

HB0556/933525/1

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 556

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after the semicolon insert “establishing the Maryland Cannabis Administration as an independent unit of State government;”; in line 5, strike “Commission” and substitute “Administration”; in line 6, strike “certain rates in certain fiscal years” and substitute “at a certain rate”; strike beginning with “establishing” in line 9 down through “Commission;” in line 11; and in lines 11, 16, and 18, in each instance, strike “Division” and substitute “Administration”.

On page 2, in lines 1 and 3, in each instance, strike “Division” and substitute “Administration”; and strike beginning with “requiring” in line 10 down through “products;” in line 16 and substitute “requiring the Administration to contract with an independent consultant to complete a study on wholesale cannabis licenses; requiring the study to be submitted to certain persons on or before a certain date; requiring the Maryland Economic Development Corporation to identify certain locations and submit a certain report to the General Assembly; requiring the Administration to study and report on certain matters relating to on-site consumption; requiring that certain growers be awarded certain dispensary licenses under certain circumstances;”.

On page 4, in line 22, after “Section” insert “6-201(e) and”.

AMENDMENT NO. 2

On page 7, strike beginning with “**TWO**” in line 8 down through “**INDUSTRY**” in line 9 and substitute “**ONE SHALL HAVE EXPERTISE IN CANNABIS RESEARCH AND POLICY;**”

(V) ONE SHALL HAVE EXPERTISE IN ALCOHOL AND TOBACCO POLICY”;

and in line 10, strike “**(V)**” and substitute “**(VI)**”.

On page 11, in line 7, strike “**HARMED**” and substitute “**IMPACTED**”; in lines 22 and 23, strike “**CANNABIS REGULATION AND ENFORCEMENT DIVISION**” and substitute “**MARYLAND CANNABIS ADMINISTRATION**”; in line 27, after the semicolon insert “**AND**”; and strike beginning with the semicolon in line 29 down through “**ARTICLE**” in line 32.

On page 12, strike beginning with “**AND**” in line 4 down through “**WERE**” in line 5 and substitute “**WAS**”; strike beginning with “**AND**” in line 12 down through “**ARTICLE**” in line 13; and in lines 25, 28, and 32, in each instance, strike “**CANNABIS REGULATION AND ENFORCEMENT DIVISION**” and substitute “**MARYLAND CANNABIS ADMINISTRATION**”.

On page 13, in lines 1 and 2, strike “**CANNABIS REGULATION AND ENFORCEMENT DIVISION**” and substitute “**MARYLAND CANNABIS ADMINISTRATION**”.

On page 17, in line 21, strike “The” and substitute “**BASED ON THE PERCENTAGE ALLOCABLE TO EACH COUNTY DETERMINED BY THE OFFICE OF SOCIAL EQUITY AND REPORTED BY THE OFFICE TO THE COMPTROLLER ON OR BEFORE JULY 31 EACH YEAR, THE**”; in lines 23 and 24, in each instance, strike the bracket; in the same lines, in each instance, strike “arrests” and substitute “**POSSESSION CHARGES**”; and strike beginning with “**INDIVIDUALS**” in line 24 down through “**STATE**” in line 26.

On page 18, after line 8, insert:

“(2) “ADMINISTRATION” HAS THE MEANING STATED IN § 36-101 OF THIS ARTICLE.”;

in line 9, strike “(2)” and substitute “(3)”; strike in their entirety lines 11 and 12; in line 21, strike “COMMISSION” and substitute “ADMINISTRATION”; strike beginning with “MEANS” in line 28 down through “DEFINED” in line 29 and substitute “HAS THE MEANING STATED”; and strike beginning with “, WHO” in line 29 down through “REGISTRATION” in line 30.

On page 19, in line 2, strike “COMMISSION” and substitute “OFFICE”; and in line 25, strike “DIVISION” and substitute “ADMINISTRATION”.

On page 20, in line 10, strike “SOCIAL EQUITY” and substitute “OPERATIONAL CANNABIS”; and in line 25, strike “DIVISION” and substitute “ADMINISTRATION”.

On page 21, after line 3, insert:

“(C) “ADMINISTRATION” MEANS THE MARYLAND CANNABIS ADMINISTRATION ESTABLISHED UNDER THIS TITLE.”;

in lines 12, 15, 17, 22, 27, 29, and 33, strike “(C)”, “(D)”, “(E)”, “(F)”, “(G)”, “(H)”, and “(I)”, respectively, and substitute “(D)”, “(E)”, “(F)”, “(G)”, “(H)”, “(I)”, and “(J)”, respectively; in line 15, after “LICENSED” insert “OR REGISTERED”; and in lines 16 and 28, in each instance, strike “DIVISION” and substitute “ADMINISTRATION”.

On page 22, in line 2, strike “DIVISION” and substitute “ADMINISTRATION”; and in lines 3 and 22, strike “(J)” and “(K)”, respectively, and substitute “(K)” and “(L)”, respectively.

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On page 23, in line 8, strike “(L)” and substitute “(M)”; and in line 26, strike “**OR**” and substitute “AND”.

On page 24, in lines 10 and 12, in each instance, strike “**DIVISION**” and substitute “ADMINISTRATION”; in lines 15 and 18, strike “(M)” and “(N)”, respectively, and substitute “(N)” and “(O)”, respectively; and strike beginning with “VOTING” in line 24 down through “A” in line 25.

On page 25, in line 2, after the semicolon insert “AND”; strike beginning with the semicolon in line 5 down through “DIVIDENDS” in line 7; in lines 8, 11, and 18, strike “(O)”, “(P)”, and “(Q)”, respectively, and substitute “(P)”, “(Q)”, and “(R)”, respectively; in line 12, before “**TRANSPORTS,**” insert “REPACKAGES,”; strike beginning with “, AS” in line 21 down through “COURTS” in line 23; and strike in their entirety lines 24 and 25.

On page 26, in lines 6, 9, and 15, in each instance, strike “**DIVISION**” and substitute “ADMINISTRATION”; in line 24, after “**CONSUMPTION**” insert “OTHER THAN CONSUMPTION BY SMOKING INDOORS”; and in line 29, strike “A PERSON” and substitute “AN INDIVIDUAL”.

On page 27, in line 10, strike “**DIVISION**” and substitute “ADMINISTRATION”.

On page 28, in lines 1 and 2, strike “**COMMISSION BASED ON THE RESULTS OF A DISPARITY STUDY**” and substitute “ADMINISTRATION”; after line 2, insert:

“(GG) (1) “SOCIAL EQUITY LICENSEE” MEANS A SOCIAL EQUITY APPLICANT WHO HAS BEEN AWARDED A CANNABIS LICENSE OR CANNABIS REGISTRATION.

(2) “SOCIAL EQUITY LICENSEE” INCLUDES A GROWER, PROCESSOR, OR DISPENSARY THAT:

(I) HELD A STAGE ONE PREAPPROVAL FOR A LICENSE BEFORE OCTOBER 1, 2022; AND

(II) WAS NOT OPERATIONAL BEFORE OCTOBER 1, 2022.”;

in lines 3, 5, 8, and 14, strike “(GG)”, “(HH)”, “(II)”, and “(JJ)”, respectively, and substitute “(HH)”, “(II)”, “(JJ)”, and “(KK)”, respectively; and in line 31, strike “CANNABIS REGULATION AND ENFORCEMENT DIVISION” and substitute “MARYLAND CANNABIS ADMINISTRATION”.

On page 29, strike in their entirety lines 1 through 5, inclusive, and substitute:

“(A) THERE IS A MARYLAND CANNABIS ADMINISTRATION ESTABLISHED AS AN INDEPENDENT UNIT OF STATE GOVERNMENT.”;

and in lines 6, 8, 12, 13, 15, 20, and 22, in each instance, strike “DIVISION” and substitute “ADMINISTRATION”.

On page 30, in line 1, after “CONSUMERS” insert “AND QUALIFYING PATIENTS”; in line 16, strike “DIVISION” and substitute “ADMINISTRATION”; and in line 27, after “LICENSE” insert “OR REGISTRATION”.

On page 31, in lines 8 and 20, in each instance, strike “DIVISION” and substitute “ADMINISTRATION”; and in line 15, after “SECTION” insert “TO AN EMPLOYEE WITHIN THE ADMINISTRATION”.

On page 32, in lines 7, 21, and 28, in each instance, strike “**DIVISION**” and substitute “ADMINISTRATION”; in line 9, after “**LICENSEES**” insert “OR CANNABIS REGISTRANTS”; in line 15, after the semicolon insert “AND”; strike beginning with “**PACKAGING**” in line 16 down through “**5.**” in line 18; in line 31, strike “**DIVISION**” and substitute “ADMINISTRATION”; and in line 32, strike the colon.

On page 33, in line 1, strike “**(I)**”; strike beginning with “**; AND**” in line 2 down through “**RESTRICTIONS**” in line 3; after line 3, insert:

(3) THE ADMINISTRATION SHALL ADOPT REGULATIONS:

(I) GOVERNING INTERNET SALES OF CANNABIS;

(II) IMPLEMENTING AND SUPPLEMENTING PACKAGING AND LABELING REQUIREMENTS FOR CANNABIS PRODUCTS UNDER § 36–203.1 OF THIS SUBTITLE;

(III) ESTABLISHING PROCEDURES FOR THE USE OF POINT OF SALE TECHNOLOGIES BY DISPENSARIES FOR ALL TRANSACTIONS IN ORDER TO VERIFY A CONSUMER’S AGE USING A DRIVER’S LICENSE OR OTHER VALID IDENTIFICATION ISSUED BY A GOVERNMENTAL UNIT SPECIFIED BY THE ADMINISTRATION; AND

(IV) ESTABLISHING HEALTH, SAFETY, SECURITY, AND TRACKING REQUIREMENTS FOR THE PACKAGING AND REPACKAGING OF CANNABIS BY A DISPENSARY IN ACCORDANCE WITH § 36–203.1 OF THIS SUBTITLE.”;

in lines 4, 8, 12, and 17, in each instance, strike “**DIVISION**” and substitute “ADMINISTRATION”; and after line 6, insert:

“36-203.1.

(A) THE ADMINISTRATION SHALL ADOPT REGULATIONS ESTABLISHING LIMITS ON THE MAXIMUM POTENCY OF CANNABIS PRODUCTS SOLD IN THE STATE, INCLUDING LIMITS ON THE MAXIMUM AMOUNT OF THC IN INDIVIDUAL CANNABIS PRODUCTS AND LIMITS ON THE MAXIMUM AGGREGATE THC AMOUNT FOR MULTIPLE EDIBLE CANNABIS PRODUCTS PACKAGED TOGETHER.

(B) A PACKAGE OF CANNABIS FOR DISTRIBUTION TO A CONSUMER OR QUALIFYING PATIENT SHALL:

(1) CONFORM TO:

(I) CHILD-RESISTANT PACKAGING REQUIREMENTS ESTABLISHED UNDER 16 C.F.R. § 1700.15(B)(1); AND

(II) TAMPER-EVIDENT PACKAGING;

(2) PROVIDE THAT PACKAGING AND LABELING SHALL INCLUDE:

(I) A FINISHED PRODUCT LOT NUMBER AND EXPIRATION DATE IF APPLICABLE;

(II) A STATEMENT:

1. THAT CONSUMPTION OF CANNABIS MAY IMPAIR YOUR ABILITY TO DRIVE A CAR OR OPERATE MACHINERY, USE EXTREME CAUTION;

(Over)

2. OF POTENTIAL RISKS ASSOCIATED WITH CANNABIS USE, ESPECIALLY DURING PREGNANCY OR BREAST FEEDING; AND

3. THAT THIS PACKAGE CONTAINS CANNABIS, KEEP OUT OF THE REACH OF CHILDREN AND ANIMALS;

(III) THE NAME, ADDRESS, AND PHONE NUMBER OF THE DISPENSARY THAT SOLD THE PRODUCT TO REPORT AN ADVERSE EVENT;

(IV) ANY ALLERGEN WARNING REQUIRED BY LAW;

(V) A LISTING OF NONCANNABIS INGREDIENTS; AND

(VI) AN ITEMIZATION, INCLUDING WEIGHT:

1. OF ALL CANNABINOID AND TERPENE INGREDIENTS SPECIFIED FOR THE PRODUCT; AND

2. CONCENTRATIONS OF ANY CANNABINOID OF LESS THAN 1% PRINTED WITH A LEADING ZERO BEFORE THE DECIMAL POINT.

(C) CANNABIS LABELING AND PACKAGING MAY NOT INCLUDE:

(1) SUBJECT TO SUBSECTION (D) OF THIS SECTION, ANY IMAGE THAT MAY APPEAL TO CHILDREN INCLUDING:

(I) IMAGES OF FOOD, CANDY, BAKED GOODS, CEREAL, FRUIT, AND BEVERAGES; AND

(II) A RESEMBLANCE TO THE TRADEMARKED CHARACTERISTIC PRODUCT-SPECIALIZED PACKAGING OF ANY COMMERCIALY AVAILABLE CANDY, SNACK, BAKED GOOD, CEREAL, OR BEVERAGE;

(2) ANY IMAGE THAT IS DESIGNED OR LIKELY TO APPEAL TO MINORS, INCLUDING CARTOONS, TOYS, ANIMALS, CHILDREN, OR ANY LIKENESS TO IMAGES, CHARACTERS, OR PHRASES THAT ARE POPULARLY USED TO ADVERTISE TO CHILDREN;

(3) A STATEMENT, ARTWORK, OR DESIGN THAT COULD REASONABLY MISLEAD ANY INDIVIDUAL TO BELIEVE THAT THE PACKAGING CONTAINS ANYTHING OTHER THAN A FINISHED CANNABIS PRODUCT; AND

(4) ANY IMAGE OF A SEAL, FLAG, CREST, COAT OF ARMS, OR OTHER INSIGNIA THAT COULD REASONABLY MISLEAD ANY INDIVIDUAL TO BELIEVE THAT THE PRODUCT HAS BEEN ENDORSED, MANUFACTURED, OR USED BY ANY AGENCY OF A STATE OR POLITICAL SUBDIVISION.

(D) THE ADMINISTRATION MAY ADOPT REGULATIONS TO ALLOW THE SALE, ON OR BEFORE JULY 1, 2024, OF CANNABIS OR CANNABIS PRODUCTS THAT ARE LABELED OR PACKAGED USING IMAGES DESCRIBED UNDER SUBSECTION (C)(1) OF THIS SECTION.”.

On page 34, in line 12, strike “COMMISSION” and substitute “OR ADMINISTRATION”; in lines 19, 21, and 24, in each instance, strike “DIVISION” and substitute “ADMINISTRATION”.

On page 35, in line 3, strike “DIVISION AND THE COMMISSION” and substitute “ADMINISTRATION”; and in line 6, strike “DIVISION” and substitute “ADMINISTRATION”.

(Over)

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On page 36, in lines 8, 11, 13, and 22, in each instance, strike “**DIVISION**” and substitute “**ADMINISTRATION**”.

On page 37, in lines 7, 9, 20, 24, and 26, in each instance, strike “**DIVISION**” and substitute “**ADMINISTRATION**”.

On page 38, in line 2, strike “**DIVISION**” and substitute “**ADMINISTRATION**”.

On page 39, in line 9, strike “**COMMISSION**” and substitute “**ADMINISTRATION**”; and in lines 17 and 25, in each instance, strike “**DIVISION**” and substitute “**ADMINISTRATION**”.

On page 40, in line 14, after “**DEMAND;**” insert “**AND**”; strike in their entirety lines 15 and 16; in line 17, strike “**(VI)**” and substitute “**(V)**”; and in lines 18 and 21, in each instance, strike “**DIVISION**” and substitute “**ADMINISTRATION**”.

On page 41, in lines 5, 7, 13, 15, and 26, in each instance, strike “**DIVISION**” and substitute “**ADMINISTRATION**”; in line 24, strike “**IN**” and substitute “**ON THE PREMISES OF**”; and in the same line, after “**SMOKE**” insert “**OUTDOORS**”.

On page 42, in line 5, strike “**200**” and substitute “**10**”; in line 12, strike “**, ONLY**”; in line 16, strike “**TWO**” and substitute “**FOUR**”; and in line 24, strike “**DIVISION**” and substitute “**ADMINISTRATION**”.

On pages 43 and 44, strike in their entirety the lines beginning with line 15 on page 43 through line 4 on page 44, inclusive, and substitute:

“(G) NOTWITHSTANDING ANY PROVISIONS OF THIS TITLE, THE HOLDER OF A DISPENSARY LICENSE ISSUED BY THE NATALIE M. LAPRADE MEDICAL

CANNABIS COMMISSION WHO CONVERTS THE LICENSE OR A REGISTRANT WITH THE NATALIE M. LAPRADE MEDICAL CANNABIS COMMISSION MAY CONTINUE TO DELIVER MEDICAL CANNABIS UNTIL JULY 1, 2024.

(H) A LICENSE ISSUED UNDER THIS TITLE:

(1) IS NOT PROPERTY AND DOES NOT CONFER PROPERTY RIGHTS;

AND

(2) IS SUBJECT TO:

(1) SUSPENSION, REVOCATION, AND RESTRICTIONS AUTHORIZED BY LAW; AND

(2) REGULATIONS AUTHORIZED UNDER THIS ARTICLE.

(I) (1) ON AND AFTER JULY 1, 2023, THE HOLDER OF A LICENSE ISSUED BY THE NATALIE M. LAPRADE MEDICAL CANNABIS COMMISSION WHO DOES NOT CONVERT THE LICENSE:

(I) MAY NOT:

1. OPERATE UNDER THE LICENSE; OR

2. RENEW THE LICENSE; BUT

(II) MAY CONTINUE TO HOLD THE LICENSE FOR RESALE TO ANOTHER PERSON FOR CONVERSION UNDER THIS SUBTITLE.

(Over)

(2) THE PURCHASER OF A LICENSE SOLD BY A LICENSE HOLDER WHO DOES NOT CONVERT A LICENSE UNDER PARAGRAPH (1) OF THIS SUBSECTION IS RESPONSIBLE FOR PAYING THE ONE-TIME CONVERSION FEE UNDER § 36-403 OF THIS SUBTITLE.

On page 44, in lines 10, 22, and 31, in each instance, strike “**DIVISION**” and substitute “**ADMINISTRATION**”; in lines 19, 20, and 29, in each instance, strike “**OCTOBER 1, 2022**” and substitute “**DECEMBER 31, 2022**”; and in lines 25, 27, and 30, in each instance, strike “**25%**” and substitute “**20%**”.

On page 45, in lines 16, 24, and 27, in each instance, strike “**DIVISION**” and substitute “**ADMINISTRATION**”; and strike beginning with “**USING**” in line 29 down through “**BOUNDARIES**” in line 31 and substitute “**IN ACCORDANCE WITH THE DEFINITION OF “CANOPY” ESTABLISHED UNDER § 36-101 OF THIS TITLE**”.

On page 46, after line 10, insert:

“(VII) THE ADMINISTRATION SHALL ANNUALLY REPORT TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE, THE AMOUNT OF CANOPY AREA REPORTED TO THE ADMINISTRATION BY LICENSED GROWERS UNDER ITEM (II) OF THIS PARAGRAPH.”;

and in lines 16 and 28, in each instance, strike “**DIVISION**” and substitute “**ADMINISTRATION**”.

On page 47, strike in their entirety lines 1 through 15, inclusive, and substitute:

“(2) (I) SUBJECT TO SUBSECTION (E) OF THIS SECTION AND EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH:

1. EACH GROWER AND PROCESSOR SHALL PAY A ONE-TIME CONVERSION FEE OF 10% OF THE TOTAL GROSS REVENUE OF THE GROWER OR PROCESSOR IN 2022, BUT NOT MORE THAN \$2,000,000; AND

2. EACH DISPENSARY SHALL PAY A ONE-TIME CONVERSION FEE OF 8% OF THE TOTAL GROSS REVENUE OF THE DISPENSARY IN 2022, BUT NOT MORE THAN \$2,000,000.

(II) THE AMOUNT OF THE CONVERSION FEES IN SUBPARAGRAPH (I) OF THIS PARAGRAPH MAY NOT BE LESS THAN \$100,000.

On pages 47 and 48, strike in their entirety the lines beginning with line 18 on page 47 through line 6 on page 48, inclusive.

On page 48, in lines 7, 15, 22, and 27, strike “(C)”, “(D)”, “(E)”, and “(F)”, respectively, and substitute “(B)”, “(C)”, “(D)”, and “(E)”, respectively; in lines 11 and 13, in each instance, strike “(F)” and substitute “(E)”; in line 22, strike “PARAGRAPH (2) OF THIS SUBSECTION, THE DIVISION” and substitute “PARAGRAPHS (2) AND (3) OF THIS SUBSECTION, THE ADMINISTRATION”; in line 23, after “ESTABLISH” insert “LICENSING AND”; and strike in their entirety lines 24 through 26, inclusive, and substitute:

“(2) EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION, THE LICENSING AND RENEWAL FEES ESTABLISHED UNDER PARAGRAPH (1) OF THIS SUBSECTION FOR STANDARD CANNABIS LICENSEES MAY NOT EXCEED:

(I) FOR INITIAL LICENSE FEES, \$50,000; AND

(Over)

(II) FOR RENEWAL LICENSE FEES, THE LESSER OF 10% OF THE STANDARD CANNABIS LICENSEE’S ANNUAL GROSS REVENUE OR \$50,000.

(3) THE ADMINISTRATION SHALL REDUCE LICENSING AND RENEWAL FEES BY AT LEAST 50% FOR SOCIAL EQUITY LICENSES, MICRO LICENSES, INCUBATOR SPACE LICENSES, AND ON-SITE CONSUMPTION LICENSES.

On page 49, in line 1, after “ANY” insert “LICENSING OR”; in line 5, strike “(G)” and substitute “(F)”; and in lines 6, 8, 11, 15, 17, and 29, in each instance, strike “DIVISION” and substitute “ADMINISTRATION”.

On page 50, in lines 5, 6, 11, 24, 27, and 30, in each instance, strike “DIVISION” and substitute “ADMINISTRATION”.

On page 51, in lines 2, 3, 14, and 16, in each instance, strike “DIVISION” and substitute “ADMINISTRATION”; in line 24, after “(3)” insert “(I) IF AN APPLICANT SEEKING SOCIAL EQUITY STATUS IS FROM OUT-OF-STATE, THE APPLICANT MUST SUBMIT WITH THE APPLICATION EVIDENCE THAT THE APPLICANT MEETS THE CRITERIA FOR A SOCIAL EQUITY APPLICANT ESTABLISHED UNDER THIS TITLE BEFORE THE ADMINISTRATION MAY CONSIDER THE APPLICATION.”

(II);

after line 25, insert:

“(4) (I) ON OR BEFORE JANUARY 1, 2024, THE ADMINISTRATION SHALL SUBMIT AN INTERIM REPORT TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE, ON THE

ABILITY OF MICRO DISPENSARY LICENSEES TO SAFELY AND SECURELY DISPENSE CANNABIS.

(II) ON OR BEFORE DECEMBER 31, 2024, THE ADMINISTRATION SHALL SUBMIT A REPORT TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE, ON THE ABILITY OF MICRO DISPENSARY LICENSEES TO SAFELY AND SECURELY DISPENSE CANNABIS.”;

and in lines 26 and 29, in each instance, strike “DIVISION” and substitute “ADMINISTRATION”.

On page 52, in line 10, strike “DIVISION” and substitute “ADMINISTRATION”; in line 12, after “LICENSES,” insert “APPLYING MINIMUM LICENSING QUALIFICATIONS AND”; in line 20, after the semicolon insert “AND”; and strike beginning with “AND” in line 21 down through the semicolon in line 22.

On page 53, in lines 6, 13, and 17, in each instance, strike “DIVISION” and substitute “ADMINISTRATION”; in lines 26 and 27, in each instance, strike “DIVISION” and substitute “ADMINISTRATION”; and in line 34, after the semicolon, insert “AND”.

On page 54, strike beginning with “AND” in line 1 down through the semicolon in line 2; in lines 5, 7, 22, and 26, in each instance, strike “DIVISION” and substitute “ADMINISTRATION”; strike beginning with “; AND” in line 14 down through the second “APPLICANT” in line 16; and in line 24, strike “DIVISION” and substitute “ADMINISTRATION”.

On page 55, in line 6, strike “DIVISION” and substitute “ADMINISTRATION”; and after line 13, insert:

“(1) (1) TO THE EXTENT PRACTICABLE AND AUTHORIZED BY THE U.S. CONSTITUTION, A CANNABIS LICENSEE SHALL COMPLY WITH THE STATE’S MINORITY BUSINESS ENTERPRISE PROGRAM.

(2) THE ADMINISTRATION, IN CONSULTATION WITH THE CERTIFICATION AGENCY DESIGNATED BY THE BOARD OF PUBLIC WORKS UNDER § 14–303(B) OF THE STATE FINANCE AND PROCUREMENT ARTICLE, THE GOVERNOR’S OFFICE OF SMALL, MINORITY, AND WOMEN BUSINESS AFFAIRS, THE GENERAL ASSEMBLY, AND THE OFFICE OF THE ATTORNEY GENERAL, SHALL REVIEW THE DISPARITY STUDY REQUIRED BY CHAPTER 26 OF THE ACTS OF 2022 TO EVALUATE WHETHER APPLICATION OF THE STATE’S MINORITY BUSINESS ENTERPRISE PROGRAM TO CANNABIS LICENSES WOULD COMPLY WITH THE CITY OF RICHMOND V. J.A. CROSON Co., 488 U.S. 469, AND ANY SUBSEQUENT FEDERAL OR CONSTITUTIONAL REQUIREMENTS.

(3) ON OR BEFORE 6 MONTHS AFTER THE ISSUANCE OF A CANNABIS LICENSE UNDER § 36–401 OF THE ALCOHOLIC BEVERAGES AND CANNABIS ARTICLE, THE GOVERNOR’S OFFICE OF SMALL, MINORITY, AND WOMEN BUSINESS AFFAIRS, IN CONSULTATION WITH THE OFFICE OF THE ATTORNEY GENERAL AND THE OFFICE OF SOCIAL EQUITY WITHIN THE ALCOHOL, TOBACCO, AND CANNABIS COMMISSION AND THE CANNABIS LICENSEE, SHALL ESTABLISH A CLEAR PLAN FOR SETTING REASONABLE AND APPROPRIATE MINORITY BUSINESS ENTERPRISE PARTICIPATION GOALS AND PROCEDURES FOR THE PROCUREMENT OF GOODS AND SERVICES RELATED TO CANNABIS, INCLUDING THE CULTIVATION, MANUFACTURING, AND DISPENSING OF CANNABIS.

(4) TO THE EXTENT PRACTICABLE, THE GOALS AND PROCEDURES SPECIFIED IN PARAGRAPH (3) OF THIS SUBSECTION SHALL BE BASED ON THE REQUIREMENTS OF TITLE 14, SUBTITLE 3 OF THE STATE FINANCE AND PROCUREMENT ARTICLE AND THE REGULATIONS IMPLEMENTING THAT SUBTITLE.”;

and in line 30, strike “ESTABLISHMENTS” and substitute “BUSINESSES”.

On page 56, in line 4, strike “ESTABLISHMENT OR A CANNABIS ESTABLISHMENT APPLICANT” and substitute “LICENSEE OR AN APPLICANT FOR A CANNABIS LICENSE”; in line 5, strike “ESTABLISHMENT” and substitute “LICENSEE”; in line 10, strike “IT” and substitute “THE FACILITY:

(1);

in line 11, after “2023” insert “; OR

(2) IS USED BY A GROWER, PROCESSOR, OR DISPENSARY THAT:

(I) HELD A STAGE ONE PREAPPROVAL FOR A LICENSE BEFORE OCTOBER 1, 2022; AND

(II) WAS NOT OPERATIONAL BEFORE OCTOBER 1, 2022”;

in lines 15, 19, 28, and 32, in each instance, strike “DIVISION” and substitute “ADMINISTRATION”; in line 18, strike “(C)” and substitute “(D)”; strike in their entirety lines 22 through 25, inclusive, and substitute:

“(C) AFTER THE COMPLETION OF THE CONSTRUCTION OR REFURBISHMENT OF A FACILITY ACQUIRED UNDER SUBSECTION (B) OF THIS SECTION, OWNERSHIP OF THE FACILITIES SHALL BE TRANSFERRED TO THE DEPARTMENT OF GENERAL SERVICES.

(D) THE DEPARTMENT OF GENERAL SERVICES SHALL CONTRACT WITH A NONPROFIT ORGANIZATION TO OPERATE A FACILITY UNDER SUBSECTION (B) OF THIS SECTION.”;

(Over)

in lines 26 and 28, strike “**(D)**” and “**(E)**”, respectively, and substitute “**(E)**” and “**(F)**”, respectively; and in line 32, after “**(1)**” insert “**A PERSON SHALL OBTAIN AN ON-SITE CONSUMPTION LICENSE FROM THE ADMINISTRATION BEFORE OPERATING A PREMISES WHERE CANNABIS MAY BE CONSUMED.**”

(2)”.

On page 57, in line 1, after “**CONSUMED**” insert “**, BUT NOT SMOKED INDOORS,**”; in line 3, strike “**(2)**” and substitute “**(3)**”; and strike in their entirety lines 23 through 26, inclusive, and substitute:

“(D) A BUSINESS THAT HAS AVERAGE DAILY RECEIPTS FROM THE SALE OF BAKERY GOODS THAT ARE AT LEAST 50% OF THE AVERAGE DAILY RECEIPTS OF THE BUSINESS MAY APPLY FOR A LICENSE TO OPERATE AN ON-SITE CONSUMPTION ESTABLISHMENT.

(E) THE ADMINISTRATION SHALL:”.

On page 58, in line 13, after “**(6)**” insert “**ALLOW THE INDOOR SMOKING OF CANNABIS OR CANNABIS PRODUCTS ON THE LICENSED PREMISES;**”

(7)”;

and in line 15, strike “**(7)**” and substitute “**(8)**”.

On page 59, in lines 9, 12, 17, 18, and 20, in each instance, strike “**DIVISION**” and substitute “**ADMINISTRATION**”.

On page 60, in line 8, strike “**DIVISION’S**” and substitute “**ADMINISTRATION’S**”; and in lines 9, 16, 24, and 27, in each instance, strike “**DIVISION**” and substitute “**ADMINISTRATION**”.

On page 61, in lines 3, 5, and 28, in each instance, strike “**DIVISION**” and substitute “**ADMINISTRATION**”; in line 17, before “**BEGINNING**” insert “**(A)**”; in line 21, after “**HOURS**” insert “**OR DEDICATED SERVICE LINES**”; in line 23, strike “**SHELF SPACE**” and substitute “**AT LEAST 25% OF CANNABIS AND CANNABIS PRODUCTS**”; strike beginning with “**IS**” in line 23 down through “**PRODUCTS**” in line 24 and substitute “**ARE**”; in line 24, after “**FROM**” insert “**SOCIAL EQUITY LICENSEES AND**”; and after line 25, insert:

“(B) EXCEPT AS PROVIDED IN SUBSECTION (D) OF THIS SECTION, A LICENSED DISPENSARY MAY NOT LOCATE WITHIN:

(1) 500 FEET OF:

(I) A PRE-EXISTING PRIMARY OR SECONDARY SCHOOL IN THE STATE, OR A LICENSED CHILD CARE CENTER OR REGISTERED FAMILY CHILD CARE HOME UNDER TITLE 9.5 OF THE EDUCATION ARTICLE; OR

(II) A PLAYGROUND, RECREATION CENTER, LIBRARY, OR PUBLIC PARK; OR

(2) 1,000 FEET OF ANOTHER DISPENSARY UNDER THIS TITLE.

(C) A POLITICAL SUBDIVISION MAY ADOPT AN ORDINANCE REDUCING THE DISTANCE REQUIREMENTS UNDER SUBSECTION (B) OF THIS SECTION.

(D) THE DISTANCE REQUIREMENTS UNDER SUBSECTION (B) OF THIS SECTION DO NOT APPLY TO A DISPENSARY LICENSE THAT WAS:

(1) CONVERTED UNDER § 36-401(B)(1)(II) OF THIS SUBTITLE; AND

(2) PROPERLY ZONED AND OPERATING BEFORE JULY 1, 2023.”.

On page 62, in lines 3, 8, 15, and 29, in each instance, strike “**DIVISION**” and substitute “**ADMINISTRATION**”.

On page 63, in lines 8, 13, 14, 21, 28, and 30, in each instance, strike “**DIVISION**” and substitute “**ADMINISTRATION**”.

On page 64, in lines 1, 3, and 10, in each instance, strike “**DIVISION**” and substitute “**ADMINISTRATION**”; in line 13, strike “**THE**”; in the same line, after “**BANKRUPTCY**” insert “**OR RECEIVERSHIP IN ACCORDANCE WITH A LENDING AGREEMENT**”; after line 14, insert:

“(4) THE LIMITATIONS UNDER THIS SUBSECTION DO NOT APPLY TO A TRANSFER OF OWNERSHIP THAT IS THE SUBJECT OF A LEGALLY BINDING SETTLEMENT AGREEMENT RESULTING FROM LITIGATION COMMENCED ON OR BEFORE JANUARY 1, 2023.”;

in line 23, after “**(B)**” insert “**THE PROVISIONS IN THIS SECTION ARE IN ADDITION TO THE CONFLICT OF INTEREST PROVISIONS IN TITLE 5 OF THE GENERAL PROVISIONS ARTICLE.**

(C)”;

in the same line, strike “(C)” and substitute “(D)”; and in line 30, strike “(C) A” and substitute “(D) SUBJECT TO THE PROVISIONS OF TITLE 5 OF THE GENERAL PROVISIONS ARTICLE, A”.

On page 65, in lines 4, 9, and 15, strike “(D)”, “(E)”, and “(F)”, respectively, and substitute “(E)”, “(F)”, and “(G)”, respectively; and in line 15, strike “DIVISION” and substitute “ADMINISTRATION”.

On page 66, in lines 13 and 16, in each instance, strike “DIVISION” and substitute “ADMINISTRATION”.

On page 67, in lines 4 and 9, in each instance, strike “DIVISION” and substitute “ADMINISTRATION”; and strike beginning with “DURING” in line 11 down through “LICENSE” in line 12 and substitute “BEFORE THE GROWER, PROCESSOR, OR DISPENSARY IS AN OPERATIONAL CANNABIS LICENSEE”.

On page 68, in line 3, strike “DIVISION” and substitute “ADMINISTRATION”; and in lines 16, 23, and 29, in each instance, strike “DIVISION” and substitute “ADMINISTRATION”.

On page 69, in lines 20 and 23, in each instance, strike “DIVISION” and substitute “ADMINISTRATION”.

On page 70, in lines 8, 10, 11, and 14, in each instance, strike “DIVISION” and substitute “ADMINISTRATION”; and strike in their entirety lines 27 through 29, inclusive, and substitute:

“(A) ON OR BEFORE AUGUST 1 EACH YEAR, EACH CANNABIS LICENSEE AND CANNABIS REGISTRANT SHALL REPORT TO THE ADMINISTRATION INFORMATION DETERMINED BY THE ADMINISTRATION TO BE NECESSARY TO

CONTINUE TO ASSESS THE NEED FOR REMEDIAL MEASURES IN THE CANNABIS INDUSTRY AND MARKET, INCLUDING:

On page 71, in line 4, strike “AND”; in line 6, after “REGISTRANT” insert “;

(4) A LIST OF THE CANNABIS LICENSEE’S OR CANNABIS REGISTRANT’S EXPENDITURES FOR THE PRIOR STATE FISCAL YEAR; AND

(5) FOR EACH EXPENDITURE:

(I) A DESCRIPTION OF THE WORK PERFORMED;

(II) THE DOLLAR VALUE OF THE EXPENDITURE;

(III) WHETHER THE WORK WAS PERFORMED BY THE CANNABIS LICENSEE OR CANNABIS REGISTRANT OR A CONTRACTOR OR SUBCONTRACTOR; AND

(IV) IF THE WORK WAS PERFORMED BY A CONTRACTOR OR SUBCONTRACTOR, THE NAME OF THE ENTITY THAT PERFORMED THE WORK.

(B) ALL DATA PROVIDED BY A CANNABIS LICENSEE OR CANNABIS REGISTRANT UNDER SUBSECTION (A)(4) AND (5) OF THIS SECTION:

(1) SHALL CONSTITUTE CONFIDENTIAL COMMERCIAL AND FINANCIAL INFORMATION AND BE TREATED AS CONFIDENTIAL BY THE ADMINISTRATION AND THE STATE; AND

(2) MAY BE USED ONLY FOR THE PURPOSES AUTHORIZED UNDER THIS SECTION AND MAY ONLY BE DISCLOSED TO THE PUBLIC IN AN ANONYMIZED OR AGGREGATED FORMAT.

(C) ON OR BEFORE AUGUST 15 EACH YEAR, THE ADMINISTRATION SHALL PROVIDE THE DATA COLLECTED UNDER SUBSECTION (A) OF THIS SECTION TO THE CERTIFICATION AGENCY DESIGNATED BY THE BOARD OF PUBLIC WORKS UNDER § 14-303(B) OF THE STATE FINANCE AND PROCUREMENT ARTICLE”;

in line 7, strike “(B)” and substitute “(D)”; in lines 7, 12, and 20, in each instance, strike “DIVISION” and substitute “ADMINISTRATION”; in line 9, strike “(A)” and substitute “(A)(1) THROUGH (3)”; in line 12, strike “ODD-NUMBERED”; in line 22, strike “COMMISSION’S” and substitute “ADMINISTRATION’S”; and after line 30, insert:

“(A) IN THIS SUBTITLE, “ADVERTISEMENT” MEANS THE PUBLICATION, DISSEMINATION, OR CIRCULATION OF ANY AUDITORY, VISUAL, DIGITAL, ORAL, OR WRITTEN MATTER WHICH IS DIRECTLY OR INDIRECTLY CALCULATED TO INDUCE THE SALE OF CANNABIS OR ANY CANNABIS-RELATED PRODUCT OR SERVICE.

(B) “ADVERTISEMENT” DOES NOT INCLUDE PACKAGING OR LABELING.

36-902.”

On page 72, in line 1, strike “(A)”; in lines 1 and 2, in each instance, strike “MEDICAL”; in lines 4 and 5, strike “SUBSTANTIAL CLINICAL EVIDENCE OR SUBSTANTIAL CLINICAL DATA” and substitute “COMPETENT AND RELIABLE SCIENTIFIC EVIDENCE”; in line 6, strike “SIGNIFICANT” and substitute “SERIOUS AND MOST COMMON”; strike in their entirety lines 8 through 10, inclusive; in line 11, strike “36-902.” and substitute “36-903.”; in line 12, after “(A)” insert “**(1) THIS**

(Over)

SUBSECTION DOES NOT APPLY TO AN ADVERTISEMENT PLACED ON PROPERTY OWNED OR LEASED BY A DISPENSARY, GROWER, OR PROCESSOR.

(2)”;

strike in their entirety lines 14 through 16, inclusive, and substitute:

“(I) VIOLATE TITLE 13, SUBTITLE 3 OF THE COMMERCIAL LAW ARTICLE;

(II) DIRECTLY OR INDIRECTLY TARGET INDIVIDUALS UNDER THE AGE OF 21 YEARS;”;

and in lines 17, 19, 22, 24, 26, and 27, strike **“(2)**”, **“(I)**”, **“(II)**”, **“(III)**”, **“(IV)**”, and **“(3)**”, respectively, and substitute **“(III)**”, **“1.”**”, **“2.”**”, **“3.”**”, **“4.”**”, and **“(IV)**”, respectively.

On page 73, in line 1, strike **“(4)**” and substitute **“(V)**”; in line 6, after **“EACH”** insert **“CANNABIS-RELATED”**; in the same line, strike **“OWNED, MANAGED, OR OPERATED BY A CANNABIS LICENSEE”**; in line 9, after **“MECHANISM”** insert **“BEFORE THE USER MAY ACCESS OR VIEW ANY CONTENT AND BEFORE THE WEBSITE MAY COLLECT THE USER’S ADDRESS, E-MAIL ADDRESS, PHONE NUMBER, OR CONTACT INFORMATION TO DISSEMINATE ADVERTISEMENTS”**; after line 15, insert:

“(3) THE PROVISIONS OF THIS SUBTITLE APPLICABLE TO CANNABIS LICENSEES MAY NOT BE AVOIDED BY HIRING OR CONTRACTING WITH A THIRD-PARTY, OR OUTSOURCING ADVERTISEMENTS THAT DO NOT COMPLY WITH THIS SUBTITLE.

(4) A CANNABIS LICENSEE MAY NOT ALLOW THE USE OF THE LICENSEE’S TRADEMARKS, BRANDS, NAMES, LOCATIONS, OR OTHER DISTINGUISHING CHARACTERISTICS FOR THIRD-PARTY USE FOR ADVERTISEMENTS THAT DO NOT COMPLY WITH THIS SUBTITLE.”;

in line 16, strike “**DIVISION**” and substitute “**ADMINISTRATION**”; and in lines 27 and 28, in each instance, strike “**DIVISION**” and substitute “**ADMINISTRATION**”.

On page 74, in lines 9 and 23, in each instance, strike “**DIVISION**” and substitute “**ADMINISTRATION**”.

On page 75, in lines 2, 12, and 22, in each instance, strike “**DIVISION**” and substitute “**ADMINISTRATION**”; in line 14, strike “**A**” and substitute “**(I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, A**”; in lines 17, 18, and 20, strike “**(I)**”, “**(II)**”, and “**(III)**”, respectively, and substitute “**1.**”, “**2.**”, and “**3.**”, respectively; and after line 21, insert:

“(II) A VIOLATION OF SUBSECTION (A) OF THIS SECTION THAT OCCURS MORE THAN 24 MONTHS AFTER THE IMMEDIATELY PRECEDING VIOLATION SHALL BE TREATED AS A FIRST VIOLATION.”

On page 76, in line 3, strike “**OR**”; and in line 6, after “**KIND**” insert “**; OR**”

(III) CONDUCT DIRECT-TO-CONSUMER INTERNET SALES OF ADULT-USE CANNABIS ON OR BEFORE JULY 1, 2025”;

and strike in their entirety lines 10 through 19, inclusive.

On page 77, before line 17, insert:

“(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) “HEMP” HAS THE MEANING STATED IN § 14-401 OF THE AGRICULTURE ARTICLE.

(3) “TETRAHYDROCANNABINOL” MEANS:

(I) ANY TETRAHYDROCANNABINOL, INCLUDING DELTA-8-TETRAHYDROCANNABINOL, DELTA-9-TETRAHYDROCANNABINOL, AND DELTA-10-TETRAHYDROCANNABINOL, REGARDLESS OF HOW DERIVED;

(II) ANY OTHER CANNABINOID, EXCEPT CANNABIDIOL THAT THE ADMINISTRATION DETERMINES TO CAUSE INTOXICATION; AND

(III) ANY OTHER CHEMICALLY SIMILAR COMPOUND, SUBSTANCE, DERIVATIVE, OR ISOMER OF TETRAHYDROCANNABINOL, AS IDENTIFIED BY THE ADMINISTRATION.

(4) “TINCTURE” MEANS A SOLUTION THAT IS:

(I) DISSOLVED IN ALCOHOL, GLYCERIN, OR VEGETABLE OIL;

AND

(II) DISTRIBUTED IN A DROPPER BOTTLE OF 4 OUNCES OR LESS.”;

and in line 17, strike “(A)” and substitute “(B)”.

On page 78, in lines 1, 4, and 7, strike “(B)”, “(C)”, and “(D)”, respectively, and substitute “(C)”, “(E)”, and “(F)”, respectively; after line 3, insert:

“(D) (1) NOTWITHSTANDING SUBSECTION (B) OF THIS SECTION AND SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, IT IS NOT A VIOLATION OF THIS SECTION FOR A PERSON TO SELL OR DISTRIBUTE A HEMP-DERIVED TINCTURE INTENDED FOR HUMAN CONSUMPTION THAT CONTAINS:

(I) A RATIO OF CANNABIDIOL TO TETRAHYDROCANNABINOL OF AT LEAST 15 TO 1; AND

(II) 2.5 MILLIGRAMS OR LESS OF TETRAHYDROCANNABINOL PER SERVING AND 100 MILLIGRAMS OR LESS OF TETRAHYDROCANNABINOL PER PACKAGE.

(2) TO SELL OR DISTRIBUTE A HEMP-DERIVED TINCTURE UNDER THIS SUBSECTION, A PERSON MUST PROVIDE, AS REQUIRED BY THE ADMINISTRATION, TINCTURE SAMPLES FOR THE PURPOSE OF TESTING TO DETERMINE CHEMICAL POTENCY AND COMPOSITION LEVELS AND TO DETECT AND QUANTIFY CONTAMINANTS.”;

and in lines 4 and 7, strike “(A)” and “(B)”, respectively, and substitute “(B)” and “(C)”, respectively.

On page 83, in line 5, strike “DIVISION” and substitute “ADMINISTRATION”; and strike in their entirety lines 19 and 20 and substitute:

“(B) “CANNABIS BUSINESS” MEANS A MANUFACTURER, PRODUCER, OR ANOTHER PERSON THAT:”.

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On page 84, in line 6, strike “**CANNABIS-RELATED**” and substitute “**CANNABIS**”; and in line 24, strike “**OFFICE**” and substitute “**COMMISSIONER**”.

On page 85, in lines 2, 5, 10, 12, 15, 19, 23, 26, 28, 31, and 33, in each instance, strike “**CANNABIS-RELATED**” and substitute “**CANNABIS**”.

On page 86, in lines 6, 13, 17, 19, 20, 24, and 27, in each instance, strike “**CANNABIS-RELATED**” and substitute “**CANNABIS**”.

On page 87, in lines 2, 11, 13, 21, and 27, in each instance, strike “**CANNABIS-RELATED**” and substitute “**CANNABIS**”; and in line 25, strike “**STATE BANKING REGULATOR**” and substitute “**COMMISSIONER OF FINANCIAL REGULATION**”.

On page 88, strike beginning with “**FROM**” in line 5 down through “**36**” in line 6 and substitute “**, AS DEFINED IN § 1-101**”; in line 7, after “**COMPTROLLER**” insert “**QUARTERLY**”; in line 11, strike “**OPERATION OF THE CANNABIS REGULATION AND ENFORCEMENT DIVISION**” and substitute “**OPERATIONS AND ADMINISTRATIVE EXPENSES OF THE MARYLAND CANNABIS ADMINISTRATION**”; after line 13, insert:

“**(2) AFTER MAKING THE DISTRIBUTION REQUIRED UNDER ITEM (1) OF THIS SECTION:**”;

in line 14, strike “**(2)**” and substitute “**(I)**”; in the same line, strike “**30%**” and substitute “**35%**”; strike in their entirety lines 20 through 24, inclusive, and substitute:

“**(II) 5% TO COUNTIES, WHICH SHALL BE ALLOCATED TO EACH COUNTY BASED ON THE PERCENTAGE OF REVENUE COLLECTED FROM THAT COUNTY, EXCEPT THAT A COUNTY SHALL DISTRIBUTE TO A MUNICIPALITY LOCATED IN THE COUNTY 50% OF THE ALLOCATION RECEIVED UNDER THIS ITEM**”

THAT IS ATTRIBUTABLE TO THE SALES AND USE TAX REVENUE GENERATED BY A DISPENSARY LOCATED IN THAT MUNICIPALITY;”;

in lines 25, 27, 30, and 31, strike “**(5)**”, “**(6)**”, and “**(7)**”, respectively, and substitute “**(III)**”, “**(IV)**”, and “**(3)**”, respectively; in lines 25 and 27, in each instance, strike “**1.5%**” and substitute “**5%**”; in line 31, strike “**PARAGRAPHS (1) THROUGH**” and substitute “**ITEMS (1) AND (2)**”; and in the same line, strike “**(6)**”.

On page 89, in line 17, strike “**THE SALE OF**”; strike beginning with “**FROM**” in line 17 down through “**36**” in line 18 and substitute “**, AS DEFINED IN § 1-101**”; in line 19, strike “**AS FOLLOWS:**” and substitute “**, FOR FISCAL YEAR 2024 AND EACH FISCAL YEAR THEREAFTER, 9%.**”; and strike in their entirety lines 20 through 25, inclusive.

On page 90, in line 3, strike “**ESTABLISHMENTS**” and substitute “**BUSINESSES**”.

On page 91, in line 25, strike “and”; and after line 27, insert:

“3. SOCIAL EQUITY LICENSEES TO ASSIST WITH START-UP OPERATING AND CAPITAL FUNDING NEEDS; AND”.

On page 92, after line 12, insert:

“6-201.

(e) “Financial institution” means:

(1) any banking institution;

(2) any national banking association;

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(3) an institution that is incorporated under the laws of any other state as a bank; [and] OR

(4) an institution that is incorporated under the laws of this State or of the United States as a savings and loan association.”.

On page 95, in line 8, strike “Alcohol, Tobacco, and Cannabis Commission” and substitute “Maryland Cannabis Administration”; strike in their entirety lines 12 through 15, inclusive, and substitute:

“(b) The Maryland Cannabis Administration is the successor of the Maryland Medical Cannabis Commission in matters concerning the regulation of medical cannabis.”;

strike beginning with “Cannabis” in line 22 down through “Commission” in line 26 and substitute “Maryland Cannabis Administration to oversee, the regulation of cannabis provided by this Act, are hereby transferred to the Maryland Cannabis Administration”; and in line 36, strike “Commission” and substitute “Maryland Cannabis Administration”.

On page 96, strike beginning with “Cannabis” in line 1 down through “Division” in line 2 and substitute “Administration”; strike beginning with “Cannabis” in line 5 down through “Division” in line 6 and substitute “Administration”; in line 9, strike “and” and substitute:

“(5) communication services for public and consumer education campaigns on cannabis laws and regulations and potential health and safety risks associated with cannabis use; and”;

in line 10, strike “(5)” and substitute “(6)”; strike in their entirety lines 12 through 25, inclusive; in line 26, strike “(1)”; in lines 26 and 27, strike “Cannabis Regulation and Enforcement Division” and substitute “Maryland Cannabis Administration”; in lines 28

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and 29, strike “shall issue a license to” and substitute “shall, by regulation, establish a process for issuing up to five grower licenses to”; in line 30, after “that” insert “:

(1)”;:

in line 32, strike the last period and substitute a semicolon; after line 32, insert:

“(2) were awarded damages pursuant to the claims processes established for class members of Pigford v. Glickman or In Re Black Farmers Litig. and those damages were related to farming operations in Maryland;

(3) have provided evidence, suitable to the Administration and consistent with constitutional and federal requirements, that they have not been fully compensated for the discrimination they have endured and that they have experienced ongoing discrimination or the continued effects of past discrimination; and

(4) satisfy any other criteria established by the Administration.”;

and strike in their entirety lines 33 through 36, inclusive.

On page 97, in lines 3, 10, and 12, in each instance, strike “Division” and substitute “Administration”; in lines 15 and 30, strike “13.” and “14.”, respectively, and substitute “12.” and “13.”, respectively; in lines 16 and 17, strike “Alcohol, Tobacco, and Cannabis Commission” and substitute “Maryland Cannabis Administration”; and in line 26, strike “Alcohol, Tobacco, and Cannabis Commission” and substitute “Maryland Cannabis Administration”.

On page 98, in line 26, strike “15.” and substitute “14.”; in lines 27 and 28, strike “Alcohol, Tobacco, and Cannabis Commission” and substitute “Maryland Cannabis Administration”.

On page 99, in line 11, strike “Commission” and substitute “Administration”; and in line 13, strike “Alcohol, Tobacco, and Cannabis Commission” and substitute

(Over)

“Maryland Cannabis Administration”; strike in their entirety lines 17 through 31, inclusive, and substitute:

“SECTION 15. AND BE IT FURTHER ENACTED, That:

(a) This section applies only to a business awarded a grower license under § 9 of Chapter 598 of the Acts of the General Assembly of 2018 that does not hold a cannabis dispensary license.

(b) (1) A licensed grower subject to this section may apply to the Maryland Cannabis Administration for and be awarded a standard dispensary license established under § 36–401(c)(1)(iii) of the Alcoholic Beverages and Cannabis Article as enacted by Section 5 of this Act.

(2) If the licensed grower meets the minimum qualifications as determined by the Maryland Cannabis Administration for a standard dispensary license, the Administration shall award the grower a standard dispensary license.

SECTION 16. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2024, the Governor may transfer to the Maryland Cannabis Administration established under § 36-201 of the Alcoholic Beverages and Cannabis Article, as enacted by Section 5 of this Act, any positions and the associated funds, and any amount of the unexpended appropriation under the Alcohol and Tobacco Commission – Administration and Enforcement (E17A01.01), Alcohol and Tobacco Commission – Shared Services (E17A01.02), and Alcohol and Tobacco Commission – Cannabis Regulatory and Enforcement Division (E17A01.03) that was included in the fiscal year 2024 operating budget (House Bill 200 of the Acts of 2023.

SECTION 17. AND BE IT FURTHER ENACTED, That, as soon as practicable after the effective date of this Act, the Alcohol, Tobacco, and Cannabis Commission and the Maryland Cannabis Administration shall enter into a memorandum of

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understanding that provides that both parties agree to collaborate in order to enforce the provisions of this Act with respect to unlicensed cannabis operations in the State.

SECTION 18. AND BE IT FURTHER ENACTED, That notwithstanding § 1–309(c)(1) of the Alcoholic Beverages and Cannabis Article, as enacted by Section 5 of this Act, an individual serving as the Executive Director of the Alcohol and Tobacco Commission on the effective date of this Act may continue to serve as the Executive Director of the Alcohol, Tobacco, and Cannabis Commission.”;

and in line 32, strike “17.” and substitute “19.”.

On page 100, in line 3, strike “18.” and substitute “20.”.