



June 9, 2017

California Department of Food and Agriculture  
Attn: Rachelle Kennedy  
CalCannabis Cultivation Licensing  
1220 N Street, Suite 400  
Sacramento CA 95814

**Re: Comments on Proposed Medical Cannabis Manufacturing Regulations**

Dear Ms. Kennedy,

The purpose of this letter is to provide comments on the proposed Medical Cannabis Cultivation Regulations on behalf of the Santa Barbara Department of Agriculture/ Weights & Measures. Our comments are in sequential order of page number and code section.

1. Page 29, Section 8308, Labeling of Nonmanufactured Cannabis Products for Distribution
  - a. We strongly recommend that wholesale and retail package labeling requirements be consistent with California Business and Professions Code 12601-12615.5 and any regulations thereunder.
2. Page 31, Section 8313, Environmental Protection Measures.
  - a. (f, 2) Consider removing the words "by wildlife". Storing pesticides in secure buildings or sheds helps prevent access by anyone or thing.
  - b. (f,7) Consider amending the wording. The current wording prohibits drift only to those flowering plants that are attractive to pollinators and not other plants or flowering plants not attractive to pollinators.
  - c. (f,10) Consider rewording the first sentence. The term, "properly" is not defined in the code. Consider deleting the sentence, "If no label is available consult the Dept. of Pesticide Regulation." as it appears to be advisory.
3. Page 36, Section 8404 (c)(5) Track-and-Trace System Reporting Requirements
  - a. We support the inclusion regarding weight verification and device certification in accordance with Division 5 (commencing with Section 12001), of the California Business and Professions Code and any applicable regulations thereunder. We suggest clarifying
    - i. Weight shall be measured in pounds, ounces (and/or metric equivalent) and fractions thereof.
  - b. We recommend section 8405 (c)(5) be amended to require all devices referenced in section be considered "commercial devices" and be registered with county sealers consistent with B&P 12240.

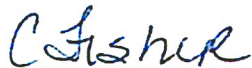
4. Page 53, Section 8602, Notice of Violation

- a. 8602 (c,2) The sentence appears to be a fragment. Provide additional meaning to the sentence.
- b. Clarify respondent's response time frames. Section 8602 (c,1) states respondent must respond to a notice of violation within 10 calendar days of receiving a Notice of Violation. However, Page 54 Section 8604(a), Informal Administrative Hearings, states the request for an appeal must be received within 30 calendar days from the date the Notice of Violation was received.

We encourage CDFA CalCannabis to consult further with CDFA's Division of Measurement Standards, the Department of Pesticide Regulation, and the California Agricultural Commissioners and Sealers to clarify regulatory language pertaining to pesticides, enforcement, and weights and measures to ensure adequate consumer protection, market equity, and consistency with current statute.

Thank you for the opportunity to provide input on these proposed regulations. We know that your goal, like ours, is to protect the public's health and promote healthy communities. We look forward to ongoing partnership.

Sincerely,



Cathleen Fisher  
Agricultural Commissioner/ Director of Weights & Measures  
Santa Barbara County Department of Agriculture/ Weights & Measures  
[cfisher@co.santa-barbara.ca.us](mailto:cfisher@co.santa-barbara.ca.us)



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June 7, 2017

California Department of Food and Agriculture  
Attn: Rachelle Kennedy  
CalCannabis Cultivation Licensing  
1220 N Street, Suite 400  
Sacramento CA 95814

**Re: Comments on Proposed Medical Cannabis Cultivation Regulations**

Dear Ms. Kennedy,

The purpose of this letter is to provide comments on the proposed Medical Cannabis Cultivation Regulations on behalf of the Santa Barbara County Public Health Department. Our comments are in sequential order of page number and code section.

1. Page 8, Section 8102 (b)(15)

- a. This section states that an applicant shall provide evidence that the proposed location is at least a 600-foot radius from a school as required by the Health and Safety Code. We suggest:
  - i. Clarifying if the 600 feet measurement begins at the outer perimeter of a school property or is 600 feet from the actual school building. As written, it is unclear if the 600 feet measurement begins at the school's front door, parking lot, or perimeter and could be interpreted differently by different licensees.
  - ii. Clarify the definition of "school" either in Section 8000 Definitions or in this section
  - iii. We suggest the definition of "school" explicitly include all public and private schools, universities, colleges, licensed pre-schools, and Head Start locations
    1. The rationale to include colleges and universities is based on the fact that the majority of their undergraduate students are under age 21

2. Page 28, Section 8307 (c)

- a. We support the proposed regulatory language that packages shall not imitate any package used for products typically marketed to children

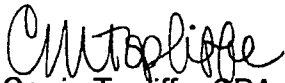
3. Page 33, Section 8401
  - a. We support robust track and trace requirements
4. Page 37, Section 8408
  - a. We support requiring a licensee to notify governing authorities within 24 hours of discovery of any diversion, theft, loss of, or criminal activity related to licensee's cannabis products

Thank you for the opportunity to provide input on these proposed regulations. We look forward to ongoing partnership.

Sincerely,



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# County of Santa Barbara Planning and Development

Glenn S. Russell, Ph.D., Director  
Dianne Black, Assistant Director

June 13, 2017

California Department of Food and Agriculture  
Attn: Ms. Rachelle Kennedy  
CalCannabis Cultivation Licensing  
1220 N Street, Suite 400  
Sacramento, CA 95814

**RE: Comments on Proposed Medical Cannabis Cultivation Regulations**

Dear Ms. Kennedy:

Thank you for the opportunity to comment on the proposed Medical Cannabis Cultivation Regulations. The County of Santa Barbara Planning and Development Department has the following comments:

1. We recommend revising the language in 3 CCR § 8102(b)(10)(B) as follows:  
Certification that the applicant is in, or will be in compliance with all local ordinances and regulations including the General Plan, zoning ordinances, building code standards, noise ordinances, and land use plans if the applicant's local permit and/or license application is approved.
2. We recommend adding a provision that only allows for temporary State licenses to be issued to applicants who have applied to their local jurisdiction for a license and have not yet been found to be fully in compliance with all their local ordinances and regulations.

If you have any questions or comments regarding this letter, or would like to discuss these issues further, please call Dan Klemann, Deputy Director, at (805) 568-2072.

Sincerely,

Glenn S. Russell, Ph.D., Director

