CHEAC Summary

CDPH Emergency Cannabis Regulations

Manufacturing

The California Department of Public Health (CDPH) has re-released emergency regulations focused on the medicinal and adult-use manufacturing of cannabis products throughout California. These regulations are modestly revised from the November 2017 emergency regulations package. Most of the CDPH revisions were "minor technical and grammatical edits." We encourage members to read the entire emergency regulations document released by CDPH; however, a summary of the most relevant revisions is provided below.

Key Revisions Made in Regulations

- Cannabis license applicants may complete one license application, requesting either an A designation (Adult-Use), an M designation (Medical), or both.
- Licensees may engage in commercial cannabis activities with any licensee regardless of their license designation.
- Current regulations allow cannabis products that are not edible products to contain more than 1,000 mg THC. Now, these products can exceed that threshold but not exceed 2,000 mg of THC per package, provided that the product bears a label stating, "FOR MEDICAL USE ONLY" and is only available to medicinal-use customers.

Subchapter 1. General Provisions and Definitions

Definitions (pages 1-9)

- Refines the definition of what manufacturing does not mean to include the placement of a sticker on cannabis products stating "FOR MEDICAL USE ONLY' at a retail premises if the cannabis product is sold to a medicinal-use customer.

Subchapter 4. Products

Requirements for Topical Cannabis Products, Concentrates, and Other Cannabis Products (Page 78)

- Allows cannabis products that are not an edible cannabis product to contain more than 1,000 mg THC but not more than 2,000 mg of THC per package, provided that the cannabis products bears a label stating "FOR MEDICAL USE ONLY" and is only available to medicinal-use customers.

Requirements for Products Containing Alcohol (Page 78)

- Any product that contains more than 0.5% alcohol by volume, and that is not an alcoholic beverage as defined in Business and Professions Code Section 23004, must not be sold in a package larger than two fluid ounces and must include a calibrated dropper or other measuring device.

Informational Panel Labeling Requirements (pages 83-84)

- Requires cannabis product labels for those intended only for sale to medicinal-use customers or contains more than 1,000 mg THC per package to include the statement "FOR MEDICAL USE ONLY."

- No prohibition exists from including additional information on cannabis product informational panels. The content of other cannabinoids or terpenes may be included if such information is verified by the certificate of analysis issued by a licensed testing laboratory.