DEFINITIONS

Document No. CR – 1 Effective: October 28, 2026

1. PURPOSE

For the purposes of the Band's Cannabis Regulations, the following terms have the meanings set out below.

2. DEFINITIONS

2.1. "Advertisement" means any written or oral statement, illustration, or depiction that is intended to promote sales of cannabis flower, cannabinoid products, lower potency edible products, hemp-derived consumer products, or sales at a specific cannabis business and includes any newspaper, radio, internet and electronic media, or television promotion; the distribution of fliers and circulars; and the display of window and interior signs in a cannabis business.

2.2. "Background check" means an examination of the civil, criminal, and financial history of a True Party of Interest of a business license applicant or an employee of the holder of a business license in order to determine if the applicant or employee is suitable for a license. The results of a background check serve as the informational basis of a background check report.

2.3. "Background check report" means a report summarizing a background check in association with a license suitability determination.

2.4. "Band" means the Mille Lacs Band of Ojibwe, a federally recognized Indian tribe.

2.5. "Batch" means

a. a specific quantity of cannabis plants that are cultivated from the same seed or plant stock, are cultivated together, are intended to be harvested together, and receive an identical propagation and cultivation treatment;

b. a specific quantity of cannabis flower that is harvested together; is uniform and intended to meet specifications for identity, strength, purity, and composition; and receives identical sorting, drying, curing, and storage treatment; or

c. a specific quantity of a specific cannabinoid product, edible cannabinoid product, artificially derived cannabinoid, or hemp-derived consumer product that is manufactured at the same time and using the same methods, equipment, and ingredients that is uniform and intended to meet specifications for identity, strength, purity, and composition, and that is manufactured, packaged, and labeled according to a single batch production record executed and documented during the same cycle of manufacture and produced by a continuous process.

2.6. "Batch number" means a unique numeric or alphanumeric identifier assigned to a batch of cannabis flower or a batch of cannabinoid product, edible cannabinoid product, artificially derived cannabinoid, or hemp-derived consumer product.

2.7. "Board" means the Department of Cannabis Regulation Board established pursuant to the Code.

2.8. "Bona fide law enforcement purpose" means an action taken by a law enforcement official in the performance of their official duties not contrary to Band Law.

2.9. "Bulk inventory" means cannabis retail product in substantially final form that is intended to be repackaged and labeled for retail.

2.10. "Business license" means permission to operate a cannabis business in a specific category issued by the Department pursuant to the Code and the Regulations.

2.11. "Cannabinoid product" means cannabis product, a hemp-derived consumer product, or lower-potency hemp edibles.

2.12. "Cannabis business" means a cannabis cultivator, cannabis manufacturer, cannabis retailer, cannabis wholesaler, or cannabis testing facility.

2.13. "Cannabis delivery vehicle" means a motor vehicle used by a cannabis delivery service to transport regulated products to a customer.

2.14. "Cannabis event" means any planned marketing, promotional, educational, training or other social event organized by or occurring in association with a cannabis retailer where regulated product is sold that is either (a) located outside of the cannabis retailer's public access area or on-site consumption area or (b) regardless of the event location will involve the sale or distribution of regulated product by a vendor or vendors not licensed by the Department. The placement or conduct of temporary sales kiosks, informational booths, and other like temporary amenities located in the indoor areas of a cannabis retailer's facility or in the cannabis retailer's on-site consumption area is not considered a cannabis event unless such activities involve the sale or distribution of a regulated product.

2.15. "Cannabis flower" means the harvested flower, bud, leaves, and stems of a cannabis plant. Cannabis flower includes adult-use cannabis flower and medical cannabis flower. Cannabis flower does not include cannabis seed, industrial hemp, or hemp-derived consumer products.

2.16. "Cannabis manufacturer" means a person that has been licensed as a cannabis manufacturer pursuant to the Code and the Regulations.

2.17. "Cannabis product" means:

a. cannabis concentrate;

b. a product infused with cannabinoids, including but not limited to tetrahydrocannabinol, extracted or derived from cannabis plants or cannabis flower;

c. any other product that contains cannabis concentrate; or

d. a product infused with artificially derived cannabinoids; and includes adult-use cannabis products, including but not limited to edible cannabis products and medical cannabinoid products, and does not include cannabis flower, artificially derived cannabinoid, lower-potency hemp edibles, hemp-derived consumer products, or hemp-derived topical products.

2.18. "Cannabis retail product" includes the following cannabis products that may be made available for retail sale pursuant to § 1207(d) of the Code:

a. raw cannabis flower;

b. cannabis pre-rolls;

c. cannabis concentrates, including products intended for combustion or vaporization;

d. cannabis topicals;

e. cannabis tinctures and/or oral products;

f. cannabis edibles; and

g. any other format as approved by the Department.

2.19. "Cannabis retailer" means an eligible person or entity under § 1210(b)(1) of the Code in possession of a current and valid retail license issued by the Department for cannabis retail (without on-site consumption), cannabis retail (with on-site consumption), or for a lower-potency hemp edible retailer.

2.20. "Cannabis transporter" means a licensee that has obtained a transport endorsement under CR-7, Transportation.

2.21. "Cannabis transport vehicle" means a vehicle used by a cannabis transporter to transport regulated products to a license holder.

2.22. "Cannabis waste" means any discarded material that contains cannabis, and any cannabis retail product that has perished, is returned, tampered with, non-conforming, or abandoned.

2.23. "Cannabis wholesaler" means a person that has been licensed as a cannabis wholesaler pursuant to the Code and the Regulations.

2.24. "Code" means the Department of Cannabis Regulation Code, 15 MLBS §§ 1201-1225.

2.25. "Commercial cannabis activity" means cannabis cultivation activities, cannabis manufacturing activities, cannabis wholesale activities, cannabis retail activities, cannabis testing activities, cannabis event organizing activities, lower-potency hemp edible manufacturing activities, and lower-potency hemp edible retail activities.

2.26. "Compact" means the cannabis Compact between the Mille Lacs Band of Ojibwe and the State of Minnesota.

2.27. "Complete application" means an application that includes all information required by the Code and under these Regulations to be submitted by the applicant, in a form or forms prescribed by the Department.

2.28. "CR" is the short form citation to a specific chapter of the Mille Lacs Band of Ojibwe Cannabis Regulations.

2.29. "Crop input" means any substance other than water that is applied to or used in the cultivation of a cannabis plant for the purposes of pest control, plant health, or plant growth management. Crop input includes pesticides, fungicides, plant regulators, fertilizers, soil amendments, plant amendments, and other agricultural products regulated by the Department of Agriculture.

2.30. "Cultivation" means any activity involving the planting, growing, harvesting, drying, curing, grading, or trimming of cannabis plants, cannabis flower, hemp plants, or hemp plant parts.

2.31. "Customer" means an individual making a purchase from a cannabis retailer.

2.32. "Customer return" means a customer's return of cannabis retail product that was purchased by the customer from a cannabis retail facility, back to the same cannabis retail facility.

2.33. "Department" means the Mille Lacs Band of Ojibwe Department of Cannabis Regulation.

2.34. "Employee" means a natural person who participates in commercial cannabis activity on behalf of a licensee, including a key employee, who is not a true party in interest. An "employee" includes employees, independent contractors, paid or unpaid interns, volunteers, or any other person in privity of contract with a licensee who (i) regularly performs job duties at or within a cannabis facility, or (ii) qualifies as a key employee, irrespective of whether he or she regularly performs job duties at or within a cannabis facility.

2.35. "Employee license" means permission to be employed by a cannabis business operating under a business license issued by the Department pursuant to the Code and the Regulations.

2.36. "Employee licensee" means the holder of an employee license issued by the Department.

2.37. "Executive Director" means the Executive Director of the Department established under the Code, or his or her designee.

2.38. "Final form" refers to cannabis retail product that is packaged and labeled as it will be sold at retail to a consumer.

2.39. "Hemp-derived consumer product" means: a product intended for human or animal consumption, does not contain cannabis flower or cannabis concentrate, and

a. contains or consists of hemp plant parts; or

b. contains hemp concentrate or artificially derived cannabinoids in combination with other ingredients; and

c. does not include artificially derived cannabinoids, lower-potency hemp edibles, hemp-derived topical products, hemp fiber products, or hemp grain.

2.40. "Illicit organization" means any organization that operates in contravention of Band law, or in contravention of state or federal law not in conflict with Band law, including but not limited to criminal enterprises, gangs, cartels, or other organizations participating in, or aiding and abetting, criminal activity.

2.41. "Industrial inventory" means cannabis retail product not in final form that is intended to be manufactured or is intended to be used for extraction purposes.

2.42. "Inventory class" means bulk inventory, industrial inventory, resale inventory, retail inventory, or any combination of the foregoing.

2.43. "Inventory control plan" means the electronic tracking plan required of all cannabis retailers to track the source, import, intake, sale, and disposal of cannabis retail product.

2.44. "Key employee" means an employee who has day-to-day management responsibilities over the staff, finances, inventory, or business operations of a licensee. It includes the general and assistant managers of the licensee, and if otherwise not included, the two most highly compensated employees of the licensee. It also includes any employee who is determined to be a key employee by the Department.

2.45. "License" means a business license, an employee license, or a vendor license.

2.46. "Licensee" means the holder of a business license, an employee license, or a vendor license issued by the Department.

2.47. "Limited access area" means those areas of a licensee's facility that are accessible only by individuals who are over 21 years of age.

2.48. "Manufacturing" means the process by which cannabis flower or plants, cannabis concentrates, artificially derived cannabinoids, hemp plant parts, or hemp concentrates are prepared into usable consumer products or products intended for further processing.

2.49. "Manufacturing facility" means the building or area in which usable or consumable cannabis and hemp products are processed or otherwise prepared to be usable or consumable products.

2.50. "Outdoor advertisement" means an advertisement that is located outdoors or can be seen or heard by an individual who is outdoors and includes billboard; advertisements on benches; advertisements at transit stations or transit shelters; advertisements on the exterior or interior of buses, taxis, light rail transit, or business vehicles; and print signs that are placed or located on the exterior property of a cannabis business.

2.51. "Part" means a specific part of the Minnesota Administrative Rules.

2.52. "Person" means any natural person, corporation, limited liability company, trust, joint venture, association, company, partnership, governmental authority, or other business entity.

2.53. The phrase "Privity of contract," as used in association with the definition of an employee, refers to any individual who is in a contractual relationship with a cannabis business, including individuals who are bound by duties or obligations to, or in association with, a corporate charter, operating agreement, partnership agreement, or other governing document of a Licensee.

2.54. "Public access area" means those areas of a licensee's facility that are open to the general public and not constituting a limited access area or restricted access area.

2.55. "Regulated product(s)" means all products subject to regulation by the Department, including cannabis plants, cannabis flower, medical cannabis flower, cannabis products, artificially derived cannabinoids, lower-potency hemp edibles, hemp-derived consumer products, and hemp-derived topical products.

2.56. "Regulation" or "Regulations" mean the regulations promulgated by the Department to implement the Code.

2.57. "Remediation" means any process that removes or reduces the level of contaminant or excess cannabinoid in a batch of any product regulated under Minnesota Statutes, chapter 342.

2.58. "Representative sample" means a small portion of a larger sample or product that accurately reflects the characteristics of the entire sample or product.

2.59. "Resale inventory" means cannabis retail product in final form that is intended to be sold to the general public through one or more intermediaries.

2.60. "Restricted access area" means any area of a cannabis facility where access is restricted and the general public is not allowed.

2.61. "Retail inventory" means cannabis retail product in final form that is intended to be sold to the general public at the cannabis retail facility at which it is stored.

2.62. "Retailer" means any cannabis retailer, medical cannabis combination business operating a retail location, or lower-potency hemp retailer that holds a valid applicable retailer license.

2.63. "Safety and security check" means the Department's review of an applicant's safety and security plan, lighting plans, and applicable building plans and specifications, in association with a proposed cannabis facility. The results of the safety and security check serve as the informational basis of a safety and security check report.

2.64. "Safety and security check report" means the report summarizing a safety and security check.

2.65. "Secured inventory" refers to all cannabis retail product stored at the retail facility and which is not on display in the retail sales area.

2.66. "Security personnel" means an individual employed by, or otherwise working within, a cannabis retail facility for purposes of ensuring the security of the facility and who meets applicable requirements of these Regulations.

2.67. "Solvent" means a substance that is capable of solubilizing cannabinoids extracted from cannabis or hemp plants.

2.68. "Standard operating procedures" or "SOP" means a set of written instructions that describe the step-by-step process that licensees must take to properly perform a routine activity at a cannabis retail facility to ensure safety, efficiency, and compliance with the Code and these Regulations.

2.69. "Transport endorsement" means a business license designation authorizing an eligible licensee to engage in the transport of immature cannabis plants and seedlings, cannabis flower, and cannabinoid products.

2.70. "Tribally Regulated Land" shall mean:

a. all land held in trust by the United States for the benefit of the Band;

b. all land held by the Band in restricted fee status; and

c. all land within the exterior boundaries of the 1855 Mille Lacs Reservation that is subject to the civil regulatory jurisdiction of the Mille Lacs Band of Ojibwe Tribal Government. For the purposes of this definition, land that is subject to the civil regulatory jurisdiction of the Band includes:

   i. trust land, or fee land held (including leased land) by the Band, entities organized under Band law, or individual Indians; and

   ii. land held (including leased land) by non-Indian entities or individuals who consent to the civil regulation of the Band or are otherwise subject to such regulation under federal law.

2.71. "True party of interest" has the meaning ascribed to that term under Minnesota Statutes, section 342.185, subd. 1(g).

2.72. "Vendor licensee" means the holder of a vendor license issued by the Department.

2.73. "Visitor" means any person who is not a licensee, a member of the Department or Department staff, or a law enforcement official visiting a cannabis retail facility in furtherance of a bona fide law enforcement purpose.

2.74. "Visitor badge" means a badge issued by the cannabis retailer allowing the wearer to accompany a licensee in a restricted access area.

2.75. "Wholesale distribution" means the distribution of product between cannabis businesses or hemp businesses in the stages of cannabis or hemp production. Wholesale distribution excludes transfers between physical locations operating under a single ownership structure or single license issued by the office.