641—154.39(124E) Dispensing.

154.39(1) *Access to all forms of product.* A dispensary shall provide access to all medical cannabidiol forms produced by each licensed manufacturer.

154.39(2) *Dispensing to a patient or primary caregiver.* Prior to dispensing any medical cannabidiol to a patient, a dispensary shall do all of the following:

a. Verify the patient or primary caregiver's identity using acceptable photo identification and that the patient or primary caregiver is over 18 years of age. Acceptable photo identification includes:

(1) A valid driver's license;

(2) A valid nonoperator's identification card;

(3) A U.S. passport;

(4) A U.S. military ID or veteran ID; or

(5) A tribal ID card/document;

b. Verify that the patient or primary caregiver, if applicable, is registered and listed in the secure sales and inventory tracking system and has a valid medical registration card;

c. Check the secure sales and inventory tracking system for the patient's total tetrahydrocannabinol 90-day purchase limit and the amount of total tetrahydrocannabinol that the patient and the patient's primary caregiver(s) have purchased on behalf of the patient in the past 90 days to ensure that the amount of total tetrahydrocannabinol sold by the dispensary to the patient does not exceed the patient's purchase limit;

d. Assign a tracking number to any medical cannabidiol that is to be dispensed to the patient or primary caregiver; or

e. Issue a label that contains the following information, which may be printed on a secondary label or package insert:

(1) The medical cannabidiol tracking number;

(2) The patient registration number;

(3) The date and time the medical cannabidiol is dispensed;

(4) The name and address of the dispensary; and

(5) Any specific instructions for use based upon manufacturer guidelines or department rules. Text shall not include any false, misleading, or unsubstantiated statements regarding health or physical benefits to the patient.

[**ARC 8124C**, IAB 7/10/24, effective 8/14/24; **ARC 0786D**, IAB 11/25/26, effective 1/1/27]