

Business Licensee Initial Inspection Request Form and Guidance

Cultivator

2025

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**Request for Initial Inspection to Begin
Cannabis Business Activities**

License No. _____

License _____

Category _____

County _____

Date _____

Instructions

A licensee must provide the Office of Medical Cannabis with thirty (30) calendar days advance notice of its intended first day of cannabis business activities (*i.e.*, growing, cultivating, processing, producing, packaging, labeling, transporting, dispensing, or testing medicinal cannabis). Prior to the first day of cannabis business activities, a licensee must: (1) allow the Office an opportunity to inspect the licensee’s site and facility and (2) provide written confirmations to the Office (*see* Section III, p. 2-3). The licensee shall promptly correct any deficiencies identified by the Office during this inspection and shall not commence operations until deficiencies are corrected and approved by the Office. If the licensee fails to provide the thirty (30) calendar days advance notice or fails to correct identified deficiencies, the Office may take one (1) or more of the actions described in 915 KAR 1:020, Section 12.

The Office will process each request upon receipt. Upon approval of a request, an inspector with the Division of Enforcement and Compliance will contact the licensee and/or the licensee’s authorized representative and provide an inspection date. The inspection of the licensee’s site and/or facility will occur prior to the intended first day of cannabis business activities that the licensee specifies in Section II (“Anticipated First Day of Operations”). Please note that each licensee will be instructed to send all Standard Operating Procedures (SOPs) to the investigator assigned no later than seven (7) calendar days prior to the scheduled inspection.

Submit this completed form in PDF format via email using the subject line “Request for Initial Inspection” to: kymedcanreporting@ky.gov.

Section I. Licensee Information

Individual or Entity Named on License: _____

License No.: _____ Business Email-Address: _____

Business Phone Number: _____

Primary Contact Information

Legal Name: _____ Business Title/Role: _____

Phone Number: _____ Email-Address: _____

Section II. Inspection Information

Anticipated First Day of Operations: _____

Cannabis Business Location

Physical Street Address: _____

GPS Coordinates: _____

Section III. *Written Confirmations***Please check "Yes" after each written confirmation.**

1. The licensee has complied and shall continue to comply with all applicable requirements of KRS Chapter 218B, including KRS 218B.095 and 915 KAR Chapter 1, and shall make available all records and documentation verifying compliance upon request of the Cabinet for Health and Family Services ("the cabinet").

Yes

2. The licensee has submitted its complete physical address and the global positioning system (GPS) coordinates for any cannabis business activities to the cabinet and confirmed its business is not located within 1,000 feet of an existing elementary or secondary school or a daycare center.

Yes

3. The licensee has conducted and shall continue to conduct criminal background checks of each person seeking to be a principal officer, board member, agent, volunteer, or employee of the cannabis business before that person begins work and shall not employ, take on as a volunteer, or have as a board member, principal officer, or agent any person who as convicted of a disqualifying felony offense or is younger than twenty-one (21) years of age. The licensee shall maintain records of these background checks and provide the records to the cabinet during subsequent inspections or upon request.

Yes

4. The licensee has obtained and shall maintain workers compensation insurance for all employees in the Commonwealth and shall pay all required employer contributions to the Kentucky Office of Unemployment Insurance.

Yes

5. The licensee has obtained and shall maintain, at a minimum, commercial general liability insurance for \$1,000,000 per occurrence and \$2,000,000 per aggregate and commercial automobile insurance as required by Kentucky law, specifically KRS 304.39-110, for any vehicle used to transport medicinal cannabis or medicinal cannabis products.

Yes

6. The licensee has established written standard operation procedures (SOPs) required by KRS Chapter 218B and 915 KAR Chapter 1, including those specific to its cannabis business category, and shall provide written or electronic copies of the procedures to the cabinet during inspections or upon request.

Yes

7. The licensee continues to maintain sufficient capital for operations of its cannabis business for, at a minimum, the term of the license.

Yes

8. The licensee has implemented appropriate security measures to deter and prevent theft of medicinal cannabis and unauthorized entrance into areas containing medicinal cannabis.

Yes

9. The licensee has and shall continue to display its license at all times in a conspicuous location within the premises of the cannabis business in a manner that is visible to visitors upon initial entry into its facility.

Yes

Section III. *Written Confirmations (continued)*

10. The licensee's principals, agents, employees, and volunteers have completed all trainings required by the cabinet to be completed prior to its first day of cannabis business activities in the Commonwealth.

Yes

11. The licensee understands how to properly use the Commonwealth's designated electronic monitoring system and seed to sale tracking system for medicinal cannabis and shall use those systems as required through the entirety of its licensure period.

Yes

12. The licensee has implemented appropriate odor mitigation procedures or technics to ensure the capture of any potential fugitive odors emitted by the facility.

Yes

13. The licensee consents to reasonable inspections, examinations, searches, and seizures.

Yes

14. The licensee swears or affirms that all information provided to the cabinet is true and correct and that any false statement made to the cabinet by the licensee is punishable under the applicable provisions of KRS 523.100.

Yes

Section IV. *Acknowledgement and Signature*

I hereby verify and affirm that I am an authorized representative of the Licensee and have been given authority to execute this document, including all written confirmations required pursuant to 915 KAR Chapter 1, on behalf of the Licensee. Further, I hereby verify and affirm that the submission of this document constitutes advance notice of the Licensee's intended first day of cannabis business activities pursuant to 915 KAR Chapter 1, and accordingly, the Office of Medical Cannabis may conduct an inspection of the Licensee's site and facility prior to commencing such activities.

Printed Name of Licensee or Authorized Representative

Date

Signature of Licensee or Authorized Representative

Date

Quick Reference Guide for Kentucky Initial Inspection for Cultivators

Cultivator Licensee Initial Inspection Guidance

This quick reference guide provides guidance for an initial inspection of a medicinal cannabis cultivation licensee in accordance with KRS Chapter 218B, 915 KAR 1:020, and 915 KAR 1:030.

Requirement	Citation
<input type="checkbox"/> Notification provided to the Office of Medical Cannabis thirty (30) calendar days prior to first day of cannabis business activities. ***Please use the <u>Request For Initial Inspection To Begin Cannabis Business Activities Form available here.</u>	915 KAR 1:020 Section 4(2)
<input type="checkbox"/> Records and documentation indicating compliance with KRS 218B and 915 KAR Chapter 1.	915 KAR 1:020 Section 4
<input type="checkbox"/> Criminal Background Check of each principal officer, board member, agent, volunteer, or employee.	915 KAR 1:020 Section 4(1)(c)
<input type="checkbox"/> Obtained workers compensation insurance for all employees.	915 KAR 1:020 Section 4(1)(d)
<input type="checkbox"/> Obtained commercial general liability insurance for a minimum of \$1,000,000 per occurrence and \$2,000,000 per aggregate. If applicable, commercial auto insurance for any vehicle used to transport medical cannabis.	915 KAR 1:020 Section 4(1)(e)
<input type="checkbox"/> Standard Operating Procedures (SOPs) including security; recordkeeping; employee qualifications, supervision, and training; quality assurance; adverse event reporting and recall; waste disposal and sanitation; transportation of medicinal cannabis; inventory management, storage and labeling of medicinal cannabis; cash management and anti-fraud procedures; odor mitigation and control; preventing unlawful diversion of medicinal cannabis; and incident reporting procedures. <input type="checkbox"/> Cultivation Plan of Operation to include requirements of 915 KAR 1:030 Section 2.	915 KAR 1:020 Section 4(1)(f)
<input type="checkbox"/> Licensee's principal agents, employees, and volunteers have completed all cabinet required training prior to first day of cannabis business activities.	915 KAR 1:020 Section 4(1)(j)
<input type="checkbox"/> Enrollment in and understanding of METRC , Kentucky's seed to sale tracking system.	915 KAR 1:020 Section 4(1)(k)
<input type="checkbox"/> Employee records and identification requirements.	915 KAR 1:030 Section 5
<input type="checkbox"/> License conspicuously displayed in a manner that is visible upon entry to facility.	915 KAR 1:020 Section 1(2)
<input type="checkbox"/> Physical location not within 1,000 feet of existing elementary or secondary school, or daycare center. GPS coordinates submitted to the cabinet are correct.	915 KAR 1:020 Section 4(1)(b)
<input type="checkbox"/> Facility requirements for cultivators.	915 KAR 1:030 Section 3
<input type="checkbox"/> Visitor log and signage requirements.	915 KAR 1:030 Section 6
Compliance with security and surveillance requirements. <input type="checkbox"/> Refer to the How to Guide on Security and Surveillance available on the "Resources" tab under the "Businesses" pages on the OMC website: https://kymedcan.ky.gov/businesses	915 KAR 1:030 Section 7
<input type="checkbox"/> Certification for application of pesticides from the Kentucky Department of Agriculture.	915 KAR 1:030 Section 8 (1)
<input type="checkbox"/> Compliance with sanitation and safety requirements.	915 KAR 1:030 Section 11
<input type="checkbox"/> Compliance with storage requirements.	915 KAR 1:030 Section 12

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 Chapter 218B and 915 KAR Chapter 1. The Office of Medical Cannabis, Division of Enforcement and Compliance shall ensure compliance with all laws and regulations.

Quick Reference Guide for Kentucky Cultivator Inventory

Cultivator Licensee Initial Inventory Guidance

This quick reference guide provides guidance for the start-up inventory of a medicinal cannabis cultivation licensee in accordance with KRS 218B, 915 KAR 1:020, and 915 KAR 1:030.

Requirement Per 915 KAR 1:020 Section 4(3)

- Initial inspection** of cultivator licensee conducted by the Office of Medical Cannabis, Division of Enforcement and Compliance.
- Cultivator receives **approval to commence operations** from the Office of Medical Cannabis, Division of Enforcement and Compliance.
- Submit request to enter start-up inventory** of medicinal cannabis seeds, seedlings, tissue cultures, clones, and plants into METRC.
 - The request must be sent to the Office of Medical Cannabis, Division of Enforcement and Compliance by electronic mail to kymedcanreporting@ky.gov and must include the number and strain of all medicinal cannabis brought into the facility.
- Once the start-up inventory request has been approved and the METRC window opened by the Division of Enforcement and Compliance, the licensee will have **14 calendar days to enter its inventory into METRC**.
 - Seeds must be entered in the system as a package
 - Seedlings, tissue cultures, and clones must be entered as a batch
- Notify the cabinet when start-up inventory has been fully and accurately entered** into METRC and confirm the number and strain of medicinal cannabis seeds, seedlings, tissue cultures, clones, and plants brought into the facility.
 - The notification must be sent to the Office of Medical Cannabis, Division of Enforcement and Compliance by electronic mail to kymedcanreporting@ky.gov and must include the number and strain of all medicinal cannabis brought into the facility.

Additional Inventory Guidance

Requirement Per 915 KAR 1:020, Section 4

- Submit request to enter additional inventory** of medicinal cannabis seeds, seedlings, tissue cultures, clones, and plants into METRC.
 - The request must include **proposed date** to bring in new inventory.
 - The request must include **number and strain of all medicinal cannabis** to be brought into the facility.
 - The request must be sent to the Office of Medical Cannabis, Division of Enforcement and Compliance by electronic mail to kymedcanreporting@ky.gov.
- Once the additional inventory request has been approved and the METRC window opened by the Division of Enforcement and Compliance, the licensee will have **7 calendar days to enter its additional inventory into METRC**.
 - Seeds must be entered in the system as a package
 - Seedlings, tissue cultures, and clones must be entered as a batch
- Notify the cabinet when additional inventory has been fully and accurately entered** into METRC and confirm the number and strain of medicinal cannabis seeds, seedlings, tissue cultures, clones, and plants brought into the facility.
 - The notification must be sent to the Office of Medical Cannabis, Division of Enforcement and Compliance by electronic mail to kymedcanreporting@ky.gov and must include the number and strain of all medicinal cannabis brought into the facility.

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 Chapter 218B and 915 KAR Chapter 1. The Office of Medical Cannabis, Division of Enforcement and Compliance shall ensure compliance with all laws and regulations.