

How To Guide for Kentucky Scale Certification

This quick reference guide provides guidance for licensed cultivators and processors regarding the rules and restrictions as established by 915 KAR 1:030 and 915 KAR 1:040 for the operation of equipment.

915 KAR 1:030 Cultivator and 915 KAR 1:040 Processor

915 KAR 1:030, Section 10 and **915 KAR 1:040, Section 10** mandate that medical cannabis businesses ***shall*** have a written process to maintain the operation of equipment that comes in contact with medical cannabis. Part of this written process requires that the cultivator or processor shall:

- 1) Routinely calibrate, check, and inspect automatic, mechanical, or electronic equipment as well as any scales, balances, or other measurement devices used in the operations to ensure accuracy; and
- 2) Maintain an accurate log recording the:
 - a. Maintenance of equipment;
 - b. Cleaning of equipment; and
 - c. Calibration of equipment.

Contacting a Service Company: Kentucky law requires scales used in commercial transactions to be inspected and certified. To initiate this process, please review the following information:

- 1) Contact one of the service companies found on the list published by the Kentucky Department of Agriculture, which can be found at <https://www.kyagr-apps.com/AgLicensing/ServiceMan/Public/Search>. When searching, please indicate "SCALE" for the DEVICE TYPE;
- 2) Schedule an appointment for inspection, calibration, and certification by a listed service company; and
- 3) Prepare to pay any applicable fees for inspection and certification;

Certification and Compliance: Once calibrated, a service company will verify the scale's accuracy and issue an annual certification decal to be placed upon each instrument; each certification will remain valid for a length of time determined by the approved vendor but shall not be good for longer than one (1) calendar year.

Cannabis businesses remain compliant by:

- 1) Maintaining all certification and maintenance records and ensure they are readily accessible to be provided upon request by any Office of Medical Cannabis investigator or other qualified state personnel conducting official duties;
- 2) Re-calibrating as required by service company; and
- 3) Conducting routine maintenance to prevent inaccuracies due to cleanliness, mechanical wear, or other environmental factors.

Conclusion: Calibrating scales is an essential step in maintaining compliance within the medical cannabis program. Regular inspection, calibration, certification, and adequate documentation will meet state regulatory requirements. Stay informed about updates to calibration regulations and ensure your business remains compliant to avoid penalties and/or sanctions.

Note: This document is not a comprehensive or definitive list of all items subject to inspection by the Office of Medical Cannabis Division of Enforcement and Compliance. Licensees must be in compliance with all requirements set forth by KRS 218B and 915 KAR Chapter 1. The Office of Medical Cannabis Division of Enforcement and Compliance shall ensure compliance with all laws and regulations.

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/>.