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May 7, 2020

### **Marijuana Enforcement Division/Cannabis Compliance Board Guidance for Limited In-store Retail Sales**

Per the Governor's emergency directive issued today, the Department of Taxation in conjunction with the Cannabis Compliance Board will allow medical dispensaries and retail marijuana stores to re-open with limited in-store access beginning **Saturday, May 9<sup>th</sup>**. Facilities must adhere to the protocols listed below. All establishments are still subject to all local ordinances or municipal codes. Any non-compliance will result in immediate disciplinary action.

Instructions for limited in-store sales within the facility:

1. Facilities may only conduct in-store sales after submitting and receiving approval from the Marijuana Enforcement Division/Cannabis Compliance Board.
2. Employees who interact with the public are required to wear face coverings and disposable gloves at all times.
3. Facilities must turn away any customer refusing to wear a face covering.
4. Retail businesses must continue to promote online or call-in ordering, curbside, delivery, and/or pickup operations and adhere to approved operating procedures.
5. Retail businesses shall limit the number of customers in their facility at any given time to no more than 10 customers or 50% of allowed occupancy based on applicable fire codes; whichever is fewer.
6. Consultations should be conducted virtually, either by phone or email, whenever possible.
7. Sample jars must be maintained behind the counter and only shown upon request. Jars must be used for viewing only and sanitized after each customer.
8. Consumers/Patients must maintain at least 6 feet of social distancing AT ALL TIMES, guided by signage throughout the facility. Hand to hand transactions shall not be permitted.
9. All other state cannabis laws, rules, and regulations must be strictly adhered to.

Licensee Requirements for Limited In-store Sales:

**THESE REQUIREMENTS MUST BE MET AND APPROVED PRIOR TO OFFERING IN-STORE SALES**

1. Develop Standard Operating Procedures (SOP) for sales within the facility that address the following:
  - a. Personal Protective Equipment (PPE) plan for employees and customers.

- i. Gloves for employees
    - ii. Face coverings for employees and customers
    - iii. Hand sanitizer and disinfectant wipes for employees and customers
    - iv. Procedures for ensuring employees have been trained or will be trained in the latest COVID-19 guidance
  - b. Social distancing requirements plan for employees and customers.
    - i. Adequate spacing between cash registers
    - ii. Barrier at cash register such as glass or plastic shield
    - iii. Spacing of customers waiting in line inside and outside the facility
  - c. Security Plan:
    - i. In-store and outside security stations and security personnel
    - ii. Security at the door actively monitoring social distancing and capacity limits
    - iii. Ensuring the use of face coverings by customers or offering face coverings prior to forming queue.
  - d. Operating Plan
    - i. Cash handling procedures
    - ii. Product handling procedures
    - iii. Flow of customers
    - iv. Sanitation of hand contact surfaces
2. SOPs MUST be submitted to the Marijuana Enforcement Division/Cannabis Compliance Board for approval prior to implementation. There are no exceptions.

All SOPs should be emailed to Kara Cronkhite, Health Program Manager II, at [kcronkhite@tax.state.nv.us](mailto:kcronkhite@tax.state.nv.us). You will receive notification through email that you are cleared to begin in-store sales.

3. Disciplinary Measures
  - a. If a licensee is found to be operating outside of the submitted SOP and/or failing to follow any of the parameters outlined in this guidance document, they will be subject to immediate disciplinary action. This may result in fines, suspensions, and/or revocation of licensure. All current cannabis laws, rules and regulations remain in effect.

#### Health and Safety Resources

#### FOR LICENSEES:

The Marijuana Enforcement Division/Cannabis Compliance Board requires ALL licensees to review the below resource materials to familiarize themselves and their employees with appropriate state and federal guidelines regarding health and safety precautions.

- a. CDC guidelines for reopening businesses can be found at <https://www.cdc.gov/coronavirus/2019-ncov/community/reopen-guidance.html>.
- b. CDC resources for businesses and employees can be found at <https://www.cdc.gov/coronavirus/2019-ncov/community/organizations/businesses-employers.html>
- c. The Nevada Dispensary Association has developed guidelines around employee training on CDC guidelines. Those documents can be found [here](#).

The Marijuana Enforcement Division/Cannabis Compliance Board will continue implementing compliance checks to ensure licensees are following the appropriate protocols. Any questions should be directed to [Inspector@tax.state.nv.us](mailto:Inspector@tax.state.nv.us).

Sincerely,

A handwritten signature in blue ink, appearing to read 'TK' with a stylized flourish above it.

Tyler Klimas  
Executive Director  
Nevada Cannabis Compliance Board

cc: Melanie Young, Executive Director Department of Taxation  
Justice Michael L. Douglas, Chairman Cannabis Compliance Board