



2021 Request for Dispensary Applications (RFA II)

Dispensary Drawing FAQs

Issued 1/31/2022

1. When were the drawings held?

The drawings for the provisional dispensary licenses (PDLs) were held on Thursday, January 27, 2022.

2. Did Ohio Board of Pharmacy staff conduct the drawings?

No. The drawings were conducted by the Ohio Lottery Commission and the results provided to the Board of Pharmacy.

3. Have the results of the drawings been released?

Yes. The results of the drawings are being released in conjunction with these FAQs. The results include a list of the drawing order for each district including: the application number, the applicant's name, and the address of the proposed dispensary location identified in the application. The results of the drawings are available on the dispensary page of the Ohio Medical Marijuana Control Program (OMMCP) website and can be accessed directly using this link: www.pharmacy.ohio.gov/RFA2drawing.

4. If my application was the top-ranked application or among the top-ranked applications in a district where multiple PDLs will be issued, does that mean I am guaranteed a PDL?

No. The Board will not be able to announce which applicants are to be awarded a PDL until it has fully reviewed the applications to determine if the top-ranked applicants are eligible to obtain a PDL. The [drawing list for each district](#) provides a ranked order list that will be



used in reviewing submitted applications. An application that was the top-ranked or among the top-ranked applications may not be awarded a PDL for a number of reasons. Some examples include:

- the proposed location is within 500-feet of a prohibited facility;
- the applicant has not demonstrated sufficient funding to build and operate a dispensary;
- the applicant is license-limited;
- the applicant has violated a statute, rule, or the terms of RFA II.

This is not a complete list of reasons why a highly-ranked application may not be awarded a PDL. For more information, please see the 2021 Request for Applications and Dispensary Application Instructions, the First Round Question and Answer Responses, and the Second Round Question and Answer Responses. These documents are available on the dispensary page of the OMMCP website: www.medicalmarijuana.ohio.gov/dispensaries

BOARD OF PHARMACY STAFF CANNOT PROVIDE ADVICE OR INFORMATION AS TO WHETHER A SPECIFIC APPLICATION IS UNDER REVIEW, OR THE STATUS OF THE REVIEW OF A SPECIFIC APPLICATION DURING THIS PROCESS.

5. What happens if one of the highly-ranked applications selected in the drawing is determined to be ineligible to receive a PDL?

If a highly-ranked application is found to be ineligible, the next application from the drawing list will be reviewed. A Notice of Opportunity for Hearing letter (NOH) containing the reasons for ineligibility will be issued to any applicant whose application has been determined to be ineligible.

6. What if two applications with the same address are both ranked high enough on the drawing list to receive a PDL if determined eligible?

If more than one application identifies the same location for a proposed dispensary, the highest ranked application on the ranked order list that is found to be eligible for licensure shall be awarded a PDL and any lower-ranked applications identifying the same location will not receive a PDL.

7. If applicants are ranked high enough on the drawing list to receive more PDLs than they are authorized to receive due to licensing limits, can they choose which PDLs they want awarded?

No. By submitting more applications than an applicant is willing to accept or more applications than an applicant is permitted to be awarded, an applicant acknowledged that the Board will review applications and award licenses in the district order set forth in Section IV of the [2021 Request for Applications and Dispensary Application Instructions](#):

District	Number of Available Provisional Dispensary Licenses
SW-3	2
NW-2	1
NW-1	1
SE-3	9
SW-1	8
NE-2	7
SW-5	6
SW-4	4
NE-6	4
SW-2	3
NE-5	3
NE-4	3
NE-1	3
SE-4	2
NE-3	2
SW-8	1
SE-8	1
NW-8	1
SW-7	1
SE-7	1
NW-7	1
SW-6	1
SE-6	1
NW-6	1
SE-5	1
NW-5	1
SE-2	1
NW-3	1
SE-1	1
NW-4	1

Applicants do not get to choose which locations will be awarded a PDL if they have more top-ranked applications than the applicant may receive; applicants will receive PDLs in the order that they were drawn.

8. When will I know if I will receive a PDL?

The applications will be reviewed as quickly as possible. The State of Ohio Board of Pharmacy does yet not have an anticipated date when the PDLs will issued.

9. Why is the Board announcing the results of the drawing but not announcing the applicants that will be awarded PDLs?

Please refer to FAQ #4 of this document. The Board must first ensure that no applicant or application is ineligible for one of the reasons outlined in RFA II. Subsequent to the review by Board staff of all highly-ranked applications, as was done with RFA I, the Board must approve the PDL awards at a public meeting, prior to issuance. At that time, the Board will also review applications ranked high enough but deemed ineligible and authorize the issuance of NOHs to those applicants.