

Illegal Delivery Services

What, if anything, is being done about the so-called medical marijuana dispensaries that are operating in Nevada?

The Division is aware of illegal marijuana dispensaries/delivery services, and law enforcement works hard to close them down. Patients should beware of illegitimate dispensaries.

Beware of Illegal Marijuana Delivery!

As of July, 2015, there are no certified medical marijuana dispensaries operating in Nevada. Any so-called dispensary, co-op, delivery service or other retail business currently selling and/or delivering medical marijuana is not legal, regulated, certified by the state, or in any way endorsed or supported by the Nevada Division of Public and Behavioral Health.

During 2015, certified medical marijuana dispensaries will begin to open in Nevada. They will be brand new businesses, and their opening will likely be accompanied by a lot of fanfare. The following outlines some ways you can tell if they are legal.

Which are legit, which are not?

- ✓ **Certified dispensaries are walk-in storefronts with clear signage and a distinct medical/pharmaceutical appearance.**
- ✓ **By law, certified dispensaries are required to conspicuously post their State of Nevada medical marijuana establishment registration certificate and their business license. Look for them!**
- ✓ **Certified medical marijuana dispensaries must use the services of an independent testing laboratory to ensure that all marijuana, edible marijuana products and marijuana-infused products sold by the dispensaries are tested for content, quality and potency in accordance with standards established by the Division. Labels on the packages will disclose laboratory findings.**
- ✓ **Packages of usable marijuana products (dried leaves and flowers) in legal dispensaries will bear labels that disclose:**
 - (a) The business or trade name and the medical marijuana establishment registration certificate number of the cultivation facility that cultivated and sold the usable marijuana.
 - (b) The lot number.
 - (c) The date and quantity dispensed, including the net weight measured in ounces and grams or by volume, as appropriate.

- (d) The name and registry identification card number of the patient and, if applicable, the name of his or her designated primary caregiver.
- (e) The name and address of the medical marijuana dispensary.
- (f) The cannabinoid profile and potency levels and terpenoid profile as determined by the independent testing laboratory.
- (g) A warning that states: "This product may have intoxicating effects and may be habit forming."
- (h) The statement: "This product may be unlawful outside of the State of Nevada."
- (i) The date on which the marijuana was harvested.

✓ **Labels on packages containing usable marijuana will also have warnings:**

- (a) "Warning: This product may have intoxicating effects and may be habit forming. Smoking is hazardous to your health."
- (b) "There may be health risks associated with consumption of this product."
- (c) "Should not be used by women who are pregnant or breast feeding."
- (d) "For use only by the person named on the label of the dispensed product. Keep out of the reach of children."
- (e) "Marijuana can impair concentration, coordination and judgment. Do not operate a vehicle or machinery under the influence of this drug."

✓ **Labels on edible marijuana or marijuana-infused products must disclose:**

- (a) The business or trade name and the medical marijuana establishment registration certificate number of the facility for the production of edible marijuana products or marijuana-infused products that manufactured and sold the product.
- (b) The lot numbers of all marijuana used to create the product.
- (c) The batch number of the product.
- (d) The date and quantity dispensed, including the net weight in ounces and grams or by volume, as appropriate.
- (e) The name and registry identification card number of the patient and, if applicable, the name of his or her designated caregiver.

- (f) The name and address of the medical marijuana dispensary.
- (g) The date on which the product was manufactured.
- (h) If the product is perishable, a suggested use-by date.
- (i) The total milligrams of active cannabinoids and terpenoids in the product, as provided by the independent testing laboratory that tested the product.
- (j) A list of all ingredients and all major food allergens as identified in 21 U.S.C. §§ 343.
- (k) A warning that states: "Caution: When eaten or swallowed, the intoxicating effects of this drug may be delayed by 2 or more hours."
- (l) If a marijuana extract was added to the product, a disclosure of the type of extraction process and any solvent, gas or other chemical used in the extraction process, or any other compound added to the extract.
- (m) A warning that states: "This product may have intoxicating effects and may be habit forming."
- (n) A statement that: "This product may be unlawful outside of the State of Nevada."

✓ **The edible marijuana or marijuana-infused product labels will also include the following warnings:**

- (a) "There may be health risks associated with consumption of this product."
- (b) "This product contains or is infused with marijuana or active compounds of marijuana."
- (c) "Should not be used by women who are pregnant or breast feeding."
- (d) "For use only by the person named on the label of the dispensed product. Keep out of the reach of children."
- (e) "Products containing marijuana can impair concentration, coordination and judgment. Do not operate a vehicle or machinery under the influence of this drug."
- (f) "Caution: When eaten or swallowed, the intoxicating effects of this drug may be delayed by two or more hours."

If you are still in doubt, call the Division Medical Marijuana Program at 775-684-3487.