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109	1300.570	Background Check
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1300.APPENDIX A Authorized Pesticides

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

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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.

"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~~permanent non-cosmetic changes in activities or processes at a cultivation center, or changes in production, handling or storage of the product mix, that do not modify the functions of facility structures or systems.~~

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

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

220

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

223

224 "Plant Batch" means a grouping of immature plants.

225

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

229

230 "Production Batch" means either:

231

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

235

236 An amount of a type of cannabis product produced in one  
237 production cycle using the same formulation and standard  
238 operating procedures. Each production batch shall be  
239 assigned a unique identifier for the purpose of tracking,  
240 quality control, testing, labeling, and potential recalls, and  
241 shall be traceable to one or more harvest batches.~~the~~  
242 ~~established segregation of a group of plants at the time of~~  
243 ~~planting for the control of quantity, traceability and/or~~  
244 ~~strain. A batch number will be assigned at the time of~~  
245 ~~planting for a specified number of plants.~~

246

247 ~~"Batch Number" means a unique numeric or alphanumeric identifier assigned to a~~  
248 ~~batch by a cultivation center when the batch is first planted.~~

249

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

253

254 "Cannabinoid" means any chemical compound that interacts with the human  
255 endocannabinoid system and is structurally related to the class of molecules  
256 known as phytocannabinoids, including, but not limited to, tetrahydrocannabinols,

257 cannabidiols, cannabins, cannabigerols, their acids, isomers, analogs, salts, and  
258 derivatives, regardless of source or method of production.

259  
260 *"Cannabis" means marijuana, hashish, and other substances that are identified as*  
261 *including any parts of the plant Cannabis sativa and including derivatives or*  
262 *subspecies, such as indica, of all strains of cannabis, whether growing or not; the*  
263 *seeds of that plant; the resin extracted from any part of the plant; and any*  
264 *compound, manufacture, salt, derivative, mixture, or preparation of the plant, its*  
265 *seeds, or resin, including tetrahydrocannabinol (THC) and all other naturally*  
266 *produced cannabinol derivatives, whether produced directly or indirectly by*  
267 *extraction; however, "cannabis" does not include the mature stalks of the plant,*  
268 *fiber produced from the stalks, oil or cake made from the seeds of the plant, any*  
269 *other compound, manufacture, salt, derivative, mixture, or preparation of the*  
270 *mature stalks (except the resin extracted from it), fiber, oil or cake, or the*  
271 *sterilized seed of the plant that is incapable of germination. "Cannabis" does not*  
272 *include industrial hemp as defined and authorized under the Industrial Hemp Act.*  
273 *"Cannabis" also means cannabis flower, concentrate and cannabis-infused*  
274 *products. [410 ILCS 705/1-10]*

275  
276 *"Cannabis Business Establishment" means a cultivation center, craft grower,*  
277 *infuser, dispensing organization, or transporter. [410 ILCS 705/1-10]*

278  
279 *"Cannabis Concentrate" means a product derived from cannabis that is produced*  
280 *by extracting cannabinoids, including tetrahydrocannabinol (THC), from the*  
281 *plant through the use of propylene glycol, glycerin, butter, olive oil, or other*  
282 *typical cooking fats; water, ice, or dry ice; or butane, propane, CO<sub>2</sub>, ethanol, or*  
283 *isopropanol and with the intended use of smoking or making a cannabis-infused*  
284 *product. The use of any other solvent is expressly prohibited unless, and until, it is*  
285 *approved by the Department of Agriculture. [410 ILCS 705/1-10]*

286  
287 *"Cannabis Container" means a sealed, traceable container or package used for*  
288 *the purpose of containment of cannabis or cannabis-infused product during*  
289 *transportation. [410 ILCS 705/1-10]*

290  
291 *"Cannabis-infused Product" means a beverage, food, oil, ointment, tincture,*  
292 *topical formulation, or another product containing cannabis that is not intended*  
293 *to be smoked. [410 ILCS 705/1-10]*

294  
295 *"Cannabis Plant Monitoring System" or "Plant Monitoring System" means a*  
296 *system that includes, but is not limited to, testing and data collection established*  
297 *and maintained by the cultivation center, craft grower, infuser, or processing*  
298 *organization and that is available to the Department of Revenue, the Department*  
299 *of Agriculture, the Department of Financial and Professional Regulation, and the*

300 Illinois State Police for the purposes of documenting each cannabis plant and  
301 monitoring plant development throughout the life cycle of a cannabis plant  
302 cultivated for the intended use by a customer from seed planting to final  
303 packaging. [410 ILCS 705/1-10]  
304

305 "Cannabis Product" means a product containing ~~medical or adult use~~ cannabis  
306 ~~either in a physical form or infused with an extracted resin.~~  
307

308 "Cannabis Waste" means all cannabis byproduct, scrap, harvested cannabis, and  
309 cannabis-infused products not intended for distribution to a dispensing  
310 organization.  
311

312 "Canopy Space" means the surface area utilized to produce mature plants  
313 calculated in square feet and measured using the outside boundaries of any area  
314 that includes mature marijuana plants, including all the space within the  
315 boundaries. The square footage of canopy space is measured horizontally starting  
316 from the outermost point of the furthest mature flowering plant in a designated  
317 growing space and continuing around the outside of all mature flowering plants  
318 located within the designated growing space. If growing spaces are stacked  
319 vertically, each level of space shall be measured and included as part of the total  
320 canopy space measurement.  
321

322 "*Community College Cannabis Vocational Training Pilot Program Faculty*  
323 *Participant*" means a person who is 21 years of age or older, licensed by the  
324 Department of Agriculture, and employed or contracted by an Illinois community  
325 college to provide student instruction using cannabis plants at an Illinois  
326 Community College. [410 ILCS 705/1-10]  
327

328 "*Conditional Adult Use Cultivation Center License*" or "CAUCCL" means a  
329 license awarded to top-scoring applicants for an Adult Use Cultivation  
330 Organization License that reserves the right to an Adult Use Cultivation Center  
331 License if the applicant meets certain criteria set forth in this Part. [410 ILCS  
332 705/1-10] A Conditional Adult Use Cultivation Center Licensee or applicant may  
333 also be referred to as a "cultivation center".  
334

335 "*Craft Grower*" means a facility operated by an organization or business that is  
336 licensed by the Department to cultivate, dry, cure, and package cannabis and  
337 perform other necessary activities to make cannabis available for sale, at a  
338 dispensing organization, or use, at an infuser. A craft grower may contain up to  
339 5,000 square feet of canopy space on its premises for plants in the flowering state.  
340 The Department may authorize an increase or decrease of flowering stage  
341 cultivation space in increments of 3,000 square feet by rule based on market need,  
342 craft grower capacity, and the licensee's history of compliance or noncompliance,

343 *with a maximum space of 14,000 square feet for cultivating plants in the*  
344 *flowering stage, which must be cultivated in all stages of growth in an enclosed*  
345 *and secure area. A craft grower may share premises with an infuser or a*  
346 *dispensing organization, or both, provided each licensee stores currency and*  
347 *cannabis or cannabis-infused products in a separate secured vault to which the*  
348 *other licensee does not have access or all licensees sharing a vault share more*  
349 *than 50% of the same ownership. [410 ILCS 705/1-10]*

350  
351 *"Craft Grower Agent" means a principal officer, board member, employee, or*  
352 *other agent of a craft grower who is 21 ~~years~~<sup>year</sup> of age or older. [410 ILCS*  
353 *705/1-10]*

354  
355 *"Crop Input" means any substance that is used for the production of adult use*  
356 *cannabis. This may include pesticides as defined by the Illinois Pesticide Act*  
357 *[[415 ILCS 60/1](#)] or the American Association of Pesticide Control Officials,*  
358 *fertilizers as defined by the Illinois Fertilizer Act of 1961 [[505 ILCS 80/3](#)] or the*  
359 *American Association of Plant Food Officials, and soil amendments as defined by*  
360 *the Soil Amendment Act [[505 ILCS 120/10](#)].*

361  
362 *"Cultivation Center" means a facility operated by an organization or business*  
363 *that is licensed by the Department to cultivate, process, transport (unless*  
364 *otherwise limited by the Act), and perform other necessary activities to provide*  
365 *cannabis and cannabis-infused products to cannabis business establishments.*  
366 *[410 ILCS 705/1-10]*

367  
368 *"Cultivation Center Agent" means a principal officer, board member, employee,*  
369 *or other agent of a cultivation center who is 21 years of age or older. [410 ILCS*  
370 *705/1-10]*

371  
372 *"Department" means the Illinois Department of Agriculture.*

373  
374 *"DFPR" means the Illinois Department of Financial and Professional Regulation.*

375  
376 *"Director of Agriculture" or "Director" means the Director of the Illinois*  
377 *Department of Agriculture.*

378  
379 *"Disproportionately Impacted Area" means a census tract or comparable*  
380 *geographic area that satisfies the following criteria as determined by the*  
381 *Department of Commerce and Economic Opportunity, that:*

382  
383 *Meets at least one of the following criteria:*  
384

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

387  
388                    *75% or more of the children in the area participate in the federal*  
389                    *free lunch program according to reported statistics from the State*  
390                    *Board of Education;*

391  
392                    *At least 20% of the households in the area receive assistance*  
393                    *under the Supplemental Nutrition Assistance Program; or*

394  
395                    *The area has an average unemployment rate, as determined by the*  
396                    *Illinois Department of Employment Security, that is more than*  
397                    *120% of the national unemployment average, as determined by the*  
398                    *United States Department of Labor, for a period of at least 2*  
399                    *consecutive calendar years preceding the date of the application;*  
400                    *and*

401  
402                    *Has high rates of arrest, conviction, and incarceration related to the sale,*  
403                    *possession, use, cultivation, manufacture, or transport of cannabis. [410*  
404                    *ILCS 705/1-10]*

405  
406                    "DOR" means the Illinois Department of Revenue.

407  
408                    "DPH" means the Illinois Department of Public Health.

409  
410                    *"Early Approval Adult Use Cultivation Center License" or "Early Approval*  
411                    *License" means a license that permits a medical cannabis cultivation center*  
412                    *licensed under the Compassionate Use of Medical Cannabis Pilot Program Act as*  
413                    *of the effective date of the Cannabis Regulation and Tax Act to begin cultivating,*  
414                    *infusing, packaging, transporting (unless otherwise provided in the Act), and*  
415                    *selling cannabis to cannabis business establishments for resale to purchasers as*  
416                    *permitted by the Act as of January 1, 2020. [410 ILCS 705/1-10]*

417  
418                    *"Enclosed, Locked Facility" means a room, greenhouse, building, or other*  
419                    *enclosed area equipped with locks or other security devices that permit access*  
420                    *only by cannabis business establishment agents working for the licensed cannabis*  
421                    *business establishment or acting pursuant to the Act to cultivate, process, store,*  
422                    *or distribute cannabis. [410 ILCS 705/1-10]*

423  
424                    *"Enclosed, Locked Space" means a closet, room, greenhouse, building or other*  
425                    *enclosed area equipped with locks or other security devices that permit access*  
426                    *only by authorized individuals under the Act. "Enclosed, locked space" may*  
427                    *include:*

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*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.

"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) [\[20 ILCS 2635/1\]](#) 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.

471  
472 *"Infuser" means a facility operated by an organization or business that is licensed*  
473 *by the Department to directly incorporate cannabis or cannabis concentrate into*  
474 *a product formulation to produce a cannabis-infused product. [410 ILCS 705/1-*  
475 *10]*

476  
477 "Infuser Agent" means a principal officer, board member, employee, or agent of  
478 an infuser.

479  
480 "Input" means a cannabinoid derivative that includes cannabidiol (CBD),  
481 cannabigerol (CBG), tetrahydrocannabivarin (THCV), or cannabinol (CBN), in  
482 the form of an isolate, derived from hemp, that is used as a raw material in the  
483 manufacture of cannabis products by a Department-licensed cultivation center,  
484 craft grower, or infuser. After November 12, 2026, the Department may allow for  
485 additional cannabinoid derivatives in the form of isolate that meet the definition  
486 of hemp as defined by Section 297A of the Agricultural Marketing Act of 1946 (7  
487 U.S.C. 1639o). This definition does not include "crop inputs" as that term is  
488 defined in this Part.

489  
490 "Isolate" means a concentrate that is more than 95% comprised of a single  
491 cannabinoid compound created by an extraction process.

492  
493 "ISP" means the Illinois State Police.

494  
495 "Label" means a display of written, printed or graphic matter on the immediate  
496 container of any product containing cannabis.

497  
498 "Laboratory" means an independent laboratory located in Illinois and approved by  
499 the Department to have custody and use of controlled substances for scientific and  
500 medical purposes and for purposes of instruction, research or analysis.

501  
502 "Labor Peace Agreement" means an agreement between a cannabis business  
503 establishment and any labor organization recognized under the National Labor  
504 Relations Act, referred to in this Act as a bona fide labor organization, that  
505 prohibits labor organizations and members from engaging in picketing, work  
506 stoppages, boycotts, and any other economics interference with the cannabis  
507 business establishment. This agreement means that the cannabis business  
508 establishment has agreed not to disrupt efforts by the bona fide labor organization  
509 to communicate with, and attempt to organize and represent, the cannabis  
510 business establishment's employees. The agreement shall provide a bona fide  
511 labor organization access at reasonable times to areas in which the cannabis  
512 business establishment's employees work, for the purpose of meeting with  
513 employees to discuss their right to representation, employment rights under State

514 law, and terms and conditions of employment. This type of agreement shall not  
515 mandate a particular method of election or certification of the bona fide labor  
516 organization [\[410 ILCS 705/1-10\]](#).

517  
518 "Livescan" means an inkless electronic system designed to capture an individual's  
519 fingerprint images and demographic data (name, sex, race, date of birth, etc.) in a  
520 digitized format that can be transmitted to ISP for processing. The data is  
521 forwarded to the ISP Bureau of Identification (BOI) over a virtual private network  
522 (VPN) and then processed by ISP's Automated Fingerprint Identification System  
523 (AFIS). Once received at the BOI for processing, the inquiry may, as permitted by  
524 law, be forwarded to the Federal Bureau of Investigation (FBI) electronically for  
525 processing.

526  
527 "Livescan Vendor" means an entity licensed by ~~the~~ DFPR to provide commercial  
528 fingerprinting services under the Private Detective, Private Alarm, Private  
529 Security, Fingerprint Vendor, and Locksmith Act of 2004.

530  
531 "Manufacturing" or "Manufacture" means the process of converting harvested  
532 cannabis material into a finished product by manual labor and/or machinery  
533 designed to meet a specific need or customer expectation, either directly or  
534 indirectly by extraction from substances of natural origin, or independently by  
535 means of chemical synthesis, or by a combination of extraction and chemical  
536 synthesis.

537  
538 "Modification" means [any change at a cannabis business establishment that](#)  
539 [modifies the physical layout, floor area, or structural configuration of the facility,](#)  
540 [including the addition, removal, or relocation of any wall, partition, or door](#)  
541 [opening; modifies the design, capacity, or performance of any building system,](#)  
542 [including mechanical, electrical, plumbing, fire protection, or life safety systems;](#)  
543 [or results in a change of occupancy or use as defined by applicable building or](#)  
544 [fire codes.](#) ~~changes in structures, processes or activities at a cultivation center that~~  
545 ~~will alter the functions of production structures, processing systems, and/or~~  
546 ~~changes in the physical footprint of the cultivation center.~~

547  
548 "Monitoring" means the continuous and uninterrupted video surveillance of  
549 [production](#) ~~cultivation~~ activities and oversight for potential suspicious actions.  
550 Monitoring includes video surveillance for the purpose of summoning a law  
551 enforcement officer to the premises during alarm conditions.

552  
553 "Motor Vehicle" means a self-propelled vehicle as defined in Section 1-146 of the  
554 Illinois Vehicle Code [\[625 ILCS 5/1-146\]](#).

555

556 "Natural Processing" or "Naturally Produced" means the preparation of the  
557 harvested cannabis without significantly changing its physical form.  
558

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

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

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

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

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

571           Methods for training employees for the specific phases of production;

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

574           Planned response to discrepancies in accounting of product inventories;

575           Sampling strategy and quality testing for labeling purposes;

576           Procedures to follow for proper labeling; and

577           Procedures to follow for handling mandatory and voluntary recalls of  
578 cannabis or cannabis-infused products.  
579

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

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

*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.

642 *"Qualified Social Equity Applicant" means a Social Equity Applicant who has*  
643 *been awarded a conditional license under the Act to operate a cannabis business*  
644 *establishment. [410 ILCS 705/1-10]*  
645

646 *"Resided" means an individual's primary residence was located within the*  
647 *relevant geographic area as established by 2 of the following:*  
648

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

650 *A property deed that includes the applicant's name;*

651 *School records;*

652 *A voter registration card;*

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

655 *A paycheck stub;*

656 *A utility bill; or*

657 *Any other proof of residency or other information necessary to establish*  
658 *residence as provided by this Part*~~*necessary to establish residence as*~~  
659 ~~*provided by this Part.*~~ [410 ILCS 705/1-10]  
660

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

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

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

669 *"Social Equity Applicant" means an applicant that is an Illinois resident that*  
670 *meets one of the following criteria:*  
671

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

*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 THC + (THCa x 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 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.

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

731  
732 "Usable Cannabis" means the seeds, leaves, buds, and flowers of the cannabis  
733 plant, and any mixture or preparation thereof, including the resin extracted from  
734 any part of the plant, but does not include the stalk and roots of the plant. It does  
735 not include the weight of any non-cannabis ingredients combined with cannabis,  
736 such as ingredients added to prepare a topical administration, food, or drink.

737  
738 (Source: Amended at 50 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)  
739

740 **Section 1300.30 Scope and Application**

- 741
- 742 a) *The Department of Agriculture shall administer and enforce provisions of the Act*  
743 *relating to the oversight and registration of cultivation centers, craft growers,*  
744 *infusers, transporters, and agents, including the issuance of identification cards*  
745 *and establishing limits on potency or serving size for cannabis or cannabis*  
746 *products. [410 ILCS 705/5-10]*
  - 747
  - 748 b) A cannabis business establishment and community college cannabis vocational  
749 pilot program licensed by the Department~~cultivation center~~ shall be in compliance  
750 with all of this Part prior to the commencement of operational activities, including  
751 the~~and/or~~ storage of cannabis.
  - 752
  - 753 c) Pursuant to the Act, this Part shall apply to applicants for and holders of a  
754 cannabis business establishment license.
  - 755
  - 756 d) Authorized On-Premises Storage. A cultivation center, craft grower, infuser,  
757 processor, or community college cannabis vocational pilot program licensee is  
758 authorized to store cannabis and cannabis-~~infused~~ products inventory on the  
759 licensed premises. All inventory stored on the licensed premises must be secured  
760 in a limited access area and tracked using the inventory and security requirements  
761 of this Part.
  - 762
  - 763 e) Packaging and Labeling Standards Required. A cultivation center, craft grower,  
764 infuser, or processor is prohibited from selling cannabis and cannabis product that  
765 is not packaged and labeled in accordance with Subpart J.
  - 766
  - 767 f) Sale to Consumer Prohibited. A cannabis business establishment licensed by the  
768 Department~~cultivation center~~ is prohibited from selling cannabis or any cannabis-  
769 ~~infused~~ product, or other products intended for human or animal consumption,

770 directly to a consumer or any business that is not a cannabis business  
771 establishment.

- 772  
773 g) Consumption Prohibited. A cannabis business establishment or community  
774 college cannabis vocational pilot program licensed by the Department~~cultivation~~  
775 ~~center~~ shall not permit the consumption of cannabis or cannabis-~~infused~~ products  
776 on its licensed premises.

777  
778 (Source: Amended at 50 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)  
779

### 780 **Section 1300.40 Operation of a Cannabis Business Establishment**

- 781  
782 a) Only a cannabis business establishment that has been issued a license by the  
783 Department under the Act and this Part shall own or operate a cultivation center,  
784 craft grower, infuser, processor, or transporter.  
785  
786 b) A cannabis business establishment, including each principal officer, board  
787 member, agent and employee, shall not:  
788  
789 1) Produce, manufacture, or store cannabis or cannabis product in any place  
790 except in those areas designated in the license;  
791  
792 2) Produce, manufacture, or store cannabis or cannabis product for use  
793 outside of Illinois;  
794  
795 3) Sell, deliver, transport or distribute cannabis or cannabis product to any  
796 person or entity other than a cannabis business establishment~~organization~~  
797 licensed by the Department, a dispensing organization registered with  
798 DFPR, a testing laboratory approved by the Department, or a State  
799 regulatory entity or law enforcement;  
800  
801 4) Enter into an exclusive agreement with any other cannabis business  
802 establishment;  
803  
804 5) Refuse to conduct business with any other cannabis business  
805 establishment that has the financial ability to pay for products or services,  
806 except when prohibited by law;  
807  
808 6) Either directly or indirectly discriminate in price among different cannabis  
809 business establishments. Nothing in this subsection (b)~~(7)~~ prevents  
810 pricing cannabis differently based on differences in the cost of production,  
811 the quantities sold (such as volume discounts), the way the products are  
812 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 from 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 or after November 12, 2026 other inputs allowed by the Department 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.
    - 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.
    - 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;

- 856  
857 4) The input is in the form of isolate;  
858  
859 5) The input is to be used as an ingredient in a cannabis-infused product;  
860  
861 6) The input shall not contain more than 0.3 % total THC;  
862  
863 7) The input is stored in an amount not to exceed 1 kilogram and shall be  
864 entered into the cannabis plant monitoring system in grams;  
865  
866 8) The input shall be made available for an employee of an approved  
867 laboratory to select a representative sample;  
868  
869 9) The sample must pass all required tests under Section 1300.700 prior to  
870 usage of the input;  
871  
872 10) The certificate of analysis for the input, and the name and license number  
873 of the licensed hemp grower, shall be readily available at the licensee's  
874 facility for inspection, in a physical or digital format;  
875  
876 11) The input shall be naturally derived from the plant cannabis sativa L;  
877  
878 e) A cultivation center or craft grower may obtain seeds, clones, or new genetics  
879 from an entity other than a cannabis business establishment upon approval of the  
880 Department. A request for approval shall be made through the cannabis plant  
881 monitoring system, unless otherwise designated by the Department, and must  
882 include the quantity and the transfer must be made within the time window stated  
883 in the system. The Department shall approve or deny the request within 5 calendar  
884 days of receipt of a request.  
885  
886 f) A cultivation center, craft grower, or infuser shall not be required to obtain a  
887 hemp processor registration under 8 Ill. Adm. Code 1200 to utilize inputs under  
888 subsection (d).

889 (Source: Amended at 50 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

891 SUBPART B: ADULT USE CULTIVATION CENTERS

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893  
894 **Section 1300.115 License Award, Issuance and Transferability**

- 895  
896 a) License Issuance – Conditional Adult Use Cultivation Center License  
897 Top-scoring applicants will be awarded a CAUCCL. *A cultivation center that is*  
898 *awarded a CAUCCL pursuant to the criteria set forth in Section 1300.105 shall*

899 *not grow, purchase, possess, or sell cannabis or cannabis-infused products until*  
900 *the person has received an Adult Use Cultivation Center License issued by the*  
901 *Department. [410 ILCS 705/20-15(e)]*  
902

903 b) License Issuance – Adult Use Cultivation Center License

904  
905 1) *A person or entity is only eligible to receive an Adult Use Cultivation*  
906 *Center License if the person or entity has first been awarded a CAUCCL.*  
907 *[410 ILCS 705/20-21(a)]*  
908

909 2) *A cultivation center license shall be issued for the specific location*  
910 *identified on the application, and is valid only for the owner, premises and*  
911 *name designated on the license and the location for which it is issued.*  
912

913 3) *Should the applicant be awarded a cultivation center license, it shall pay a*  
914 *fee of \$100,000 prior to receiving the license. [410 ILCS 705/20-20(d)]*  
915

916 4) *The Department will not issue an Adult Use Cultivation Center License*  
917 *until:*

918  
919 A) *The Department has inspected the cultivation center site and*  
920 *proposed operations and verified that they are in compliance with*  
921 *the Act and local zoning laws;*  
922

923 B) *The CAUCCL holder has paid a registration fee of \$100,000 or a*  
924 *prorated amount accounting for the difference of time between*  
925 *when the Adult Use Cultivation Center License is issued and*  
926 *March 31 of the next even-numbered year; and*  
927

928 C) *The CAUCCL holder has met all the requirements in the Act and*  
929 *this Part. [410 ILCS 705/20-20(b)]*  
930

931 c) Transfer of License

932 A cultivation center license shall not be transferable, in whole or in part, without  
933 Department approval, with the following exceptions:  
934

935 1) *A cultivation center license may be reissued, without charge, solely in the*  
936 *name of the surviving spouse or domestic partner of a deceased licensee if*  
937 *the license was issued in the names of both of the parties;*  
938

939 2) *A cultivation center license may be transferred, without charge, to an heir*  
940 *of a deceased licensee, as determined by the Probate Act of 1975 [\[755](#)*  
941 *[ILCS 5\]](#). For the purpose of considering the qualifications of the heir to*

942 receive a cultivation center license, the Department will require a criminal  
943 background check and the heir will be subject to all other requirements of  
944 the Act and this Part.

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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.

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- 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.

969

e) 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 \$1000 will be charged for the processing of the change of stock ownership or corporate officers or board members.

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- 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. ~~A fee of \$1000 will be charged for the processing of any such change.~~

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- g) A cultivation center license shall not be leased or subcontracted, in whole or in part.

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- 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 centers 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
  - 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*

1027 *agent of, or participates in the management of, more than 3 cultivation*  
1028 *center licenses. [410 ILCS 705/20-30(j)]*

1029  
1030 (Source: Amended at 50 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

1031  
1032 **Section 1300.130 Modifications and Alterations**

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1034 a) ~~A license shall be amended before the commencement of any modification to the~~  
1035 ~~facility. This includes any change that modifies the approved license design~~  
1036 ~~capability of production or process areas, including change of capacity, efficiency~~  
1037 ~~or processes.~~

1038  
1039 ab) Before making any modification to a licensed facility, the cultivation center must  
1040 complete an Application for Modification License and Construction Approval and  
1041 submit the application with the appropriate schedules to the Department. The fee  
1042 for an application to make modifications to a cultivation center shall be  
1043 ~~\$4,000~~5,000. ~~In addition, upon approval of the application, the applicant shall pay~~  
1044 ~~an additional fee of \$3,000.~~

1045  
1046 be) Before making any alteration to licensed facility, the cultivation center must  
1047 complete an Application for Alteration. The fee for an application to make an  
1048 alteration of a cultivation center shall be \$500. ~~An amendment to the license shall~~  
1049 ~~not be required for alterations at the facility. The fee for an application to make an~~  
1050 ~~alteration of a cultivation center, other than an expansion, shall be \$1,000.~~

1051  
1052 (Source: Amended at 50 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

1053  
1054 **Section 1300.170 Operations – Plant Production**

1055  
1056 a) Each facility shall develop and maintain an Operations and Management Practices  
1057 Plan for each production area.

1058  
1059 b) Each production area shall maintain an open aisle on all sides of each plant group  
1060 to allow for unobstructed travel, observation and inventory of each plant group.

1061  
1062 c) Each production area shall be maintained free of debris.

1063  
1064 d) Biosecurity measures shall be implemented and maintained at all times.

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1066 e) A record of all crop inputs shall be maintained for at least 5 years at the facility.  
1067 The record shall include the following:

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1069 1) The date of application;

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- 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. ~~At the time of planting, all plants shall be accounted for as a batch with a unique batch number that shall remain with the batch through final packaging. A "batch" means the established segregation of a group of plants at the time of planting for the control of quantity, traceability and/or strain. A batch number will be assigned at the time of planting for a specified number of plants. When plants reach 6 inches in height, a specific number will be assigned for each plant within that batch and the individual tag will be recorded electronically (RFID) or kept in an electronic file until harvest or destruction. The batch number will remain with the segregated plants through harvest to final packaging. The batch number will be included on the label of the package distributed for the end user.~~
- 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) ~~Any removal of plants from the batch shall be recorded on a permanent record and maintained on site. The records shall be made available to the Department.~~
- i) ~~The batch number shall be displayed on the approved label of the product designated for distribution to a dispensing organization.~~
- h<sub>j</sub>) 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;

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- 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;
  - 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;

- 1154 11) Cannabis that can support the rapid growth of undesirable microorganisms  
1155 shall be held in a manner that prevents the growth of these  
1156 microorganisms; and  
1157
- 1158 12) *A cultivation center shall not contain more than 210,000 square feet of*  
1159 *canopy space for plants in the flowering stage for cultivation of adult use*  
1160 *cannabis.* [410 ILCS 705/20-30(k)]  
1161

1162 (Source: Amended at 50 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)  
1163

1164 **Section 1300.185 Security**  
1165

- 1166 a) A cultivation center shall be required to operate and maintain in good working  
1167 order a 24 hour, 7 days a week, closed-circuit television (CCTV) surveillance  
1168 system on the premises that complies with the following minimum standards:  
1169
- 1170 1) Visually records and monitors all building entrances and exits, all parking  
1171 lot areas, and rear alley areas immediately adjacent to the building, and  
1172 covers the entire inside of the facility, including all limited access areas  
1173 and all areas where cannabis is produced, stored, shipped or destroyed, but  
1174 does not include restrooms nor the executive office. Fixed cameras shall  
1175 be installed to provide a consistent recorded image of these areas. The  
1176 cultivation center shall instruct the company or individuals installing the  
1177 surveillance cameras to maximize the quality of facial and body images  
1178 and to avoid backlighting and physical obstructions;  
1179
- 1180 A) The cultivation center shall use cameras that capture a continuous  
1181 recorded image for the following areas  
1182
- 1183 i) All building entrances and exits, including overhead garage  
1184 doors and other points of ingress/egress.  
1185
- 1186 ii) All finished product storage areas, including vaults and  
1187 other areas where packaged inventory is stored.  
1188
- 1189 iii) All information technology (IT) areas, including other areas  
1190 on the premises where security footage is stored.  
1191
- 1192 B) Motion activated cameras may be utilized in all other areas of the  
1193 facility in which cameras are required.  
1194
- 1195 2) Cameras installed outdoors and in low-light interior areas shall be  
1196 day/night cameras with a minimum resolution of 600 lines per inch

- 1197 (analog) or D1 (IP) and a minimum light factor requirement of 0.7 LUX.  
1198 The installation of additional lighting may be required to increase picture  
1199 clarity and brightness. Cameras shall be calibrated and focused to  
1200 maximize the quality of the recorded image;  
1201
- 1202 3) The recording device shall be digital and meet the following minimum  
1203 standards:  
1204
- 1205 A) Displays a date and time stamp on all recorded video;  
1206
- 1207 B) Can produce a digital video disc using an installed media recording  
1208 drive. The video on the disc shall be viewable on any Windows  
1209 PC, and shall include any required player software on the disc;  
1210
- 1211 C) The ability to remain operational during a power outage for an  
1212 unlimited amount of time from an alternative power source such as  
1213 a petroleum fueled generator;  
1214
- 1215 D) Allow for the exporting of still images in an industry standard  
1216 image format, including .jpg, .bmp and .gif. Exported video shall  
1217 have the ability to be archived in a proprietary format that ensures  
1218 authentication of the video and guarantees that no alteration of the  
1219 recorded image has taken place. Exported video shall also have  
1220 the ability to be saved in an industry standard file format that can  
1221 be played on a standard computer operating system. All  
1222 recordings shall be erased or destroyed prior to disposal;  
1223
- 1224 4) A display monitor with a minimum screen size of 12 inches shall be  
1225 connected to the electronic recording security system at all times;  
1226
- 1227 5) Electronic recording security systems are required to be maintained in  
1228 good working order at all times. The owner of a cultivation center shall  
1229 instruct each manager, employee or agent overseeing the functioning of  
1230 the video recording security system to immediately report to the agent-in-  
1231 charge any malfunctioning or technical problems with the system;  
1232
- 1233 6) Security recordings shall meet the following minimum requirements:  
1234
- 1235 A) The recorded image resolution shall be at least D1;  
1236
- 1237 B) The recorded image frame rate shall be at least 3 frames per second  
1238 during alarm or motion-based recording; and  
1239

- 1240 C) Security recordings shall be retained by a cultivation center for a  
1241 minimum of 90 days either at the licensed premises or via off site  
1242 storage that can be digitally accessed at any time~~at the licensed~~  
1243 ~~premises and an additional 90 days off site (e.g., cloud storage).~~  
1244 The recording system for the security cameras must be located in a  
1245 locked, tamper-proof compartment;  
1246
- 1247 7) Have available a video printer capable of immediately producing a clear  
1248 still photo from any video camera image; and  
1249
- 1250 8) Upon request, the recording or any photo shall be turned over to ISP or the  
1251 Department.  
1252
- 1253 b) Access to surveillance areas shall be limited to persons who are essential to  
1254 surveillance operations, law enforcement agencies, security system service  
1255 personnel, the Department, and others when approved by the Department. A  
1256 current list of authorized employees and service personnel who have access to the  
1257 surveillance room must be available to the Department upon request.  
1258 Surveillance rooms shall remain locked.  
1259
- 1260 c) The electronic security system shall be available 24 hours per day, 7 days per  
1261 week, to the Department and law enforcement agencies via a secure web-based  
1262 portal with forward and backward playback capability.  
1263
- 1264 d) No person, except cultivation center agents, local law enforcement, the  
1265 Department or the Department's authorized representative, DPH inspectors, or  
1266 other federal, State or local government officials, when necessary to perform their  
1267 governmental duties, shall be allowed on the premises of a cultivation center,  
1268 except that:  
1269
- 1270 1) Laboratory staff may enter a cultivation center for the sole purpose of  
1271 identifying and collecting cannabis samples for purposes of conducting  
1272 laboratory tests;  
1273
- 1274 2) Emergency personnel may enter a cultivation center when necessary to  
1275 perform their duties;  
1276
- 1277 3) Upon written notice to the Department, a cultivation center may allow  
1278 contractors to enter a cultivation center when they are working on a job  
1279 unrelated to ~~medical~~ cannabis, such as installing or maintaining security  
1280 devices or performing electrical wiring; and  
1281

- 1282 4) Upon prior written request, the Department or the Department's authorized  
1283 representative may permit other persons to enter a cultivation center.  
1284
- 1285 e) All persons who are not cultivation center agents, but who are permitted on the  
1286 premises of a cultivation center pursuant to subsection (b), shall obtain a visitor  
1287 identification badge from cultivation center personnel prior to entering the  
1288 cultivation center, and shall be escorted and monitored at all times by cultivation  
1289 center personnel. The visitor identification badge shall be visibly displayed at all  
1290 times while the visitor is in the cultivation center. All visitors, after presenting  
1291 valid government issued identification with a picture, shall be logged in and out,  
1292 and that log shall include the date, time and purpose of the visit and shall be  
1293 maintained and made available to the Department, at any time, for a period of five  
1294 years. All visitor identification badges shall be returned to the cultivation center  
1295 personnel upon the visitor exiting the cultivation center.  
1296

1297 (Source: Amended at 49 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)  
1298

1299 SUBPART C: COMMUNITY COLLEGE  
1300 CANNABIS VOCATIONAL PILOT PROGRAM  
1301

1302 **Section 1300.220 License Renewal**  
1303

- 1304 a) Every program license shall expire annually on the date it was issued.  
1305
- 1306 b) Every renewal application for a license shall be filed annually with the  
1307 Department at least 45 calendar days prior to the expiration date of the existing  
1308 license.  
1309
- 1310 c) The Department will send written notification of expiration to each licensed  
1311 program at least 90 days prior to the expiration date. However, failure to receive  
1312 a renewal form from the Department will not excuse the program from renewing  
1313 the license prior to its expiration.  
1314
- 1315 d) The renewal application must include a list of all faculty members participating in  
1316 the cannabis curriculum and contain the signature of the faculty member charged  
1317 with supervising the cannabis curriculum.  
1318
- 1319 e) ~~The license renewal fee shall be \$50.~~  
1320

1321 (Source: Amended at 50 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)  
1322

1323 SUBPART D: CRAFT GROWERS  
1324

**Section 1300.315 License Award, Issuance and Transferability**

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- 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 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)]*

- 1368 4) No product may be transferred to or cultivated at the new location prior to  
1369 the beginning date of this approved transition period.  
1370
- 1371 5) Any product remaining at the original location past the transition period  
1372 shall be destroyed in accordance with the provisions of Subpart I  
1373 (Destruction of Cannabis).  
1374
- 1375 6) The craft grower shall notify the Department in writing or by electronic  
1376 transmission once the transfer of inventory is complete and production has  
1377 begun at the new location.  
1378
- 1379 7) Upon inspection and verification by the Department that the new location  
1380 is in compliance with the Act and this Part, the Department will issue a  
1381 license modification reflecting the new location. The modified license  
1382 shall have the same expiration date as the previously issued license.  
1383
- 1384 f) Sale of Stock  
1385 The proposed sale of any outstanding or issued stock of a corporation licensed  
1386 under the Act, or any proposed change in the officers or board members of the  
1387 corporation, must be reported to the Department, and Department approval must  
1388 be obtained before the changes are made. A fee of \$1,000 will be charged for the  
1389 processing of the change of stock ownership or corporate officers or board  
1390 members.  
1391
- 1392 g) The proposed change of any person or principal officer of any licensee must be  
1393 reported to the Department and Department approval must be obtained before the  
1394 changes are made. ~~A fee of \$1,000 will be charged for the processing of any such~~  
1395 ~~change.~~  
1396
- 1397 h) A Craft Grower License shall not be leased or subcontracted, in whole or in part.  
1398
- 1399 i) A Craft Grower License is issued upon the following condition: *A craft grower*  
1400 *may not either directly or indirectly discriminate in price between different*  
1401 *dispensing organizations, craft growers, or infusers that are purchasing a like*  
1402 *grade, strain, brand, and quality of cannabis or cannabis-infused product.*  
1403 *Nothing in this subsection (i) prevents a cultivation centers from pricing cannabis*  
1404 *differently based on differences in the cost of manufacturing or processing, the*  
1405 *quantities sold, such as volume discounts, or the way the products are delivered.*  
1406 [410 ILCS 705/30-30(f)]  
1407
- 1408 j) A Craft Grower License is issued upon the following condition: *It is unlawful for*  
1409 *any person having a Craft Grower License or any officer, associate, member,*  
1410 *representative, or agent of such licensee to offer or deliver money, or anything*

1411 *else of value, directly or indirectly to any person having an Early Approval Adult*  
1412 *Use Dispensing Organization License, a Conditional Adult Use Dispensing*  
1413 *Organization License, an Adult Use Dispensing Organization License, or a*  
1414 *medical cannabis dispensing organization license issued under the*  
1415 *Compassionate Use of Medical Cannabis Program Act, or to any person*  
1416 *connected with or in any way representing, or to any member of the family of,*  
1417 *such person holding an Early Approval Adult Use Dispensing Organization*  
1418 *License, a Conditional Adult Use Dispensing Organization License, an Adult Use*  
1419 *Dispensing Organization License, or a medical cannabis dispensing organization*  
1420 *license issued under the Compassionate Use of Medical Cannabis Program Act,*  
1421 *or to any stockholders in any corporation engaged in the retail sale of cannabis,*  
1422 *or to any officer, manager, agent, or representative of the Early Approval Adult*  
1423 *Use Dispensing Organization License, a Conditional Adult Use Dispensing*  
1424 *Organization License, an Adult Use Dispensing Organization License, or a*  
1425 *medical cannabis dispensing organization license issued under the*  
1426 *Compassionate Use of Medical Cannabis Program Act to obtain preferential*  
1427 *placement within the dispensing organization, including, without limitation, on*  
1428 *shelves and in display cases where purchasers can view products, or on the*  
1429 *dispensing organization's website. [410 ILCS 705/30-30(n)]*

- 1430
- 1431 k) A Craft Grower License is issued upon the following condition: *No person or*  
1432 *entity shall hold any legal, equitable, ownership, or beneficial interest, directly or*  
1433 *indirectly, of more than 3 Craft Grower Licenses. Further, no person or entity*  
1434 *that is employed by, an agent of, or has a contract to receive payment from or*  
1435 *participate in the management of a craft grower, is a principal officer of a craft*  
1436 *grower, or entity controlled by or affiliated with a principal officer of a craft*  
1437 *grower shall hold any legal, equitable, ownership, or beneficial interest, directly*  
1438 *or indirectly, in a Craft Grower License that would result in the person or entity*  
1439 *owning or controlling in combination with any craft grower, principal officer of a*  
1440 *craft grower, or entity controlled or affiliated with a principal officer of a craft*  
1441 *grower by which he, she, or it is employed, is an agent of, or participates in the*  
1442 *management of more than 3 Craft Grower Licenses. [410 ILCS 705/30-30(m)]*

1443

1444 (Source: Amended at 50 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

1445

1446 **Section 1300.320 License Renewal**

- 1447
- 1448 a) Every Craft Grower License issued by the Department under the Act and this Part  
1449 shall expire annually on the date it was issued.
- 1450
- 1451 b) Every renewal application for a license issued pursuant to this Part and  
1452 accompanied by the proper fees shall be filed annually with the Department at  
1453 least 45 calendar days prior to the date the existing license expires.

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- 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*
  - 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 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*

1495 i) If a craft grower license is relinquished or revoked, any past due fees, including  
1496 renewal periods in which a partial payment was made, shall not be owed to the  
1497 Department.

1498  
1499 (Source: Amended at 50 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)  
1500

1501 **Section 1300.330 Modifications and Alterations**  
1502

1503 a) ~~A license shall be amended before the commencement of any modification to the~~  
1504 ~~facility. This includes any change that modifies the approved license design~~  
1505 ~~capability of production or process areas, including change of capacity,~~  
1506 ~~efficiency, or processes.~~

1507  
1508 ab) Before making any modification to a licensed facility, the craft grower must  
1509 complete an Application for ~~Modification License and Construction Approval~~ and  
1510 submit the application with the appropriate schedules to the Department. The fee  
1511 for an application to make modifications to a craft grower shall be ~~\$2,000~~2,500.  
1512 ~~In addition, upon the approval of the application, the applicant shall pay an~~  
1513 ~~additional fee of \$1,500.~~

1514  
1515 be) Before making any alteration to a licensed facility, the craft grower must  
1516 complete an Application for Alteration. The fee for an application to make an  
1517 alteration of a craft grower shall be \$250.~~An amendment to the license shall not be~~  
1518 ~~required for alterations at the facility. The fee for an application to make an~~  
1519 ~~alteration of a craft grower, other than an expansion, shall be \$500.~~

1520  
1521 (Source: Amended at 50 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)  
1522

1523 **Section 1300.370 Operations – Plant Production**  
1524

1525 a) Each facility shall develop and maintain an Operations and Management Practices  
1526 Plan for each production area.

1527  
1528 b) Each production area shall maintain an open aisle on all sides of each plant group  
1529 to allow for unobstructed travel, observation and inventory of each plant group.

1530  
1531 c) Each production area shall be maintained free of debris.

1532  
1533 d) Biosecurity measures shall be implemented and maintained at all times.

1534  
1535 e) A record of all crop inputs shall be maintained for at least 5 years at the facility.  
1536 The record shall include:  
1537

- 1538 1) The date of application;  
1539  
1540 2) The name of the individual making the application;  
1541  
1542 3) The product that was applied;  
1543  
1544 4) The section, including the square footage, that received the application (by  
1545 group number);  
1546  
1547 5) The amount of product that was applied; and  
1548  
1549 6) A copy of the label of the product applied.  
1550  
1551 f) All craft growers shall utilize the cannabis plant monitoring system as required  
1552 under Subpart K of this Part. ~~At the time of planting, all plants shall be accounted~~  
1553 ~~for as a batch with a unique batch number that shall remain with the batch through~~  
1554 ~~final packaging. The batch number will be included on the label of the package~~  
1555 ~~distributed for the end user.~~  
1556  
1557 g) All plants, regardless of accounting strategy, shall be physically inventoried on a  
1558 weekly basis and records of the inventory shall be kept at the facility for at least 5  
1559 years. Those records shall be made available to the Department upon request.  
1560  
1561 h) ~~Any removal of plants from the batch shall be recorded on a permanent record~~  
1562 ~~and maintained on site.~~  
1563  
1564 i) ~~The batch number shall be displayed on the approved label of the product~~  
1565 ~~designated for distribution to a dispensing organization.~~  
1566  
1567 h) All persons working in direct contact with cannabis shall conform to hygienic  
1568 practices while on duty, including but not limited to:  
1569  
1570 1) Litter and waste shall be properly removed and the operating systems for  
1571 waste disposal shall be maintained in an adequate manner so that they do  
1572 not constitute a source of contamination in areas where cannabis plants are  
1573 exposed;  
1574  
1575 2) Floors, walls and ceilings shall be constructed in a manner that they may  
1576 be kept adequately clean and in good repair;  
1577  
1578 3) There shall be adequate lighting in all areas where cannabis is stored and  
1579 where equipment or utensils are cleaned;  
1580

- 1581 4) There shall be adequate screening or other protection against the entry of  
1582 pests. Rubbish shall be disposed of to minimize the development of odor  
1583 and minimize the potential for the waste becoming an attractant, harborage  
1584 or breeding place for pests;  
1585
- 1586 5) Any buildings, fixtures and other facilities shall be maintained in a  
1587 sanitary condition;  
1588
- 1589 6) Toxic cleaning compounds, sanitizing agents, solvents used in the  
1590 production of cannabis concentrates, and pesticide chemicals shall be  
1591 identified, held, and stored in a manner that protects against contamination  
1592 of cannabis and is in accordance with any applicable local, State or federal  
1593 law, rule, regulation or ordinance;  
1594
- 1595 7) Only sanitizing agents registered with the Department pursuant to the  
1596 Illinois Pesticide Act [\[415 ILCS 60/\]](#) shall be used in [craft](#)  
1597 [growers](#)~~cultivation centers~~, and they shall be used in accordance with  
1598 labeled instructions;  
1599
- 1600 8) The water supply shall be sufficient for the operations intended and shall  
1601 be derived from a source that is a regulated water system. Private water  
1602 supplies shall be derived from a water source that is capable of providing a  
1603 safe, potable and adequate supply of water to meet the facility's needs;  
1604
- 1605 9) Plumbing shall be of adequate size and design and adequately installed  
1606 and maintained to carry sufficient quantities of water to required locations  
1607 throughout the cultivation center, and it shall properly convey sewage and  
1608 liquid disposable waste from the facility. There shall be no cross-  
1609 connections between the potable and waste water lines, pursuant to the  
1610 Illinois Plumbing Code ([77 Ill. Adm. Code 890](#));  
1611
- 1612 10) All operations in the receiving, inspecting, transporting, segregating,  
1613 preparing, production, packaging and storing of cannabis or cannabis-  
1614 infused product shall be conducted in accordance with adequate sanitation  
1615 principles; and  
1616
- 1617 11) Cannabis that can support the rapid growth of undesirable microorganisms  
1618 shall be held in a manner that prevents the growth of these  
1619 microorganisms.  
1620

1621 (Source: Amended at 50 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)  
1622

1623 **Section 1300.385 Security**

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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.

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;

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- 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:
- 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~~at the licensed premises and an additional 90 days off site (e.g., cloud storage)~~. 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.

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- 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~~cultivation center~~, 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;
  - 3) Upon written notice to the Department, a craft grower~~cultivation center~~ may allow contractors to enter a craft grower~~cultivation center~~ when they are working on a job unrelated to ~~medical~~ 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

1752 years. All visitor identification badges shall be returned to the craft grower  
1753 personnel upon the visitor exiting the craft grower~~cultivation center~~.

1754  
1755 (Source: Amended at 50 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)  
1756

1757 SUBPART E: INFUSERS  
1758

1759 **Section 1300.415 License Award, Issuance and Transferability**  
1760

- 1761 a) The top-scoring applicants as determined by Section 1300.407, that receive at  
1762 least 75% of available points, will be issued Infuser Licenses by the Department.  
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- 1764 b) An Infuser License shall be issued for the specific location identified on the  
1765 application, and is valid only for the owner, premises and name designated on the  
1766 license and the location for which it is issued.  
1767
- 1768 c) *Should the applicant be awarded an Infuser License, it shall pay a fee of \$5,000*  
1769 *prior to receiving the license. [410 ILCS 705/35-15(d)]*  
1770
- 1771 d) An Infuser License shall not be transferable, in whole or in part, without  
1772 Department approval, with the following exceptions:  
1773
- 1774 1) An Infuser License may be reissued, without charge, solely in the name of  
1775 the surviving spouse or domestic partner of a deceased licensee if the  
1776 license was issued in the names of both of the parties;  
1777
- 1778 2) An Infuser License may be transferred, without charge, to an heir of a  
1779 deceased licensee other than as provided in subsection (b)(1), as  
1780 determined by the Probate Act of 1975. For the purpose of considering  
1781 the qualifications of the heir to receive an Infuser License, the Department  
1782 will require a criminal background check and the heir will be subject to all  
1783 other requirements of the Act and this Part.  
1784
- 1785 e) In the event that the Department approves a new location as meeting all  
1786 requirements of the Act and this Part, the infuser shall have a brief transition  
1787 period of no more than 90 days, approved by the Department, to transfer its  
1788 inventory and begin operations at the new location.  
1789
- 1790 1) The transition period shall not begin until the new location is ready to  
1791 begin production.  
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- 1793 2) *An infuser may not be located in an area zoned for residential use. [410*  
1794 *ILCS 705/35-25(i)]*

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- 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 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. ~~A fee of \$1,000 will be charged for the processing of any such change.~~
- 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*

1838 *sharing a vault share more than 50% of the same ownership. [410 ILCS 705/35-*  
1839 *25(l)]*

1840  
1841 k) An Infuser License is issued upon the following condition: *It is unlawful for any*  
1842 *person or entity having an Infuser License or any officer, associate, member,*  
1843 *representative or agent of such licensee to offer or deliver money, or anything*  
1844 *else of value, directly or indirectly to any person having an Early Approval Adult*  
1845 *Use Dispensing Organization License, a Conditional Adult Use Dispensing*  
1846 *Organization License, an Adult Use Dispensing Organization License, or a*  
1847 *medical cannabis dispensing organization license issued under the*  
1848 *Compassionate Use of Medical Cannabis Program Act, or to any person*  
1849 *connected with or in any way representing, or to any member of the family of,*  
1850 *such person holding an Early Approval Adult Use Dispensing Organization*  
1851 *License, a Conditional Adult Use Dispensing Organization License, an Adult Use*  
1852 *Dispensing Organization License, or a medical cannabis dispensing organization*  
1853 *license issued under the Compassionate Use of Medical Cannabis Program Act,*  
1854 *or to any stockholders in any corporation engaged in the retail sales of cannabis,*  
1855 *or to any officer, manager, agent, or representative of the Early Approval Adult*  
1856 *Use Dispensing Organization License, a Conditional Adult Use Dispensing*  
1857 *Organization License, an Adult Use Dispensing Organization License, or a*  
1858 *medical cannabis dispensing organization license issued under the*  
1859 *Compassionate Use of Medical Cannabis Program Act to obtain preferential*  
1860 *placement within the dispensing organization, including, without limitation, on*  
1861 *shelves and in display cases where purchasers can view products, or on the*  
1862 *dispensing organization's website. [410 ILCS 705/35-25(m)]*

1863  
1864 (Source: Amended at 50 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

1865  
1866 **Section 1300.420 License Renewal**

- 1867  
1868 a) Every Infuser License shall expire annually on the date it was issued.  
1869  
1870 b) Every renewal application for a license issued pursuant to this Part and  
1871 accompanied by the proper fees shall be filed annually with the Department at  
1872 least 45 calendar days prior to the date the existing license expires.  
1873  
1874 c) The Department will send written notification of expiration to each licensed  
1875 infuser at least 90 days prior to expiration. However, failure to receive a renewal  
1876 form from the Department will not excuse the infuser from paying the renewal fee  
1877 or renewing the license prior to its expiration.  
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1879 d) *The Department will grant a renewal application within 45 days of submission of*  
1880 *a renewal application if:*

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- 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*
  - 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.

1919 (Source: Amended at 50 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

1920  
1921 **Section 1300.430 Modifications and Alterations**  
1922

- 1923 a) ~~A license shall be amended before the commencement of any modification to the~~
- 1924 ~~facility. This includes any change that modifies the approved license design~~
- 1925 ~~capability of production or process areas, including change of capacity, efficiency~~
- 1926 ~~or processes.~~
- 1927
- 1928 ab) Before making any modification to a licensed facility, the infuser must complete
- 1929 an Application for Modification License and Construction Approval and submit
- 1930 the application with the appropriate schedules to the Department. The fee for an
- 1931 applicant to make modifications to an infuser shall be \$1,000~~1,250~~. ~~In addition,~~
- 1932 ~~upon approval of the application, the applicant shall pay an additional fee of \$750.~~
- 1933
- 1934 be) Before making any alteration to a licensed facility, the infuser must complete an
- 1935 Application for Alteration. The fee for an application to reflect an alteration of the
- 1936 infuser's facility shall be \$125~~An amendment to the license shall not be required~~
- 1937 ~~for alterations at the facility. The fee for an application to reflect an alteration of~~
- 1938 ~~the infuser's facility, other than an expansion, shall be \$250.~~
- 1939
- 1940 ~~d) For any fee paid by a licensee prior to September 1, 2024 that was higher than the~~
- 1941 ~~amounts identified in this Section, the Department shall refund the difference in~~
- 1942 ~~fee paid prior to the reduction in the fee amount.~~
- 1943

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

**Section 1300.470 Operations – General Requirements**

- 1947
- 1948 a) Each facility shall develop and maintain an Operations and Management Practices
- 1949 Plan for each production area.
- 1950
- 1951 b) Each production area shall be maintained free of debris.
- 1952
- 1953 c) All persons working in direct contact with cannabis or cannabis-infused products
- 1954 shall conform to hygienic practices while on duty, including but not limited to the
- 1955 following:
- 1956
- 1957 1) Litter and waste shall be properly removed and the operating systems for
- 1958 waste disposal shall be maintained in an adequate manner so that they do
- 1959 not constitute a source of contamination in areas where cannabis or
- 1960 cannabis-infused products are exposed;
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- 1962 2) Floors, walls and ceilings shall be constructed in a manner that they may
- 1963 be adequately kept clean and in good repair;
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- 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-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.](#)
- (Source: Amended at 50 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

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**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 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~~~~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 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;

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- 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;
  - 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~~at the licensed premises and an additional 90 days off site (e.g., cloud storage)~~. 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

- 2093 9) Upon request, the recording or any photo shall be turned over to ISP or the  
2094 Department.  
2095
- 2096 b) Access to surveillance areas shall be limited to persons who are essential to  
2097 surveillance operations, law enforcement agencies, security system service  
2098 personnel, the Department, and others when approved by the Department. A  
2099 current list of authorized employees and service personnel that have access to the  
2100 surveillance room must be available to the Department upon request. Surveillance  
2101 rooms shall remain locked.  
2102
- 2103 c) The electronic security system shall be available 24 hours per day, 7 days per  
2104 week, to the Department and law enforcement agencies via a secure web-based  
2105 portal with forward and backward playback capability.  
2106
- 2107 d) No person, except infuser agents, local law enforcement, the Department or the  
2108 Department's authorized representative, DPH inspectors, or other federal, State or  
2109 local government officials when necessary to perform their governmental duties,  
2110 shall be allowed on the premises of a infuser, except that:  
2111
- 2112 1) Laboratory staff may enter an infuser for the sole purpose of identifying  
2113 and collecting cannabis samples for purposes of conducting laboratory  
2114 tests;  
2115
- 2116 2) Emergency personnel may enter an infuser when necessary to perform  
2117 their duties;  
2118
- 2119 3) Upon written notice to the Department, an infuser may allow contractors  
2120 to enter an infuser when they are working on a job unrelated to ~~medical~~  
2121 cannabis, such as installing or maintaining security devices or performing  
2122 electrical wiring; and  
2123
- 2124 4) Upon prior written request, the Department or the Department's authorized  
2125 representative may permit other persons to enter an infuser.  
2126
- 2127 e) All persons who are not infuser agents, but who are permitted on the premises of a  
2128 infuser pursuant to subsection (b), shall obtain a visitor identification badge from  
2129 infuser personnel prior to entering the infuser, and shall be escorted and  
2130 monitored at all times by infuser personnel. The visitor identification badge shall  
2131 be visibly displayed at all times while the visitor is in the infuser. All visitors,  
2132 after presenting valid government issued identification with a picture, shall be  
2133 logged in and out, and that log shall include the date, time and purpose of the visit  
2134 and shall be maintained and made available to the Department, at any time, for a

2135 period of five years. All visitor identification badges shall be returned to the  
2136 infuser personnel upon the visitor exiting the infuser.

2137  
2138 (Source: Amended at 50 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)  
2139

2140 SUBPART F: TRANSPORTERS

2141  
2142 **Section 1300.540 License Issuance and Transferability**  
2143

- 2144 a) Information and Plans Provided in Application  
2145 Licenses are only issued for the plan as stated in the applicant's application.  
2146 *Should the applicant be awarded a Transporter License, the information and*  
2147 *plans that an applicant provided in its application, shall be a mandatory*  
2148 *condition of the permit. Any variation from or failure to perform those plans may*  
2149 *result in discipline, including the revocation or nonrenewal of a license. [410*  
2150 *ILCS 705/20-20(c)]*  
2151
- 2152 b) License Fee  
2153 Upon the notice of intent to award, the applicant must pay a fee of \$10,000 to  
2154 receive the Transporter License. The fee may be prorated based on the date of the  
2155 license award.  
2156
- 2157 c) Transferability – Change of Business Location  
2158 A Transporter License shall be issued for the specific location identified on the  
2159 application, and is valid only for the owner, premises and name designated on the  
2160 license and the location for which it is issued.  
2161
- 2162 1) A Transporter License is not transferable to a new location without  
2163 Department approval.  
2164
- 2165 2) In the event that the Department approves the new location as meeting all  
2166 requirements of the Act and this Part, the transporter shall have a  
2167 transition period of no more than 90 days, approved by the Department, to  
2168 transfer its equipment and begin operations at the new location.  
2169
- 2170 A) The transition period shall not begin until the new location is in  
2171 full compliance with the requirements of the Act and this Part.  
2172
- 2173 B) The transporter may not transfer cannabis containers using the new  
2174 location prior to the beginning date of this approved transition  
2175 period.  
2176
- 2177 3) Upon inspection and verification by the Department that the new location

2178 is in compliance with the Act and this Part, the Department will issue a  
2179 license modification reflecting the new location. The modified license  
2180 shall have the same expiration date as the previously issued license.  
2181

2182 d) Transferability – Change in Ownership

2183 A Transporter License shall be issued for the specific applicant identified in the  
2184 application and shall not be transferable in whole or in part, with the following  
2185 exceptions:  
2186

2187 1) A Transporter License may be reissued, without charge, solely in the name  
2188 of the surviving spouse or domestic partner of a deceased licensee if the  
2189 license was issued in the names of both of the parties;  
2190

2191 2) A Transporter License may be transferred, without charge, to an heir of a  
2192 deceased licensee other than as provided in subsection (b)(1), as  
2193 determined by the Probate Act of 1975. For the purpose of considering  
2194 the qualifications of the heir to receive a Transporter License, the  
2195 Department will require a criminal background check and the heir will be  
2196 subject to all other requirements of the Act and this Part;  
2197

2198 3) The proposed change of any person or principal officer of a transporter  
2199 must be reported to the Department and Department approval must be  
2200 obtained before the changes are made. ~~A fee of \$250 will be charged for~~  
2201 ~~the processing of any such change.~~  
2202

2203 e) Transferability – Sale of Business

2204 The proposed sale of any outstanding or issued stock of a corporation licensed  
2205 under the Act, or any proposed change in the officers or board members of the  
2206 corporation, must be reported to the Department and Department approval must  
2207 be obtained before the changes are made. A fee of \$500 will be charged for the  
2208 processing of the change of stock ownership or corporate officers or board  
2209 members.  
2210

2211 f) Non-Transferability – No Lease or Sublease

2212 A Transporter License shall not be leased or subcontracted, in whole or in part.  
2213

2214 g) At the time of license issuance, the transporter shall have in place operating  
2215 documents that *shall include procedures for the oversight of the transporter, an*  
2216 *inventory monitoring system including a physical inventory recorded weekly,*  
2217 *accurate recording keeping, and a staffing plan.* [410 ILCS 705/40-25(a)]  
2218

2219 h) The transporter shall submit to the Department the license plate numbers, proof of  
2220 insurance, and vehicle identification numbers for each vehicle being used to

2221 transport cannabis or cannabis-infused products. The Department will issue a  
2222 registration certificate for each vehicle being used to transport cannabis or  
2223 cannabis-infused products. Upon receipt of the registration certificate and  
2224 placement of a copy of the certificate into the vehicle, the vehicle may be used for  
2225 the transportation of cannabis and cannabis-infused products.  
2226

- 2227 i) The transporter has a continuing duty to update and promptly disclose to the  
2228 Department any changes to the information contained in the application and  
2229 attachments to, and amendments of, the application.  
2230

2231 (Source: Amended at 50 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)  
2232

### 2233 Section 1300.596 Transfer Sites

2234  
2235 a) Approval.  
2236

- 2237 1) Prior to operating a transporter transfer site, a transporter must submit  
2238 plans for a transporter transfer site as a modification, as described in  
2239 Section 1300.560.  
2240  
2241 2) The Department shall review and approve the transporter transfer site plan  
2242 through the modification process.  
2243  
2244 3) Transporters shall not use a transfer site until such site and its plans have  
2245 written Department approval.  
2246  
2247 4) No transporter may operate more than two transfer sites.  
2248

2249 b) Transfer Site Facility Specifications.  
2250

- 2251 1) A transporter transfer site shall be a facility, as defined in Section 1300.10.  
2252  
2253 2) The transfer site facility shall be a fully enclosed from the outdoors, with  
2254 locks or other security devices that permit access only by authorized  
2255 individuals.  
2256  
2257 3) The facility structure shall be at least large enough to allow for two of the  
2258 largest vehicles used by the transporter, registered with the Department, to  
2259 have all doors and trunk or hatch open, with sufficient room for an  
2260 individual to walk around each vehicle without encumbrance.  
2261  
2262 4) A transporter transfer site shall be separate from any other cannabis  
2263 business establishment facility, in that there shall be no direct access from

2264 the transfer site into the cannabis business establishment. A transporter  
2265 transfer site may be adjacent to a cannabis business establishment or part  
2266 of the same overall physical facility.  
2267

2268 c) Operation.  
2269

2270 1) All transfers of cannabis and cannabis product at a transporter transfer site  
2271 shall be documented in the cannabis plant monitoring system.  
2272

2273 2) Transporters are not permitted to store cannabis or cannabis products at a  
2274 transfer site overnight or for any period of time in which the transport  
2275 vehicle is not present.  
2276

2277 3) The facility shall be maintained in a sanitary condition.  
2278

2279 4) Transporters shall follow and comply with their operations plan and any  
2280 other requirements and restrictions of the license in the operation of a  
2281 transfer site.  
2282

2283 5) The transfer site shall only be used for the transfer of cannabis and  
2284 cannabis products from one transport vehicle to another. The facility shall  
2285 not be used for any other purpose.  
2286

2287 6) All transfers must take place with all transfer site access points closed, out  
2288 of "ordinary public view", as that term is defined at 410 ILCS 705/1-10.  
2289

2290 d) Security.  
2291

2292 1) Transporter transfer sites shall be equipped with cameras and be required  
2293 to operate and maintain in good working order a 24-hour 7-days a week  
2294 closed circuit television surveillance system capable of capturing  
2295 entrances, exits and the area where transfer operations occur.  
2296

2297 A) The transporter shall use cameras that capture a continuous  
2298 recorded image for all building entrances and exits, including  
2299 overhead garage doors and other points of ingress/egress.  
2300

2301 B) Motion activated cameras may be utilized in all other areas of the  
2302 facility in which cameras are required.  
2303

2304 2) Camera footage shall be available 24 hours per day 7 days per week to the  
2305 Department and the Illinois State Police via a secure web-based portal  
2306 with forward and backward playback abilities.

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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.
- 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.

- 2349 f) A laboratory shall immediately return or dispose of any cannabis upon the  
 2350 completion of any testing, use or research. If cannabis is disposed of, it shall be  
 2351 done in compliance with Subpart I of this Part~~8 III. Adm. Code 100.460~~.  
 2352
- 2353 g) If a sample of cannabis does not pass the microbiological, mycotoxin, pesticide  
 2354 chemical residue, heavy metals, or solvent residue test, based on the standards set  
 2355 forth in this Section, the following shall apply:  
 2356
- 2357 1) If the sample failed the pesticide chemical residue test, the entire batch  
 2358 from which the sample was taken shall be recalled, as provided for in the  
 2359 cannabis business organization's Operations and Management Plan, if  
 2360 applicable, and disposed of in accordance with Subpart I (Destruction of  
 2361 Cannabis).
  - 2362 2) If the sample failed any other test, the batch may be used to make a CO<sub>2</sub> or  
 2363 solvent based extract. After processing, the CO<sub>2</sub> or solvent based extract  
 2364 must still pass all required tests.  
 2365
- 2366 h) Microbiological Test
- 2367 1) For purposes of the microbiological test, a cannabis sample shall be  
 2368 deemed to have passed if it satisfies the recommended microbial and  
 2369 fungal limits for cannabis products in colony forming units per gram  
 2370 (CFU/g) set out in the American Herbal Pharmacopoeia Monograph  
 2371 Table, as follows:  
 2372  
 2373  
 2374

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

- 2375
- 2376 2) Unprocessed materials include minimally processed crude cannabis  
 2377 preparations, such as inflorescences, accumulated resin glands (kief), and  
 2378 compressed resin glands (hashish). Processed materials include various  
 2379 solid or liquid infused edible preparations, oils, topical preparations, and  
 2380 water-processed resin glands (bubble hash).  
 2381

2382 i) Mycotoxin Test. For purposes of the mycotoxin test, a cannabis sample shall be  
 2383 deemed to have passed if it meets the following standards:  
 2384

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

2385 j) Heavy Metals Test. For the purposes of the heavy metals test, a cannabis sample  
 2386 shall be deemed to have passed if it meets the following standards:  
 2387  
 2388

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

2389 k) Pesticide Chemical Residue Test. For purposes of the pesticide chemical residue  
 2390 test, a cannabis sample shall be deemed to have passed if it satisfies the most  
 2391 stringent acceptable standard for a pesticide chemical residue in any food item, as  
 2392 set forth in subpart C of USEPA's regulations for Tolerances and Exemptions for  
 2393 Pesticide Chemical Residues in Food (40 CFR 180 (2014)).  
 2394  
 2395

2396 l) Residue Solvent Test. For purposes of the residue solvent test, a cannabis sample  
 2397 shall be below the following limits.  
 2398

	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

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- 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 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

- 2432
- 2433           A)   Packaged flower;
- 2434
- 2435           B)   Packaged pre-roll; and
- 2436
- 2437           C)   Enhanced pre-roll or enhanced flower;
- 2438
- 2439       2)   Cannabis Concentrate
- 2440
- 2441           A)   RSO (Rick Simpson Oil);
- 2442
- 2443           B)   Vape cartridge; and
- 2444
- 2445           C)   Concentrate.
- 2446
- 2447       3)   Cannabis Infused Product
- 2448
- 2449           A)   Edible food;
- 2450
- 2451           B)   Beverage;
- 2452
- 2453           C)   Topical;
- 2454
- 2455           D)   Tincture; and
- 2456
- 2457           E)   Capsule and tablets.
- 2458
- 2459       e)   Each strain, strain type, flavor, or scent, or other variation of a final product  
2460       intended to be offered for sale must be separately registered. Registrations  
2461       covering multiple variations of a final product are prohibited, except for variations  
2462       in package sizes.
- 2463
- 2464       f)   The information contained in the product registration shall match the product  
2465       offered for sale at all times.

2466           (Source: Amended at 50 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

2467

2468

2469   **Section 1300.910 Registration Fee**

- 2470
- 2471       a)   *The registration fee is for the name of the product offered for sale and one fee*  
2472       *shall be sufficient for all package sizes. [410 ILCS 705/55-21(a)]*
- 2473

2474 b) The fee to register a product with the Department shall be ~~\$25100 per product~~  
2475 ~~name~~.  
2476

2477 (Source: Amended at 50 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)  
2478

2479 **Section 1300.930 Labeling Requirements**  
2480

2481 a) The requirements of this Section are effective beginning on August 1, 2020. Prior  
2482 to August 1, 2020, all licensees may conform with the requirements set forth in 8  
2483 Ill. Adm. Code 1000.420 and in Section 1300.10.  
2484

2485 b) *Each cannabis product shall be labeled before sale and each label shall be*  
2486 *securely affixed to the package and shall state in legible English:*  
2487

2488 1) *The name and post office box of the registered cultivation center or craft*  
2489 *grower where the item was manufactured;*  
2490

2491 2) *The common or usual name of the item and the registered name of the*  
2492 *cannabis product that was registered with the Department under Section*  
2493 *1300.900;*  
2494

2495 3) *A unique serial number that will match the product with a cultivation*  
2496 *center or craft grower batch and lot number to facilitate any warnings or*  
2497 *recalls the Department, cultivation center, or craft grower deems*  
2498 *appropriate;*  
2499

2500 4) *The date of final testing and packaging, if sampled, and the identification*  
2501 *of the independent testing laboratory;*  
2502

2503 5) *The date of harvest for flower products or the date of manufacture for*  
2504 *infused products and "use by" date;*  
2505

2506 6) *The quantity (in ounces or grams) of cannabis contained in the product;*  
2507

2508 7) *A pass/fail rating based on the laboratory's microbiological, mycotoxins,*  
2509 *and pesticide and solvent residue analyses, if sampled;*  
2510

2511 8) *A content list that includes:*  
2512

2513 A) *The minimum and maximum percentage content by weight for:*  
2514

2515 i) *delta-9-tetrahydrocannabinol (THC);*  
2516

- 2517 ii) *tetrahydrocannabinolic acid (THCA);*  
2518  
2519 iii) *cannabidiol (CBD);~~and~~*  
2520  
2521 iv) *cannabidiolic acid (CBDA);~~and~~*  
2522  
2523 B) *Any other cannabinoid present at a concentration greater than 0.3%*  
2524 *by weight, or, for a cannabis-infused product, greater than 0.4*  
2525 *milligrams by weight, as indicated on the product’s Certificate of*  
2526 *Analysis.*  
2527  
2528 ~~C~~B) *All other ingredients of the item, including any colors, artificial*  
2529 *flavors, and preservatives, listed in descending order by*  
2530 *predominance of weight shown with common or usual names;:-*  
2531  
2532 D) *The total THC amount.*  
2533  
2534 E) *The total THC amount and the cannabinoid content may be listed*  
2535 *in milligrams for cannabis infused products.*  
2536  
2537 ~~F~~E) *The acceptable tolerances for the minimum percentage or*  
2538 *milligrams printed on the label for any of subsection (b)(8)(A)*  
2539 *shall not be below 85% or above 115% of the labeled amount.*  
2540 *[410 ILCS 705/55-21(e)]*  
2541  
2542 G) *An indication that the product contains hemp, if applicable.*  
2543  
2544 9) Directions in legible Spanish that provide access via an electronic link or  
2545 other medium to the product labeling information required within this  
2546 subsection (b).  
2547  
2548 c) *Packaging must not contain information that:*  
2549  
2550 1) *Is false or misleading;*  
2551  
2552 2) *Promotes excessive consumption;*  
2553  
2554 3) *Depicts a person under 21 years of age consuming cannabis;*  
2555  
2556 4) *Includes the image of a cannabis leaf;*  
2557  
2558 5) *Includes any image designed or likely to appeal to minors, including*  
2559 *cartoons, toys, animals, or children, or any other likeness to images,*

- 2560 *characters, or phrases that are popularly used to advertise to children, or*  
2561 *any packaging or labeling that bears reasonable resemblance to any*  
2562 *product available for consumption as a commercially available candy, or*  
2563 *that promotes consumption of cannabis; or*  
2564  
2565 6) *Contains any seal, flag, crest, coat of arms, or other insignia likely to*  
2566 *mislead the purchaser to believe that the product has been endorsed,*  
2567 *made, or used by the State of Illinois or any of its representatives except*  
2568 *where authorized by this Part. [410 ILCS 705/55-21(f)]*  
2569  
2570 d) *Cannabis products produced by concentrating or extracting ingredients from the*  
2571 *cannabis plant shall contain the following information, when applicable:*  
2572  
2573 1) *If solvents were used to create the concentrate or extract, a statement that*  
2574 *discloses the type of extraction method, including any solvents or gases*  
2575 *used to create the concentrate or extract; and*  
2576  
2577 2) *Any other chemicals or compounds used to produce or were added to the*  
2578 *concentrate or extract. [410 ILCS 705/55-21(g)]*  
2579  
2580 e) *No individual other than the purchaser may alter or destroy any labeling affixed*  
2581 *to the primary packaging of cannabis or cannabis-infused products. [410 ILCS*  
2582 *705/55-21(l)]*  
2583

2584 (Source: Amended at 50 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)  
2585

## 2586 SUBPART K: CANNABIS PLANT MONITORING SYSTEM

2587

### 2588 Section 1300.1000 General Requirements

2589

- 2590 a) Each cannabis business establishment shall use the State-designated cannabis  
2591 plant monitoring system as its system of record to track cannabis and cannabis  
2592 products while in the licensee's possession.  
2593  
2594 b) Cannabis business establishments shall create and maintain an account within the  
2595 cannabis plant monitoring system designated by the Department prior to engaging  
2596 in the cultivation, production, sale or transfer of cannabis and cannabis products.  
2597  
2598 c) All cannabis and cannabis products in a cannabis business establishment  
2599 enclosed, locked facility must be accounted for in the cannabis plant monitoring  
2600 system at all times.  
2601

- 2602 d) A cannabis business establishment shall take steps to ensure the accuracy and  
2603 completeness of all data and information entered into the cannabis plant  
2604 monitoring system.
- 2605
- 2606 e) No agent, agent in charge, principal officer, or anyone otherwise affiliated with a  
2607 cannabis business establishment shall intentionally misrepresent or falsify  
2608 information entered into the cannabis plant monitoring system, or direct or permit  
2609 another to intentionally misrepresent or falsify information entered into the  
2610 cannabis plant monitoring system.

2611  
2612 (Source: Added at 50 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)  
2613

2614 **Section 1300.1010 Tag Requirements**

- 2615
- 2616 a) A cannabis business establishment shall only use plant tags and package tags  
2617 distributed by the Department or the Department's designee.
- 2618
- 2619 b) A cannabis business establishment shall only use plant tags and package tags  
2620 assigned in the cannabis plant monitoring system to that licensee.
- 2621
- 2622 c) A cannabis business establishment shall not transfer any unused plant tags or  
2623 product tags in their possession to any other licensee or entity.
- 2624
- 2625 d) Tags provided to the licensee by the State shall not be removed from the State of  
2626 Illinois.
- 2627
- 2628 e) Plant tags and package tags shall be discarded after they are no longer required for  
2629 use as provided for in this Subpart K.
- 2630
- 2631 f) Cannabis business establishments shall record any plant tags or package tags in  
2632 the cannabis plant monitoring system within three calendar days of receipt.
- 2633

2634 (Source: Added at 50 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)  
2635

2636 **Section 1300.1020 Tagging of Cannabis Plants and Products**

- 2637
- 2638 a) At the time of planting, immature plants of a uniform strain or cultivar may be  
2639 grouped together under a single plant tag as a plant batch. The plant batch shall  
2640 be:
- 2641
- 2642 1) Labeled with the unique serial number;
- 2643
- 2644 2) Placed contiguous to one another; and

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3) Be physically fully separated from any other plant or plant batch.

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;
  - 4) The unique serial number assigned to the cannabis or cannabis products;  
and

2731                   5)     The conversion rate or formula, if applicable.

2732  
2733                   (Source: Added at 50 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

2734  
2735     **Section 1300.1040 Transfer of Cannabis and Cannabis Products**

2736  
2737     a)     A cannabis business establishment shall prepare a manifest, through the cannabis  
2738           plant monitoring system, prior to transferring cannabis and cannabis products  
2739           from its facility to another cannabis business establishment.

2740  
2741     b)     The following information shall be recorded on the manifest by the licensee  
2742           initiating the transfer:

2743  
2744           1)     The name, license number, and premises address of the originating  
2745           licensee;

2746  
2747           2)     The name and license number of the transporter transporting the cannabis  
2748           and cannabis products;

2749  
2750           3)     The name, license number, and premises address of the destination  
2751           cannabis business establishment;

2752  
2753           4)     The unique serial number of all items being transferred;

2754  
2755           5)     The item name, item category, and weight or count of cannabis or  
2756           cannabis products associated with each package tag for all items being  
2757           transferred;

2758  
2759           6)     The estimated date and time of departure from the licensee initiating the  
2760           transfer;

2761  
2762           7)     The estimated date and time of arrival at the destination cannabis business  
2763           establishment;

2764  
2765           8)     The agent badge numbers of the personnel transporting the cannabis and  
2766           cannabis products; and

2767  
2768           9)     The make, model, license plate number, and Department vehicle  
2769           registration number of the vehicles used for transport.

2770  
2771     c)     The transporter who transports the cannabis or cannabis product shall record the  
2772           following additional information on the manifest:

2773

- 2774 1) The actual date and time the transporter departed with the manifested  
2775 product from the originating cannabis business establishment licensed  
2776 premises or transfer site;  
2777  
2778 2) The actual date and time of arrival of the transporter at the destination  
2779 cannabis business establishment's licensed premises, or transfer site; and  
2780  
2781 3) Any changes or updates to information on the manifest related to  
2782 personnel or vehicles used.  
2783

2784 (Source: Added at 50 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)  
2785

2786 **Section 1300.1050 Loss of Access and System Reconciliation**  
2787

- 2788 a) If, at any point, a cannabis business establishment loses access to the cannabis  
2789 plant monitoring system for any reason, the licensee shall prepare and maintain  
2790 comprehensive records detailing all activities required to be reported under this  
2791 Subpart that were conducted during the loss of access.  
2792  
2793 b) A Department licensed cannabis business establishment shall notify the  
2794 Department of any loss of access no later than the end of the business day in  
2795 which the loss of access was discovered.  
2796  
2797 c) Once access has been restored, the licensee shall:  
2798  
2799 1) Within three business days after restoration, enter all activities that  
2800 occurred during the loss of access into the cannabis plant monitoring  
2801 system.  
2802  
2803 2) Document the cause for loss of access, the dates and times for when access  
2804 to the cannabis plant monitoring system was lost, and the dates and times  
2805 for when access was restored.  
2806

2807 (Source: Added at 50 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)