

44:90:09:01. Mandatory testing prior to transfer for retail sale. A cultivation facility or cannabis product manufacturing facility must test every batch of cannabis or cannabis product intended for consumption prior to transfer for retail sale.

The following tests are required for cannabis and cannabis products prior to transfer for retail sale:

- (1) Beginning July 1, 2022:
 - (a) Potency testing for THC content and, if so labeled, CBD content; and
 - (b) Microbials listed in §44:90:05:10(3);
- (2) Beginning July 1, 2023:
 - (a) Mycotoxins listed in §44:90:05:10(2);
 - (b) Metals listed in §44:90:05:10(4) and 44:90:07:03;
 - (c) Pesticides listed in §44:90:05:10(1); and
 - (d) Solvents listed in §44:90:07:03.

Source: 48 SDR 40, effective October 5, 2021; 49 SDR 9, effective August 8, 2022.

General Authority: SDCL 34-20G-72(5)(d)(e)(l).

Law Implemented: SDCL 34-20G-72(5).