1. CMR 500.061 Registration and Conduct of Laboratory Agents
2. The Commission shall issue a Laboratory Agent registration card to each applicant associated as an employee or volunteer with an Independent Testing Laboratory licensed pursuant to 935 CMR 500.060 who is determined to be suitable for registration. All such individuals shall:
   1. Be at least 21 years old;
   2. Have not been convicted of any felony drug offense in the Commonwealth or a like violation of the laws of another state, the United States or a military, territorial or Indian tribal authority;
   3. Have not been convicted of any offense involving the distribution of controlled substances to a minor or a like violation of the laws of another state, the United States or a military, territorial, or Indian tribal authority; and
   4. Be determined to be suitable for registration consistent the provisions of 935 CMR 500.903.
3. An application for registration of a Laboratory Agent submitted to the Commission by an Independent Testing Laboratory shall include:
   1. The full name, date of birth, and address of the individual;
   2. All aliases used previously or currently in use by the individual, including maiden name, if any;
   3. A copy of the Laboratory Agent’s driver’s license, government-issued identification card, liquor purchase identification card issued pursuant to G.L. c.138 §34B, or other verifiable identity document acceptable to the Commission;
   4. An attestation signed by the applicant that the applicant will not engage in the diversion of marijuana;
   5. Written acknowledgement signed by the Laboratory Agent applicant of any limitations on his or her authorization to possess, test or transport marijuana in the Commonwealth;

Authorization to obtain a full set of fingerprints, in accordance with section 21 of chapter 94G of the General Laws, submitted in a form and manner as determined by the Commission;

* 1. Applicant background information, including, as applicable:

A description and the relevant dates of any criminal action under the laws of the Commonwealth, or another state, the United States, or a military, territorial, or Indian tribal authority, whether for a felony or misdemeanor and which resulted in conviction, or guilty plea, or plea of nolo contendere, or admission of sufficient facts;

A description and the relevant dates of any civil or administrative action under the laws of the Commonwealth, another state, the United States, or a military, territorial, or Indian tribal authority relating to any profession or occupation or fraudulent practices;

A description and relevant dates of any past or pending denial, suspension, or revocation of a license or registration, or the denial of a renewal of a license or registration, for any type of business or profession, by any federal, state, or local government, or any foreign jurisdiction;

A description and relevant dates of any past discipline by, or a pending disciplinary action or unresolved complaint by, the Commonwealth, or a like action or complaint by another state, the United States or a military, territorial, or Indian tribal authority with regard to any professional license or registration held by the applicant for Laboratory Agent; and

* 1. A non-refundable application fee paid by the Independent Testing Laboratory with which the Laboratory Agent will be associated; and
  2. Any other information required by the Commission.

1. An Independent Testing Laboratory executive registered with the Department of Criminal Justice Information Systems pursuant to 803 CMR 2.04(2) shall submit to the Commission a Criminal Offender Record Information (CORI) report and any other background check information required by the Commission for each individual for whom the Independent Testing Laboratory seeks a Laboratory Agent registration, obtained within 30 days prior to submission.
2. The Commission shall conduct fingerprint-based checks of state and national criminal history databases, as authorized by Public Law 92-544, to determine the suitability of Laboratory Agents. The Independent Testing Laboratory shall pay a non-refundable fee to the Commission for the purpose of administering the fingerprint-based background check.
3. An Independent Testing Laboratory shall notify the Commission no more than one business day after a Laboratory Agent ceases to be associated with the Independent Testing Laboratory. The Laboratory Agent’s registration shall be immediately void when the Agent is no longer associated with the Independent Testing Laboratory.
4. A registration card shall be valid for one year from the date of issue, and may be renewed on an annual basis upon a determination by the Commission that the applicant for renewal continues to be suitable for registration based upon satisfaction of the requirements included in 935 CMR 500.903.
5. After obtaining a registration card for a Laboratory Agent, an Independent Testing Laboratory is responsible for notifying the Commission, in a form and manner determined by the Commission, as soon as possible, but in any event, within five (5) business days of any changes to the information that the Independent Testing Laboratory was previously required to submit to the Commission or after discovery that a registration card has been lost or stolen.
6. A Laboratory Agent shall carry the registration card associated with the appropriate Independent Testing Laboratory at all times while in possession of marijuana, including at all times while at an Independent Testing Laboratory or while transporting marijuana.
7. A Laboratory Agent affiliated with multiple Independent Testing Laboratories shall be registered as a Laboratory Agent by each Independent Testing Laboratory and shall be issued a registration card for each lab.
8. Laboratory agents are strictly prohibited from receiving direct or indirect financial compensation from any Marijuana Establishment for which the Laboratory Agent is conducting testing, other than reasonable contract fees paid for conducting the testing in the due course of work.
9. Laboratory Agents shall not be employed by other types of Marijuana Establishments while employed as a Laboratory Agent at one or more Independent Testing Laboratories.