



townhall.virginia.gov

Exempt Action: Final Regulation Agency Background Document

Agency name	Virginia Cannabis Control Authority (CCA)
Virginia Administrative Code (VAC) Chapter citation(s)	3 VAC10-20; 3 VAC10-30
VAC Chapter title(s)	Medical Cannabis Program Fees; Applications, Licenses, Permits, and Registrations
Action title	Chapter 20 and 30 updates
Final agency action date	January 29, 2025
Date this document prepared	January 30, 2025

This information is required for executive branch review pursuant to Executive Order 19 (2022) (EO 19), any instructions or procedures issued by the Office of Regulatory Management (ORM) or the Department of Planning and Budget (DPB) pursuant to EO 19. In addition, this information is required by the Virginia Registrar of Regulations pursuant to the Virginia Register Act (§ 2.2-4100 et seq. of the Code of Virginia). Regulations must conform to the Regulations for Filing and Publishing Agency Regulations (1 VAC 7-10), and the *Form and Style Requirements for the Virginia Register of Regulations and Virginia Administrative Code*.

Brief Summary

Provide a brief summary (preferably no more than 2 or 3 paragraphs) of this regulatory change (i.e., new regulation, amendments to an existing regulation, or repeal of an existing regulation). Alert the reader to all substantive matters. If applicable, generally describe the existing regulation.

This action amends 3VAC10-20 and 3VAC10-30 to advance public health and safety, provide additional clarity and transparency, and comport with Chapter 812 of the 2023 Acts of Assembly and Chapter 732 of the 2024 Acts of Assembly.

This action adds and amends definitions to provide clarity for terminology such as resident, daycare, school, and material owner. This action also updates the application procedures for pharmaceutical processor permits to reflect updated business standards and practices, specifies when pharmaceutical processor operations commence, and adds requirements for additional cultivation facilities mandated by Chapter 812 of the 2023 Acts of Assembly.

On October 9, 2024, the CCA Board of Directors voted to approve amendments to the regulations of the medical cannabis program. On January 29, 2025, the Board voted to adopt the final regulations.

Mandate and Impetus

Identify the mandate for this regulatory change and any other impetus that specifically prompted its initiation (e.g., new or modified mandate, internal staff review, petition for rulemaking, periodic review, or board decision). For purposes of executive branch review, “mandate” has the same meaning as defined in the ORM procedures, “a directive from the General Assembly, the federal government, or a court that requires that a regulation be promulgated, amended, or repealed in whole or part.”

The CCA Board of Directors determined it was necessary to amend the medical cannabis program regulations to clarify ambiguities that have resulted in numerous inquiries to CCA staff, properly address current practices, and comport with Chapter 812 of the 2023 Acts of Assembly and Chapter 732 of the 2024 Acts of Assembly.

Statement of Final Agency Action

Provide a statement of the final action taken by the agency including: 1) the date the action was taken; 2) the name of the agency taking the action; and 3) the title of the regulation.

On October 9, 2024, the Board of Directors of the Virginia Cannabis Control Authority approved amending the regulations governing the medical cannabis program, including 3 VAC 10-20 Medical Cannabis Program Fees and 3 VAC 10-30 Applications, Licenses, Permits, and Registrations, to promote public health and safety, provide additional clarity and transparency, and incorporate requirements of Chapter 812 of the 2023 Acts of Assembly and Chapter 732 of the 2024 Acts of Assembly. On January 29, 2025, the Board voted to adopt the final regulations.