



Mille Lacs Band of Ojibwe
Department of Cannabis Regulation
Cannabis Regulations

ENVIRONMENTAL STANDARDS AND DISPOSAL

Document No. CR – 15

Effective: *Date*

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1. PURPOSE

This Regulation implements 15 MLBS §§ 1209 and 1212(g) and Compact Attachment A, part 9810.1200. The purpose of this Regulation is to ensure that Cannabis Business operations are conducted with respect for the environment and that cannabis waste is handled and disposed of in a safe manner.

2. ENVIRONMENTAL STANDARDS

2.1. Application of Band Law

- 2.1.1. A cannabis businesses within the Band's jurisdiction are subject to, and responsible for complying with;
- a. all environmental protection standards and permitting requirements established by the Band's Department of Natural Resources;
 - b. 11 MLBS – Environment, Natural Resources, Animals and Plants; and
 - c. all other applicable Band laws, policies, and regulations.

2.2. Reporting of Environmental Enforcement Action and Nuisance Complaints

- 2.2.1. A cannabis business must report to the Department's Executive Director any and all environmental protection enforcement actions or nuisance complaints made against the cannabis business.
- 2.2.2. The report required under section 2.2.1 must be submitted in writing and include the following information:
- a. the date of the enforcement action or complaint;
 - b. a description of the enforcement action or complaint and underlying conduct;
 - c. identification of any penalties or remedies imposed;
 - d. identification of any corrective action taken voluntarily;
 - e. any defenses or rebuttals to the enforcement action or complaint;
 - f. a copy of any documents in the action or complaint, if applicable.
- 2.2.3. The report required under section 2.2.1 must include all required information available to the cannabis business as of the deadline for submitting the report,



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and the cannabis business is under a continuing obligation to supplement the report if additional information becomes available.

- 2.2.4. The report required under section 2.2.1 must be submitted within 2 business days of the cannabis business having notice of the enforcement action or nuisance complaint.

3. CANNABIS BUSINESS WASTE AND DISPOSAL

3.1. Classification and Handling of Waste

- 3.1.1. A cannabis business must determine the classification—hazardous or nonhazardous—of all waste, including cannabis waste, of the business.
- 3.1.2. A cannabis business must dispose of cannabis plants, cannabis flower, and cannabinoid products that are damaged, have a broken seal, have been contaminated, or have not been sold by the expiration date on the label, if applicable.
- 3.1.3. A cannabis business must ensure that all waste is stored, secured, maintained, and disposed of in accordance with this Regulation and all other applicable laws and regulations.

3.2. Disposal of Nonhazardous Cannabis Waste

- 3.2.1. A cannabis business must render nonhazardous cannabis waste for disposal unusable and unrecognizable before allowing the nonhazardous cannabis waste to leave the premises of the business.
- 3.2.2. A cannabis business must follow the requirements of Minnesota Rule 7035.2836 (MN regulation for compost facilities) when composting unusable and unrecognizable nonhazardous cannabis waste.

3.3. Disposal of Hazardous Cannabis Waste

- 3.3.1. A cannabis business must render hazardous cannabis waste non-retrievable before allowing the hazardous cannabis waste to leave the premises of the business.
- 3.3.2. A cannabis business must follow the requirements of Minnesota Rule 7045 (hazardous waste) when handling hazardous cannabis waste.

3.4. Manner of Disposal



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- 3.4.1. Disposal must be conducted in a manner approved by the Department, to render the cannabis waste unusable and unrecognizable.
- 3.4.2. Cannabis waste is unusable and unrecognizable if all components of the waste are indistinguishable and incapable of being ingested, inhaled, injected, swallowed or otherwise consumed.
- 3.4.3. Approved methods for disposal include:
 - a. grinding or mixing the cannabis with a greater quantity of non-cannabis material such as shredded paper product or soil; and
 - b. any method permitted or required under section 2.3.2.
- 3.4.4. A cannabis business may request approval for other methods of disposal by submitting a request, in writing, to the Department with the following information:
 - a. a detailed description of the proposed method;
 - b. copies of any articles, studies, or similar guidance regarding the proposed method;
 - c. copies of any laws or regulations from other jurisdictions approving of the proposed method; and
 - d. any other information that may assist the Department's consideration of the proposal.

4. CANNABIS WASTE

4.1. Exceptions and Records

- 4.1.1. The following materials are not considered cannabis waste and do not require treatment to render the materials unusable and unrecognizable or non-retrievable, provided that the cannabis does not contain any cannabis flower or leaves with any visible trichomes:
 - a. root balls, soil, or growing media;
 - b. stalks of cannabis plants; and
 - c. leaves and branches removed from immature cannabis plants.



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- 4.1.2. Cannabis business must enter and maintain accurate and comprehensive waste-tracking records in the statewide monitoring system. A cannabis business must ensure that waste-tracking records describe all the operator's activity related to the disposal of cannabis waste and cannabis plant material.