



## ADMINISTRATIVE RULES OF MONTANA



### **42.39.105 GENERAL LICENSEE REQUIREMENTS**

(1) A licensee must ensure that all employees wear a department-issued worker permit in a clearly visible manner on the outermost layer of clothing while working on behalf of the licensee. A licensee is responsible for the security of all marijuana and marijuana products on a licensed premises, during transit, and under the supervision of the licensee or its employee until the marijuana or marijuana product is sold.

(2) A licensee is responsible for ensuring the department has a current and working email address and a current and valid mailing address on file to receive department correspondence.

(3) A licensee is responsible for providing the department with its hours of operation for each licensed premises. A licensee or its employee must be on-site during hours of operation and must make the licensed premises available to department inspectors during those hours.

(4) A licensee must use a weighing device pursuant to 30-12-203, MCA, and ARM 24.351.101 whenever marijuana is:

- (a) packaged for sale by weight;
- (b) bought and sold by weight; and
- (c) weighed for entry into the seed-to-sale tracking system.

(5) A licensee must establish and maintain and make available for department inspection at all licensed premises written emergency procedures to be followed in case of a fire, chemical spill, or other emergency.

(6) A licensee must maintain and make available for department inspection at all licensed premises the following documentation or information in a single binder, file, or other organized and readily accessible format:

- (a) proof that any signage at the licensed premises complies with local jurisdiction sign ordinances and regulations;
- (b) proof that licensees and employees of licensees are current on the required trainings;
- (c) the emergency procedures required by (5);
- (d) the written security plan required by ARM 42.39.121(1);
- (e) for marijuana manufacturer licensees, the written standard operating procedures required by ARM 42.39.401(16);

(f) for marijuana cultivator licensees, the written standard operating procedures required by ARM 42.39.405(8); and

(g) for marijuana dispensary licensees, a written standard operating procedure for the destruction of returned marijuana or marijuana products.

**Authorizing statute(s):** 16-12-112, MCA

**Implementing statute(s):** 16-12-112, MCA

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**History:** NEW, 2022 MAR p. 82, Eff. 1/1/22.