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	<u>§ 861. DEFINITIONS</u>
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.
8	
9	* * *
10	<u>§ 864. ADVERTISING</u>
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	<u>§ 865. EDUCATION</u>
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	<u>§ 866. YOUTH</u>
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	(1) prohibit cannabis products or the packaging of such products that are
2	designed to make the product more appealing to persons under 21 years of age;
3	(2) prohibit the packaging of cannabis that is designed to make the
4	product more appealing to persons under 21 years of age;
5	(3) require that cannabis products sold by licensed retailers and
6	integrated licensees are contained in child-resistant packaging; and
7	(4) require that cannabis and cannabis products sold by licensed retailers
8	and integrated licensees are packaged with labels that clearly indicate that the
9	contents of the package contains cannabis and should be kept away from
10	persons under 21 years of age.
11	* * *

1	<u>§ 868. PROHIBITED PRODUCTS</u>
2	(a) The following are prohibited products and may not be cultivated,
3	produced, or sold pursuant to a license issued under this chapter:
4	(1) cannabis flower with greater than 30 percent tetrahydrocannabinol;
5	(2) solid concentrate cannabis products with greater than 60 percent
6	tetrahydrocannabinol;
7	(3) oil cannabis products except for those that are sold prepackaged for
8	use with battery-powered devices;
9	(4) flavored oil cannabis products sold prepackaged for use with battery-
10	powered devices and any cannabis flower that contains characterizing flavor
11	that is not naturally occurring in the cannabis;
12	(5) cannabis products that contain delta-9 tetrahydrocannabinol and
13	nicotine or alcoholic beverages; and
14	(6) any product that is designed to make the product more appealing to
15	persons under 21 years of age.
16	* * *
17	<u>§ 881. RULEMAKING; CANNABIS ESTABLISHMENTS</u>
18	* * *
19	(2)(A) Rules concerning cultivators shall include:
20	* * *

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	<u>§ 907. RETAILER LICENSE</u>
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 <u>symptoms of problematic usage, how to receive help for cannabis abuse, and a</u>

* * *

- 5 warning that cannabis possession is illegal under federal law.
- 6