
This act summary is provided for the convenience of the public and members of the General Assembly. It is intended to provide a general summary of the act and may not be exhaustive. It has been prepared by the staff of the Office of Legislative Counsel without input from members of the General Assembly. It is not intended to aid in the interpretation of legislation or to serve as a source of legislative intent.

Act No. 86 (H.701). Taxation and fees; cannabis

An act relating to cannabis license fees and the regulation of the medical cannabis registry

This act sets fees for cannabis establishments (which the Cannabis Control Board may waive and reduce pursuant to adopted rule or policy for social equity applicants, as defined by the Cannabis Control Board), participants in the medical cannabis registry, and medical cannabis dispensaries and gives the Cannabis Control Board the authority to collect those fees and deposit them in the Cannabis Regulation Fund. The cannabis establishment fees set in this act include a local licensing fee that will be collected by the Cannabis Control Board for the municipality where the cannabis establishment is located, and the act also adds clarifying language to statute prohibiting the municipality from also assessing a fee through a local cannabis control commission.

This act expands the allowed functions of certain cannabis establishments to permit cultivators to sell cannabis seeds and clones to another licensed cultivator, and retailers to transport, possess, and sell cannabis to the public for cultivation.

This act also makes technical corrections to laws related to cannabis establishments, including correcting a citation error, correcting the structure of definitions, adding integrated licensee to the list of cannabis license holders that are covered under the definition of cannabis establishment, and repealing obsolete language from 2022 Acts and Resolves No. 83 (Budget Adjustment Act) that would have delayed the repeal of statutes related to medical cannabis in Title 18 and the corresponding codification of statutes related to medical cannabis in Title 7 by four months if the Budget Adjustment Act had been enacted prior to March 1, 2022. Related to the repeal of statutes in Title 18 and the codification of statutes in Title 7, this act also states that certain emergency rules shall be deemed to meet the standard for the adoption of emergency rules pursuant to the Administrative Procedure Act.

Effective Date: March 25, 2022