

# How To Guide for Kentucky Cannabis Business Transporting

This quick reference guide provides a summary of the rules and restrictions for transporting medical cannabis on behalf of licensed medical cannabis businesses as established in 915 KAR 1:080.

## Vehicle requirements

**Each vehicle intended for use to transport or deliver medical cannabis to other licensees and patients must have the following physical requirements:**

- ▶ An active state vehicle registration
- ▶ Insurance as required by Kentucky law (KRS 304.39-110)
- ▶ A global positioning system (GPS)
- ▶ An alarm system
- ▶ A locked storage compartment that is part of the transport vehicle or a locked storage container with a separate key or combination pad
- ▶ At a minimum, two (2) video cameras:
  - ↳ One (1) camera with a clear view of the driver and;
  - ↳ One (1) camera with a clear view of the location of the medical cannabis
- ▶ All medical cannabis shielded from public view
- ▶ No markings that would either identify or indicate that the vehicle is being used to transport medical cannabis

## Delivery services provided by dispensaries

**A dispensary may operate a delivery service for registered qualified patients and designated caregivers. To deliver medical cannabis, medical cannabis accessories, and educational materials to registered qualified patients and designated caregivers, a dispensary must:**

- ▶ Follow all requirements for dispensing and selling medical cannabis in accordance with KRS Chapter 218B and 915 KAR 1:070 prior to delivery, including:
  - ✓ Completing delivery on the date agreed upon by the dispensary and registered qualified patient or designated caregiver
  - ✓ Delivering between the hours of 7:00 a.m. and 9:00 p.m.
  - ✓ Preparing a delivery manifest for each delivery or series of deliveries
  - ✓ Preparing a receipt for each delivery
- ▶ At the time of delivery, check the registry identification card of the registered qualified patient or designated caregiver to verify the person accepting delivery is the same person who placed the order.
  - ↳ The registered qualified patient or designated caregiver who placed the order must sign a receipt and be provided a copy to confirm the receipt of all items delivered

## Driver requirements

**Each driver designated for transporting or delivering medical cannabis to other licensees and patients must:**

- ▶ Have a valid driver's license
- ▶ Have a copy of the cannabis business license for the business transporting the medical cannabis
- ▶ Have a printed or electronic copy of the transportation manifest for each licensee to receive delivery
- ▶ Access to a secure form of communication (ex. cell phone) at all times the vehicle contains medical cannabis
- ▶ Conspicuously wear an employee identification badge at all times during the transport
- ▶ Not wear any clothing or symbols that may indicate ownership or possession of medical cannabis
- ▶ Not make unnecessary stops during the transport of medical cannabis

## Vehicle inspections

Pursuant to 915 KAR 1:080 Section 1(f) a transport vehicle shall be subject to inspection by the cabinet or its authorized agents, law enforcement, or other federal or state government officials if necessary to perform the government functions and duties.

A transport vehicle may be inspected by the cabinet or its authorized agents while on the premises of a cannabis business during the course of an inspection or investigation.

## Notifiable events and reporting requirements

**A cannabis business must immediately report any of the following events to the cabinet, by electronic mail to [kymedcanreporting@ky.gov](mailto:kymedcanreporting@ky.gov), including:**

- ▶ Vehicle accidents
- ▶ Any type of failure rendering the vehicle immobile or requiring the use of a tow truck
- ▶ Diversions
- ▶ Losses
- ▶ Other reportable events that occur during transport of medical cannabis

## Resources

- ▶ For more information about the requirements for cannabis businesses, please visit the "Businesses" page on the Office of Medical Cannabis website at: <https://kymedcan.ky.gov/>.