

INDUSTRIAL HEMP GROWERS ACT (EXCERPT)
Act 220 of 2020

333.29403 Regulatory testing facility or compliance monitoring testing facility; requirements; duties; report.

Sec. 403.

- (1) A regulatory testing facility that performs total delta-9-THC testing must do all of the following:
 - (a) Adopt a laboratory quality assurance program that ensures the validity and reliability of the total delta-9-THC test results.
 - (b) Adopt an analytical method selection, validation, and verification procedure that ensures that the total delta-9-THC testing method is appropriate.
 - (c) Demonstrate that the total delta-9-THC testing ensures consistent and accurate analytical performance.
 - (d) Adopt method performance selection specifications that ensure that the total delta-9-THC testing methods are sufficient to detect the total delta-9-THC as required under this act.
 - (e) Report the measurement of uncertainty on the certified report of the total delta-9-THC test.
 - (f) Adopt a total delta-9-THC testing method that includes a postdecarboxylation test or other similar method.
- (2) A compliance monitoring testing facility or regulatory testing facility that performs total delta-9-THC testing shall do both of the following:
 - (a) Ensure that an official hemp sample or unofficial hemp sample is not commingled with any other official hemp sample or unofficial hemp sample.
 - (b) Assign a sample identification number to each official hemp sample or unofficial hemp sample.
- (3) A regulatory testing facility or compliance monitoring testing facility shall report all of the following information to the grower for each test performed:
 - (a) The grower's full name and mailing address.
 - (b) The grower's registration number.
 - (c) Each sample identification number assigned under subsection (1)(h).
 - (d) The testing facility's name and DEA registration number, if applicable.
 - (e) The date the total delta-9-THC testing was completed.
 - (f) The total delta-9-THC.
- (4) The requirement for regulatory testing facilities and compliance monitoring testing facilities to be registered with the DEA is effective on December 31, 2022.

History: 2020, Act 220, Imd. Eff. Oct. 16, 2020 ;-- Am. 2021, Act 4, Imd. Eff. Mar. 24, 2021

Compiler's Notes: In subsection (3)(c), the reference to "subsection (1)(h)" evidently should read "subsection (2)(b)".