

Energy Compliance Submission Form

Instructions

935 CMR 500.120(11) requires indoor cultivation facilities—whether licensed as a Craft Cooperative, Microbusiness, or Marijuana Cultivator under 935 CMR 500.000, or as a Medical Marijuana Treatment Center (MTC) to cultivate cannabis under 935 CMR 501.000 (collectively, “Cultivation Facilities”)—to document compliance with the energy efficiency requirements of the regulations by submitting an energy compliance letter or, if applicable, an energy compliance exemption letter.

Cultivation facilities must satisfy the minimum energy efficiency and equipment standards set forth under 935 CMR 500.120(11) by July 1, 2020. Stand-alone MTCs issued a final license prior to November 1, 2019 have until January 1, 2021 to achieve energy efficiency compliance, excluding any additions or renovations to the facility prior to that date. For further detail regarding the energy efficiency requirements, please refer to Appendix A, Section II.c., of the Cannabis Control Commission (Commission) [Energy and Environment Compiled Guidance](#).

This form shall be filled out and signed by an individual with authority or control over the management and operations of the Marijuana Establishment (ME, “Licensee’s Representative”).

- Licensees submitting this information as part of Architectural Review should include this form and all energy compliance documents as an attachment to the Architectural Review Request Form and follow the instructions stated in the Architectural Review Request Form.
- Licensees submitting this information as part of a Structural Change to their facility should include this form and corresponding compliance documents as an attachment to submission of the Structural Change Request Form.
- Licensees who have completed Architectural Review but have not yet received a final license should submit this information to their assigned Investigator or Compliance Officer under the Post-Provisional License Inspection process.
- All other licensees should submit this form and all energy compliance documents with their renewal application.



ME/ MTC Information

Name of ME/MTC:

License number(s):

Physical address of the ME/MTC:

Name, phone number, and business email address of the Licensee's Representative:

Documentation

Licenses shall submit this form along with the documentation required under one of the following three options. The option that will be chosen depends on whether the licensee will be (1) submitting an energy compliance letter, (2) submitting an energy compliance exemption letter, or (3) submitting an updated energy compliance letter or energy compliance exemption letter. Please ensure to check off the appropriate boxes required for the option section that applies.

Option 1: Energy Compliance Letter

Prior to final licensure, Cultivation Facilities must demonstrate compliance with the energy requirements by submitting an energy compliance letter in addition to third-party certification of safety of lighting products. Please refer to the Energy and Environment Compiled Guidance at [Appendix A, Section II.c.](#) for additional details.



Option 2: Energy Compliance Exemption Letter

Cultivation Facilities that are exempt from the regulatory requirements for horticultural lighting, HVAC, and dehumidification systems may submit an energy compliance exemption letter. The exemption letter must also demonstrate building-envelope compliance in addition to third-party certification of safety of lighting products. Please refer to the Energy and Environment Compiled Guidance at [Appendix A, Section II.c.](#) for additional details.

Option 3: Updated Energy Compliance Letter or Energy Compliance Exemption Letter

If there are updates to the information provided for initial licensure, an updated energy compliance letter or energy compliance exemption letter must be submitted with the licensee's renewal application. Any documentation affected by the change, including, but not limited to, third-party safety certifications, must be updated and submitted. Please refer to the Energy and Environment Compiled Guidance at [Appendix A, Section II.c.](#) for additional details.

By signing this document, I affirm that all the information provided above is true and accurate. Failure of the Cultivation Facility or its representative to fully complete this form may result in a determination of noncompliance with 935 CMR 500.120(11), 935 CMR 501.120(11) or 935 CMR 502.120.

Signature of the Licensee's Representative:

Date of request:

Note: Please ensure this form, along with all required and supplemental documentation, is combined into a single PDF document. The single PDF document should be included in the application or request (i.e. architectural review, structural change, renewal application).

