



# Ohio Department of Commerce Medical Marijuana Control Program

## MMCP Guidance – Kief

The Medical Marijuana Control Program (MMCP), pursuant to authority in Ohio Revised Code/Ohio Administrative Code 3796, is providing guidance to cultivators and processors on the extraction, use, and sale of “kief.”

Pursuant to Ohio Admin. Code 3796:1-1-01(A)(31), “kief” is considered a “medical marijuana extract” as obtaining kief requires the separation of cannabinoids from the plant material by physical or chemical means. This manufacturing process creates a condensed, powder-like substance which has a higher cannabinoid content than raw plant material. Kief is not “plant material” as defined by Ohio Admin. Code 3796:1-1-01(A)(37).

### Form of Administration

Ohio Admin. Code 3796:8-2-01 outlines the approved forms and methods of administration for medical marijuana products. The approved forms include solid for vaporization and plant material for vaporization. Because kief is a medical marijuana extract, the only acceptable form of administration is as a solid for vaporization.

Furthermore, once plant material is subjected to an extraction process, the resulting marijuana extract (e.g., kief) cannot be incorporated into a product that is intended for administration as plant material for vaporization.

### Metrc

Effective June 20, 2022, a Bulk Kief category will be available in Metrc that processors **must** select when the medical marijuana extract is a kief product. This category may only be utilized by processors since kief is a medical marijuana extract.

The production batch checkbox must be used when creating a package of bulk kief. Please refer to the [“Metrc Production Batch Checkbox”](#) guidance for more information.

### Testing Requirements

Bulk kief may be tested as a marijuana-derived ingredient pursuant to Ohio Admin. Code 3796:4-2-04(D).

Kief intended for sale to patients as a solid for vaporization **must be tested as a medical marijuana product** (not as plant material) and MMCP licensees must comply with all testing requirements outlined in Ohio Administrative Code 3796 for medical marijuana products.

Please refer to the [“Lab Test Batch”](#) guidance for more information.



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### **Dosing**

Pursuant to Ohio Admin. Code 3796:8-2-05, all products that are registered as a “solid for vaporization” must adhere to the dosing requirements established by the Ohio State Board of Pharmacy. The Board mandates that all solids for vaporization must have clear, consistent, and uniform dosing mechanisms. Please refer to the Board’s [“Product ID Submission Guidance Document”](#) for more information.

### **Labeling**

All products must adhere to labeling requirements pursuant to Ohio Admin. Code 3796:3-2-02. Please refer to the [“Standardized Label Template”](#) for more information.

### **Ohio Statutory and Administrative Authority**

- Ohio Revised Code 3796.03(C): permits the Department to establish any rules it deems necessary for the ongoing administration of the medical marijuana control program.
- Ohio Administrative Code 3796:5-6-01 and 5-6-02 permit the Department to enforce the rules and regulations established under Chapter 3796 of the Ohio Administrative Code.
- Ohio Administrative Code 3796:2-2-01 and 3-2-01 mandate that licensees establish and maintain certain policies and procedures within their standard operating procedure that ensure compliance with the rules for production, storage, inventory, and transportation of medical marijuana.
- Ohio Admin. Code 3796:1-1-01(A)(3) defines “batch” as referenced in chapter 3796 of the Ohio Administrative Code.
- Ohio Admin. Code 3796:1-1-01(A)(31) defines “medical marijuana extract” as referenced in chapter 3796 of the Ohio Administrative Code.
- Ohio Admin. Code 3796:1-1-01(A)(37) defines “plant material” as referenced in chapter 3796 of the Ohio Administrative Code.
- Ohio Admin. Code 3796:3-2-02 examines all required packaging and labeling requirements for medical marijuana products.
- Ohio Admin. Code 3796:4-2-04(D) outlines the testing requirements for marijuana derived ingredients used to manufacture medical marijuana products.
- Ohio Admin. Code 3796:8-2-01(A)(1) and (A)(4) outlines the approved medical marijuana forms and methods for administration by patients.
- Ohio Admin. Code 3796:8-2-05 requires licensees to establish the appropriate product dosage for all medical marijuana products.