

Minnesota Department of Health

ORDER ADOPTING EXEMPT RULES

Adoption of Rules Governing Medical Cannabis and to Implement the Addition of Dried Raw Cannabis as an Approved Delivery Form, Minnesota Rules, Chapter 4770; Revisor's ID Number 4722; OAH Docket Number 5-9000-38107

BACKGROUND INFORMATION

1. The Department of Health has complied with all applicable notice and procedural requirements in Minnesota Statutes, chapter 14, Minnesota Rules, chapter 1400, and other applicable law.

2. The Department allowed for public comments and submissions. The Office of Administrative Hearings received 36 written comments on the rules. No persons requested a public hearing. The agency received no requests for notice of submission to the Office of Administrative Hearings.

3. The use of the exempt rulemaking process under Minnesota Statutes, section 14.386, for these rules is authorized by Laws of Minnesota 2021, chapter 30, article 3, section 32, which is codified at Minnesota Statutes, section 152.26(b). These rules are not subject to section 14.386(b)'s two-year expiration provision. § 152.26(b). Upon resubmission, these rules were reviewed and approved by Administrative Law Judge Jim Mortenson by his Order dated February 15, 2022.

4. The rules are needed and reasonable.

ORDER

Rules of the Department of Health governing the addition of dried raw cannabis as an approved delivery form of medical cannabis in the form set out in the Revisor's draft, file number RD4722, are adopted.

February 16, 2022
Date


Jan Malcolm, Commissioner
Department of Health