



General Assembly

Amendment

January Session, 2023

LCO No. 7784



Offered by:
REP. D'AGOSTINO, 91st Dist.

To: House Bill No. 6694

File No. 91

Cal. No. 83

"AN ACT ESTABLISHING A TASK FORCE TO STUDY CONSUMER PROTECTION IN THIS STATE."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Section 21a-420o of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective July 1, 2023*):

5 (a) Thirty days after the Social Equity Council posts the criteria for
6 social equity applicants on its Internet web site, the department shall
7 open up a three-month application period for cultivators during which
8 a social equity applicant may apply to the department for a provisional
9 cultivator license and final license for a cultivation facility located in a
10 disproportionately impacted area without participating in a lottery or
11 request for proposals. Such application for a provisional license shall be
12 granted upon: (1) [verification] Verification by the Social Equity Council
13 that the applicant meets the criteria for a social equity applicant; (2) the
14 applicant submitting to and passing a criminal background check; and
15 (3) payment of a three-million-dollar fee to be deposited in the Social

16 Equity and Innovation Fund established in section 21a-420f. Upon
17 granting such provisional license, the department shall notify the
18 applicant of the project labor agreement requirements of section 21a-
19 421e.

20 (b) To obtain a final cultivator license under this section, the social
21 equity applicant shall provide evidence of: (1) [a] A contract with an
22 entity providing an approved electronic tracking system as described in
23 section 21a-421n; (2) a right to exclusively occupy [a] the location [in a
24 disproportionately impacted area] at which the cultivation facility will
25 be located, which location shall be situated (A) in a disproportionately
26 impacted area, or (B) in the case of an exclusively outdoor grow, in a
27 municipality containing any portion of a disproportionately impacted
28 area, provided such outdoor grow is conducted on land that such
29 municipality has approved for use as farm land consistent with the laws
30 of this state; (3) any necessary local zoning approval and permits for the
31 cultivation facility; (4) a business plan; (5) a social equity plan approved
32 by the Social Equity Council; (6) written policies for preventing
33 diversion and misuse of cannabis and sales of cannabis to underage
34 persons; and (7) blueprints of the facility and all other security
35 requirements of the department.

36 Sec. 2. Section 21a-420v of the general statutes is repealed and the
37 following is substituted in lieu thereof (*Effective from passage*):

38 (a) A dispensary facility or hybrid retailer may submit an application
39 to the department, in a form and manner prescribed by the
40 commissioner, to relocate its current dispensary facility or hybrid
41 retailer location. Such relocation application shall include, at a
42 minimum:

43 (1) The size of the qualifying patient population that the applicant
44 served during the six-month period preceding the date on which the
45 dispensary facility or hybrid retailer submits such relocation
46 application, broken down by month and indicating whether such
47 qualifying patient population increased or decreased during such six-

48 month period;

49 (2) Evidence of accessible alternatives in the area surrounding the
50 applicant, prior to the proposed relocation, where qualifying patients
51 may obtain medical marijuana products;

52 (3) Whether the applicant will provide delivery services to the
53 qualifying patients whom the applicant serves prior to the proposed
54 relocation and, if so, the length of time and geographic scope of such
55 delivery services;

56 (4) A plan to communicate the proposed relocation to qualifying
57 patients, including, but not limited to, the methods of and timeframes
58 for such communications; and

59 (5) A plan to communicate with nearby dispensary facilities and
60 hybrid retailers concerning the proposed relocation and the needs of the
61 qualifying patients whom the applicant serves.

62 [(a)Until June 30, 2023, the] (b) The commissioner may deny a [change
63 of location] relocation application from a dispensary facility or hybrid
64 retailer based on the needs of qualifying patients.

65 [(b)] (c) Prior to June 30, 2022, the commissioner shall not approve the
66 relocation of a dispensary facility or hybrid retailer to a location that is
67 further than ten miles from its current dispensary facility or hybrid
68 retailer location."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2023</i>	21a-420o
Sec. 2	<i>from passage</i>	21a-420v