1301:18-8-09 **Dispensing Medical Cannabis.**

(A) Each dispensary shall ensure the following when dispensing medical cannabis:

(1) Prior to any sale, or the transfer of possession of any cannabis, a registered dispensary employee shall review the individual's:

(a) Valid, government-issued photographic identification containing the individual's date of birth and confirm the following:

(i) The individual is a patient at least eighteen years of age or older or a caregiver at least twenty-one years of age or older;

(ii) The information contained on the individual's identification matches the individual presenting the identification; and

(iii) If applicable, the information contained on the individual's identification matches the information provided in the order.

(b) Documentation evidencing the individual is a registered patient or caregiver; and

(c) If applicable, a veteran or indigent status.

(2) Notwithstanding any other provision, a dispensary shall dispense cannabis in an amount and manner consistent with any instructions for use as determined by the patient's recommending physician.

(3) Unless otherwise limited by a patient's recommending physician pursuant to paragraph (A)(2) of this rule, each dispensary shall not dispense more than the following amount of medical cannabis per day:

(a) To each registered patient:

(i) Ten ounces of medical cannabis plant material; and

(ii) Cannabis products with a total THC content of no more than 60,000 milligrams

(b) To each registered caregiver:

(i) 2.5 ounces of plant material; and

(ii) Cannabis products with a total THC content of no more than 15,000 milligrams

(c) For purposes of sections 3780.36 and 3796.03 of the Revised Code and this paragraph, the following applies:

(i) When determining plant material, the following forms apply:

(a) Cannabis plant material; and

(b) Raw-single serving units.

(ii) Except as provided in this paragraph, all other cannabis products apply towards the medical patient or registered caregiver's cannabis products limitation for total THC content.

(4) The dispensary shall record all patient purchases of cannabis as follows:

(a) For transactions that are at or below 2.5 ounces of plant material and cannabis products with a total THC content of no more than 15,000 milligrams, a dispensary shall record the following information by close of business of the date of the transaction:

(i) All recommendations are serially numbered;

(a) All recommendations which are not refillable, either because of the dispensing of all refills or the length of time since issuance, shall be assigned a new serial number upon an authorization for additional dispensing by a recommending physician.

(ii) Each recommendation is complete.

(iii) Pursuant to rule 1301:18-3-14 of the Administrative Code, the patient record is updated for each sale with the following information:

(a) Dispensary license number;

(b) Dispensary name;

(c) Dispensary address;

(d) Dispensary telephone number;

(e) Date order filled, which shall be the date cannabis is dispensed;

(f) Order number, which shall be the serial number assigned to each cannabis product dispensed to a patient;

(g) Quantity;

(h) Days' supply;

(i) Any amount in excess of a whole day as defined in paragraph (C)(2), shall be rounded to the next full day.

(ii) Product identifier;

(iii)

(iv) Payment code for either cash or third-party provider; and

(v) Drug name, which shall be the brand name of the cannabis.

(b) For purchases in excess of 2.5 ounces of plant material and cannabis products with a total THC content of no more than 15,000 milligrams, each dispensary shall record all information outlined pursuant to this paragraph, contemporaneously with the transaction.

(5) Any and all cannabis sold by the dispensary is documented in the state inventory tracking system.

(6) Each package of cannabis sold is in the original, child resistant and tamper evident packaging intended for direct customer sale as delivered by the originating entity;

(7) Each package of medical cannabis is affixed with the following information:

(a) The dispensary's business name or registered tradename;

(b) The dispensary's license number;

(c) The patient's legal name;

(d) The patient's designated registry number; and

(e) If applicable, the name of the patient’s designated caregiver.

(8) Upon completion of each sale, each customer is furnished with a receipt evidencing the following information:

(a) The dispensary's business name;

(b) The dispensary's license number;

(c) The dispensary’s business address and telephone number;

(d) The time and date of sale;

(e) A complete description of all items purchased;

(f) A complete description of any discounts applied;

(g) If applicable, the dispensary’s return policy; and

(h) Any other information deemed necessary by the division.

Effective:

Five Year Review (FYR) Dates:

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Certification

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Date

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