

1 Proposed language changes to S.54, An act relating to cannabis regulation
2 from the House Committee on Health Care

3 Sec. 5. CANNABIS CONTROL BOARD REPORT TO THE GENERAL
4 ASSEMBLY; PROPOSAL FOR POSITIONS, FEES, AND
5 APPROPRIATIONS FOR FISCAL YEARS 2022 AND 2023; LAND
6 USE, ENVIRONMENTAL, ENERGY, AND EFFICIENCY
7 REQUIREMENTS OR STANDARDS; OUTREACH, TRAINING,
8 AND EMPLOYMENT PROGRAMS; ONLINE ORDERING AND
9 DELIVERY; ADDITIONAL TYPES OF LICENSES

10 * * *

11 (f) On or before November 15, 2021, the Executive Director of the
12 Cannabis Control Board shall submit to the General Assembly:

13 * * *

14 (5) Recommendations regarding the display and sale of cannabis-related
15 paraphernalia that is sold by persons who are not licensed as a cannabis
16 establishment or a dispensary.

17 * * *

18 § 861. DEFINITIONS

19 * * *

20 (X) “Characterizing flavor” means a taste or aroma, other than the taste
21 or aroma of cannabis, imparted either prior to or during consumption of a

1 cannabis product. The term includes tastes or aromas relating to any fruit,
2 chocolate, vanilla, honey, maple, candy, cocoa, dessert, alcoholic beverage,
3 mint, menthol, wintergreen, herb or spice, or other food or drink, or to any
4 conceptual flavor that imparts a taste or aroma that is distinguishable from
5 cannabis flavor but may not relate to any particular known flavor.

6 (X) “Flavored oil cannabis product” means any oil cannabis product that
7 contains an additive to give it a characterizing flavor.

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9 * * *

10 § 864. ADVERTISING

11 * * *

12 (d) All advertisements shall contain health warnings developed by the
13 Department of Health and adopted by rule by the Board.

14 (e) All advertisements shall be submitted to the Board on a form or in a
15 format prescribed by the Board, prior to the dissemination of the
16 advertisement. The Board may:

17 (1) require a specific disclosure be made in the advertisement in a clear
18 and conspicuous manner if the Board determines that the advertisement would
19 be false or misleading without such a disclosure; or

1 (2) require changes that are necessary to protect the public health,
2 safety, and welfare or to be consistent with dispensing information for the
3 product under review.

4 * * *

5 § 865. EDUCATION

6 * * *

7 (b) A licensee shall ensure that each employee involved in the sale of
8 cannabis or cannabis products to the public completes a training program
9 approved by the Board prior to selling cannabis or cannabis products and at
10 least once every 24 months thereafter. The training shall include information
11 about the health effects of the use of cannabis and cannabis products. A
12 licensee shall keep a written record of the type and date of training for each
13 employee, which shall be signed by each employee. A licensee may comply
14 with this requirement by conducting its own training program on its premises,
15 using information and materials furnished by the Board. A licensee who fails
16 to comply with the requirements of this section shall be subject to a suspension
17 of not less than one day of the license issued under this chapter.

18 § 866. YOUTH

19 * * *

20 (d) The Board, in consultation with the Department of Health, shall adopt
21 rules in accordance with section 881 of this title to:

1 (v) labeling requirements for cannabis sold to retailers and
2 integrated licensees, including health warnings developed by the Department
3 of Health;

4 * * *

5 (3) Rules concerning product manufacturers shall include:

6 * * *

7 (C) requirements that cannabis products are labeled with the date the
8 product was manufactured, the date the product is best used by, the ingredients
9 contained in the product, information on the length of time it typically takes for
10 products to take effect, and health warnings developed by the Department of
11 Health;

12 * * *

13 § 907. RETAILER LICENSE

14 * * *

15 (d) A retailer shall display a safety information flyer at the point of
16 purchase and offer a customer a copy of the flyer with each purchase. A
17 retailer shall inform the customer that if the customer elects not to receive the
18 flyer, the information contained in the flyer is available on the website for the
19 Board. The flyer shall be developed by the Board in consultation with the
20 Department of Health, posted on the Board's website, and supplied to the
21 retailer free of charge. At a minimum, the flyer or flyers shall contain

1 information concerning the methods for administering cannabis, the amount of
2 time it may take for cannabis products to take effect, the risks of driving under
3 the influence of cannabis, the potential health risks of cannabis use, the
4 symptoms of problematic usage, how to receive help for cannabis abuse, and a
5 warning that cannabis possession is illegal under federal law.

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