



## Ohio Department of Commerce Medical Marijuana Control Program

The Medical Marijuana Control Program (MMCP) has developed the following protocol to govern the retesting of medical marijuana products by licensed testing laboratories. This procedure aligns closely with retesting protocols currently in use by other states, and is intended to allow laboratory test results to be independently confirmed in the interest of patient safety.

- In the event of a failed laboratory test, the cultivator or processor may request a reanalysis of the same sample package from the testing laboratory that performed the initial test within 10 days of the date on which the initial test was performed. (NOTE: Cannabinoid quantification or “potency” is not eligible for reanalysis unless initial test results demonstrate that the concentration of Total THC as defined in rule exceeds 35% for plant material or 70% for manufactured products.)
- If the reanalysis results in a second failure:
  - The batch may be remediated by further drying if the failure is for moisture content / water activity.
  - The batch may be designated for extraction by hydrocarbon or carbon dioxide methods if the failure is for microbial contamination. (OAC 3796:4-2-04(F)(1))
  - The batch must be destroyed immediately if the failure is for pesticides, mycotoxins, or heavy metals.
- If the reanalysis results in a pass, then a cultivator or processor may request (required in order to sell) analysis from another testing laboratory of a new sample from the same batch.
  - The new sample must be obtained by the second laboratory within 7 days of the reanalysis by the original laboratory.
  - The cultivator or processor must notify the MMCP at [mmcpcompliance@com.state.oh.us](mailto:mmcpcompliance@com.state.oh.us) that they are pursuing a reanalysis by a second laboratory.
- If reanalysis by the second laboratory results in a pass, the product is cleared for sale.
- If the reanalysis by the second laboratory results in a failure:
  - The batch may be remediated if the failure is for moisture content / water activity.
  - The batch may be designated for extraction by hydrocarbon or carbon dioxide methods if the failure is for microbial contamination. (OAC 3796:4-2-04(F)(1))
  - The batch must be destroyed immediately if the failure is for pesticides, mycotoxins, or heavy metals.

