

1565.0300 APPLICATION PROCESS.**Subpart 1. Application.**

A. An applicant for a hemp grower or processor license must pay a nonrefundable registration and inspection fee and submit an application to the commissioner containing the following information:

(1) the applicant's full name, business address, telephone number, and e-mail address if available. For an entity, the full business name, the principal business location address, the telephone number, and the full name, title, and e-mail address, if available, of each key participant of the entity;

(2) a list of authorized representatives to be registered under the license;

(3) the proposed acreage and indoor square footage to be planted, if applicable;

(4) the legal description and geospatial location of any proposed registered grow or processing area;

(5) a map of the grow location, showing the boundaries and dimensions of the grow location in acres or square feet, if applicable; and

(6) the landowner's name, telephone number, and e-mail address, if different than the grower, if applicable.

B. As part of a complete application under this part, a first-time applicant must provide to the Bureau of Criminal Apprehension an official fingerprint card of the applicant, a nonrefundable background check fee, and a completed informed consent form authorizing the commissioner to obtain a criminal history report on the applicant. The criminal history report must be dated within 60 days of application.

C. As part of an annual renewal, a licensee must pay a nonrefundable license renewal fee to the commissioner.

Subp. 2. License issuance prohibited in certain circumstances. The commissioner must not issue a license:

A. unless the application submitted for review is complete and accurate, and the criminal history report confirms that the applicant has not been convicted of a felony under state or federal law relating to a controlled substance within the past ten years unless the exception in Code of Federal Regulations, title 7, part 990.20(b), applies;

B. if the applicant has not submitted all reports required under this chapter or owes past inspection fees or a penalty to the commissioner for violating a provision of this chapter; or

C. if the commissioner obtains knowledge that the applicant is applying for a license as a stand-in for someone whose license has been suspended, revoked, or is otherwise ineligible to participate.

Subp. 3. **Ineligibility due to certain convictions.** An applicant is required during the course of the applicant's license period to ensure that the individual grower, authorized representative, licensed applicant, or key participant has not been convicted of a felony relating to a controlled substance, including but not limited to possession, production, sale, use, or distribution of a controlled substance in any form within ten years of the date of the application. If an individual has been convicted of a felony as described in subpart 2, the individual is ineligible, during the ten-year period following the date of the conviction, to grow hemp or participate in the hemp program under this chapter.

Statutory Authority: *MS s 18K.06; L 2019 1Sp1 art 2 s 20*

History: *46 SR 150*

This temporary exempt rule is effective for two years and expires August 16, 2023.

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