

Spring 2026 Rule Updates

Division of Cannabis Regulation

State Fairgrounds • P.O. Box 19281 • Springfield, IL 62794-9281 • 217/524-2143 • TDD 866/287-2999 • Fax 217/524-4215

On April 14, 2026, the Joint Committee on Administrative Rules (JCAR) approved the Department of Agriculture's Cannabis Regulation and Tax Act rule changes. The Administrative Code published on the Division of Cannabis Regulation and IL General Assembly websites will be updated. Any paper or PDF copies of the administrative code should be replaced. This Bulletin outlines important items in this rule update:

Renewal and Ancillary Fee Changes:

The following Fee Changes take effect immediately:

Fee Type	Previous Fee	New Fee
Craft Grower / Infuser Annual Renewal*	Varies	\$0
Product Registration	\$100	\$25
Modification Fees		
Cultivation Centers	\$8,000	\$4,000
Craft Growers	\$4,000	\$2,000
Infusers	\$2,000	\$1,000
Alteration Fees		
Cultivation Centers	\$1,000	\$500
Craft Growers	\$500	\$250
Infusers	\$250	\$125
Principal Officer Addition / Removal	\$1,000	\$0**

* The \$0 renewal fee applies for the next two renewal cycles, beginning with licenses expiring May 31, 2026. Licensees must still pay any past-due renewal fees owed prior to that date before becoming operational or submitting other requests to the Department (e.g., change of ownership or location). Past-due fees are not owed if a license is relinquished.

** A \$100 fee for New Agent Badges, Agent Renewals, and Principal Officer Agent Badges still applies.

For Fee questions, contact AGR.AdultUse@illinois.gov

Hemp Inputs:

The rule formally adopts the long-standing policy allowing for the usage of certain Hemp inputs in cannabis products but imposes some additional guardrails.

- 1) Only CBD, CBG, THCV, and CBN in isolate form may be brought into a licensed facility and can only be used in infused products (edibles, beverages, topicals, and tinctures).
- 2) Hemp Inputs must be entered and tracked in Metrc. In order to enter Hemp inputs sourced from a non-CRTA Licensee, you must request an external transfer window be opened in Metrc.
- 3) Inputs must be stored and tracked in batches not to exceed 1 kilogram. Each batch must be tested by a cannabis testing facility registered by the Department prior to usage.

Effective immediately, no Hemp material may be received by a facility unless it is in compliance with the provisions outlined above, which reflect the new Section 1300.40(c). Additionally, effective immediately, all Hemp material currently in a facility must be entered into Metrc.

Hemp inputs not in compliance with the provisions of Section 1300.40(c) can be destroyed, removed from the facility, or, in certain instances, may be used prior to July 1, 2026. Please reach out to the Department regarding the usage of non-compliant Hemp inputs at AGR.CannabisInspections@illinois.gov

Entering Hemp in Metrc:

The process for inputting Hemp inputs in Metrc mirrors the established workflow for obtaining and tracking new genetics. Please follow the steps below to initiate and complete the request:

1. Create the Item in Metrc: Before the external transfer window can be opened, create the item under the “Admin” menu to ensure it is available for selection. Note: This item must be categorized as “Hemp Concentrate (Bulk).”

2. Contact Metrc Support: Reach out to Metrc Support to request an external transfer window. Metrc will provide a case number.

3. Email Compliance: Email the Metrc case number to AGR.s2scompliance@illinois.gov. To prevent delays in processing, the email must include:

- The Metrc case number
- The specific input type
- The quantities intended for addition

4. Review and Approval: The Department will review the request upon submission and will either follow up with clarifying questions or send approval directly to Metrc to proceed.

5. Metrc Window: Following approval, Metrc will enable the external transfer window, notify the designated contact, and provide further instructions on how to enter inputs into the system.

For general Hemp Input questions, contact AGR.CannabisInspections@illinois.gov.

For questions about adding Hemp Inputs in Metrc, contact AGR.s2scompliance@illinois.gov.

Camera Requirements:

Effective immediately, security camera footage can be retained for a minimum of 90 days and can be stored either at the facility or via cloud storage. The previous requirement was that footage be stored for 90 days on site, and 90 days off site, for a total of 180 days.

The rule update also sets parameters for the usage of motion-activated cameras in certain areas of the facility, as specified in Section 1300.185, 385, 485 of the rule. The usage of motion-activated cameras requires a Facility Security Plan update, which must be approved via an Application for Alteration.

Modifications and Alterations:

In addition to the Fee Changes, the rule update includes revisions to the definitions of “Modification” and “Alteration.” The revised definitions do not reflect a substantive shift from the prior definitions and are primarily intended to provide clarity. The Department is working on more comprehensive guidance regarding the Modification and Alteration process to provide even greater clarity.

For Modification and Alteration questions, contact AGR.CannabisMod@illinois.gov.

Seed to Sale Requirements:

The rule update includes a new Subpart K that outlines requirements for the usage of the State’s “Cannabis Plant Monitoring System” (the term the CRTA uses for the seed to sale system). The rules reflect proper usage of the system and should not cause significant changes to current operations. The most notable change includes an increase in the plant height requirement in which a plant tag must be applied to a cannabis plant from 6 inches to 16 inches. Licensees should review Subpart K to ensure current processes align with the rule and the Department will work with Licensees over the coming months to make any necessary changes to seed to sale processes.

For Seed to Sale requirements questions, contact AGR.s2scompliance@illinois.gov.

Label Requirements:

The rule includes a new requirement that product labels list the “Total THC” of the product. Total THC is defined as the cannabinoid content determined by the calculation of $\text{THC} + (\text{THCa} \times 0.877)$ which should be calculated by the cannabis testing facility on the product’s “Certificate of Analysis” (COA). In addition to the four cannabinoids that are always required to be listed on a product label (THC, THCA, CBD, and CBDA) the rule requires listing all cannabinoids contained in the product as reflected on the product’s COA at a concentration over 0.3% by weight or over 0.4 mg.

Additionally, the rule requires an indication that a product contains Hemp. This requirement can be satisfied by listing Hemp in the ingredient list (i.e. Hemp-derived CBD isolate) or a separate statement (e.g. “This product contains Hemp”).

The Department will give Licensees until November 1, 2026 to implement these label changes. Any changes or additions to the product’s list of ingredients requires an updated Product Registration.

For Product Label requirements questions, contact AGR.CannabisProdRegs@illinois.gov.

Product Registrations:

The rule contains a provision that reflects the current Department policy that separate/distinct/individual products require separate/distinct/individual Product Registrations, with the exception of variations in package sizes. This includes separate registrations for each strain, flavor, or scent, since those would be considered separate products.

Additionally, the rule clarifies existing policy that information contained in a Product Registration reflects “the product offered for sale,” at all times, including images and ingredients. Updates to Product Registrations that do not change the name of product are free of charge.

See the Department’s website for [Product Registration FAQs](#).

For Product Registration questions, contact AGR.CannabisProdRegs@illinois.gov.

Transfer Sites:

The rule contains requirements for Transporter “Transfer Sites.” Transfer Sites are facilities operated by Transporters, where transporters can transfer cannabis and cannabis products between vehicles, and/or swap drivers. Product may not be stored overnight at a transfer site or without a vehicle present. The rule contains facility requirements, such as camera coverage, for Transfer Sites. Transfer Sites must be approved via an Application for Modification.

For Transfer Site questions, contact AGR.CannabisTransporting@illinois.gov

Questions

For general questions related to this Bulletin, please contact the Illinois Department of Agriculture, Division of Cannabis Regulation at AGR.AdultUse@illinois.gov

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ILLINOIS DEPARTMENT OF AGRICULTURE

NOTICE OF ADOPTED AMENDMENTS

TITLE 8: AGRICULTURE AND ANIMALS
CHAPTER I: ILLINOIS DEPARTMENT OF AGRICULTURE
SUBCHAPTER v: LICENSING AND REGULATIONS

PART 1300
CANNABIS REGULATION AND TAX ACT

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AUTHORITY: Implementing and authorized by the Cannabis Regulation and Tax Act [410

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ILCS 705].

SOURCE: Emergency rules adopted at 44 Ill. Reg. 1466, effective January 1, 2020, for a maximum of 180 days; emergency amendment to emergency rule at 44 Ill. Reg. 8349, effective April 30, 2020, for the remainder of the 180 days; adopted at 44 Ill. Reg. 10364, effective June 3, 2020; expedited correction at 44 Ill. Reg. 16943, effective June 3, 2020; amended at 48 Ill. Reg. 1862, effective January 22, 2024; amended at 48 Ill. Reg. 11942, effective July 29, 2024; amended at 50 Ill. Reg. _____, effective _____.

SUBPART A: GENERAL PROVISIONS

Section 1300.10 Definitions and Incorporations

Definitions for this Part can be located in Section 10 of the Cannabis Regulation and Tax Act [410 ILCS 705]. The following definitions shall also apply to this Part:

"Act" means the Cannabis Regulation and Tax Act [410 ILCS 705].

"Adult Use Cultivation Center License" means a license issued by the Department of Agriculture that licenses a person to act as a cultivation center under the Act and any administrative rule made in furtherance of the Act. [410 ILCS 705/1-10]

"Advertise" means to engage in promotional activities including, but not limited to: newspaper, radio, Internet and electronic media, and television advertising; the distribution of fliers and circulars; and the display of window and interior signs. [410 ILCS 705/1-10]

"Alarm System" means a device or series of devices intended to summon law enforcement personnel during, or as a result of, an alarm condition. Devices may include hard-wired systems and systems interconnected with a radio frequency method such as cellular or private radio signals that emit or transmit a remote or local audible, visual or electronic signal; motion detectors, pressure switches, duress alarms (a silent system signal generated by the entry of a designated code into the arming station to indicate that the user is disarming under duress); panic alarms (an audible system signal to indicate an emergency situation); and hold-up alarms (a silent system signal to indicate that a robbery is in progress). The Department and law enforcement agencies shall have the ability to access a cultivation center's security alarm system in real-time.

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"Alterations" means any change at a cannabis business establishment that does not alter the physical structure of the building or any building system, but that alters, adds, or removes security measures or operational controls used to protect against diversion or theft of cannabis or cannabis operations; alters, adds, or removes workflows or production equipment used for the handling, production, tracking, or storage of cannabis and cannabis products; or changes the functional use of a room or space used for such activities, including changes that alter or deviate from the approved Security Plan or Operational Management and Practices Plan.

"Applicant" means the proposed licensee name as stated on the license application.

"Area Zoned for Residential Use" means an area zoned exclusively for residential use; provided that, in municipalities with a population over 2,000,000 people, an "area zoned for residential use" means an area zoned as a residential district or a residential planned development. An area that allows non-residential uses shall not be considered an area zoned exclusively for residential use.

"Batch" means a specific quantity of homogeneous cannabis or cannabis product that is one of the following types:

"Plant Batch" means a grouping of immature plants.

"Harvest Batch" means a specifically identified quantity of dried flower or trim, leaves, or other cannabis plant matter that is harvested at the same time.

"Production Batch" means either:

An amount of cannabis concentrate or extract produced in one production cycle using the same extraction methods and standard operating procedures; or

An amount of a type of cannabis product produced in one production cycle using the same formulation and standard operating procedures. Each production batch shall be assigned a unique identifier for the purpose of tracking, quality control, testing, labeling, and potential recalls, and shall be traceable to one or more harvest batches.

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"Biosecurity" means a set of preventative measures designed to reduce the risk of transmission of infectious diseases in crops, quarantined pests, invasive alien species, and living modified organisms.

"Cannabinoid" means any chemical compound that interacts with the human endocannabinoid system and is structurally related to the class of molecules known as phytocannabinoids, including, but not limited to, tetrahydrocannabinols, cannabidiols, cannabinols, cannabigerols, their acids, isomers, analogs, salts, and derivatives, regardless of source or method of production.

"Cannabis" means marijuana, hashish, and other substances that are identified as including any parts of the plant Cannabis sativa and including derivatives or subspecies, such as indica, of all strains of cannabis, whether growing or not; the seeds of that plant; the resin extracted from any part of the plant; and any compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds, or resin, including tetrahydrocannabinol (THC) and all other naturally produced cannabinol derivatives, whether produced directly or indirectly by extraction; however, "cannabis" does not include the mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture, or preparation of the mature stalks (except the resin extracted from it), fiber, oil or cake, or the sterilized seed of the plant that is incapable of germination. "Cannabis" does not include industrial hemp as defined and authorized under the Industrial Hemp Act. "Cannabis" also means cannabis flower, concentrate and cannabis-infused products. [410 ILCS 705/1-10]

"Cannabis Business Establishment" means a cultivation center, craft grower, infuser, dispensing organization, or transporter. [410 ILCS 705/1-10]

"Cannabis Concentrate" means a product derived from cannabis that is produced by extracting cannabinoids, including tetrahydrocannabinol (THC), from the plant through the use of propylene glycol, glycerin, butter, olive oil, or other typical cooking fats; water, ice, or dry ice; or butane, propane, CO₂, ethanol, or isopropanol and with the intended use of smoking or making a cannabis-infused product. The use of any other solvent is expressly prohibited unless, and until, it is approved by the Department of Agriculture. [410 ILCS 705/1-10]

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"Cannabis Container" means a sealed, traceable container or package used for the purpose of containment of cannabis or cannabis-infused product during transportation. [410 ILCS 705/1-10]

"Cannabis-infused Product" means a beverage, food, oil, ointment, tincture, topical formulation, or another product containing cannabis that is not intended to be smoked. [410 ILCS 705/1-10]

"Cannabis Plant Monitoring System" or "Plant Monitoring System" means a system that includes, but is not limited to, testing and data collection established and maintained by the cultivation center, craft grower, infuser, or processing organization and that is available to the Department of Revenue, the Department of Agriculture, the Department of Financial and Professional Regulation, and the Illinois State Police for the purposes of documenting each cannabis plant and monitoring plant development throughout the life cycle of a cannabis plant cultivated for the intended use by a customer from seed planting to final packaging. [410 ILCS 705/1-10]

"Cannabis Product" means a product containing cannabis.

"Cannabis Waste" means all cannabis byproduct, scrap, harvested cannabis, and cannabis-infused products not intended for distribution to a dispensing organization.

"Canopy Space" means the surface area utilized to produce mature plants calculated in square feet and measured using the outside boundaries of any area that includes mature marijuana plants, including all the space within the boundaries. The square footage of canopy space is measured horizontally starting from the outermost point of the furthest mature flowering plant in a designated growing space and continuing around the outside of all mature flowering plants located within the designated growing space. If growing spaces are stacked vertically, each level of space shall be measured and included as part of the total canopy space measurement.

"Community College Cannabis Vocational Training Pilot Program Faculty Participant" means a person who is 21 years of age or older, licensed by the Department of Agriculture, and employed or contracted by an Illinois community college to provide student instruction using cannabis plants at an Illinois Community College. [410 ILCS 705/1-10]

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"Conditional Adult Use Cultivation Center License" or "CAUCCL" means a license awarded to top-scoring applicants for an Adult Use Cultivation Organization License that reserves the right to an Adult Use Cultivation Center License if the applicant meets certain criteria set forth in this Part. [410 ILCS 705/1-10] A Conditional Adult Use Cultivation Center Licensee or applicant may also be referred to as a "cultivation center".

"Craft Grower" means a facility operated by an organization or business that is licensed by the Department to cultivate, dry, cure, and package cannabis and perform other necessary activities to make cannabis available for sale, at a dispensing organization, or use, at an infuser. A craft grower may contain up to 5,000 square feet of canopy space on its premises for plants in the flowering state. The Department may authorize an increase or decrease of flowering stage cultivation space in increments of 3,000 square feet by rule based on market need, craft grower capacity, and the licensee's history of compliance or noncompliance, with a maximum space of 14,000 square feet for cultivating plants in the flowering stage, which must be cultivated in all stages of growth in an enclosed and secure area. A craft grower may share premises with an infuser or a dispensing organization, or both, provided each licensee stores currency and cannabis or cannabis-infused products in a separate secured vault to which the other licensee does not have access or all licensees sharing a vault share more than 50% of the same ownership. [410 ILCS 705/1-10]

"Craft Grower Agent" means a principal officer, board member, employee, or other agent of a craft grower who is 21 years of age or older. [410 ILCS 705/1-10]

"Crop Input" means any substance that is used for the production of adult use cannabis. This may include pesticides as defined by the Illinois Pesticide Act [415 ILCS 60/4] or the American Association of Pesticide Control Officials, fertilizers as defined by the Illinois Fertilizer Act of 1961 [505 ILCS 80/3] or the American Association of Plant Food Officials, and soil amendments as defined by the Soil Amendment Act [505 ILCS 120/10].

"Cultivation Center" means a facility operated by an organization or business that is licensed by the Department to cultivate, process, transport (unless otherwise limited by the Act), and perform other necessary activities to provide cannabis and cannabis-infused products to cannabis business establishments. [410 ILCS 705/1-10]

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"Cultivation Center Agent" means a principal officer, board member, employee, or other agent of a cultivation center who is 21 years of age or older. [410 ILCS 705/1-10]

"Department" means the Illinois Department of Agriculture.

"DFPR" means the Illinois Department of Financial and Professional Regulation.

"Director of Agriculture" or "Director" means the Director of the Illinois Department of Agriculture.

"Disproportionately Impacted Area" means a census tract or comparable geographic area that satisfies the following criteria as determined by the Department of Commerce and Economic Opportunity, that:

Meets at least one of the following criteria:

The area has a poverty rate of at least 20% according to the latest federal decennial census;

75% or more of the children in the area participate in the federal free lunch program according to reported statistics from the State Board of Education;

At least 20% of the households in the area receive assistance under the Supplemental Nutrition Assistance Program; or

The area has an average unemployment rate, as determined by the Illinois Department of Employment Security, that is more than 120% of the national unemployment average, as determined by the United States Department of Labor, for a period of at least 2 consecutive calendar years preceding the date of the application; and

Has high rates of arrest, conviction, and incarceration related to the sale, possession, use, cultivation, manufacture, or transport of cannabis. [410 ILCS 705/1-10]

"DOR" means the Illinois Department of Revenue.

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"DPH" means the Illinois Department of Public Health.

"Early Approval Adult Use Cultivation Center License" or "Early Approval License" means a license that permits a medical cannabis cultivation center licensed under the Compassionate Use of Medical Cannabis Pilot Program Act as of the effective date of the Cannabis Regulation and Tax Act to begin cultivating, infusing, packaging, transporting (unless otherwise provided in the Act), and selling cannabis to cannabis business establishments for resale to purchasers as permitted by the Act as of January 1, 2020. [410 ILCS 705/1-10]

"Enclosed, Locked Facility" means a room, greenhouse, building, or other enclosed area equipped with locks or other security devices that permit access only by cannabis business establishment agents working for the licensed cannabis business establishment or acting pursuant to the Act to cultivate, process, store, or distribute cannabis. [410 ILCS 705/1-10]

"Enclosed, Locked Space" means a closet, room, greenhouse, building or other enclosed area equipped with locks or other security devices that permit access only by authorized individuals under the Act. "Enclosed, locked space" may include:

*A space within a residential building that is the primary residence of the individual cultivating 5 or fewer cannabis plants that are more than 5 inches tall and includes sleeping quarters and indoor plumbing. The space must only be accessible by a key or code that is different from any key or code that can be used to access the residential building from the exterior;
or*

A structure, such as a shed or greenhouse, that lies on the same plot of land as a residential building that includes sleeping quarters and indoor plumbing and is used as a primary residence by the person cultivating 5 or fewer cannabis plants that are more than 5 inches tall, such as a shed or greenhouse. The structure must remain locked when it is unoccupied by people. [410 ILCS 705/1-10]

"Enhanced Pre-Roll" or "Enhanced Flower" means a final form cannabis product that contains both cannabis and cannabis concentrate.

"Facility" means the physical structures associated with a licensee.

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"Financial Interest" means any actual or future right to ownership, investment or compensation arrangement with another person, either directly or indirectly, through business, investment, spouse, parent or child, in a cultivation center. Financial interest does not include ownership of investment securities in a publicly-held corporation that is traded on a national securities exchange or over-the-counter market in the United States, provided the investment securities held by the person and the person's spouse, parent or child, in the aggregate, do not exceed one percent ownership in the cultivation center.

"Fingerprint-based Criminal History Records Check" means a fingerprint-based criminal history records check conducted by the Illinois State Police in accordance with the Uniform Conviction Information Act (UCIA) [20 ILCS 2635/10] or 20 Ill. Adm. Code 1265.30 (Electronic Transmission of Fingerprint Requirements).

"Immature Plant" means a cannabis plant that measures less than 16 inches in total height as measured from the soil or growing medium to the highest point of the plant.

"Impacted Family" means an individual who has a parent, legal guardian, child, spouse, or dependent, or was a dependent of an individual who, prior to the effective date of the Act, was arrested for, convicted of, or adjudicated delinquent for any offense that is eligible for expungement under the Act.

"Infuser" means a facility operated by an organization or business that is licensed by the Department to directly incorporate cannabis or cannabis concentrate into a product formulation to produce a cannabis-infused product. [410 ILCS 705/1-10]

"Infuser Agent" means a principal officer, board member, employee, or agent of an infuser.

"Input" means a cannabinoid derivative that includes cannabidiol (CBD), cannabigerol (CBG), tetrahydrocannabivarin (THCV), or cannabinol (CBN), in the form of an isolate, derived from hemp, that is used as a raw material in the manufacture of cannabis products by a Department-licensed cultivation center, craft grower, or infuser. This definition does not include "crop inputs" as that term is defined in this Part.

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"Isolate" means a concentrate that is more than 95% comprised of a single cannabinoid compound created by an extraction process.

"ISP" means the Illinois State Police.

"Label" means a display of written, printed or graphic matter on the immediate container of any product containing cannabis.

"Laboratory" means an independent laboratory located in Illinois and approved by the Department to have custody and use of controlled substances for scientific and medical purposes and for purposes of instruction, research or analysis.

"Labor Peace Agreement" means an agreement between a cannabis business establishment and any labor organization recognized under the National Labor Relations Act, referred to in this Act as a bona fide labor organization, that prohibits labor organizations and members from engaging in picketing, work stoppages, boycotts, and any other economics interference with the cannabis business establishment. This agreement means that the cannabis business establishment has agreed not to disrupt efforts by the bona fide labor organization to communicate with, and attempt to organize and represent, the cannabis business establishment's employees. The agreement shall provide a bona fide labor organization access at reasonable times to areas in which the cannabis business establishment's employees work, for the purpose of meeting with employees to discuss their right to representation, employment rights under State law, and terms and conditions of employment. This type of agreement shall not mandate a particular method of election or certification of the bona fide labor organization. [410 ILCS 705/1-10]

"Livescan" means an inkless electronic system designed to capture an individual's fingerprint images and demographic data (name, sex, race, date of birth, etc.) in a digitized format that can be transmitted to ISP for processing. The data is forwarded to the ISP Bureau of Identification (BOI) over a virtual private network (VPN) and then processed by ISP's Automated Fingerprint Identification System (AFIS). Once received at the BOI for processing, the inquiry may, as permitted by law, be forwarded to the Federal Bureau of Investigation (FBI) electronically for processing.

"Livescan Vendor" means an entity licensed by DFPR to provide commercial fingerprinting services under the Private Detective, Private Alarm, Private Security, Fingerprint Vendor, and Locksmith Act of 2004.

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"Manufacturing" or "Manufacture" means the process of converting harvested cannabis material into a finished product by manual labor and/or machinery designed to meet a specific need or customer expectation, either directly or indirectly by extraction from substances of natural origin, or independently by means of chemical synthesis, or by a combination of extraction and chemical synthesis.

"Modification" means any change at a cannabis business establishment that modifies the physical layout, floor area, or structural configuration of the facility, including the addition, removal, or relocation of any wall, partition, or door opening; modifies the design, capacity, or performance of any building system, including mechanical, electrical, plumbing, fire protection, or life safety systems; or results in a change of occupancy or use as defined by applicable building or fire codes.

"Monitoring" means the continuous and uninterrupted video surveillance of production activities and oversight for potential suspicious actions. Monitoring includes video surveillance for the purpose of summoning a law enforcement officer to the premises during alarm conditions.

"Motor Vehicle" means a self-propelled vehicle as defined in Section 1-146 of the Illinois Vehicle Code [625 ILCS 5/1-146].

"Natural Processing" or "Naturally Produced" means the preparation of the harvested cannabis without significantly changing its physical form.

"Operational and Management Practices Plan" means a narrative description of all practices that will be employed at the cultivation center for the production of cannabis and cannabis-infused products. The plan shall include, but is not limited to:

The types and quantities of cannabis products that will be produced at the cultivation center;

The methods of planting (seed or clones), harvesting, drying and storage of cannabis;

The estimated quantity of waste material to be generated and plans for subsequent disposal;

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The quantity and proposed method for disposal for all crop inputs utilized for plant production;

Methods for training employees for the specific phases of production;

Biosecurity measures to be implemented for plant production and edible infused product production;

Planned response to discrepancies in accounting of product inventories;

Sampling strategy and quality testing for labeling purposes;

Procedures to follow for proper labeling; and

Procedures to follow for handling mandatory and voluntary recalls of cannabis or cannabis-infused products.

"Ownership and Control" means ownership of at least 51% of the business, including corporate stock if a corporation, and control over the management and day-to-day operations of the business and an interest in the capital, assets, and profits and losses of the business proportionate to percentage of ownership. [410 ILCS 705/1-10]

"Package Tag" means the tag that is labeled with a unique serial number provided by the Department or the Department's designee for attaching to batches of cannabis or cannabis product.

"Plant Tag" means the tag that is labeled with a unique serial number and provided by the Department or the Department's designee for attaching to a cannabis plant.

"Primary Residence" means a dwelling where a person usually stays or stays more often than other locations. It may be determined by, without limitation, presence; tax filings; address on an Illinois driver's license, an Illinois Identification Card, or an Illinois Person with a Disability Identification Card; or voter registration. No person may have more than one primary residence. [410 ILCS 705/1-10]

"Principal Officer" includes:

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A cannabis business establishment applicant or licensed cannabis business establishment's board member, owner with more than 1% interest of the total cannabis business establishment or more than 5% interest of the total cannabis business establishment of a publicly traded company;

President, vice president, secretary, treasurer, partner, officer, member, manager member, or person with a profit sharing, financial interest, or revenue sharing arrangement.

The definition includes a person with authority to control the cannabis business establishment, a person who assumes responsibility for the debts of the cannabis business establishment, and a person who is further defined in the Act. [410 ILCS 705/1-10]

"Production" or "To Produce" means the planting, preparation, cultivation, growing, harvesting, propagation, compounding, conversion, natural processing, or manufacturing of cannabis, and includes any packaging or repackaging of the substance, or labeling or relabeling of its container.

"Processing organization" or "processor" means a facility operated by an organization or business that is licensed by the Department of Agriculture to either extract constituent chemicals or compounds to produce cannabis concentrate or incorporate cannabis or cannabis concentrate into a product formulation to produce a cannabis product. [410 ILCS 705/1-10]

"Qualified Applicant" means an applicant for a cultivation center permit who receives at least the minimum required score in each category required by the application.

"Qualified Social Equity Applicant" means a Social Equity Applicant who has been awarded a conditional license under the Act to operate a cannabis business establishment. [410 ILCS 705/1-10]

"Resided" means an individual's primary residence was located within the relevant geographic area as established by 2 of the following:

A signed lease agreement that includes the applicant's name;

A property deed that includes the applicant's name;

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School records;

A voter registration card;

An Illinois driver's license, an Illinois Identification Card, or an Illinois Person with a Disability Identification Card;

A paycheck stub;

A utility bill; or

Any other proof of residency or other information necessary to establish residence as provided by this Part. [410 ILCS 705/1-10]

"Restricted Area" means a building, room or other contiguous area upon the permitted premises where cannabis is grown, cultivated, harvested, stored, weighed, packaged, sold or processed for sale, under control of the permitted facility.

"Sale" means any form of delivery, which includes barter, exchange or gift, or offer therefor, and each such transaction made by any person whether as principal, proprietor, agent, servant or employee.

"Secretary of State" or "SOS" means the Illinois Secretary of State.

"Social Equity Applicant" means an applicant that is an Illinois resident that meets one of the following criteria:

An applicant with at least 51% ownership and control by one or more individuals who have resided for at least 5 of the preceding 10 years in a Disproportionately Impacted Area;

An applicant with at least 51% ownership and control by one or more individuals who:

Have been arrested for, convicted of, or adjudicated delinquent for any offense that is eligible for expungement under the Act; or

Is a member of an impacted family;

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For applicants with a minimum of 10 full-time employees, an applicant with at least 51% of current employees who:

Currently reside in a Disproportionately Impacted Area; or

Have been arrested for, convicted of, or adjudicated delinquent for any offense that is eligible for expungement under the Act or member of an impacted family.

"THC" means delta-9 tetrahydrocannabinol.

"THCA" means tetrahydrocannabinolic acid.

"Total THC" means the cannabinoid content determined by the calculation of $\text{THC} + (\text{THCa} \times 0.877)$.

"Transportation Activities" means the transport of cannabis on behalf of a cannabis business establishment or a community college licensed under the Community College Cannabis Vocational Training Pilot Program.

"Transporter" means an organization or business that is licensed by the Department of Agriculture to transport cannabis or cannabis-infused product on behalf of a cannabis business establishment or a community college licensed under the Community College Cannabis Vocational Training Pilot Program. [410 ILCS 705/1-10]

"Transporter Agent" or "transporting organization agent" means a principal officer, board member, employee, or agent of a transporting organization.

"Transporter Transfer Site" or "Transfer Site" means a secure physical facility, approved by the Department, operated by a transporter, that the transporter may use solely to transfer cannabis and cannabis products between vehicles registered to the transporter and/or to switch drivers who are transporting organization agents.

"Unique Serial Number" means the alphanumeric code or designation used for reference to a specific plant and any cannabis or cannabis product derived or manufactured from that plant.

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"Usable Cannabis" means the seeds, leaves, buds, and flowers of the cannabis plant, and any mixture or preparation thereof, including the resin extracted from any part of the plant, but does not include the stalk and roots of the plant. It does not include the weight of any non-cannabis ingredients combined with cannabis, such as ingredients added to prepare a topical administration, food, or drink.

(Source: Amended at 50 Ill. Reg. _____, effective _____)

Section 1300.30 Scope and Application

- a) *The Department of Agriculture shall administer and enforce provisions of the Act relating to the oversight and registration of cultivation centers, craft growers, infusers, transporters, and agents, including the issuance of identification cards and establishing limits on potency or serving size for cannabis or cannabis products. [410 ILCS 705/5-10]*
- b) A cannabis business establishment and community college cannabis vocational pilot program licensed by the Department shall be in compliance with all of this Part prior to the commencement of operational activities, including the storage of cannabis.
- c) Pursuant to the Act, this Part shall apply to applicants for and holders of a cannabis business establishment license.
- d) **Authorized On-Premises Storage.** A cultivation center, craft grower, infuser, processor, or community college cannabis vocational pilot program licensee is authorized to store cannabis and cannabis products inventory on the licensed premises. All inventory stored on the licensed premises must be secured in a limited access area and tracked using the inventory and security requirements of this Part.
- e) **Packaging and Labeling Standards Required.** A cultivation center, craft grower, infuser, or processor is prohibited from selling cannabis and cannabis product that is not packaged and labeled in accordance with Subpart J.
- f) **Sale to Consumer Prohibited.** A cannabis business establishment licensed by the Department is prohibited from selling cannabis or any cannabis product, or other products intended for human or animal consumption, directly to a consumer or any business that is not a cannabis business establishment.

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- g) Consumption Prohibited. A cannabis business establishment or community college cannabis vocational pilot program licensed by the Department shall not permit the consumption of cannabis or cannabis products on its licensed premises.

(Source: Amended at 50 Ill. Reg. _____, effective _____)

Section 1300.40 Operation of a Cannabis Business Establishment

- a) Only a cannabis business establishment that has been issued a license by the Department under the Act and this Part shall own or operate a cultivation center, craft grower, infuser, processor, or transporter.
- b) A cannabis business establishment, including each principal officer, board member, agent and employee, shall not:
- 1) Produce, manufacture, or store cannabis or cannabis product in any place except in those areas designated in the license;
 - 2) Produce, manufacture, or store cannabis or cannabis product for use outside of Illinois;
 - 3) Sell, deliver, transport or distribute cannabis or cannabis product to any person or entity other than a cannabis business establishment licensed by the Department, a dispensing organization registered with DFPR, a testing laboratory approved by the Department, or a State regulatory entity or law enforcement;
 - 4) Enter into an exclusive agreement with any other cannabis business establishment;
 - 5) Refuse to conduct business with any other cannabis business establishment that has the financial ability to pay for products or services, except when prohibited by law;
 - 6) Either directly or indirectly discriminate in price among different cannabis business establishments. Nothing in this subsection (b) prevents pricing cannabis differently based on differences in the cost of production, the quantities sold (such as volume discounts), the way the products are delivered, or delivery costs relative to distance travelled.

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- c) Except as provided in subsections (d) and (e), a Department licensed cannabis business establishment shall not obtain or otherwise permit or facilitate the entry to their facility of any cannabis, hemp, industrial hemp, and any other cannabis plant derived material that is not cultivated by a licensed Illinois cannabis business establishment. On or after July 1, 2026 a Department licensed cannabis business establishment shall not incorporate, manufacture or transport any cannabis product that contains cannabis, hemp, industrial hemp, or any cannabis plant material unless such material was cultivated by a licensed Illinois cannabis business establishment.
- d) A cultivation center, craft grower, or infuser may obtain cannabidiol (CBD), cannabigerol (CBG), tetrahydrocannabivarin (THCV), or cannabinol (CBN) inputs subject to the following requirements:
 - 1) Approval:
 - A) Prior to the arrival of the input at the licensee facility, the licensee shall submit a request to the Department to accept the input at the facility. The Department shall approve or deny the request within 5 calendar days of receipt of a request.
 - B) Licensee cannot accept the input into their facility unless and until Department approves the request. The Department shall approve requests for inputs that meet the requirements of this Section.
 - C) If the request is approved, the licensee must receive the input at their facility and record such in the cannabis plant monitoring system within the timeframe specified in the Department's approval.
 - D) If the Department denies the request, the licensee cannot accept the input at their facility.
 - E) Licensee shall not use the input in any cannabis product until it is approved and recorded in the cannabis plant monitoring system.
 - 2) Requests for Approval:
 - A) Requests shall be submitted through the cannabis plant monitoring system, or other Department-approved method.

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- B) Requests shall include the type and quantity of the input.
- 3) The input was cultivated by a hemp grower licensed by the United States Department of Agriculture, or a state or tribal plan approved by the United States Department of Agriculture;
- 4) The input is in the form of isolate;
- 5) The input is to be used as an ingredient in a cannabis-infused product;
- 6) The input is stored in an amount not to exceed 1 kilogram and shall be entered into the cannabis plant monitoring system in grams;
- 7) The input shall be made available for an employee of an approved laboratory to select a representative sample;
- 8) The sample must pass all required tests under Section 1300.700 prior to usage of the input;
- 9) The certificate of analysis for the input, and the name and license number of the licensed hemp grower, shall be readily available at the licensee's facility for inspection, in a physical or digital format; and
- 10) The input shall be naturally derived from the plant cannabis sativa L.
- e) A cultivation center or craft grower may obtain seeds, clones, or new genetics from an entity other than a cannabis business establishment upon approval of the Department. A request for approval shall be made through the cannabis plant monitoring system, unless otherwise designated by the Department, and must include the quantity and the transfer must be made within the time window stated in the system. The Department shall approve or deny the request within 5 calendar days after receipt of a request.
- f) A cultivation center, craft grower, or infuser shall not be required to obtain a hemp processor registration under 8 Ill. Adm. Code 1200 to utilize inputs under subsection (d).

(Source: Amended at 50 Ill. Reg. _____, effective _____)

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SUBPART B: ADULT USE CULTIVATION CENTERS

Section 1300.115 License Award, Issuance and Transferability

- a) License Issuance – Conditional Adult Use Cultivation Center License
Top-scoring applicants will be awarded a CAUCCL. A cultivation center that is awarded a CAUCCL pursuant to the criteria set forth in Section 1300.105 shall not grow, purchase, possess, or sell cannabis or cannabis-infused products until the person has received an Adult Use Cultivation Center License issued by the Department. [410 ILCS 705/20-15(e)]
- b) License Issuance – Adult Use Cultivation Center License
 - 1) *A person or entity is only eligible to receive an Adult Use Cultivation Center License if the person or entity has first been awarded a CAUCCL. [410 ILCS 705/20-21(a)]*
 - 2) *A cultivation center license shall be issued for the specific location identified on the application, and is valid only for the owner, premises and name designated on the license and the location for which it is issued.*
 - 3) *Should the applicant be awarded a cultivation center license, it shall pay a fee of \$100,000 prior to receiving the license. [410 ILCS 705/20-20(d)]*
 - 4) *The Department will not issue an Adult Use Cultivation Center License until:*
 - A) *The Department has inspected the cultivation center site and proposed operations and verified that they are in compliance with the Act and local zoning laws;*
 - B) *The CAUCCL holder has paid a registration fee of \$100,000 or a prorated amount accounting for the difference of time between when the Adult Use Cultivation Center License is issued and March 31 of the next even-numbered year; and*
 - C) *The CAUCCL holder has met all the requirements in the Act and this Part. [410 ILCS 705/20-20(b)]*
- c) Transfer of License

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A cultivation center license shall not be transferable, in whole or in part, without Department approval, with the following exceptions:

- 1) A cultivation center license may be reissued, without charge, solely in the name of the surviving spouse or domestic partner of a deceased licensee if the license was issued in the names of both of the parties;
 - 2) A cultivation center license may be transferred, without charge, to an heir of a deceased licensee, as determined by the Probate Act of 1975 [755 ILCS 5]. For the purpose of considering the qualifications of the heir to receive a cultivation center license, the Department will require a criminal background check and the heir will be subject to all other requirements of the Act and this Part.
- d) Change of Business Location
- In the event that the Department approves the new location as meeting all requirements of the Act and this Part, the cultivation center shall have a brief transition period of no more than 90 days, approved by the Department, to transfer its inventory and begin operations at the new location.
- 1) The transition period shall not begin until the new location is ready to begin production.
 - 2) No product may be transferred to or cultivated at the new location prior to the beginning date of this approved transition period.
 - 3) Any product remaining at the original location past the transition period shall be destroyed in accordance with Subpart I (Destruction of Cannabis).
 - 4) The cultivation center shall notify the Department in writing or by electronic transmission once the transfer of inventory is complete and production has begun at the new location.
 - 5) Upon inspection and verification by the Department that the new location is in compliance with the Act and this Part, the Department will issue a license modification reflecting the new location. The modified license shall have the same expiration date as the previously issued license.
- e) Sale of Stock

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The proposed sale of any outstanding or issued stock of a corporation licensed under the Act, or any proposed change in the officers or board members of the corporation, must be reported to the Department and Department approval must be obtained before the changes are made. A fee of \$1000 will be charged for the processing of the change of stock ownership or corporate officers or board members.

- f) The proposed change of any person or principal officer of any licensee must be reported to the Department and Department approval must be obtained before the changes are made.
- g) A cultivation center license shall not be leased or subcontracted, in whole or in part.
- h) A cultivation center license is issued upon the following condition: *A cultivation center may not either directly or indirectly discriminate in price between different dispensing organizations, craft growers, or infusers that are purchasing a like grade, strain, brand, and quality of cannabis or cannabis-infused product. Nothing in this subsection (h) prevents a cultivation center from pricing cannabis differently based on differences in the cost of manufacturing or processing, the quantities sold, such as volume discounts, or the way the products are delivered.* [410 ILCS 705/20-30(e)]
- i) A cultivation center license is issued upon the following condition: *It is unlawful for any person having a cultivation center license or any officer, associate, member, representative, or agent of the licensee to offer or deliver money, or anything else of value, directly or indirectly to any person having an Early Approval Adult Use Dispensing Organization License, a Conditional Adult Use Dispensing Organization License, an Adult Use Dispensing Organization License, or a medical cannabis dispensing organization license issued under the Compassionate Use of Medical Cannabis Program Act (the licensees), or to any person connected with or in any way representing, or to any member of the family of, the person holding one of the licenses, or to any stockholders in any corporation engaged in the retail sale of cannabis, or to any officer, manager, agent, or representative of the licensee to obtain preferential placement within the dispensing organization, including, without limitation, on shelves and in display cases where purchasers can view products, or on the dispensing organization's website.* [410 ILCS 705/20-30(n)]
- j) Licensure Condition

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- 1) A cultivation license is issued upon the following condition: *No person or entity shall hold any legal, equitable, ownership, or beneficial interest, directly or indirectly, in more than 3 cultivation centers licensed under Article 20 of the Act.*
- 2) *Further, no person or entity that is employed by, is an agent of, has a contract to receive payment in any form from, a cultivation center, is a principal officer of a cultivation center, or an entity controlled by or affiliated with, a principal officer of a cultivation center shall hold any legal, equitable, ownership, or beneficial interest, directly or indirectly, in a cultivation center that would result in the person or entity owning or controlling, in combination with any cultivation center, principal officer of a cultivation center, or entity controlled or affiliated with a principal officer of a cultivation center by which he, she, or it is employed, is an agent of, or participates in the management of, more than 3 cultivation center licenses. [410 ILCS 705/20-30(j)]*

(Source: Amended at 50 Ill. Reg. _____, effective _____)

Section 1300.130 Modifications and Alterations

- a) Before making any modification to a licensed facility, the cultivation center must complete an Application for Modification and submit the application with the appropriate schedules to the Department. The fee for an application to make modifications to a cultivation center shall be \$4,000.
- b) Before making any alteration to a licensed facility, the cultivation center must complete an application for alteration. The fee for an application to make an alteration of a cultivation center shall be \$500.

(Source: Amended at 50 Ill. Reg. _____, effective _____)

Section 1300.170 Operations – Plant Production

- a) Each facility shall develop and maintain an Operations and Management Practices Plan for each production area.
- b) Each production area shall maintain an open aisle on all sides of each plant group to allow for unobstructed travel, observation and inventory of each plant group.

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- c) Each production area shall be maintained free of debris.
- d) Biosecurity measures shall be implemented and maintained at all times.
- e) A record of all crop inputs shall be maintained for at least 5 years at the facility. The record shall include the following:
 - 1) The date of application;
 - 2) The name of the individual making the application;
 - 3) The product that was applied;
 - 4) The section, including the square footage, that received the application (by group number);
 - 5) The amount of product that was applied; and
 - 6) A copy of the label of the product applied.
- f) All cultivation centers shall utilize the cannabis plant monitoring system as required under Subpart K of this Part.
- g) All plants, regardless of accounting strategy, shall be physically inventoried on a weekly basis and records of the inventory shall be kept at the facility for at least 5 years. The records shall be made available to the Department upon request.
- h) All persons working in direct contact with cannabis shall conform to hygienic practices while on duty, including but not limited to the following:
 - 1) Litter and waste shall be properly removed and the operating systems for waste disposal shall be maintained in an adequate manner so that they do not constitute a source of contamination in areas where cannabis plants are exposed;
 - 2) Floors, walls and ceilings shall be constructed in such a manner that they may be adequately cleaned and kept clean and in good repair;

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- 3) There shall be adequate lighting in all areas where cannabis is stored and where equipment or utensils are cleaned;
- 4) There shall be adequate screening or other protection against the entry of pests. Rubbish shall be disposed of so as to minimize the development of odor and minimize the potential for the waste becoming an attractant, harborage or breeding place for pests;
- 5) Any buildings, fixtures and other facilities shall be maintained in a sanitary condition;
- 6) Toxic cleaning compounds, sanitizing agents, solvents used in the production of cannabis concentrates, and pesticide chemicals shall be identified, held and stored in a manner that protects against contamination of cannabis, and in a manner that is in accordance with any applicable local, State or federal law, rule, regulation or ordinance;
- 7) Only sanitizing agents registered with the Department pursuant to the Illinois Pesticide Act shall be used in cultivation centers, and they shall be used in accordance with labeled instructions;
- 8) The water supply shall be sufficient for the operations intended and shall be derived from a source that is a regulated water system. Private water supplies shall be derived from a water source that is capable of providing a safe, potable and adequate supply of water to meet the facility's needs;
- 9) Plumbing shall be of adequate size and design and adequately installed and maintained to carry sufficient quantities of water to required locations throughout the cultivation center, and it shall properly convey sewage and liquid disposable waste from the facility. There shall be no cross-connections between the potable and waste water lines, pursuant to the Illinois Plumbing Code;
- 10) All operations in the receiving, inspecting, transporting, segregating, preparing, production, packaging and storing of cannabis or cannabis-infused product shall be conducted in accordance with adequate sanitation principles;

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- 11) Cannabis that can support the rapid growth of undesirable microorganisms shall be held in a manner that prevents the growth of these microorganisms; and
- 12) *A cultivation center shall not contain more than 210,000 square feet of canopy space for plants in the flowering stage for cultivation of adult use cannabis.* [410 ILCS 705/20-30(k)]

(Source: Amended at 50 Ill. Reg. _____, effective _____)

Section 1300.185 Security

- a) A cultivation center shall be required to operate and maintain in good working order a 24 hour, 7 days a week, closed-circuit television (CCTV) surveillance system on the premises that complies with the following minimum standards:
 - 1) Visually records and monitors all building entrances and exits, all parking lot areas, and rear alley areas immediately adjacent to the building, and covers the entire inside of the facility, including all limited access areas and all areas where cannabis is produced, stored, shipped or destroyed, but does not include restrooms nor the executive office. Fixed cameras shall be installed to provide a consistent recorded image of these areas. The cultivation center shall instruct the company or individuals installing the surveillance cameras to maximize the quality of facial and body images and to avoid backlighting and physical obstructions;
 - A) The cultivation center shall use cameras that capture a continuous recorded image for the following areas:
 - i) All building entrances and exits, including overhead garage doors and other points of ingress/egress.
 - ii) All finished product storage areas, including vaults and other areas where packaged inventory is stored.
 - iii) All information technology (IT) areas, including other areas on the premises where security footage is stored.
 - B) Motion activated cameras may be utilized in all other areas of the facility in which cameras are required.

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- 2) Cameras installed outdoors and in low-light interior areas shall be day/night cameras with a minimum resolution of 600 lines per inch (analog) or D1 (IP) and a minimum light factor requirement of 0.7 LUX. The installation of additional lighting may be required to increase picture clarity and brightness. Cameras shall be calibrated and focused to maximize the quality of the recorded image;
- 3) The recording device shall be digital and meet the following minimum standards:
 - A) Displays a date and time stamp on all recorded video;
 - B) Can produce a digital video disc using an installed media recording drive. The video on the disc shall be viewable on any Windows PC, and shall include any required player software on the disc;
 - C) The ability to remain operational during a power outage for an unlimited amount of time from an alternative power source such as a petroleum fueled generator;
 - D) Allow for the exporting of still images in an industry standard image format, including .jpg, .bmp and .gif. Exported video shall have the ability to be archived in a proprietary format that ensures authentication of the video and guarantees that no alteration of the recorded image has taken place. Exported video shall also have the ability to be saved in an industry standard file format that can be played on a standard computer operating system. All recordings shall be erased or destroyed prior to disposal;
- 4) A display monitor with a minimum screen size of 12 inches shall be connected to the electronic recording security system at all times;
- 5) Electronic recording security systems are required to be maintained in good working order at all times. The owner of a cultivation center shall instruct each manager, employee or agent overseeing the functioning of the video recording security system to immediately report to the agent-in-charge any malfunctioning or technical problems with the system;
- 6) Security recordings shall meet the following minimum requirements:

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- A) The recorded image resolution shall be at least D1;
 - B) The recorded image frame rate shall be at least 3 frames per second during alarm or motion-based recording; and
 - C) Security recordings shall be retained by a cultivation center for a minimum of 90 days either at the licensed premises or via off site storage that can be digitally accessed at any time. The recording system for the security cameras must be located in a locked, tamper-proof compartment;
- 7) Have available a video printer capable of immediately producing a clear still photo from any video camera image; and
- 8) Upon request, the recording or any photo shall be turned over to ISP or the Department.
- b) Access to surveillance areas shall be limited to persons who are essential to surveillance operations, law enforcement agencies, security system service personnel, the Department, and others when approved by the Department. A current list of authorized employees and service personnel who have access to the surveillance room must be available to the Department upon request. Surveillance rooms shall remain locked.
- c) The electronic security system shall be available 24 hours per day, 7 days per week, to the Department and law enforcement agencies via a secure web-based portal with forward and backward playback capability.
- d) No person, except cultivation center agents, local law enforcement, the Department or the Department's authorized representative, DPH inspectors, or other federal, State or local government officials, when necessary to perform their governmental duties, shall be allowed on the premises of a cultivation center, except that:
- 1) Laboratory staff may enter a cultivation center for the sole purpose of identifying and collecting cannabis samples for purposes of conducting laboratory tests;

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- 2) Emergency personnel may enter a cultivation center when necessary to perform their duties;
 - 3) Upon written notice to the Department, a cultivation center may allow contractors to enter a cultivation center when they are working on a job unrelated to cannabis, such as installing or maintaining security devices or performing electrical wiring; and
 - 4) Upon prior written request, the Department or the Department's authorized representative may permit other persons to enter a cultivation center.
- e) All persons who are not cultivation center agents, but who are permitted on the premises of a cultivation center pursuant to subsection (b), shall obtain a visitor identification badge from cultivation center personnel prior to entering the cultivation center, and shall be escorted and monitored at all times by cultivation center personnel. The visitor identification badge shall be visibly displayed at all times while the visitor is in the cultivation center. All visitors, after presenting valid government issued identification with a picture, shall be logged in and out, and that log shall include the date, time and purpose of the visit and shall be maintained and made available to the Department, at any time, for a period of five years. All visitor identification badges shall be returned to the cultivation center personnel upon the visitor exiting the cultivation center.

(Source: Amended at 49 Ill. Reg. _____, effective _____)

SUBPART C: COMMUNITY COLLEGE
CANNABIS VOCATIONAL PILOT PROGRAM

Section 1300.220 License Renewal

- a) Every program license shall expire annually on the date it was issued.
- b) Every renewal application for a license shall be filed annually with the Department at least 45 calendar days prior to the expiration date of the existing license.
- c) The Department will send written notification of expiration to each licensed program at least 90 days prior to the expiration date. However, failure to receive a renewal form from the Department will not excuse the program from renewing the license prior to its expiration.

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- d) The renewal application must include a list of all faculty members participating in the cannabis curriculum and contain the signature of the faculty member charged with supervising the cannabis curriculum.

(Source: Amended at 50 Ill. Reg. _____, effective _____)

SUBPART D: CRAFT GROWERS

Section 1300.315 License Award, Issuance and Transferability

- a) The top-scoring applicants, as determined by Section 1300.307, that receive at least 75% of available points will be issued Craft Grower Licenses by the Department.
- b) A Craft Grower License shall be issued for the specific location identified on the application, and is valid only for the named owner and the location for which it is issued.
- c) *Should the applicant be awarded a Craft Grower License, the applicant shall pay a prorated fee of \$40,000 prior to receiving the license. [410 ILCS 705/30-15(d)]*
- d) **Transfer of License**
A Craft Grower License shall not be transferable in whole or in part, without Department approval, with the following exceptions:
 - 1) A Craft Grower License may be reissued, without charge, solely in the name of the surviving spouse or domestic partner of a deceased licensee if the license was issued in the names of both of the parties; and
 - 2) A Craft Grower License may be transferred, without charge, to an heir of a deceased licensee, as determined by the Probate Act of 1975. For the purpose of considering the qualifications of the heir to receive a Craft Grower License, the Department will require a criminal background check and the heir will be subject to all other requirements of the Act and this Part.
- e) **Change of Location**
In the event that the Department approves a new location as meeting all requirements of the Act and this Part, the craft grower shall have a brief transition

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period of no more than 90 days, approved by the Department, to transfer its inventory and begin operations at the new location.

- 1) The transition period shall not begin until the new location is ready to begin production.
 - 2) *A craft grower may not be located in an area zoned for residential use.*
[410 ILCS 705/30-30(e)]
 - 3) *A craft grower shall not be located within 1,500 feet of another craft grower or a cultivation center.* [410 ILCS 705/30-30(o)]
 - 4) No product may be transferred to or cultivated at the new location prior to the beginning date of this approved transition period.
 - 5) Any product remaining at the original location past the transition period shall be destroyed in accordance with the provisions of Subpart I (Destruction of Cannabis).
 - 6) The craft grower shall notify the Department in writing or by electronic transmission once the transfer of inventory is complete and production has begun at the new location.
 - 7) Upon inspection and verification by the Department that the new location is in compliance with the Act and this Part, the Department will issue a license modification reflecting the new location. The modified license shall have the same expiration date as the previously issued license.
- f) **Sale of Stock**
The proposed sale of any outstanding or issued stock of a corporation licensed under the Act, or any proposed change in the officers or board members of the corporation, must be reported to the Department, and Department approval must be obtained before the changes are made. A fee of \$1,000 will be charged for the processing of the change of stock ownership or corporate officers or board members.
- g) The proposed change of any person or principal officer of any licensee must be reported to the Department and Department approval must be obtained before the changes are made.

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- h) A Craft Grower License shall not be leased or subcontracted, in whole or in part.
- i) A Craft Grower License is issued upon the following condition: *A craft grower may not either directly or indirectly discriminate in price between different dispensing organizations, craft growers, or infusers that are purchasing a like grade, strain, brand, and quality of cannabis or cannabis-infused product. Nothing in this subsection (i) prevents a cultivation center from pricing cannabis differently based on differences in the cost of manufacturing or processing, the quantities sold, such as volume discounts, or the way the products are delivered.* [410 ILCS 705/20-30(e)]
- j) A Craft Grower License is issued upon the following condition: *It is unlawful for any person having a Craft Grower License or any officer, associate, member, representative, or agent of such licensee to offer or deliver money, or anything else of value, directly or indirectly to any person having an Early Approval Adult Use Dispensing Organization License, a Conditional Adult Use Dispensing Organization License, an Adult Use Dispensing Organization License, or a medical cannabis dispensing organization license issued under the Compassionate Use of Medical Cannabis Program Act, or to any person connected with or in any way representing, or to any member of the family of, such person holding an Early Approval Adult Use Dispensing Organization License, a Conditional Adult Use Dispensing Organization License, an Adult Use Dispensing Organization License, or a medical cannabis dispensing organization license issued under the Compassionate Use of Medical Cannabis Program Act, or to any stockholders in any corporation engaged in the retail sale of cannabis, or to any officer, manager, agent, or representative of the Early Approval Adult Use Dispensing Organization License, a Conditional Adult Use Dispensing Organization License, an Adult Use Dispensing Organization License, or a medical cannabis dispensing organization license issued under the Compassionate Use of Medical Cannabis Program Act to obtain preferential placement within the dispensing organization, including, without limitation, on shelves and in display cases where purchasers can view products, or on the dispensing organization's website.* [410 ILCS 705/30-30(n)]
- k) A Craft Grower License is issued upon the following condition: *No person or entity shall hold any legal, equitable, ownership, or beneficial interest, directly or indirectly, of more than 3 Craft Grower Licenses. Further, no person or entity that is employed by, an agent of, or has a contract to receive payment from or participate in the management of a craft grower, is a principal officer of a craft grower, or entity controlled by or affiliated with a principal officer of a craft*

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grower shall hold any legal, equitable, ownership, or beneficial interest, directly or indirectly, in a Craft Grower License that would result in the person or entity owning or controlling in combination with any craft grower, principal officer of a craft grower, or entity controlled or affiliated with a principal officer of a craft grower by which he, she, or it is employed, is an agent of, or participates in the management of more than 3 Craft Grower Licenses. [410 ILCS 705/30-30(m)]

(Source: Amended at 50 Ill. Reg. _____, effective _____)

Section 1300.320 License Renewal

- a) Every Craft Grower License issued by the Department under the Act and this Part shall expire annually on the date it was issued.
- b) Every renewal application for a license issued pursuant to this Part and accompanied by the proper fees shall be filed annually with the Department at least 45 calendar days prior to the date the existing license expires.
- c) The Department will send written notification of expiration to each licensed craft grower at least 90 days prior to expiration. However, failure to receive a renewal form from the Department will not excuse the craft grower from paying the renewal fee or renewing the license prior to its expiration.
- d) *The Department will grant a renewal application within 45 days after submission of a renewal application if:*
 - 1) *The registered craft grower submits a renewal application and the required renewal fee of \$40,000;*
 - 2) *The Department has not suspended the license of the craft grower or suspended or revoked the registration for violation of the Act or this Part;*
 - 3) *The craft grower has continued to operate in accordance with all plans submitted as part of its application and approved by the Department or any amendments that have been approved by the Department;*
 - 4) *The craft grower has submitted an agent, employee, contracting, and subcontracting diversity report as required by the Department; and*

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- 5) *The craft grower has submitted an environmental impact report as required by the Act.*
- e) *If a craft grower fails to renew its license before expiration, it shall cease operations until its license is renewed. [410 ILCS 705/30-45]*
- f) *Upon request for renewal, the Department will consider the licensee's history of compliance with requirements of the Act and this Part, the number and severity of any violations and the correction of those violations, as well as penalties or fines imposed, or any other enforcement actions.*
- g) *The Department may deny a renewal after consideration of the licensee's history of compliance.*
- h) The Department shall not assess the renewal fee in subsection (d) for the two annual license renewal periods that begin after May 1, 2026. The renewal fee in subsection (d) shall be imposed on the craft grower's third annual renewal application submitted after May 1, 2026.
- i) If a craft grower license is relinquished or revoked, any past due fees, including renewal periods in which a partial payment was made, shall not be owed to the Department.

(Source: Amended at 50 Ill. Reg. _____, effective _____)

Section 1300.330 Modifications and Alterations

- a) Before making any modification to a licensed facility, the craft grower must complete an Application for Modification and submit the application with the appropriate schedules to the Department. The fee for an application to make modifications to a craft grower shall be \$2,000.
- b) Before making any alteration to a licensed facility, the craft grower must complete an application for alteration. The fee for an application to make an alteration of a craft grower shall be \$250.

(Source: Amended at 50 Ill. Reg. _____, effective _____)

Section 1300.370 Operations – Plant Production

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- a) Each facility shall develop and maintain an Operations and Management Practices Plan for each production area.
- b) Each production area shall maintain an open aisle on all sides of each plant group to allow for unobstructed travel, observation and inventory of each plant group.
- c) Each production area shall be maintained free of debris.
- d) Biosecurity measures shall be implemented and maintained at all times.
- e) A record of all crop inputs shall be maintained for at least 5 years at the facility. The record shall include:
 - 1) The date of application;
 - 2) The name of the individual making the application;
 - 3) The product that was applied;
 - 4) The section, including the square footage, that received the application (by group number);
 - 5) The amount of product that was applied; and
 - 6) A copy of the label of the product applied.
- f) All craft growers shall utilize the cannabis plant monitoring system as required under Subpart K of this Part.
- g) All plants, regardless of accounting strategy, shall be physically inventoried on a weekly basis and records of the inventory shall be kept at the facility for at least 5 years. Those records shall be made available to the Department upon request.
- h) All persons working in direct contact with cannabis shall conform to hygienic practices while on duty, including but not limited to:
 - 1) Litter and waste shall be properly removed and the operating systems for waste disposal shall be maintained in an adequate manner so that they do not constitute a source of contamination in areas where cannabis plants are exposed;

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- 2) Floors, walls and ceilings shall be constructed in a manner that they may be kept adequately clean and in good repair;
- 3) There shall be adequate lighting in all areas where cannabis is stored and where equipment or utensils are cleaned;
- 4) There shall be adequate screening or other protection against the entry of pests. Rubbish shall be disposed of to minimize the development of odor and minimize the potential for the waste becoming an attractant, harborage or breeding place for pests;
- 5) Any buildings, fixtures and other facilities shall be maintained in a sanitary condition;
- 6) Toxic cleaning compounds, sanitizing agents, solvents used in the production of cannabis concentrates, and pesticide chemicals shall be identified, held, and stored in a manner that protects against contamination of cannabis and is in accordance with any applicable local, State or federal law, rule, regulation or ordinance;
- 7) Only sanitizing agents registered with the Department pursuant to the Illinois Pesticide Act [415 ILCS 60/4] shall be used in craft growers, and they shall be used in accordance with labeled instructions;
- 8) The water supply shall be sufficient for the operations intended and shall be derived from a source that is a regulated water system. Private water supplies shall be derived from a water source that is capable of providing a safe, potable and adequate supply of water to meet the facility's needs;
- 9) Plumbing shall be of adequate size and design and adequately installed and maintained to carry sufficient quantities of water to required locations throughout the cultivation center, and it shall properly convey sewage and liquid disposable waste from the facility. There shall be no cross-connections between the potable and waste water lines, pursuant to the Illinois Plumbing Code (77 Ill. Adm. Code 890);
- 10) All operations in the receiving, inspecting, transporting, segregating, preparing, production, packaging and storing of cannabis or cannabis-

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infused product shall be conducted in accordance with adequate sanitation principles; and

- 11) Cannabis that can support the rapid growth of undesirable microorganisms shall be held in a manner that prevents the growth of these microorganisms.

(Source: Amended at 50 Ill. Reg. _____, effective _____)

Section 1300.385 Security

- a) A craft grower shall be required to operate and maintain in good working order a 24 hour, 7 days a week, closed-circuit television (CCTV) surveillance system on the premises that complies with the following minimum standards:
 - 1) The surveillance system shall visually record and monitor all building entrances and exits, all parking lot areas, and rear alley areas immediately adjacent to the building, and covers the entire inside of the facility, including all limited access areas and all areas where cannabis is produced, stored, shipped or destroyed, but does not include restrooms nor the executive office. Fixed cameras shall be installed to provide a consistent recorded image of these areas. The craft grower shall instruct the company or individuals installing the surveillance cameras to maximize the quality of facial and body images and to avoid backlighting and physical obstructions.
 - A) The cultivation center shall use cameras that capture a continuous recorded image for the following areas:
 - i) All building entrances and exits, including overhead garage doors and other points of ingress/egress.
 - ii) All finished product storage areas, including vaults and other areas where packaged inventory is stored.
 - iii) All information technology (IT) areas, including other areas on the premises where security footage is stored.
 - B) Motion activated cameras may be utilized in all other areas of the facility in which cameras are required.

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- 2) Cameras installed outdoors and in low-light interior areas shall be day/night cameras with a minimum resolution of 600 lines per inch (analog) or D1 (IP) and a minimum light factor requirement of 0.7 LUX. The installation of additional lighting may be required to increase picture clarity and brightness. Cameras shall be calibrated and focused to maximize the quality of the recorded image.
- 3) The recording device shall be digital and meet the following minimum standards:
 - A) Displays a date and time stamp on all recorded video;
 - B) Produces a digital video disc using an installed media recording drive. The video on the disc shall be viewable on any Windows PC, and shall include any required player software on the disc;
 - C) Remains operational during a power outage for an unlimited amount of time; and
 - D) Allows for the exporting of still images in an industry standard image format, including .jpg, .bmp and .gif. Exported video shall have the ability to be archived in a proprietary format that ensures authentication of the video and guarantees that no alteration of the recorded image has taken place. Exported video shall also have the ability to be saved in an industry standard file format that can be played on a standard computer operating system. All recordings shall be erased or destroyed prior to disposal.
- 4) A display monitor with a minimum screen size of 12 inches shall be connected to the electronic recording security system at all times.
- 5) Electronic recording security systems must be maintained in good working order at all times. The owner of a craft grower shall instruct each manager, employee or agent overseeing the functioning of the video recording security system to immediately report to the agent-in-charge any malfunctioning or technical problems with the system.
- 6) Security recordings shall meet the following minimum requirements:

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- A) The recorded image resolution shall be at least D1; and
- B) The recorded image frame rate shall be at least 3 frames per second during alarm or motion-based recording.
- 7) Security recordings shall be retained by the craft grower for a minimum of 90 days either at the licensed premises or via off site storage that can be digitally accessed at any time. The recording system for the security cameras must be located in a locked, tamper-proof compartment.
- 8) The surveillance system must be able to connect to a video printer capable of immediately producing a clear still photo from any video camera image.
- 9) Upon request, the video recording or any photo shall be turned over to ISP or the Department.
- b) Access to surveillance areas shall be limited to persons who are essential to surveillance operations, law enforcement agencies, security system service personnel, the Department, and others when approved by the Department. A current list of authorized employees and service personnel that have access to the surveillance room must be available to the Department upon request. Surveillance rooms shall remain locked.
- c) The electronic security system shall be available 24 hours per day, 7 days per week, to the Department and law enforcement agencies via a secure web-based portal with forward and backward playback capability.
- d) No person, except craft grower agents, local law enforcement, the Department or the Department's authorized representative, DPH inspectors, or other federal, State or local government officials when necessary to perform their governmental duties, shall be allowed on the premises of a craft grower, except that:
 - 1) Laboratory staff may enter the craft grower for the sole purpose of identifying and collecting cannabis samples for purposes of conducting laboratory tests;
 - 2) Emergency personnel may enter a craft grower when necessary to perform their duties;

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- 3) Upon written notice to the Department, a craft grower may allow contractors to enter a craft grower when they are working on a job unrelated to cannabis, such as installing or maintaining security devices or performing electrical wiring; and
- 4) Upon prior written request, the Department or the Department's authorized representative may permit other persons to enter a craft grower.
- e) All persons who are not craft grower agents, but who are permitted on the premises of a craft grower pursuant to subsection (b), shall obtain a visitor identification badge from craft grower personnel prior to entering the craft grower, and shall be escorted and monitored at all times by craft grower personnel. The visitor identification badge shall be visibly displayed at all times while the visitor is in the craft grower. All visitors, after presenting valid government issued identification with a picture, shall be logged in and out, and that log shall include the date, time and purpose of the visit and shall be maintained and made available to the Department, at any time, for a period of five years. All visitor identification badges shall be returned to the craft grower personnel upon the visitor exiting the craft grower.

(Source: Amended at 50 Ill. Reg. _____, effective _____)

SUBPART E: INFUSERS

Section 1300.415 License Award, Issuance and Transferability

- a) The top-scoring applicants as determined by Section 1300.407, that receive at least 75% of available points, will be issued Infuser Licenses by the Department.
- b) An Infuser License shall be issued for the specific location identified on the application, and is valid only for the owner, premises and name designated on the license and the location for which it is issued.
- c) *Should the applicant be awarded an Infuser License, it shall pay a fee of \$5,000 prior to receiving the license. [410 ILCS 705/35-15(d)]*
- d) An Infuser License shall not be transferable, in whole or in part, without Department approval, with the following exceptions:

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- 1) An Infuser License may be reissued, without charge, solely in the name of the surviving spouse or domestic partner of a deceased licensee if the license was issued in the names of both of the parties;
 - 2) An Infuser License may be transferred, without charge, to an heir of a deceased licensee other than as provided in subsection (b)(1), as determined by the Probate Act of 1975. For the purpose of considering the qualifications of the heir to receive an Infuser License, the Department will require a criminal background check and the heir will be subject to all other requirements of the Act and this Part.
- e) In the event that the Department approves a new location as meeting all requirements of the Act and this Part, the infuser shall have a brief transition period of no more than 90 days, approved by the Department, to transfer its inventory and begin operations at the new location.
- 1) The transition period shall not begin until the new location is ready to begin production.
 - 2) *An infuser may not be located in an area zoned for residential use.* [410 ILCS 705/35-25(i)]
 - 3) No product may be transferred to or processed at the new location prior to the beginning date of this approved transition period.
 - 4) Any product remaining at the original location past the transition period shall be destroyed in accordance with the provisions of Subpart I (Destruction of Cannabis).
 - 5) The infuser shall notify the Department in writing or by electronic transmission once the transfer of inventory is complete and production has begun at the new location.
 - 6) Upon inspection and verification by the Department that the new location is in compliance with the Act and this Part, the Department will issue a license modification reflecting the new location. The modified license shall have the same expiration date as the previously issued license.
- f) The proposed sale of any outstanding or issued stock of a corporation licensed under the Act, or any proposed change in the officers or board members of the

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corporation, must be reported to the Department, and Department approval must be obtained before the changes are made. A fee of \$1,000 will be charged for the processing of the change of stock ownership or corporate officers or board members.

- g) The proposed change of any person or principal officer of any licensee must be reported to the Department and Department approval must be obtained before the changes are made.
- h) An Infuser License shall not be leased or subcontracted, in whole or in part.
- i) An Infuser License is issued upon the following condition: *An infuser may not either directly or indirectly discriminate in price between different cannabis business establishments that are purchasing a like grade, strain, brand, and quality of cannabis or cannabis-infused product. Nothing in this subsection (i) prevents an infuser from pricing cannabis differently based on differences in the cost of manufacturing or processing, the quantities sold, such volume discounts, or the way the products are delivered. [410 ILCS 705/35-25(e)]*
- j) An Infuser License is issued upon the following condition: *An infuser may share premises with a craft grower or a dispensing organization, or both, provided each licensee stores currency and cannabis or cannabis-infused products in a separate secured vault to which the other licensee does not have access or all licensees sharing a vault share more than 50% of the same ownership. [410 ILCS 705/35-25(l)]*
- k) An Infuser License is issued upon the following condition: *It is unlawful for any person or entity having an Infuser License or any officer, associate, member, representative or agent of such licensee to offer or deliver money, or anything else of value, directly or indirectly to any person having an Early Approval Adult Use Dispensing Organization License, a Conditional Adult Use Dispensing Organization License, an Adult Use Dispensing Organization License, or a medical cannabis dispensing organization license issued under the Compassionate Use of Medical Cannabis Program Act, or to any person connected with or in any way representing, or to any member of the family of, such person holding an Early Approval Adult Use Dispensing Organization License, a Conditional Adult Use Dispensing Organization License, an Adult Use Dispensing Organization License, or a medical cannabis dispensing organization license issued under the Compassionate Use of Medical Cannabis Program Act, or to any stockholders in any corporation engaged in the retail sales of cannabis,*

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or to any officer, manager, agent, or representative of the Early Approval Adult Use Dispensing Organization License, a Conditional Adult Use Dispensing Organization License, an Adult Use Dispensing Organization License, or a medical cannabis dispensing organization license issued under the Compassionate Use of Medical Cannabis Program Act to obtain preferential placement within the dispensing organization, including, without limitation, on shelves and in display cases where purchasers can view products, or on the dispensing organization's website. [410 ILCS 705/35-25(m)]

(Source: Amended at 50 Ill. Reg. _____, effective _____)

Section 1300.420 License Renewal

- a) Every Infuser License shall expire annually on the date it was issued.
- b) Every renewal application for a license issued pursuant to this Part and accompanied by the proper fees shall be filed annually with the Department at least 45 calendar days prior to the date the existing license expires.
- c) The Department will send written notification of expiration to each licensed infuser at least 90 days prior to expiration. However, failure to receive a renewal form from the Department will not excuse the infuser from paying the renewal fee or renewing the license prior to its expiration.
- d) *The Department will grant a renewal application within 45 days of submission of a renewal application if:*
 - 1) *The registered infuser submits a renewal application and the required renewal fee of \$20,000;*
 - 2) *The Department has not suspended the license of the infuser or suspended or revoked the registration for violation of the Act or this Part;*
 - 3) *The infuser has continued to operate in accordance with all plans submitted as part of its application and approved by the Department or any amendments thereto that have been approved by the Department;*
 - 4) *The infuser has submitted an agent, employee, contracting, and subcontracting diversity report to the Cannabis Regulation Oversight Officer as required by the Department; and*

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- 5) *The infuser has submitted an environmental impact report as required by the Act. [410 ILCS 705/35-40(a)]*
- e) *If an infuser fails to renew its license before expiration, it shall cease operations until its license is renewed. [410 ILCS 705/35-40(b)]*
- f) Upon request for renewal, the Department will consider the licensee's history of compliance with requirements of the Act and this Part, the number and severity of any violations and the correction of those violations, as well as penalties or fines imposed or any other enforcement actions.
- g) The Department may deny a renewal after consideration of the licensee's history of compliance.
- h) The Department shall not assess the renewal fee in subsection (d) for the two annual license renewal periods that begin after May 1, 2026. The renewal fee in subsection (d) shall be imposed on the infuser's third annual renewal application submitted after May 1, 2026.
- i) If an infuser license is relinquished or revoked, any past due fees, including renewal periods in which a partial payment was made, shall not be owed to the Department.

(Source: Amended at 50 Ill. Reg. _____, effective _____)

Section 1300.430 Modifications and Alterations

- a) Before making any modification to a licensed facility, the infuser must complete an Application for Modification and submit the application with the appropriate schedules to the Department. The fee for an applicant to make modifications to an infuser shall be \$1,000.
- b) Before making any alteration to a licensed facility, the infuser must complete an application for alteration. The fee for an application to reflect an alteration of the infuser's facility shall be \$125.

(Source: Amended at 50 Ill. Reg. _____, effective _____)

Section 1300.470 Operations – General Requirements

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- a) Each facility shall develop and maintain an Operations and Management Practices Plan for each production area.
- b) Each production area shall be maintained free of debris.
- c) All persons working in direct contact with cannabis or cannabis-infused products shall conform to hygienic practices while on duty, including but not limited to the following:
 - 1) Litter and waste shall be properly removed and the operating systems for waste disposal shall be maintained in an adequate manner so that they do not constitute a source of contamination in areas where cannabis or cannabis-infused products are exposed;
 - 2) Floors, walls and ceilings shall be constructed in a manner that they may be adequately kept clean and in good repair;
 - 3) There shall be adequate lighting in all areas where cannabis and cannabis-infused products are stored and where equipment or utensils are cleaned;
 - 4) Rubbish shall be disposed of to minimize the development of odor and minimize the potential for the waste becoming an attractant, harborage or breeding place for pests;
 - 5) Any buildings, fixtures and other facilities shall be maintained in a sanitary condition;
 - 6) Toxic cleaning compounds, sanitizing agents, and solvents used in the production of cannabis concentrates shall be identified, held and stored in a manner that protects against contamination of cannabis, and in a manner that is in accordance with any applicable local, State or federal law, rule, regulation or ordinance;
 - 7) Only sanitizing agents registered with the Department pursuant to the Illinois Pesticide Act shall be used by infusers, and they shall be used in accordance with labeled instructions;
 - 8) All operations in the receiving, inspecting, transporting, segregating, preparing, production, packaging and storing of cannabis or cannabis-

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infused product shall be conducted in accordance with adequate sanitation principles.

- d) Any person who, by medical examination or supervisory observation, is shown to have, or appears to have, an illness, open lesion (e.g., boils, sores or infected wounds), or any other abnormal source of microbial contamination for whom there is a reasonable possibility of contact with cannabis shall be excluded from any operations that may be expected to result in microbial contamination until the condition is corrected.
- e) Each infuser shall provide its employees with adequate and readily accessible toilet facilities that are maintained in a sanitary condition and good repair.
- f) All operations in the receiving, inspecting, transporting, segregating, preparing, producing, packaging and storing of cannabis and cannabis-infused products shall be conducted in accordance with adequate sanitation principles.
- g) Infusers shall utilize the cannabis plant monitoring system as required under Subpart K of this Part.
- h) An infuser may not sell or distribute any cannabis to any person other than a dispensing organization, cultivation center, craft grower or infuser.
- i) *At no time shall an infuser organization or an infuser agent perform the extraction of cannabis concentrate from cannabis flower.* [410 ILCS 705/35-25]
- j) An infuser may obtain cannabis concentrate from a cultivation center or craft grower to produce cannabis infused products and vape products.

(Source: Amended at 50 Ill. Reg. _____, effective _____)

Section 1300.485 Security

- a) An infuser shall be required to operate and maintain in good working order a 24 hour, 7 days a week, closed-circuit television (CCTV) surveillance system on the premises that complies with the following minimum standards:
 - 1) Visually records and monitors all building entrances and exits, all parking lot areas, and rear alley areas immediately adjacent to the building, and covers the entire inside of the facility, including all limited access areas

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and all areas where cannabis is produced, stored, shipped or destroyed, but does not include restrooms nor the executive office. Fixed cameras shall be installed to provide a consistent recorded image of these areas. The infuser shall instruct the company or individuals installing the surveillance cameras to maximize the quality of facial and body images and to avoid backlighting and physical obstructions.

- A) The infuser shall use cameras that capture a continuous recorded image for the following areas:
 - i) All building entrances and exits, including overhead garage doors and other points of ingress/egress.
 - ii) All finished product storage areas, including vaults and other areas where packaged inventory is stored.
 - iii) All information technology (IT) areas, including other areas on the premises where security footage is stored.
 - B) Motion activated cameras may be utilized in all other areas of the facility in which cameras are required;
- 2) Cameras installed outdoors and in low-light interior areas shall be day/night cameras with a minimum resolution of 600 lines per inch (analog) or D1 (IP) and a minimum light factor requirement of 0.7 LUX. The installation of additional lighting may be required to increase picture clarity and brightness. Cameras shall be calibrated and focused to maximize the quality of the recorded image;
- 3) The recording device shall be digital and meet the following minimum standards:
- A) Displays a date and time stamp on all recorded video;
 - B) Can produce a digital video disc using an installed media recording drive. The video on the disc shall be viewable on any Windows PC. The disk shall include any required player software;
 - C) The ability to remain operational during a power outage for an unlimited amount of time;

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- D) Allow for the exporting of still images in an industry standard image format, including .jpg, .bmp and .gif. Exported video shall have the ability to be archived in a proprietary format that ensures authentication of the video and guarantees that no alteration of the recorded image has taken place. Exported video shall also have the ability to be saved in an industry standard file format that can be played on a standard computer operating system. All recordings shall be erased or destroyed prior to disposal;
 - 4) A display monitor with a minimum screen size of 12 inches shall be connected to the electronic recording security system at all times;
 - 5) Electronic recording security systems are required to be maintained in good working order at all times. The owner of an infuser shall instruct each manager, employee or agent overseeing the functioning of the video recording security system to immediately report to the agent-in-charge any malfunctioning or technical problems with the system;
 - 6) Security recordings shall meet the following minimum requirements:
 - A) The recorded image resolution shall be at least D1; and
 - B) The recorded image frame rate shall be at least 3 frames per second during alarm or motion-based recording;
 - 7) Security recordings shall be retained by the infuser for a minimum of 90 days either at the licensed premises or via off site storage that can be digitally accessed at any time. The recording system for the security cameras must be located in a locked, tamper-proof compartment;
 - 8) Have available a video printer capable of immediately producing a clear still photo from any video camera image; and
 - 9) Upon request, the recording or any photo shall be turned over to ISP or the Department.
- b) Access to surveillance areas shall be limited to persons who are essential to surveillance operations, law enforcement agencies, security system service personnel, the Department, and others when approved by the Department. A

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current list of authorized employees and service personnel that have access to the surveillance room must be available to the Department upon request. Surveillance rooms shall remain locked.

- c) The electronic security system shall be available 24 hours per day, 7 days per week, to the Department and law enforcement agencies via a secure web-based portal with forward and backward playback capability.
- d) No person, except infuser agents, local law enforcement, the Department or the Department's authorized representative, DPH inspectors, or other federal, State or local government officials when necessary to perform their governmental duties, shall be allowed on the premises of a infuser, except that:
 - 1) Laboratory staff may enter an infuser for the sole purpose of identifying and collecting cannabis samples for purposes of conducting laboratory tests;
 - 2) Emergency personnel may enter an infuser when necessary to perform their duties;
 - 3) Upon written notice to the Department, an infuser may allow contractors to enter an infuser when they are working on a job unrelated to cannabis, such as installing or maintaining security devices or performing electrical wiring; and
 - 4) Upon prior written request, the Department or the Department's authorized representative may permit other persons to enter an infuser.
- e) All persons who are not infuser agents, but who are permitted on the premises of a infuser pursuant to subsection (b), shall obtain a visitor identification badge from infuser personnel prior to entering the infuser, and shall be escorted and monitored at all times by infuser personnel. The visitor identification badge shall be visibly displayed at all times while the visitor is in the infuser. All visitors, after presenting valid government issued identification with a picture, shall be logged in and out, and that log shall include the date, time and purpose of the visit and shall be maintained and made available to the Department, at any time, for a period of five years. All visitor identification badges shall be returned to the infuser personnel upon the visitor exiting the infuser.

(Source: Amended at 50 Ill. Reg. _____, effective _____)

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SUBPART F: TRANSPORTERS

Section 1300.540 License Issuance and Transferability

- a) Information and Plans Provided in Application
Licenses are only issued for the plan as stated in the applicant's application.
Should the applicant be awarded a Transporter License, the information and plans that an applicant provided in its application, shall be a mandatory condition of the permit. Any variation from or failure to perform those plans may result in discipline, including the revocation or nonrenewal of a license. [410 ILCS 705/20-20(c)]
- b) License Fee
Upon the notice of intent to award, the applicant must pay a fee of \$10,000 to receive the Transporter License. The fee may be prorated based on the date of the license award.
- c) Transferability – Change of Business Location
A Transporter License shall be issued for the specific location identified on the application, and is valid only for the owner, premises and name designated on the license and the location for which it is issued.
 - 1) A Transporter License is not transferable to a new location without Department approval.
 - 2) In the event that the Department approves the new location as meeting all requirements of the Act and this Part, the transporter shall have a transition period of no more than 90 days, approved by the Department, to transfer its equipment and begin operations at the new location.
 - A) The transition period shall not begin until the new location is in full compliance with the requirements of the Act and this Part.
 - B) The transporter may not transfer cannabis containers using the new location prior to the beginning date of this approved transition period.
 - 3) Upon inspection and verification by the Department that the new location is in compliance with the Act and this Part, the Department will issue a

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license modification reflecting the new location. The modified license shall have the same expiration date as the previously issued license.

- d) Transferability – Change in Ownership
A Transporter License shall be issued for the specific applicant identified in the application and shall not be transferable in whole or in part, with the following exceptions:
 - 1) A Transporter License may be reissued, without charge, solely in the name of the surviving spouse or domestic partner of a deceased licensee if the license was issued in the names of both of the parties;
 - 2) A Transporter License may be transferred, without charge, to an heir of a deceased licensee other than as provided in subsection (b)(1), as determined by the Probate Act of 1975. For the purpose of considering the qualifications of the heir to receive a Transporter License, the Department will require a criminal background check and the heir will be subject to all other requirements of the Act and this Part;
 - 3) The proposed change of any person or principal officer of a transporter must be reported to the Department and Department approval must be obtained before the changes are made.
- e) Transferability – Sale of Business
The proposed sale of any outstanding or issued stock of a corporation licensed under the Act, or any proposed change in the officers or board members of the corporation, must be reported to the Department and Department approval must be obtained before the changes are made. A fee of \$500 will be charged for the processing of the change of stock ownership or corporate officers or board members.
- f) Non-Transferability – No Lease or Sublease
A Transporter License shall not be leased or subcontracted, in whole or in part.
- g) At the time of license issuance, the transporter shall have in place operating documents that *shall include procedures for the oversight of the transporter, an inventory monitoring system including a physical inventory recorded weekly, accurate recording keeping, and a staffing plan.* [410 ILCS 705/40-25(a)]
- h) The transporter shall submit to the Department the license plate numbers, proof of

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insurance, and vehicle identification numbers for each vehicle being used to transport cannabis or cannabis-infused products. The Department will issue a registration certificate for each vehicle being used to transport cannabis or cannabis-infused products. Upon receipt of the registration certificate and placement of a copy of the certificate into the vehicle, the vehicle may be used for the transportation of cannabis and cannabis-infused products.

- i) The transporter has a continuing duty to update and promptly disclose to the Department any changes to the information contained in the application and attachments to, and amendments of, the application.

(Source: Amended at 50 Ill. Reg. _____, effective _____)

Section 1300.596 Transfer Sites

- a) Approval.
 - 1) Prior to operating a transporter transfer site, a transporter must submit plans for a transporter transfer site as a modification, as described in Section 1300.560.
 - 2) The Department shall review and approve the transporter transfer site plan through the modification process.
 - 3) Transporters shall not use a transfer site until such site and its plans have written Department approval.
 - 4) No transporter may operate more than two transfer sites.
- b) Transfer Site Facility Specifications.
 - 1) A transporter transfer site shall be a facility, as defined in Section 1300.10.
 - 2) The transfer site facility shall be a fully enclosed from the outdoors, with locks or other security devices that permit access only by authorized individuals.
 - 3) The facility structure shall be at least large enough to allow for two of the largest vehicles used by the transporter, registered with the Department, to

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have all doors and trunk or hatch open, with sufficient room for an individual to walk around each vehicle without encumbrance.

- 4) A transporter transfer site shall be separate from any other cannabis business establishment facility, in that there shall be no direct access from the transfer site into the cannabis business establishment. A transporter transfer site may be adjacent to a cannabis business establishment or part of the same overall physical facility.

c) Operation.

- 1) All transfers of cannabis and cannabis product at a transporter transfer site shall be documented in the cannabis plant monitoring system.
- 2) Transporters are not permitted to store cannabis or cannabis products at a transfer site overnight or for any period of time in which the transport vehicle is not present.
- 3) The facility shall be maintained in a sanitary condition.
- 4) Transporters shall follow and comply with their operations plan and any other requirements and restrictions of the license in the operation of a transfer site in accordance with the criteria listed in subsection (b).
- 5) The transfer site shall only be used for the transfer of cannabis and cannabis products from one transport vehicle to another. The facility shall not be used for any other purpose.
- 6) All transfers must take place with all transfer site access points closed, out of "ordinary public view", as that term is defined at 410 ILCS 705/1-10.

d) Security.

- 1) Transporter transfer sites shall be equipped with cameras and be required to operate and maintain in good working order a 24-hour 7-days a week closed circuit television surveillance system capable of capturing entrances, exits and the area where transfer operations occur.

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- A) The transporter shall use cameras that capture a continuous recorded image for all building entrances and exits, including overhead garage doors and other points of ingress/egress.
- B) Motion activated cameras may be utilized in all other areas of the facility in which cameras are required.
- 2) Camera footage shall be available 24 hours per day 7 days per week to the Department and the Illinois State Police via a secure web-based portal with forward and backward playback abilities.
- 3) Security recordings shall be retained by the transporter for a minimum of 90 days either at the licensed premises, transfer site or an off-site cloud storage.

(Source: Added at 50 Ill. Reg. _____, effective _____)

SUBPART H: LABORATORY TESTING

Section 1300.700 Laboratory Testing

- a) Immediately prior to manufacturing or natural processing of any cannabis or cannabis-infused product or packaging cannabis for sale to a dispensary, each batch shall be made available at the cultivation center, craft grower, or infuser, for an employee of an approved laboratory to select a random sample, which shall be tested by the approved laboratory for:
 - 1) Microbiological contaminants;
 - 2) Mycotoxins;
 - 3) Pesticide active ingredients;
 - 4) Residual solvent;
 - 5) Heavy metals; and
 - 6) An active ingredient analysis.

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- b) The Department may select a random sample that, for the purposes of conducting an active ingredient analysis, shall be tested by the Department for verification of label information.
- c) A representative sample must be a minimum sample volume of not less than 7 grams, but is not required to be more than 15 grams per batch, and must consist of different parts of the batch to ensure proportionate representation.
- d) Batch limits for cured flower are limited to a maximum of 20 pounds.
- e) A representative sample shall be taken from each final batch of product and must pass all testing requirements before offered for sale to the public.
- f) A laboratory shall immediately return or dispose of any cannabis upon the completion of any testing, use or research. If cannabis is disposed of, it shall be done in compliance with Subpart I of this Part.
- g) If a sample of cannabis does not pass the microbiological, mycotoxin, pesticide chemical residue, heavy metals, or solvent residue test, based on the standards set forth in this Section, the following shall apply:
 - 1) If the sample failed the pesticide chemical residue test, the entire batch from which the sample was taken shall be recalled, as provided for in the cannabis business organization's Operations and Management Plan, if applicable, and disposed of in accordance with Subpart I (Destruction of Cannabis).
 - 2) If the sample failed any other test, the batch may be used to make a CO₂ or solvent based extract. After processing, the CO₂ or solvent based extract must still pass all required tests.
- h) Microbiological Test
 - 1) For purposes of the microbiological test, a cannabis sample shall be deemed to have passed if it satisfies the recommended microbial and fungal limits for cannabis products in colony forming units per gram (CFU/g) set out in the American Herbal Pharmacopoeia Monograph Table, as follows:

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	Total viable aerobic bacteria	Total yeast and mold	Total coliforms	Bile-tolerant gram-negative bacteria	E. coli (pathogenic strains) and Salmonella spp.
CO₂ and solvent based extracts	10 ⁴	10 ³	10 ²	10 ²	Not detected in 1 g

- 2) Unprocessed materials include minimally processed crude cannabis preparations, such as inflorescences, accumulated resin glands (kief), and compressed resin glands (hashish). Processed materials include various solid or liquid infused edible preparations, oils, topical preparations, and water-processed resin glands (bubble hash).

- i) Mycotoxin Test. For purposes of the mycotoxin test, a cannabis sample shall be deemed to have passed if it meets the following standards:

Test	Specification
Aflatoxin B1	<20 µg/kg of substance
Aflatoxin B2	<20 µg/kg of substance
Aflatoxin G1	<20 µg/kg of substance
Aflatoxin G2	<20 µg/kg of substance
Ochratoxin A	<20 µg/kg of substance

- j) Heavy Metals Test. For the purposes of the heavy metals test, a cannabis sample shall be deemed to have passed if it meets the following standards:

Heavy Metal	Specification
Lead	<1.0 ppm for all products
Inorganic Arsenic	<0.4 ppm for inhaled products <1.5 ppm for other products
Mercury	<0.2 ppm for inhaled products <3.0 ppm for other products
Cadmium	<0.2 ppm for inhaled products <0.5 ppm for other products
Chromium	<0.6 ppm for inhaled products <2.0 ppm for other products

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- k) Pesticide Chemical Residue Test. For purposes of the pesticide chemical residue test, a cannabis sample shall be deemed to have passed if it satisfies the most stringent acceptable standard for a pesticide chemical residue in any food item, as set forth in subpart C of USEPA's regulations for Tolerances and Exemptions for Pesticide Chemical Residues in Food (40 CFR 180 (2014)).
- l) Residue Solvent Test. For purposes of the residue solvent test, a cannabis sample shall be below the following limits.

	Intended for Inhalation	Not Intended for Inhalation
Acetone	750 ppm	5000 ppm
Butane	800 ppm	5000 ppm
Ethanol	1000 ppm	5000 ppm
Ethyl Acetate	400 ppm	5000 ppm
Ethyl Ether	500 ppm	5000 ppm
Ethylene Oxide	5 ppm	50 ppm
Heptane	500 ppm	5000 ppm
Hexane	50 ppm	290 ppm
Isopropyl Alcohol	500 ppm	5000 ppm
Methanol	250 ppm	3000 ppm
Methylene Chloride	125 ppm	600 ppm
Pentane	750 ppm	5000 ppm
Petroleum Ether	400 ppm	400 ppm
Propane	2100 ppm	5000 ppm
Trichloroethylene	25 ppm	80 ppm
Toluene	150 ppm	890 ppm
Total Xylenes	150 ppm	2170 ppm

- m) The laboratory shall file with the Department an electronic copy, at the same time that it transmits those results to the cultivation center, craft grower, or infuser, of each laboratory test result for any batch that does not pass the microbiological, mycotoxin, heavy metals, or pesticide chemical residue test. In addition, the laboratory shall maintain the laboratory test results for at least 5 years and make them available at the Department's request.
- n) A cultivation center, craft grower, or infuser shall provide to a dispensary organization the laboratory test results for each batch of cannabis or cannabis product purchased by the dispensary organization, if sampled. Each dispensary

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organization shall have those laboratory results available upon request from purchasers of cannabis and cannabis products.

(Source: Amended at 50 Ill. Reg. _____, effective _____)

SUBPART J: CANNABIS PACKAGING AND LABELING

Section 1300.900 Registration

- a) *Each cannabis product produced for sale shall be registered with the Department on forms provided by the Department. Each product registration shall include a label and the required registration fee. [410 ILCS 705/55-21(a)]*
- b) Each cannabis product registration shall include the most applicable final form item category available for selection in the cannabis plant monitoring system.
- c) Item categories and examples of items in categories that use a term defined in the Act or this Part shall be understood to be using that defined term.
- d) The categories include:
 - 1) Cannabis
 - A) Packaged flower;
 - B) Packaged pre-roll; and
 - C) Enhanced pre-roll or enhanced flower;
 - 2) Cannabis Concentrate
 - A) RSO (Rick Simpson Oil);
 - B) Vape cartridge; and
 - C) Concentrate.
 - 3) Cannabis Infused Product
 - A) Edible food;

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- B) Beverage;
 - C) Topical;
 - D) Tincture; and
 - E) Capsule and tablets.
- e) Each strain, strain type, flavor, or scent, or other variation of a final product intended to be offered for sale must be separately registered. Registrations covering multiple variations of a final product are prohibited, except for variations in package sizes.
- f) The information contained in the product registration shall match the product offered for sale at all times.

(Source: Amended at 50 Ill. Reg. _____, effective _____)

Section 1300.910 Registration Fee

- a) *The registration fee is for the name of the product offered for sale and one fee shall be sufficient for all package sizes. [410 ILCS 705/55-21(a)]*
- b) The fee to register a product with the Department shall be \$25.

(Source: Amended at 50 Ill. Reg. _____, effective _____)

Section 1300.930 Labeling Requirements

- a) The requirements of this Section are effective beginning on August 1, 2020. Prior to August 1, 2020, all licensees may conform with the requirements set forth in 8 Ill. Adm. Code 1000.420 and in Section 1300.10.
- b) *Each cannabis product shall be labeled before sale and each label shall be securely affixed to the package and shall state in legible English:*
- 1) *The name and post office box of the registered cultivation center or craft grower where the item was manufactured;*

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- 2) *The common or usual name of the item and the registered name of the cannabis product that was registered with the Department under Section 1300.900;*
- 3) *A unique serial number that will match the product with a cultivation center or craft grower batch and lot number to facilitate any warnings or recalls the Department, cultivation center, or craft grower deems appropriate;*
- 4) *The date of final testing and packaging, if sampled, and the identification of the independent testing laboratory;*
- 5) *The date of harvest for flower products or the date of manufacture for infused products and "use by" date;*
- 6) *The quantity (in ounces or grams) of cannabis contained in the product;*
- 7) *A pass/fail rating based on the laboratory's microbiological, mycotoxins, and pesticide and solvent residue analyses, if sampled;*
- 8) *A content list that includes:*
 - A) *The minimum and maximum percentage content by weight for:*
 - i) *delta-9-tetrahydrocannabinol (THC);*
 - ii) *tetrahydrocannabinolic acid (THCA);*
 - iii) *cannabidiol (CBD);*
 - iv) *cannabidiolic acid (CBDA);*
 - B) *Any other cannabinoid present at a concentration greater than 0.3% by weight, or, for a cannabis-infused product, greater than 0.4 milligrams by weight, as indicated on the product's Certificate of Analysis.*
 - C) *All other ingredients of the item, including any colors, artificial flavors, and preservatives, listed in descending order by predominance of weight shown with common or usual names;*

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- D) The total THC amount.
 - E) The total THC amount and the cannabinoid content may be listed in milligrams for cannabis infused products.
 - F) *The acceptable tolerances for the minimum percentage or milligrams printed on the label for any of subsection (b)(8)(A) shall not be below 85% or above 115% of the labeled amount. [410 ILCS 705/55-21(e)]*
 - G) An indication that the product contains hemp, if applicable.
- 9) Directions in legible Spanish that provide access via an electronic link or other medium to the product labeling information required within this subsection (b).
- c) *Packaging must not contain information that:*
- 1) *Is false or misleading;*
 - 2) *Promotes excessive consumption;*
 - 3) *Depicts a person under 21 years of age consuming cannabis;*
 - 4) *Includes the image of a cannabis leaf;*
 - 5) *Includes any image designed or likely to appeal to minors, including cartoons, toys, animals, or children, or any other likeness to images, characters, or phrases that are popularly used to advertise to children, or any packaging or labeling that bears reasonable resemblance to any product available for consumption as a commercially available candy, or that promotes consumption of cannabis; or*
 - 6) *Contains any seal, flag, crest, coat of arms, or other insignia likely to mislead the purchaser to believe that the product has been endorsed, made, or used by the State of Illinois or any of its representatives except where authorized by this Part. [410 ILCS 705/55-21(f)]*

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- d) *Cannabis products produced by concentrating or extracting ingredients from the cannabis plant shall contain the following information, when applicable:*
 - 1) *If solvents were used to create the concentrate or extract, a statement that discloses the type of extraction method, including any solvents or gases used to create the concentrate or extract; and*
 - 2) *Any other chemicals or compounds used to produce or were added to the concentrate or extract. [410 ILCS 705/55-21(g)]*
- e) *No individual other than the purchaser may alter or destroy any labeling affixed to the primary packaging of cannabis or cannabis-infused products. [410 ILCS 705/55-21(l)]*

(Source: Amended at 50 Ill. Reg. _____, effective _____)

SUBPART K: CANNABIS PLANT MONITORING SYSTEM

Section 1300.1000 General Requirements

- a) Each cannabis business establishment shall use the State-designated cannabis plant monitoring system as its system of record to track cannabis and cannabis products while in the licensee's possession.
- b) Cannabis business establishments shall create and maintain an account within the cannabis plant monitoring system designated by the Department prior to engaging in the cultivation, production, sale or transfer of cannabis and cannabis products.
- c) All cannabis and cannabis products in a cannabis business establishment enclosed, locked facility must be accounted for in the cannabis plant monitoring system at all times.
- d) A cannabis business establishment shall take steps to ensure the accuracy and completeness of all data and information entered into the cannabis plant monitoring system.
- e) No agent, agent in charge, principal officer, or anyone otherwise affiliated with a cannabis business establishment shall intentionally misrepresent or falsify information entered into the cannabis plant monitoring system, or direct or permit

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another to intentionally misrepresent or falsify information entered into the cannabis plant monitoring system.

(Source: Added at 50 Ill. Reg. _____, effective _____)

Section 1300.1010 Tag Requirements

- a) A cannabis business establishment shall only use plant tags and package tags distributed by the Department or the Department's designee.
- b) A cannabis business establishment shall only use plant tags and package tags assigned in the cannabis plant monitoring system to that licensee.
- c) A cannabis business establishment shall not transfer any unused plant tags or product tags in their possession to any other licensee or entity.
- d) Tags provided to the licensee by the State shall not be removed from the State of Illinois.
- e) Plant tags and package tags shall be discarded after they are no longer required for use as provided for in this Subpart K.
- f) Cannabis business establishments shall record any plant tags or package tags in the cannabis plant monitoring system within three calendar days of receipt.

(Source: Added at 50 Ill. Reg. _____, effective _____)

Section 1300.1020 Tagging of Cannabis Plants and Products

- a) At the time of planting, immature plants of a uniform strain or cultivar may be grouped together under a single plant tag as a plant batch. The plant batch shall be:
 - 1) Labeled with the unique serial number;
 - 2) Placed contiguous to one another; and
 - 3) Be physically fully separated from any other plant or plant batch.

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- b) Once any part of the plant reaches 16 inches in height, as measured from the soil or growing medium to the highest point of the plant, it shall be assigned its own individual plant tag.
- c) Individual cannabis plants shall be tagged as follows:
 - 1) A plant tag shall be attached to the main stem at the base of each plant, placed in a position so it is visible and within clear view of an individual standing next to the plant, and kept free from dirt and debris.
 - 2) Cannabis business establishments are prohibited from removing the plant tag from the plant to which it was attached and assigned until the plant is harvested, destroyed, or disposed of.
- d) Harvest Batches
 - 1) Harvested plants that are hanging, drying, or curing shall maintain their plant tag or unique serial number on the plant, or placed within clear view of the harvested plants.
 - 2) Cannabis business establishments shall assign a unique harvest batch name, and shall record it in the cannabis plant monitoring system.
 - 3) The harvest batch name shall be placed within clear view near that batch.
 - 4) Harvested plants which have finished undergoing any applicable drying, curing, grading, and trimming shall be assigned a package tag and recorded in the cannabis plant monitoring system.
- e) When cannabis or cannabis products are stored, a package tag shall be affixed to the storage receptacle (e.g., bin, tote, jar, bulk bag, or other form of storage receptacle) in which the cannabis or cannabis products are stored. If the cannabis or cannabis products are held in more than one storage receptacle, the package tag shall be affixed to one such storage receptacle, and each additional receptacle shall be labeled with the applicable unique serial number. All storage receptacles bearing the same unique serial number shall be stored together and placed contiguous, adjacent, or in reasonably close proximity to the receptacle or unit to which the package tag is affixed.

(Source: Added at 50 Ill. Reg. _____, effective _____)

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Section 1300.1030 Reporting

- a) All cultivation and production activities of a cannabis business establishment shall be recorded in the cannabis plant monitoring system by that licensee upon completion of the activity.
- b) Recorded activities include, but are not limited to:
 - 1) Receipt of cannabis or cannabis products;
 - 2) Rejection of transferred cannabis or cannabis products;
 - 3) Any activity that changes the physical form or chemical form or item category of cannabis or cannabis-infused products, including extraction, distillation, infusion, or formulation into edibles, topicals, or concentrates;
 - 4) Destruction or waste of cannabis or cannabis products;
 - 5) Packaging or repackaging of cannabis or cannabis products;
 - 6) Sale of cannabis or cannabis products, including the agreed upon price or value of the transaction that involves a cannabis or cannabis product transfer;
 - 7) Harvests, including the wet weight of each harvest batch;
 - 8) Movement of cannabis and cannabis products within the facility; and
 - 9) Plantings.
- c) The information recorded in the cannabis plant monitoring system for each activity shall be:
 - 1) The type of cannabis or cannabis products;
 - 2) The weight, volume, or count of the cannabis or cannabis products;
 - 3) The date of activity;

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- 4) The unique serial number assigned to the cannabis or cannabis products;
and
- 5) The conversion rate or formula, if applicable.

(Source: Added at 50 Ill. Reg. _____, effective _____)

Section 1300.1040 Transfer of Cannabis and Cannabis Products

- a) A cannabis business establishment shall prepare a manifest, through the cannabis plant monitoring system, prior to transferring cannabis and cannabis products from its facility to another cannabis business establishment.
- b) The following information shall be recorded on the manifest by the licensee initiating the transfer:
 - 1) The name, license number, and premises address of the originating licensee;
 - 2) The name and license number of the transporter transporting the cannabis and cannabis products;
 - 3) The name, license number, and premises address of the destination cannabis business establishment;
 - 4) The unique serial number of all items being transferred;
 - 5) The item name, item category, and weight or count of cannabis or cannabis products associated with each package tag for all items being transferred;
 - 6) The estimated date and time of departure from the licensee initiating the transfer;
 - 7) The estimated date and time of arrival at the destination cannabis business establishment;
 - 8) The agent badge numbers of the personnel transporting the cannabis and cannabis products; and

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- 9) The make, model, license plate number, and Department vehicle registration number of the vehicles used for transport.
- c) The transporter who transports the cannabis or cannabis product shall record the following additional information on the manifest:
 - 1) The actual date and time the transporter departed with the manifested product from the originating cannabis business establishment licensed premises or transfer site;
 - 2) The actual date and time of arrival of the transporter at the destination cannabis business establishment's licensed premises, or transfer site; and
 - 3) Any changes or updates to information on the manifest related to personnel or vehicles used.

(Source: Added at 50 Ill. Reg. _____, effective _____)

Section 1300.1050 Loss of Access and System Reconciliation

- a) If, at any point, a cannabis business establishment loses access to the cannabis plant monitoring system for any reason, the licensee shall prepare and maintain comprehensive records detailing all activities required to be reported under this Subpart that were conducted during the loss of access.
- b) A Department licensed cannabis business establishment shall notify the Department of any loss of access no later than the end of the business day in which the loss of access was discovered.
- c) Once access has been restored, the licensee shall:
 - 1) Within three business days after restoration, enter all activities that occurred during the loss of access into the cannabis plant monitoring system.
 - 2) Document the cause for loss of access, the dates and times for when access to the cannabis plant monitoring system was lost, and the dates and times for when access was restored.

(Source: Added at 50 Ill. Reg. _____, effective _____)