Department shall process, as provided in R9-18-103, a request submitted according to subsection (A) for approval to operate a marijuana establishment.

**R9-18-306. Applying to Change a Marijuana Establishment License**

- A.** ~~On or after April 1, 2021, a A~~ marijuana establishment may submit an application to the Department according to subsections (B) and (C) to request any of the following:
- 1. To change the location of the marijuana establishment's retail site, manufacturing site, or cultivation site;
  - 2. To add a manufacturing site or cultivation site; or
  - 3. To change what the marijuana establishment is approved to do at the retail site, cultivation site, or manufacturing site.
- B.** A marijuana establishment shall submit a separate application to the Department for each request for one of the possible changes in subsection (A).
- C.** To request any of the changes specified in subsection (A), a marijuana establishment shall submit to the Department:
- 1. The following information in a Department-provided format:
    - a. The legal name of the marijuana establishment;
    - b. The marijuana establishment license number for the marijuana establishment;
    - c. Whether the request is for a change in the location of the marijuana establishment's:
      - i. Retail site,
      - ii. Cultivation site, or
      - iii. Manufacturing site;
    - d. As applicable, the anticipated date of the change of location;
    - e. Whether the marijuana establishment is requesting to add a:

- i. Cultivation site and, if so, the physical address of the proposed cultivation site; or
- ii. Manufacturing site and, if so, the physical address of the proposed cultivation site;
- f. The current physical address of the marijuana establishment's retail site, cultivation site, or manufacturing site, as applicable to the request;
- g. Whether the proposed marijuana establishment's retail site or the marijuana establishment's proposed cultivation site or manufacturing site, as applicable, is ready for an inspection by the Department;
- h. If the proposed marijuana establishment's retail site or the marijuana establishment's proposed cultivation site or manufacturing site, as applicable, is not ready for an inspection by the Department, the date the marijuana establishment's retail site or the marijuana establishment's proposed cultivation site or manufacturing site will be ready for an inspection by the Department;
- i. Whether the marijuana establishment is requesting approval for a change in any of the following activities at a current location or include any of the following activities at a new location and, if so, whether the activity is planned to occur at the retail site, or cultivation site:
  - i. On-site cultivation;
  - ii. Manufacturing of marijuana products on-site; ~~or~~
  - iii. Preparation of edible marijuana products; or
  - iv. Sale of marijuana-infused edible products that are either:
    - (1) A time/temperature control for safety food, or
    - (2) Not prepared in individually packaged containers;
- j. Whether the marijuana establishment is requesting approval for a change in any of the following activities at the current location of the manufacturing site or include any of the following activities at a new location:
  - i. Packaging and storing marijuana or marijuana products,
  - ii. Manufacturing of marijuana products on-site, or
  - iii. Preparation of edible marijuana products;
- k. An attestation that the information provided to the Department as part of the application is true and correct; and
- l. The signatures of each principal officer and each board member of the marijuana establishment according to R9-18-301 and the date signed;

2. A copy of documentation issued by the local jurisdiction to the marijuana establishment authorizing occupancy, as applicable, of the building as a marijuana establishment's proposed retail site or of the location as the marijuana establishment's proposed cultivation site or manufacturing site, such as a certificate of occupancy, a special use permit, or a conditional use permit;
3. If requesting to change the location of a marijuana establishment's retail site, cultivation site, or manufacturing site, or when requesting to add a cultivation site or manufacturing site, documentation, in a Department-provided format, of:
  - a. Ownership of the physical address of the proposed marijuana establishment location, signed and dated within 60 calendar days before the days of application; or
  - b. Permission from the owner of the physical address of the proposed location for the marijuana establishment to operate a retail site, cultivation site, or manufacturing site, as applicable, at the physical address, signed, notarized, and dated within 60 calendar days before the days of application;
4. A site plan drawn to scale of the proposed marijuana establishment location showing streets, property lines of the contiguous premises, buildings, parking areas, outdoor areas if applicable, fences, security features, fire hydrants if applicable, and access to water mains;
5. A floor plan drawn to scale of the building of the proposed retail site, cultivation site, or manufacturing site, as applicable, showing the:
  - a. Layout and dimensions of each room;
  - b. Name and function of each room;
  - c. Location of each hand washing sink;
  - d. Location of each toilet room;
  - e. Means of egress;
  - f. Location of each video camera;
  - g. Location of each panic button; and
  - h. Location of natural and artificial lighting sources, as applicable;
6. If requesting approval to prepare edible marijuana products, a copy of the marijuana establishment's license or permit of the location as a food establishment, issued under 9 A.A.C. 8, Article 1;
7. If requesting approval to sell an edible marijuana product that is either of the following, a copy of the marijuana establishment's license or permit of the location as a food

establishment, issued under 9 A.A.C. 8, Article 1:

a. A time/temperature control for safety food, or

b. Not prepared in individually packaged containers; and

7.8. The applicable fee in R9-18-102 for applying for:

a. A change in location,

b. The addition of a cultivation site or manufacturing site, or

c. A change in approved activities at a location.

- D.** If the information and documents submitted by the marijuana establishment comply with A.R.S. Title 36, Chapter 28.2, and this Chapter, the Department shall issue an amended marijuana establishment license that includes the new address of the new location or amended approved activities, as applicable, and retains the expiration date of the previous marijuana establishment license.
- E.** An application to request any of the possible changes in subsection (A) may not be combined with an application for renewing a marijuana establishment license. A separate application is required for each change, and the Department shall process each application separately according to the applicable time-frame established in R9-18-103 and Table 1.1.
- F.** A marijuana establishment shall submit written notification to the Department when the marijuana establishment no longer uses a previously approved cultivation site or manufacturing site.



**Table 3.1. Analytes**

**Key:**

- CAS Number = Chemical Abstract Services Registry number
- CFU = Colony-forming unit, a method to estimate the number of viable bacteria or fungal cells in a sample
- \* = Required for marijuana products only

<b>A. Microbial Contaminants</b>			
<b>Analyte</b>	<b>Maximum Allowable Contaminants</b>		<b>Required Action</b>
<i>Escherichia coli</i>	100 CFU/g		Remediate and retest, or Destroy
<i>Salmonella</i> spp.	Detectable in 1 gram		Destroy
<u><i>Aspergillus flavus</i></u> <u><i>Aspergillus fumigatus</i></u> <u><i>Aspergillus niger</i></u> <u><i>Aspergillus terreus</i></u>	<u>Inhalable: Detectable in 1 gram</u>		<u>Remediate and retest.</u> <u>Remediate and use for preparing an extract or a concentrate, or</u> <u>Destroy</u>
Mycotoxins: Aflatoxin B1, B2, G1, and G2 Ochratoxin A	Marijuana product, except a marijuana product intended for topical application, prepared from an extract or concentrate of marijuana: 20 µg/kg (ppb) of total aflatoxins 20 µg/kg (ppb) of ochratoxin		Destroy
<b>B. Heavy Metals</b>			
<b>Analyte</b>	<b>Maximum Allowable Concentration</b>		<b>Required Action</b>
Arsenic	0.4 ppm		Remediate and retest, or Destroy
Cadmium	0.4 ppm		
Lead	1.0 ppm		
Mercury	1.2 ppm		
<b>C. *Residual Solvents</b>			
<b>Analyte</b>	<b>CAS Number</b>	<b>Maximum Allowable Concentration</b>	<b>Required Action</b>
Acetone	67-64-1	1,000 ppm	Remediate and retest, or Destroy
Acetonitrile	75-05-8	410 ppm	
Benzene	71-43-2	2 ppm	
Butanes (measured as the cumulative residue of n-butane and iso-butane)	106-97-8 and 75-28-5, respectively	5,000 ppm	
Chloroform	67-66-3	60 ppm	
Dichloromethane	75-09-2	600 ppm	
Ethanol	64-17-5	5,000 ppm	
Ethyl Acetate	141-78-6	5,000 ppm	
Ethyl Ether	60-29-7	5,000 ppm	
Heptane	142-82-5	5,000 ppm	
Hexanes (measured as the cumulative residue of n-hexane, 2-methylpentane, 3-methylpentane, 2,2-dimethylbutane, and 2,3-dimethylbutane)	110-54-3, 107-83-5, 96-14-0, 75-83-2, and 79-29-8, respectively	290 ppm	
Isopropyl Acetate	108-21-4	5,000 ppm	

Methanol	67-56-1	3,000 ppm	
Pentanes (measured as the cumulative residue of n-pentane, iso-pentane, and neo-pentane)	109-66-0, 78-78-4, and 463-82-1, respectively	5,000 ppm	
2-Propanol (IPA)	67-63-0	5,000 ppm	
Propane	74-98-6	5,000 ppm	
Toluene	108-88-3	890 ppm	
Xylenes (measured as the cumulative residue of 1,2-dimethylbenzene, 1,3-dimethylbenzene, and 1,4-dimethylbenzene, and the non-xylene, ethyl benzene)	1330-20-7 (95-47-6, 108-38-3, and 106-42-3, respectively, and 100-41-4)	2,170 ppm	

**D. Pesticides, Fungicides, Growth Regulators**

Analyte	CAS Number	Maximum Allowable Concentration	Required Action
Abamectin	71751-41-2	0.5 ppm	Remediate and retest, or Destroy
Acephate	30560-19-1	0.4 ppm	
Acequinocyl	57960-19-7	2.0 ppm	
Acetamiprid	135410-20-7	0.2 ppm	
Aldicarb	116-06-3	0.4 ppm	
Azoxystrobin	131860-33-8	0.2 ppm	
Bifenazate	149877-41-8	0.2 ppm	
Bifenthrin	82657-04-3	0.2 ppm	
Boscalid	188425-85-6	0.4 ppm	
Carbaryl	63-25-2	0.2 ppm	
Carbofuran	1563-66-2	0.2 ppm	
Chlorantraniliprole	500008-45-7	0.2 ppm	
Chlorfenapyr	122453-73-0	1.0 ppm	
Chlorpyrifos	2921-88-2	0.2 ppm	
Clofentezine	74115-24-5	0.2 ppm	
Cyfluthrin	68359-37-5	1.0 ppm	
Cypermethrin	52315-07-8	1.0 ppm	
Daminozide	1596-84-5	1.0 ppm	
DDVP (Dichlorvos)	62-73-7	0.1 ppm	
Diazinon	333-41-5	0.2 ppm	
Dimethoate	60-51-5	0.2 ppm	
Ethoprophos	13194-48-4	0.2 ppm	
Etofenprox	80844-07-1	0.4 ppm	
Etoxazole	153233-91-1	0.2 ppm	
Fenoxycarb	72490-01-8	0.2 ppm	
Fenpyroximate	134098-61-6	0.4 ppm	
Fipronil	120068-37-3	0.4 ppm	
Flonicamid	158062-67-0	1.0 ppm	
Fludioxonil	131341-86-1	0.4 ppm	
Hexythiazox	78587-05-0	1.0 ppm	
Imazalil	35554-44-0	0.2 ppm	
Imidacloprid	138261-41-3	0.4 ppm	
Kresoxim-methyl	143390-89-0	0.4 ppm	
Malathion	121-75-5	0.2 ppm	
Metalaxyl	57837-19-1	0.2 ppm	
Methiocarb	2032-65-7	0.2 ppm	

Methomyl	16752-77-5	0.4 ppm
Myclobutanil	88671-89-0	0.2 ppm
Naled	300-76-5	0.5 ppm
Oxamyl	23135-22-0	1.0 ppm
Paclobutrazol	76738-62-0	0.4 ppm
Permethrins (measured as the cumulative residue of cis- and trans-isomers)	52645-53-1 (54774-45-7 and 51877-74-8)	0.2 ppm
Phosmet	732-11-6	0.2 ppm
Piperonyl_butoxide	51-03-6	2.0 ppm
Prallethrin	23031-36-9	0.2 ppm
Propiconazole	60207-90-1	0.4 ppm
Propoxur	114-26-1	0.2 ppm
Pyrethrins (measured as the cumulative residue of pyrethrin 1, cinerin 1 and jasmolin 1)	8003-34-7 (121-21-1, 25402-06-6, and 4466-14-2)	1.0 ppm
Pyridaben	96489-71-3	0.2 ppm
Spinosad	168316-95-8	0.2 ppm
Spiromesifen	283594-90-1	0.2 ppm
Spirotetramat	203313-25-1	0.2 ppm
Spiroxamine	118134-30-8	0.4 ppm
Tebuconazole	107534-96-3	0.4 ppm
Thiacloprid	111988-49-9	0.2 ppm
Thiamethoxam	153719-23-4	0.2 ppm
Trifloxystrobin	141517-21-7	0.2 ppm

**E. Potency**

Analyte	Labelling	Required Action
Tetrahydrocannabinolic acid (THC-A)	Label claim is not within +/- 20 % of tested value	Revise label as necessary
Delta-9-tetrahydrocannabinol ( $\Delta$ 9-THC)		
Cannabidiolic acid (CBD-A)		
Cannabidiol (CBD)		

**R9-18-313. Edible Food Products**

- A.** A marijuana establishment that prepares, sells, or otherwise transfers marijuana-infused edible food products shall:
1. Before preparing, ~~selling, or otherwise transferring~~ a marijuana-infused edible food product, obtain a license or permit of the location as a food establishment under 9 A.A.C. 8, Article 1;
  2. If the marijuana establishment prepares the marijuana-infused edible food products, ensure that the marijuana-infused edible food products are prepared according to the applicable requirements in 9 A.A.C. 8, Article 1;
  3. If the marijuana-infused edible food products are not prepared at the marijuana establishment, ensure that the other marijuana establishment or dispensary that prepares the marijuana-infused edible products for the marijuana establishment has a current license or permit as a food establishment under 9 A.A.C. 8, Article 1, to prepare marijuana-infused edible food products;
  - ~~4.~~ Before selling marijuana-infused edible food products, obtain a license or permit of the location as a food establishment, issued under 9 A.A.C. 8, Article 1, to sell marijuana-infused edible food products that are either:
    - a. A time/temperature control for safety food, or
    - b. Not prepared in individually packaged containers; and
  - ~~4.5.~~ If a marijuana establishment sells or otherwise transfers marijuana-infused edible food products, ensure that the marijuana-infused edible food products:
    - a. Are sold or otherwise transferred according to applicable requirements in 9 A.A.C. 8, Article 1;
    - b. In compliance with A.R.S § 36-2854(A)(7), contain no more total tetrahydrocannabinol than:
      - i. 10 mg of per serving; or
      - ii. 100 mg per package; and
    - c. If packaged as more than one serving, are:
      - i. Scored or otherwise delineated into standard serving size, and
      - ii. Of homogeneous consistency to ensure uniform disbursement of total tetrahydrocannabinol throughout the edible food product.
- B.** A marijuana establishment is responsible for the content and quality of any edible food product sold or dispensed by the marijuana establishment.