

..... moves to amend H.F. No. 100, the seventh engrossment, as follows:

Page 2, delete article 1 and insert:

## "ARTICLE 1

### REGULATION OF ADULT-USE CANNABIS

#### Section 1. [342.01] DEFINITIONS.

Subdivision 1. **Terms.** For the purposes of this chapter, the following terms have the meanings given them.

Subd. 2. **Adult-use cannabis concentrate.** "Adult-use cannabis concentrate" means cannabis concentrate that is approved for sale by the office or is substantially similar to a product approved by the office. Adult-use cannabis concentrate does not include any artificially derived cannabinoid.

Subd. 3. **Adult-use cannabis flower.** "Adult-use cannabis flower" means cannabis flower that is approved for sale by the office or is substantially similar to a product approved by the office. Adult-use cannabis flower does not include medical cannabis flower.

Subd. 4. **Adult-use cannabis product.** "Adult-use cannabis product" means a cannabis product that is approved for sale by the office or is substantially similar to a product approved by the office. Adult-use cannabis product does not include medical cannabinoid product.

Subd. 5. **Advertisement.** "Advertisement" means any written or oral statement, illustration, or depiction that is intended to promote sales of cannabis flower, cannabis products, lower potency hemp edibles, hemp-derived consumer products, or sales at a specific cannabis business and includes any newspaper, radio, internet and electronic media, or television promotion; the distribution of fliers and circulars; and the display of window and interior signs in a cannabis business. Advertisement does not include a fixed outdoor sign that meets the requirements in section 342.66, subdivision 2, paragraph (b).

2.1 Subd. 6. **Artificially derived cannabinoid.** "Artificially derived cannabinoid" means a  
2.2 cannabinoid extracted from a cannabis plant, cannabis flower, hemp plant, or hemp plant  
2.3 parts with a chemical makeup that is changed after extraction to create a different cannabinoid  
2.4 or other chemical compound by applying a catalyst other than heat or light. Artificially  
2.5 derived cannabinoid includes but is not limited to any tetrahydrocannabinol created from  
2.6 cannabidiol but does not include cannabis concentrate, cannabis products, hemp concentrate,  
2.7 lower potency hemp edibles, or hemp-derived consumer products.

2.8 Subd. 7. **Batch.** "Batch" means:

2.9 (1) a specific quantity of cannabis plants that are cultivated from the same seed or plant  
2.10 stock, are cultivated together, are intended to be harvested together, and receive an identical  
2.11 propagation and cultivation treatment;

2.12 (2) a specific quantity of cannabis flower that is harvested together; is uniform and  
2.13 intended to meet specifications for identity, strength, purity, and composition; and receives  
2.14 identical sorting, drying, curing, and storage treatment; or

2.15 (3) a specific quantity of a specific cannabis product, lower potency hemp edible,  
2.16 artificially derived cannabinoid, hemp-derived consumer product, or hemp-derived topical  
2.17 product that is manufactured at the same time and using the same methods, equipment, and  
2.18 ingredients that is uniform and intended to meet specifications for identity, strength, purity,  
2.19 and composition, and that is manufactured, packaged, and labeled according to a single  
2.20 batch production record executed and documented during the same cycle of manufacture  
2.21 and produced by a continuous process.

2.22 Subd. 8. **Batch number.** "Batch number" means a unique numeric or alphanumeric  
2.23 identifier assigned to a batch of cannabis plants, cannabis flower, cannabis products, lower  
2.24 potency hemp edibles, artificially derived cannabinoid, hemp-derived consumer products,  
2.25 or hemp-derived topical products.

2.26 Subd. 9. **Bona fide labor organization.** "Bona fide labor organization" means a labor  
2.27 union that represents or is actively seeking to represent cannabis workers.

2.28 Subd. 10. **Cannabinoid.** "Cannabinoid" means any of the chemical constituents of hemp  
2.29 plants or cannabis plants that are naturally occurring, biologically active, and act on the  
2.30 cannabinoid receptors of the brain. Cannabinoid includes but is not limited to  
2.31 tetrahydrocannabinol and cannabidiol.

2.32 Subd. 11. **Cannabinoid extraction.** "Cannabinoid extraction" means the process of  
2.33 extracting cannabis concentrate from cannabis plants or cannabis flower using heat, pressure,

3.1 water, lipids, gases, solvents, or other chemicals or chemical processes, but does not include  
3.2 the process of extracting concentrate from hemp plants or hemp plant parts or the process  
3.3 of creating any artificially derived cannabinoid.

3.4 Subd. 12. **Cannabinoid profile.** "Cannabinoid profile" means the amounts of each  
3.5 cannabinoid that the office requires to be identified in testing and labeling, including but  
3.6 not limited to delta-9 tetrahydrocannabinol, tetrahydrocannabinolic acid, cannabidiol,  
3.7 cannabidiolic acid, and cannabigerol in cannabis flower, a cannabis product, a batch of  
3.8 artificially derived cannabinoid, a lower potency hemp edible, a hemp-derived consumer  
3.9 product, or a hemp-derived topical product expressed as percentages measured by weight  
3.10 and, in the case of cannabis products, lower potency hemp edibles, and hemp-derived  
3.11 consumer products, expressed as milligrams in each serving and package.

3.12 Subd. 13. **Cannabis business.** "Cannabis business" means any of the following licensed  
3.13 under this chapter:

- 3.14 (1) cannabis microbusiness;
- 3.15 (2) cannabis mezzobusiness;
- 3.16 (3) cannabis cultivator;
- 3.17 (4) cannabis manufacturer;
- 3.18 (5) cannabis retailer;
- 3.19 (6) cannabis wholesaler;
- 3.20 (7) cannabis transporter;
- 3.21 (8) cannabis testing facility;
- 3.22 (9) cannabis event organizer;
- 3.23 (10) cannabis delivery service;
- 3.24 (11) medical cannabis cultivator;
- 3.25 (12) medical cannabis processor; and
- 3.26 (13) medical cannabis retailer.

3.27 Subd. 14. **Cannabis concentrate.** (a) "Cannabis concentrate" means:

- 3.28 (1) the extracts and resins of a cannabis plant or cannabis flower;
- 3.29 (2) the extracts or resins of a cannabis plant or cannabis flower that are refined to increase  
3.30 the presence of targeted cannabinoids; or

(3) a product that is produced by refining extracts or resins of a cannabis plant or cannabis flower and is intended to be consumed by combustion or vaporization of the product and inhalation of smoke, aerosol, or vapor from the product.

(b) Cannabis concentrate does not include hemp concentrate, artificially derived cannabinoid, or hemp-derived consumer products.

Subd. 15. **Cannabis flower.** "Cannabis flower" means the harvested flower, bud, leaves, and stems of a cannabis plant. Cannabis flower includes adult-use cannabis flower and medical cannabis flower. Cannabis flower does not include cannabis seed, hemp plant parts, or hemp-derived consumer products.

Subd. 16. **Cannabis industry.** "Cannabis industry" means every item, product, person, process, action, business, or other thing related to cannabis flower and cannabis products and subject to regulation under this chapter.

Subd. 17. **Cannabis paraphernalia.** "Cannabis paraphernalia" means all equipment, products, and materials of any kind that are knowingly or intentionally used primarily in:

(1) cultivating or harvesting cannabis plants or cannabis flower;

(2) manufacturing cannabis products;

(3) ingesting, inhaling, or otherwise introducing cannabis flower or cannabis products into the human body; and

(4) testing the strength, effectiveness, or purity of cannabis flower, cannabis products, lower potency hemp edibles, or hemp-derived consumer products.

Subd. 18. **Cannabis plant.** "Cannabis plant" means all parts of the plant of the genus Cannabis that is growing or has not been harvested and has a delta-9 tetrahydrocannabinol concentration of more than 0.3 percent on a dry weight basis.

Subd. 19. **Cannabis product.** (a) "Cannabis product" means any of the following:

(1) cannabis concentrate;

(2) a product infused with cannabinoids, including but not limited to tetrahydrocannabinol, extracted or derived from cannabis plants or cannabis flower; or

(3) any other product that contains cannabis concentrate.

(b) Cannabis product includes adult-use cannabis products, including but not limited to edible cannabis products, and medical cannabinoid products. Cannabis product does not

5.1 include cannabis flower, artificially derived cannabinoid, lower potency edible hemp edibles,  
5.2 hemp-derived consumer products, or hemp-derived topical products.

5.3 Subd. 20. **Cannabis prohibition.** "Cannabis prohibition" means the system of state and  
5.4 federal laws that prevented establishment of a legal market and instead established petty  
5.5 offenses and criminal offenses punishable by fines, imprisonment, or both for the cultivation,  
5.6 possession, and sale of all parts of the plant of any species of the genus Cannabis, including  
5.7 all agronomical varieties, whether growing or not; the seeds thereof; the resin extracted  
5.8 from any part of such plant; and every compound, manufacture, salt, derivative, mixture,  
5.9 or preparation of such plant, its seeds, or resin.

5.10 Subd. 21. **Cannabis seed.** "Cannabis seed" means the viable seed of the plant of the  
5.11 genus Cannabis that is reasonably expected to grow into a cannabis plant. Cannabis seed  
5.12 does not include hemp seed.

5.13 Subd. 22. **Cannabis worker.** "Cannabis worker" means any individual employed by a  
5.14 cannabis business and any individual who is a contractor of a cannabis business whose  
5.15 scope of work involves the handling of cannabis plants, cannabis flower, or cannabis  
5.16 products.

5.17 Subd. 23. **Child-resistant.** "Child-resistant" means packaging that meets the poison  
5.18 prevention packaging standards in Code of Federal Regulations, title 16, section 1700.15.

5.19 Subd. 24. **Cooperative.** "Cooperative" means an association conducting business on a  
5.20 cooperative plan that is organized or is subject to chapter 308A or 308B.

5.21 Subd. 25. **Council.** "Council" means the Cannabis Advisory Council.

5.22 Subd. 26. **Cultivation.** "Cultivation" means any activity involving the planting, growing,  
5.23 harvesting, drying, curing, grading, or trimming of cannabis plants, cannabis flower, hemp  
5.24 plants, or hemp plant parts.

5.25 Subd. 27. **Division of Medical Cannabis.** "Division of Medical Cannabis" means a  
5.26 division housed in the Office of Cannabis Management that operates the medical cannabis  
5.27 program.

5.28 Subd. 28. **Division of Social Equity** "Division of Social Equity" means a division housed  
5.29 in the Office of Cannabis Management that promotes development, stability, and safety in  
5.30 communities that have experienced a disproportionate, negative impact from cannabis  
5.31 prohibition.

5.32 Subd. 29. **Edible cannabis product.** "Edible cannabis product" means any product that  
5.33 is intended to be eaten or consumed as a beverage by humans; contains a cannabinoid other

6.1 than an artificially derived cannabinoid in combination with food ingredients; is not a drug;  
6.2 and is a type of product approved for sale by the office, or is substantially similar to a product  
6.3 approved by the office including but not limited to products that resemble nonalcoholic  
6.4 beverages, candy, and baked goods. Edible cannabis product does not include lower potency  
6.5 hemp edibles.

6.6 Subd. 30. **Health care practitioner.** "Health care practitioner" means a  
6.7 Minnesota-licensed doctor of medicine, a Minnesota-licensed physician assistant acting  
6.8 within the scope of authorized practice, or a Minnesota-licensed advanced practice registered  
6.9 nurse who has an active license in good standing and the primary responsibility for the care  
6.10 and treatment of the qualifying medical condition of an individual diagnosed with a qualifying  
6.11 medical condition.

6.12 Subd. 31. **Health record.** "Health record" has the meaning given in section 144.291,  
6.13 subdivision 2.

6.14 Subd. 32. **Hemp business.** (a) "Hemp business" means either of the following licensed  
6.15 under this chapter:

6.16 (1) lower potency hemp edible manufacturer; or

6.17 (2) lower potency hemp edible retailer.

6.18 (b) Hemp business does not include a person or entity licensed under chapter 18K to  
6.19 grow industrial hemp for commercial or research purposes or to process industrial hemp  
6.20 for commercial purposes.

6.21 Subd. 33. **Hemp concentrate.** (a) "Hemp concentrate" means:

6.22 (1) the extracts and resins of a hemp plant or hemp plant parts;

6.23 (2) the extracts or resins of a hemp plant or hemp plant parts that are refined to increase  
6.24 the presence of targeted cannabinoids; or

6.25 (3) a product that is produced by refining extracts or resins of a hemp plant or hemp  
6.26 plant parts and is intended to be consumed by combustion or vaporization of the product  
6.27 and inhalation of smoke, aerosol, or vapor from the product.

6.28 (b) Hemp concentrate does not include artificially derived cannabinoids, lower potency  
6.29 hemp edibles, hemp-derived consumer products, or hemp-derived topical products.

6.30 Subd. 34. **Hemp consumer industry.** "Hemp consumer industry" means every item,  
6.31 product, person, process, action, business, or other thing related to artificially derived

cannabinoids, lower potency hemp edibles, and hemp-derived consumer products and subject to regulation under this chapter.

**Subd. 35. Hemp-derived consumer product.** (a) "Hemp-derived consumer product" means a product intended for human or animal consumption, does not contain cannabis flower or cannabis concentrate, and:

(1) contains or consists of hemp plant parts; or

(2) contains hemp concentrate or artificially derived cannabinoids in combination with other ingredients.

(b) Hemp-derived consumer product does not include artificially derived cannabinoids, lower potency hemp edibles, hemp-derived topical products, hemp fiber products, or hemp grain.

**Subd. 36. Hemp-derived topical product.** "Hemp-derived topical product" means a product intended for human or animal consumption that contains hemp concentrate, is intended for application externally to a part of the body of a human or animal, and does not contain cannabis flower or cannabis concentrate.

**Subd. 37. Hemp fiber product.** "Hemp fiber product" means an intermediate or finished product made from the fiber of hemp plant parts that is not intended for human or animal consumption. Hemp fiber product includes but is not limited to cordage, paper, fuel, textiles, bedding, insulation, construction materials, compost materials, and industrial materials.

**Subd. 38. Hemp grain.** "Hemp grain" means the harvested seeds of the hemp plant intended for consumption as a food or part of a food product. Hemp grain includes oils pressed or extracted from harvested hemp seeds.

**Subd. 39. Hemp plant.** "Hemp plant" means all parts of the plant of the genus Cannabis that is growing or has not been harvested and has a delta-9 tetrahydrocannabinol concentration of no more than 0.3 percent on a dry weight basis.

**Subd. 40. Hemp plant parts.** "Hemp plant parts" means any part of the harvested hemp plant, including the flower, bud, leaves, stems, and stalk, but does not include derivatives, extracts, cannabinoids, isomers, acids, salts, and salts of isomers that are separated from the plant. Hemp plant parts does not include hemp fiber products, hemp grain, or hemp seed.

**Subd. 41. Hemp seed.** "Hemp seed" means the viable seed of the plant of the genus Cannabis that is intended to be planted and is reasonably expected to grow into a hemp plant. Hemp seed does not include cannabis seed or hemp grain.

8.1        Subd. 42. **Hemp worker.** "Hemp worker" means any individual employed by a hemp  
8.2        business and any individual who is a contractor of a hemp business whose scope of work  
8.3        involves the handling of artificially derived cannabinoids, lower potency hemp edibles, or  
8.4        hemp-derived consumer products.

8.5        Subd. 43. **Industrial hemp.** "Industrial hemp" has the meaning given in section 18K.02,  
8.6        subdivision 3.

8.7        Subd. 44. **Intoxicating cannabinoid.** "Intoxicating cannabinoid" means a cannabinoid,  
8.8        including an artificially derived cannabinoid, that when introduced into the human body  
8.9        impairs the central nervous system or impairs the human audio, visual, or mental processes.  
8.10       Intoxicating cannabinoid includes but is not limited to any tetrahydrocannabinol.

8.11       Subd. 45. **Labor peace agreement.** "Labor peace agreement" means an agreement  
8.12       between a cannabis business and a bona fide labor organization that protects the state's  
8.13       interests by, at minimum, prohibiting the labor organization from engaging in picketing,  
8.14       work stoppages, or boycotts against the cannabis business. This type of agreement shall not  
8.15       mandate a particular method of election or certification of the bona fide labor organization.

8.16       Subd. 46. **License holder.** "License holder" means a person, cooperative, or business  
8.17       that holds any of the following licenses:

8.18       (1) cannabis microbusiness;

8.19       (2) cannabis mezzobusiness;

8.20       (3) cannabis cultivator;

8.21       (4) cannabis manufacturer;

8.22       (5) cannabis retailer;

8.23       (6) cannabis wholesaler;

8.24       (7) cannabis transporter;

8.25       (8) cannabis testing facility;

8.26       (9) cannabis event organizer;

8.27       (10) cannabis delivery service;

8.28       (11) lower potency hemp edible manufacturer;

8.29       (12) lower potency hemp edible retailer;

8.30       (13) medical cannabis cultivator;



9.1 (14) medical cannabis processor; or

9.2 (15) medical cannabis retailer.

9.3 Subd. 47. **Local unit of government.** "Local unit of government" means a home rule  
9.4 charter or statutory city, county, town, or other political subdivision.

9.5 Subd. 48. **Lower potency hemp edible.** "Lower potency hemp edible" means any  
9.6 product that:

9.7 (1) is intended to be eaten or consumed as a beverage by humans;

9.8 (2) contains hemp concentrate or an artificially derived cannabinoid, in combination  
9.9 with food ingredients;

9.10 (3) is not a drug;

9.11 (4) consists of servings that contain no more than five milligrams of delta-9  
9.12 tetrahydrocannabinol, 25 milligrams of cannabidiol, 25 milligrams of cannabigerol, or any  
9.13 combination of those cannabinoids that does not exceed the identified amounts;

9.14 (5) does not contain more than a combined total of 0.5 milligrams of all other  
9.15 cannabinoids per serving;

9.16 (6) does not contain an artificially derived cannabinoid other than delta-9  
9.17 tetrahydrocannabinol;

9.18 (7) does not contain a cannabinoid derived from cannabis plants or cannabis flower; and

9.19 (8) is a type of product approved for sale by the office or is substantially similar to a  
9.20 product approved by the office, including but not limited to products that resemble  
9.21 nonalcoholic beverages, candy, and baked goods.

9.22 Subd. 49. **Matrix barcode.** "Matrix barcode" means a code that stores data in a  
9.23 two-dimensional array of geometrically shaped dark and light cells capable of being read  
9.24 by the camera on a smartphone or other mobile device.

9.25 Subd. 50. **Medical cannabinoid product.** (a) "Medical cannabinoid product" means a  
9.26 product that:

9.27 (1) consists of or contains cannabis concentrate or hemp concentrate or is infused with  
9.28 cannabinoids, including but not limited to artificially derived cannabinoids; and

9.29 (2) is provided to a patient enrolled in the registry program; a registered designated  
9.30 caregiver; or a parent, legal guardian, or spouse of an enrolled patient, by a cannabis retailer

10.1 or medical cannabis retailer to treat or alleviate the symptoms of a qualifying medical  
10.2 condition.

10.3 (b) A medical cannabinoid product must be in the form of:

10.4 (1) liquid, including but not limited to oil;

10.5 (2) pill;

10.6 (3) liquid or oil for use with a vaporized delivery method;

10.7 (4) water-soluble cannabinoid multiparticulate, including granules, powder, and sprinkles;

10.8 (5) orally dissolvable product, including lozenges, gum, mints, buccal tablets, and  
10.9 sublingual tablets;

10.10 (6) edible products in the form of gummies and chews;

10.11 (7) topical formulation; or

10.12 (8) any allowable form or delivery method approved by the office.

10.13 (c) Medical cannabinoid product does not include adult-use cannabis products.

10.14 Subd. 51. **Medical cannabis business.** "Medical cannabis business" means an entity  
10.15 licensed under this chapter to engage in one or more of the following:

10.16 (1) the cultivation of cannabis plants for medical cannabis flower;

10.17 (2) the manufacture of medical cannabinoid products; and

10.18 (3) the retail sale of medical cannabis flower and medical cannabinoid products.

10.19 Subd. 52. **Medical cannabis flower.** "Medical cannabis flower" means cannabis flower  
10.20 provided to a patient enrolled in the registry program; a registered designated caregiver; or  
10.21 a parent, legal guardian, or spouse of an enrolled patient by a cannabis retailer or medical  
10.22 cannabis business to treat or alleviate the symptoms of a qualifying medical condition.  
10.23 Medical cannabis flower does not include adult-use cannabis flower.

10.24 Subd. 53. **Medical cannabis paraphernalia.** "Medical cannabis paraphernalia" means  
10.25 a delivery device, related supply, or educational material used by a patient enrolled in the  
10.26 registry program to administer medical cannabis and medical cannabinoid products.

10.27 Subd. 54. **Nonintoxicating cannabinoid.** "Nonintoxicating cannabinoid" means a  
10.28 cannabinoid that when introduced into the human body does not impair the central nervous  
10.29 system and does not impair the human audio, visual, or mental processes. Nonintoxicating

11.1 cannabinoid includes but is not limited to cannabidiol and cannabigerol but does not include  
11.2 any artificially derived cannabinoid.

11.3 Subd. 55. **Office.** "Office" means the Office of Cannabis Management.

11.4 Subd. 56. **Outdoor advertisement.** "Outdoor advertisement" means an advertisement  
11.5 that is located outdoors or can be seen or heard by an individual who is outdoors and includes  
11.6 billboards; advertisements on benches; advertisements at transit stations or transit shelters;  
11.7 advertisements on the exterior or interior of buses, taxis, light rail transit, or business vehicles;  
11.8 and print signs that do not meet the requirements in section 342.66, subdivision 2, paragraph  
11.9 (b), but that are placed or located on the exterior property of a cannabis business.

11.10 Subd. 57. **Patient.** "Patient" means a Minnesota resident who has been diagnosed with  
11.11 a qualifying medical condition by a health care practitioner and who has met all other  
11.12 requirements for patients under this chapter to participate in the registry program.

11.13 Subd. 58. **Patient registry number.** "Patient registry number" means a unique  
11.14 identification number assigned by the Division of Medical Cannabis to a patient enrolled  
11.15 in the registry program.

11.16 Subd. 59. **Qualifying medical condition.** "Qualifying medical condition" means a  
11.17 diagnosis of any of the following conditions:

11.18 (1) Alzheimer's disease;

11.19 (2) autism spectrum disorder that meets the requirements of the fifth edition of the  
11.20 Diagnostic and Statistical Manual of Mental Disorders published by the American Psychiatric  
11.21 Association;

11.22 (3) cancer, if the underlying condition or treatment produces one or more of the following:

11.23 (i) severe or chronic pain;

11.24 (ii) nausea or severe vomiting; or

11.25 (iii) cachexia or severe wasting;

11.26 (4) chronic motor or vocal tic disorder;

11.27 (5) chronic pain;

11.28 (6) glaucoma;

11.29 (7) human immunodeficiency virus or acquired immune deficiency syndrome;

11.30 (8) intractable pain as defined in section 152.125, subdivision 1, paragraph (c);

- 12.1 (9) obstructive sleep apnea;
- 12.2 (10) post-traumatic stress disorder;
- 12.3 (11) Tourette's syndrome;
- 12.4 (12) amyotrophic lateral sclerosis;
- 12.5 (13) seizures, including those characteristic of epilepsy;
- 12.6 (14) severe and persistent muscle spasms, including those characteristic of multiple
- 12.7 sclerosis;
- 12.8 (15) inflammatory bowel disease, including Crohn's disease;
- 12.9 (16) irritable bowel syndrome;
- 12.10 (17) obsessive-compulsive disorder;
- 12.11 (18) sickle cell disease;
- 12.12 (19) terminal illness, with a probable life expectancy of under one year, if the illness or
- 12.13 its treatment produces one or more of the following:
- 12.14 (i) severe or chronic pain;
- 12.15 (ii) nausea or severe vomiting; or
- 12.16 (iii) cachexia or severe wasting; or
- 12.17 (20) any other medical condition or its treatment approved by the office.
- 12.18 Subd. 60. **Registered designated caregiver.** "Registered designated caregiver" means
- 12.19 an individual who:
- 12.20 (1) is at least 18 years old;
- 12.21 (2) is not disqualified for a criminal offense according to rules adopted pursuant to
- 12.22 section 342.15, subdivision 2;
- 12.23 (3) has been approved by the Division of Medical Cannabis to assist a patient with
- 12.24 obtaining medical cannabis flower and medical cannabinoid products from a cannabis
- 12.25 retailer or medical cannabis retailer and with administering medical cannabis flower and
- 12.26 medical cannabinoid products; and
- 12.27 (4) is authorized by the Division of Medical Cannabis to assist a patient with the use of
- 12.28 medical cannabis flower and medical cannabinoid products.

13.1 Subd. 61. **Registry or registry program.** "Registry" or "registry program" means the  
13.2 patient registry established under this chapter listing patients authorized to obtain medical  
13.3 cannabis flower, medical cannabinoid products, and medical cannabis paraphernalia from  
13.4 cannabis retailers and medical cannabis retailers and administer medical cannabis flower  
13.5 and medical cannabinoid products.

13.6 Subd. 62. **Registry verification.** "Registry verification" means the verification provided  
13.7 by the Division of Medical Cannabis that a patient is enrolled in the registry program and  
13.8 that includes the patient's name, patient registry number, and, if applicable, the name of the  
13.9 patient's registered designated caregiver or parent, legal guardian, or spouse.

13.10 Subd. 63. **Restricted area.** "Restricted area" means an area where cannabis flower or  
13.11 cannabis products are cultivated, manufactured, or stored by a cannabis business.

13.12 Subd. 64. **Statewide monitoring system.** "Statewide monitoring system" means the  
13.13 system for integrated cannabis tracking, inventory, and verification established or adopted  
13.14 by the office.

13.15 Subd. 65. **Synthetic cannabinoid.** "Synthetic cannabinoid" means a substance with a  
13.16 similar chemical structure and pharmacological activity to a cannabinoid but is not extracted  
13.17 or derived from cannabis plants, cannabis flower, hemp plants, or hemp plant parts and is  
13.18 instead created or produced by chemical or biochemical synthesis.

13.19 Subd. 66. **Veteran.** "Veteran" means an individual who satisfies the requirements in  
13.20 section 197.447.

13.21 Subd. 67. **Visiting designated caregiver.** "Visiting designated caregiver" means an  
13.22 individual who is authorized under a visiting patient's jurisdiction of residence to assist the  
13.23 visiting patient with the use of medical cannabis flower and medical cannabinoid products.  
13.24 To be considered a visiting designated caregiver, the individual must possess a valid  
13.25 verification card or its equivalent that is issued by the visiting patient's jurisdiction of  
13.26 residence and that verifies that the individual is authorized to assist the visiting patient with  
13.27 the administration of medical cannabis flower and medical cannabinoid products under the  
13.28 laws or regulations of the visiting patient's jurisdiction of residence.

13.29 Subd. 68. **Visiting patient.** "Visiting patient" means an individual who is not a Minnesota  
13.30 resident and who possesses a valid registration verification card or its equivalent that is  
13.31 issued under the laws or regulations of another state, district, commonwealth, or territory  
13.32 of the United States verifying that the individual is enrolled in or authorized to participate  
13.33 in that jurisdiction's medical cannabis or medical marijuana program.

14.1        Subd. 69. **Volatile solvent.** "Volatile solvent" means any solvent that is or produces a  
14.2 flammable gas or vapor that, when present in the air in sufficient quantities, will create  
14.3 explosive or ignitable mixtures. Volatile solvent includes but is not limited to butane, hexane,  
14.4 and propane.

14.5        Sec. 2. **[342.02] OFFICE OF CANNABIS MANAGEMENT.**

14.6        Subdivision 1. **Establishment.** The Office of Cannabis Management is created with the  
14.7 powers and duties established by law. In making rules, establishing policy, and exercising  
14.8 its regulatory authority over the cannabis industry and hemp consumer industry, the office  
14.9 must:

14.10        (1) promote the public health and welfare;

14.11        (2) protect public safety;

14.12        (3) eliminate the illicit market for cannabis flower and cannabis products;

14.13        (4) meet the market demand for cannabis flower and cannabis products;

14.14        (5) promote a craft industry for cannabis flower and cannabis products; and

14.15        (6) prioritize growth and recovery in communities that have experienced a  
14.16 disproportionate, negative impact from cannabis prohibition.

14.17        Subd. 2. **Powers and duties.** The office has the following powers and duties:

14.18        (1) to develop, maintain, and enforce an organized system of regulation for the cannabis  
14.19 industry and hemp consumer industry;

14.20        (2) to establish programming, services, and notification to protect, maintain, and improve  
14.21 the health of citizens;

14.22        (3) to prevent unauthorized access to cannabis flower, cannabis products, lower potency  
14.23 hemp edibles, and hemp-derived consumer products by individuals under 21 years of age;

14.24        (4) to establish and regularly update standards for product testing, packaging, and  
14.25 labeling;

14.26        (5) to promote economic growth with an emphasis on growth in areas that experienced  
14.27 a disproportionate, negative impact from cannabis prohibition;

14.28        (6) to issue and renew licenses;

14.29        (7) to require fingerprints from individuals determined to be subject to fingerprinting,  
14.30 including the submission of fingerprints to the Federal Bureau of Investigation where

15.1 required by law and to obtain criminal conviction data for individuals seeking a license  
15.2 from the office on the individual's behalf or as a cooperative member or director, manager,  
15.3 or general partner of a business entity;

15.4 (8) to receive reports required by this chapter and inspect the premises, records, books,  
15.5 and other documents of license holders to ensure compliance with all applicable laws and  
15.6 rules;

15.7 (9) to authorize the use of unmarked motor vehicles to conduct seizures or investigations  
15.8 pursuant to the office's authority;

15.9 (10) to impose and collect civil and administrative penalties as provided in this chapter;

15.10 (11) to publish such information as may be deemed necessary for the welfare of cannabis  
15.11 businesses, cannabis workers, hemp businesses, hemp workers, and the health and safety  
15.12 of citizens;

15.13 (12) to make loans and grants in aid to the extent that appropriations are made available  
15.14 for that purpose;

15.15 (13) to authorize research and studies on cannabis flower, cannabis products, artificially  
15.16 derived cannabinoids, lower potency hemp edibles, hemp-derived consumer products, the  
15.17 cannabis industry, and the hemp consumer industry;

15.18 (14) to provide reports as required by law;

15.19 (15) to establish limits on the potency of cannabis flower and cannabis products that can  
15.20 be sold to customers by licensed cannabis retailers and licensed cannabis microbusinesses  
15.21 with an endorsement to sell cannabis flower and cannabis products to customers; and

15.22 (16) to exercise other powers and authority and perform other duties required by law.

15.23 Subd. 3. **Medical cannabis program.** The powers and duties of the Department of  
15.24 Health with respect to the medical cannabis program under Minnesota Statutes 2022, sections  
15.25 152.22 to 152.37, are transferred to the Office of Cannabis Management under section  
15.26 15.039. State employees shall not be displaced by the transfer of duties from the Department  
15.27 of Health medical cannabis program to the Office of Cannabis Management under this  
15.28 subdivision.

15.29 Subd. 4. **Interagency agreements.** (a) The office and the commissioner of agriculture  
15.30 shall enter into interagency agreements to ensure that edible cannabis products and lower  
15.31 potency hemp edibles are handled, manufactured, and inspected in a manner that is consistent

16.1 with the relevant food safety requirements in chapters 28A, 31, and 34A and associated  
16.2 rules.

16.3 (b) The office may cooperate and enter into other agreements with the commissioner of  
16.4 agriculture and may cooperate and enter into agreements with the commissioners and  
16.5 directors of other state agencies and departments to promote the beneficial interests of the  
16.6 state.

16.7 Subd. 5. **Rulemaking.** The office may adopt rules to implement any provisions in this  
16.8 chapter. Rules for which notice is published in the State Register before July 1, 2025, may  
16.9 be adopted using the expedited rulemaking process in section 14.389.

16.10 Subd. 6. **Director.** (a) The governor shall appoint a director of the office with the advice  
16.11 and consent of the senate. The director must be in the unclassified service and must serve  
16.12 at the pleasure of the governor.

16.13 (b) The salary of the director must not exceed the salary limit established under section  
16.14 15A.0815, subdivision 3.

16.15 (c) While serving as the director and within two years after terminating service, the  
16.16 director is prohibited from having a direct or an indirect financial interest in a cannabis  
16.17 business or hemp business licensed under this chapter.

16.18 (d) The director must not have been a member of the Minnesota legislature or held a  
16.19 constitutional office for at least four years before appointment.

16.20 (e) No later than June 15, 2023, the governor shall appoint an advisory committee to  
16.21 consult with during the hiring process for the director. The advisory committee shall be  
16.22 comprised of:

16.23 (1) two members of the house of representatives, one appointed by the majority party  
16.24 and one by the minority party;

16.25 (2) two members of the senate, one appointed by the majority party and one by the  
16.26 minority party;

16.27 (3) an expert in cannabis policy;

16.28 (4) an expert in economic equity;

16.29 (5) an expert in cannabis science;

16.30 (6) an expert in restorative justice;

16.31 (7) an expert in harm reduction;



- 17.1 (8) an expert on race, equity, and inclusion;
- 17.2 (9) a medical cannabis patient;
- 17.3 (10) an individual who has been justice involved for the sale of cannabis; and
- 17.4 (11) an individual with experience in implementing an adult use legalization program.
- 17.5 (f) While serving on the search committee, members may not:
- 17.6 (1) have a financial interest in a cannabis business or hemp business;
- 17.7 (2) be a director or officer of a pharmaceutical company; or
- 17.8 (3) be a registered lobbyist.
- 17.9 (g) Members of the advisory committee are not eligible for reimbursement.
- 17.10 (h) The governor shall designate a chair of the committee who shall convene the first
- 17.11 meeting. The committee may elect other officers as needed. Meetings of the committee are
- 17.12 subject to chapter 13D.
- 17.13 (i) The commissioner of agriculture shall provide space and support for the advisory
- 17.14 committee. The advisory committee expires on August 1, 2023.
- 17.15 Subd. 7. **Employees.** (a) The office may employ other personnel in the classified service
- 17.16 necessary to carry out the duties in this chapter.
- 17.17 (b) Upon request by the office, a prospective employee of the office must submit a
- 17.18 completed criminal history records check consent form, a full set of classifiable fingerprints,
- 17.19 and the required fees to the office. Upon receipt of this information, the office must submit
- 17.20 the completed criminal history records check consent form, full set of classifiable fingerprints,
- 17.21 and required fees to the Bureau of Criminal Apprehension. After receiving this information,
- 17.22 the bureau must conduct a Minnesota criminal history records check of the prospective
- 17.23 employee. The bureau may exchange a prospective employee's fingerprints with the Federal
- 17.24 Bureau of Investigation to obtain the prospective employee's national criminal history record
- 17.25 information. The bureau must return the results of the Minnesota and federal criminal history
- 17.26 records checks to the director to determine if the prospective employee is disqualified under
- 17.27 rules adopted pursuant to section 342.15.
- 17.28 (c) While employed by the office and within two years after terminating employment,
- 17.29 an employee may not have a direct or an indirect financial interest in a cannabis business
- 17.30 licensed under this chapter.

- 18.1        Subd. 8. **Division of Social Equity.** The office must establish a Division of Social Equity.
- 18.2        At a minimum, the division must:
- 18.3        (1) administer grants to communities that experienced a disproportionate, negative impact
- 18.4        from cannabis prohibition in order to promote economic development, provide services to
- 18.5        prevent violence, support early intervention programs for youth and families, and promote
- 18.6        community stability and safety;
- 18.7        (2) act as an ombudsperson for the office to provide information, investigate complaints
- 18.8        under this chapter, and provide or facilitate dispute resolutions; and
- 18.9        (3) report to the office on the status of complaints and social equity in the cannabis
- 18.10       industry.
- 18.11       **EFFECTIVE DATE.** This section is effective July 1, 2023, except for subdivision 2,
- 18.12       paragraphs (e), (f), (g), (h), and (i) which are effective the day following final enactment,
- 18.13       and subdivision 3, which is effective January 1, 2024.
- 18.14       Sec. 3. **[342.03] CANNABIS ADVISORY COUNCIL.**
- 18.15       Subdivision 1. **Membership.** (a) The Cannabis Advisory Council is created consisting
- 18.16       of the following members:
- 18.17       (1) the director of the Office of Cannabis Management or a designee;
- 18.18       (2) the commissioner of employment and economic development or a designee;
- 18.19       (3) the commissioner of revenue or a designee;
- 18.20       (4) the commissioner of health or a designee;
- 18.21       (5) the commissioner of public safety or a designee;
- 18.22       (6) the commissioner of human rights or a designee;
- 18.23       (7) the commissioner of labor or a designee;
- 18.24       (8) the commissioner of agriculture or a designee;
- 18.25       (9) the commissioner of the Pollution Control Agency or a designee;
- 18.26       (10) the superintendent of the Bureau of Criminal Apprehension or a designee;
- 18.27       (11) a representative from the League of Minnesota Cities appointed by the league;
- 18.28       (12) a representative from the Association of Minnesota Counties appointed by the
- 18.29       association;

- 19.1 (13) an expert in minority business development appointed by the governor;
- 19.2 (14) an expert in economic development strategies for under-resourced communities
- 19.3 appointed by the governor;
- 19.4 (15) an expert in farming or representing the interests of farmers appointed by the
- 19.5 governor;
- 19.6 (16) an expert representing the interests of cannabis workers appointed by the governor;
- 19.7 (17) an expert representing the interests of employers appointed by the governor;
- 19.8 (18) an expert in municipal law enforcement with advanced training in impairment
- 19.9 detection and evaluation appointed by the governor;
- 19.10 (19) an expert in social welfare or social justice appointed by the governor;
- 19.11 (20) an expert in criminal justice reform to mitigate the disproportionate impact of drug
- 19.12 prosecutions on communities of color appointed by the governor;
- 19.13 (21) an expert in the prevention and treatment of substance use disorders appointed by
- 19.14 the governor;
- 19.15 (22) an expert in minority business ownership appointed by the governor;
- 19.16 (23) an expert in women-owned businesses appointed by the governor;
- 19.17 (24) an expert in cannabis retailing appointed by the governor;
- 19.18 (25) an expert in cannabis product manufacturing appointed by the governor;
- 19.19 (26) an expert in laboratory sciences and toxicology appointed by the governor;
- 19.20 (27) an expert in providing legal services to cannabis businesses appointed by the
- 19.21 governor;
- 19.22 (28) an expert in cannabis cultivation appointed by the governor;
- 19.23 (29) two patient advocates, one who is a patient enrolled in the medical cannabis program
- 19.24 and one patient with experience in the mental health system or substance use disorder
- 19.25 treatment system appointed by the governor;
- 19.26 (30) a veteran appointed by the governor;
- 19.27 (31) one member of each of the following federally recognized Tribes, designated by
- 19.28 the elected Tribal president or chairperson of the governing bodies of:
- 19.29 (i) the Fond du Lac Band;

- 20.1 (ii) the Grand Portage Band;
- 20.2 (iii) the Mille Lacs Band;
- 20.3 (iv) the White Earth Band;
- 20.4 (v) the Bois Forte Band;
- 20.5 (vi) the Leech Lake Band;
- 20.6 (vii) the Red Lake Nation;
- 20.7 (viii) the Upper Sioux Community;
- 20.8 (ix) the Lower Sioux Indian Community;
- 20.9 (x) the Shakopee Mdewakanton Sioux Community; and
- 20.10 (xi) the Prairie Island Indian Community; and
- 20.11 (32) a representative from the Local Public Health Association of Minnesota appointed
- 20.12 by the association.
- 20.13 (b) While serving on the Cannabis Advisory Council and within two years after
- 20.14 terminating service, a council member shall not serve as a lobbyist, as defined under section
- 20.15 10A.01, subdivision 21.
- 20.16 Subd. 2. **Terms; compensation; removal; vacancy; expiration.** The membership terms,
- 20.17 compensation, removal of members appointed by the governor, and filling of vacancies of
- 20.18 members are provided in section 15.059. Notwithstanding section 15.059, subdivision 6,
- 20.19 the advisory council shall not expire.
- 20.20 Subd. 3. **Officers; meetings.** (a) The director of the Office of Cannabis Management
- 20.21 or the director's designee must chair the Cannabis Advisory Council. The advisory council
- 20.22 must elect a vice-chair and may elect other officers as necessary.
- 20.23 (b) The advisory council shall meet quarterly or upon the call of the chair.
- 20.24 (c) Meetings of the advisory council are subject to chapter 13D.
- 20.25 Subd. 4. **Duties.** (a) The duties of the advisory council shall include:
- 20.26 (1) reviewing national cannabis policy;
- 20.27 (2) examining the effectiveness of state cannabis policy;
- 20.28 (3) reviewing developments in the cannabis industry;

21.1 (4) reviewing developments in the study of cannabis flower, cannabis products, artificially  
21.2 derived cannabinoids, lower potency edible products, and hemp-derived consumer products;

21.3 (5) taking public testimony; and

21.4 (6) making recommendations to the Office of Cannabis Management.

21.5 (b) At its discretion, the advisory council may examine other related issues consistent  
21.6 with this section.

21.7 Sec. 4. **[342.04] STUDIES; REPORTS.**

21.8 (a) The office shall conduct a study to determine the expected size and growth of the  
21.9 regulated cannabis industry, including an estimate of the demand for cannabis flower and  
21.10 cannabis products, the number and geographic distribution of cannabis businesses needed  
21.11 to meet that demand, and the anticipated business from residents of other states.

21.12 (b) The office shall conduct a study to determine the size of the illicit cannabis market,  
21.13 the sources of illicit cannabis flower and illicit cannabis products in the state, the locations  
21.14 of citations issued and arrests made for cannabis offenses, and the subareas, such as census  
21.15 tracts or neighborhoods, that experience a disproportionately large amount of cannabis  
21.16 enforcement.

21.17 (c) The office shall conduct a study on impaired driving to determine the number of  
21.18 accidents involving one or more drivers who admitted to using cannabis flower, cannabis  
21.19 products, lower potency hemp edibles, or hemp-derived consumer products, or who tested  
21.20 positive for cannabis or tetrahydrocannabinol, the number of arrests of individuals for  
21.21 impaired driving in which the individual tested positive for cannabis or tetrahydrocannabinol,  
21.22 and the number of convictions for driving under the influence of cannabis flower, cannabis  
21.23 products, lower potency hemp edibles, hemp-derived consumer products, or  
21.24 tetrahydrocannabinol.

21.25 (d) The office shall provide preliminary reports on the studies conducted pursuant to  
21.26 paragraphs (a) to (c) to the legislature by January 15, 2024, and shall provide final reports  
21.27 to the legislature by January 15, 2025. Each report may be consolidated with other annual  
21.28 reports into the office is required to submit.

21.29 (e) The office shall conduct a study on the state's mental health system and substance  
21.30 use disorder treatment system to determine the rates at which individuals access those  
21.31 systems. At a minimum, the report shall include information about the number of people  
21.32 admitted to emergency rooms for treatment of a mental illness or substance use disorder,  
21.33 ordered by a court to participate in mental health or substance use programming, and who

22.1 voluntarily agreed to accept mental health or substance use treatment or admission to a  
22.2 state-operated treatment program or treatment facility. The report must include summary  
22.3 data disaggregated by the month of admission or order; age, race, and sex of the individuals;  
22.4 whether the admission or order was for a mental illness or substance use disorder; and, to  
22.5 the extent known, the substance of abuse that resulted in the admission or order. Data must  
22.6 be obtained, retained, and reported in a way that prevents the unauthorized release of private  
22.7 data on individuals as defined in section 13.02. The office shall submit the report by January  
22.8 15, 2027, and the report may be combined with the annual report submitted by the office.

22.9 (f) The office shall conduct an annual market analysis on the status of the regulated  
22.10 cannabis industry and submit a report of the findings. The office shall submit the report by  
22.11 January 15 of each year and the report may be combined with the annual report submitted  
22.12 by the office. The process of completing the market analysis must include holding public  
22.13 meetings to solicit the input of consumers, market stakeholders, and potential new applicants  
22.14 and must include an assessment as to whether the office has issued the necessary number  
22.15 of licenses in order to:

22.16 (1) ensure the sufficient supply of cannabis flower and cannabis products to meet demand;

22.17 (2) provide market stability;

22.18 (3) ensure a competitive market; and

22.19 (4) limit the sale of unregulated cannabis flower and cannabis products.

22.20 (g) The office shall submit an annual report to the legislature by January 15, 2024, and  
22.21 each January 15 thereafter. The annual report shall include but not be limited to the following:

22.22 (1) the status of the regulated cannabis industry;

22.23 (2) the status of the illicit cannabis market;

22.24 (3) the number of accidents, arrests, and convictions involving drivers who admitted to  
22.25 using cannabis flower, cannabis products, lower potency hemp products, or hemp-derived  
22.26 consumer products, or who tested positive for cannabis or tetrahydrocannabinol;

22.27 (4) the change in potency, if any, of cannabis flower and cannabis products available  
22.28 through the regulated market;

22.29 (5) progress on providing opportunities to individuals and communities that experienced  
22.30 a disproportionate, negative impact from cannabis prohibition, including but not limited to  
22.31 providing relief from criminal convictions and increasing economic opportunities;

22.32 (6) the status of racial and geographic diversity in the cannabis industry;

- 23.1 (7) proposed legislative changes;
- 23.2 (8) information on the adverse effects of second-hand smoke from any cannabis flower,  
23.3 cannabis products, and hemp-derived consumer products that are consumed by combustion  
23.4 or vaporization of the product and inhalation of smoke, aerosol, or vapor from the product;  
23.5 and
- 23.6 (9) recommendations for levels of funding for:
- 23.7 (i) a coordinated education program to address and raise public awareness about the top  
23.8 three adverse health effects, as determined by the commissioner of health, associated with  
23.9 the use of cannabis flower, cannabis products, lower potency hemp edibles, or hemp-derived  
23.10 consumer products by individuals under 21 years of age;
- 23.11 (ii) a coordinated education program to educate pregnant women, breastfeeding women,  
23.12 and women who may become pregnant on the adverse health effects of cannabis flower,  
23.13 cannabis products, lower potency hemp edibles, or hemp-derived consumer products;
- 23.14 (iii) training, technical assistance, and educational materials for home visiting programs  
23.15 and Tribal home visiting programs regarding safe and unsafe use of cannabis flower, cannabis  
23.16 products, lower potency hemp edibles, or hemp-derived consumer products in homes with  
23.17 infants and young children;
- 23.18 (iv) model programs to educate middle school and high school students on the health  
23.19 effects on children and adolescents of the use of cannabis flower, cannabis products, lower  
23.20 potency hemp edibles, hemp-derived consumer products, and other intoxicating or controlled  
23.21 substances;
- 23.22 (v) grants issued through the CanTrain, CanNavigate, CanStartup, and CanGrow  
23.23 programs;
- 23.24 (vi) grants to organizations for community development in social equity communities  
23.25 through the CanRenew program;
- 23.26 (vii) training of peace officers and law enforcement agencies on changes to laws involving  
23.27 cannabis flower, cannabis products, lower potency hemp edibles, and hemp-derived consumer  
23.28 products, and the law's impact on searches and seizures;
- 23.29 (viii) training of peace officers to increase the number of drug recognition experts;
- 23.30 (ix) training of peace officers on the cultural uses of sage and distinguishing use of sage  
23.31 from the use of cannabis flower, including whether the Board of Peace Officer Standards  
23.32 and Training should approve or develop training materials;

24.1 (x) the retirement and replacement of drug detection dogs; and

24.2 (xi) the Department of Human Services and county social service agencies to address  
24.3 any increase in demand for services.

24.4 (h) In developing the recommended funding levels under paragraph (f), clause (9), items  
24.5 (vii) to (xi), the office shall consult with local law enforcement agencies, the Minnesota  
24.6 Chiefs of Police Association, the Minnesota Sheriff's Association, the League of Minnesota  
24.7 Cities, the Association of Minnesota Counties, and county social services agencies.

24.8 **Sec. 5. [342.05] STATEWIDE MONITORING SYSTEM.**

24.9 Subdivision 1. **Statewide monitoring.** The office must contract with an outside vendor  
24.10 to establish a statewide monitoring system for integrated cannabis tracking, inventory, and  
24.11 verification to track all cannabis plants, cannabis flower, and cannabis products from seed,  
24.12 immature plant, or creation until disposal or sale to a patient or customer.

24.13 Subd. 2. **Data submission requirements.** The monitoring system must allow cannabis  
24.14 businesses to submit monitoring data to the office through the use of monitoring system  
24.15 software commonly used within the cannabis industry and may also permit cannabis  
24.16 businesses to submit monitoring data through manual data entry with approval from the  
24.17 office.

24.18 **Sec. 6. [342.06] APPROVAL OF CANNABIS FLOWER, PRODUCTS, AND**  
24.19 **CANNABINIDS.**

24.20 (a) The office shall approve types of cannabis flower, cannabis products, lower potency  
24.21 hemp edibles, and hemp-derived consumer products for retail sale.

24.22 (b) The office may establish limits on the total THC of cannabis flower, cannabis  
24.23 products, and hemp-derived consumer products. As used in this paragraph, "total THC"  
24.24 means the sum of the percentage by weight of tetrahydrocannabinolic acid multiplied by  
24.25 0.877 plus the percentage by weight of all tetrahydrocannabinols.

24.26 (c) The office shall not approve any cannabis product, lower potency hemp edible,  
24.27 hemp-derived consumer product that:

24.28 (1) is or appears to be a lollipop or ice cream;

24.29 (2) bears the likeness or contains characteristics of a real or fictional person, animal, or  
24.30 fruit;



25.1 (3) is modeled after a type or brand of products primarily consumed by or marketed to  
25.2 children;

25.3 (4) contains a synthetic cannabinoid;

25.4 (5) is made by applying a cannabinoid, including but not limited to an artificially derived  
25.5 cannabinoid, to a finished food product that does not contain cannabinoids and is sold to  
25.6 consumers, including but not limited to a candy or snack food; or

25.7 (6) if the product is an edible cannabis product or lower potency hemp edible, contains  
25.8 an ingredient, other than a cannabinoid, that is not approved by the United States Food and  
25.9 Drug Administration for use in food.

25.10 (d) The office must not approve any cannabis flower, cannabis product, or hemp-derived  
25.11 consumer product that:

25.12 (1) is intended to be consumed by combustion or vaporization of the product and  
25.13 inhalation of smoke, aerosol, or vapor from the product; and

25.14 (2) imparts a taste or smell, other than the taste or smell of cannabis flower, that is  
25.15 distinguishable by an ordinary person before or during consumption of the product.

25.16 (e) The office may adopt rules to limit or prohibit ingredients in or additives to cannabis  
25.17 flower, cannabis products, or hemp-derived consumer products to ensure compliance with  
25.18 the limitations in paragraph (d).

25.19 **Sec. 7. [342.07] AGRICULTURAL AND FOOD SAFETY PRACTICES;**  
25.20 **RULEMAKING.**

25.21 Subdivision 1. **Plant propagation standards.** In consultation with the commissioner  
25.22 of agriculture, the office by rule must establish certification, testing, and labeling  
25.23 requirements for the methods used to grow new cannabis plants or hemp plants, including  
25.24 but not limited to growth from seed, clone, cutting, or tissue culture. The requirements must  
25.25 prohibit the cultivation of cannabis plants derived from genetic engineering, as defined in  
25.26 section 18F.02, subdivision 4.

25.27 Subd. 2. **Agricultural best practices.** In consultation with the commissioner of  
25.28 agriculture and representatives from the University of Minnesota Extension Service, the  
25.29 office shall establish best practices for:

25.30 (1) the cultivation and preparation of cannabis plants; and

25.31 (2) the use of pesticides, fertilizers, soil amendments, and plant amendments in relation  
25.32 to growing cannabis plants.

26.1 Subd. 3. **Edible cannabinoid product handler endorsement.** (a) Any person seeking  
26.2 to manufacture, process, sell, handle, or store an edible cannabis product or lower potency  
26.3 hemp edible, other than an edible cannabis product or lower potency hemp edible that has  
26.4 been placed in its final packaging, must first obtain an edible cannabinoid product handler  
26.5 endorsement.

26.6 (b) In consultation with the commissioner of agriculture, the office shall establish an  
26.7 edible cannabinoid product handler endorsement.

26.8 (c) The office must regulate edible cannabinoid product handlers and assess penalties  
26.9 in the same manner provided for food handlers under chapters 28A, 31, and 34A and  
26.10 associated rules, with the following exceptions:

26.11 (1) the office must issue an edible cannabinoid product handler endorsement, rather than  
26.12 a license;

26.13 (2) eligibility for an edible cannabinoid product handler endorsement is limited to persons  
26.14 who possess a valid license issued by the office;

26.15 (3) the office may not charge a fee for issuing or renewing the endorsement;

26.16 (4) the office must align the term and renewal period for edible cannabinoid product  
26.17 handler endorsements with the term and renewal period of the license issued by the office;  
26.18 and

26.19 (5) an edible cannabis product or lower potency hemp edible must not be considered  
26.20 adulterated solely because the product contains tetrahydrocannabinol, cannabis concentrate,  
26.21 hemp concentrate, artificially derived cannabinoids, or any other material extracted or  
26.22 derived from a cannabis plant, cannabis flower, hemp plant, or hemp plant parts.

26.23 (d) The edible cannabinoid product handler endorsement must prohibit the manufacture  
26.24 of edible cannabis products at the same premises where food is manufactured, except for  
26.25 the limited production of edible products produced solely for product development, sampling,  
26.26 or testing. This limitation does not apply to the manufacture of lower potency hemp edibles.

26.27 Sec. 8. **[342.08] ESTABLISHMENT OF ENVIRONMENTAL STANDARDS.**

26.28 Subdivision 1. **Water standards.** In consultation with the commissioner of the Pollution  
26.29 Control Agency, the office by rule must establish appropriate water standards for cannabis  
26.30 businesses.

26.31 Subd. 2. **Energy use.** In consultation with the commissioner of commerce, the office  
26.32 by rule must establish appropriate energy standards for cannabis businesses.

27.1 Subd. 3. **Solid waste.** In consultation with the commissioner of the Pollution Control  
27.2 Agency, the office by rule must establish appropriate solid waste standards for the disposal  
27.3 of:

27.4 (1) cannabis flower and cannabis products;

27.5 (2) packaging;

27.6 (3) recyclable materials, including minimum requirements for the use of recyclable  
27.7 materials; and

27.8 (4) other solid waste.

27.9 Subd. 4. **Odor.** The office by rule must establish appropriate standards and requirements  
27.10 to limit odors produced by cannabis businesses.

27.11 Subd. 5. **Applicability; federal, state, and local laws.** A cannabis business must comply  
27.12 with all applicable federal, state, and local laws related to the subjects of subdivisions 1 to  
27.13 4.

27.14 Subd. 6. **Rulemaking.** (a) The office may only adopt a rule under this section if the rule  
27.15 is consistent with and at least as stringent as applicable state and federal laws related to the  
27.16 subjects of subdivisions 1 to 4.

27.17 (b) The office must coordinate and consult with a department or agency of the state  
27.18 regarding the development and implementation of a rule under this section if the department  
27.19 or agency has expertise or a regulatory interest in the subject matter of the rule.

27.20 Sec. 9. **[342.09] PERSONAL ADULT USE OF CANNABIS.**

27.21 Subdivision 1. **Personal adult use, possession, and transportation of cannabis flower**  
27.22 **and cannabinoid products.** (a) An individual 21 years of age or older may:

27.23 (1) use, possess, or transport cannabis paraphernalia;

27.24 (2) possess or transport two ounces or less of adult-use cannabis flower in a public place;

27.25 (3) possess 1.5 pounds or less of adult-use cannabis flower in the individual's private  
27.26 residence;

27.27 (4) possess or transport eight grams or less of adult-use cannabis concentrate;

27.28 (5) possess or transport edible cannabis products and lower potency hemp edibles infused  
27.29 with a combined total of 800 milligrams or less of tetrahydrocannabinol;

28.1 (6) give for no remuneration two ounces or less of adult-use cannabis flower, eight grams  
28.2 or less of adult-use cannabis concentrate, or edible cannabis products and lower potency  
28.3 hemp edibles infused with 800 milligrams or less of tetrahydrocannabinol to an individual  
28.4 who is at least 21 years of age; and

28.5 (7) use adult-use cannabis flower and adult-use cannabis products in the following  
28.6 locations:

28.7 (i) a private residence, including the individual's curtilage or yard;

28.8 (ii) on private property, not generally accessible by the public, unless the individual is  
28.9 explicitly prohibited from consuming cannabis flower, cannabis products, lower potency  
28.10 hemp edibles, or hemp-derived consumer products on the property by the owner of the  
28.11 property; or

28.12 (iii) on the premises of an establishment or event licensed to permit on-site consumption.

28.13 (b) Except as provided in paragraph (c), an individual may not:

28.14 (1) use, possess, or transport cannabis flower, cannabis products, lower potency hemp  
28.15 edibles, or hemp-derived consumer products if the individual is under 21 years of age;

28.16 (2) use cannabis flower, cannabis products, lower potency hemp edibles, or hemp-derived  
28.17 consumer products in a motor vehicle as defined in section 169A.03, subdivision 15;

28.18 (3) use cannabis flower, cannabis products, or hemp-derived consumer products in a  
28.19 manner that involves the inhalation of smoke, aerosol, or vapor, at any location where  
28.20 smoking is prohibited under section 144.414;

28.21 (4) use or possess cannabis flower, cannabis products, lower potency hemp edibles, or  
28.22 hemp-derived consumer products in a public school, as defined in section 120A.05,  
28.23 subdivisions 9, 11, and 13, or in a charter school governed by chapter 124E, including all  
28.24 facilities, whether owned, rented, or leased, and all vehicles that a school district owns,  
28.25 leases, rents, contracts for, or controls;

28.26 (5) use or possess cannabis flower, cannabis products, lower potency hemp edibles, or  
28.27 hemp-derived consumer products in a state correctional facility;

28.28 (6) operate a motor vehicle while under the influence of cannabis flower, cannabis  
28.29 products, lower potency hemp edibles, or hemp-derived consumer products;

28.30 (7) give for no remuneration cannabis flower, cannabis products, lower potency hemp  
28.31 edibles, or hemp-derived consumer products to an individual under 21 years of age; or

29.1 (8) give for no remuneration cannabis flower or cannabis products as a sample or  
29.2 promotional gift if the giver is in the business of selling goods or services.

29.3 (c) The prohibitions under paragraph (b), clauses (1) to (4), do not apply to use other  
29.4 than by smoking or by a vaporized delivery method, possession, or transportation of medical  
29.5 cannabis flower or medical cannabinoid products by a patient; a registered designated  
29.6 caregiver; or a parent, legal guardian, or spouse of a patient.

29.7 (d) A proprietor of a family or group family day care program must disclose to parents  
29.8 or guardians of children cared for on the premises of the family or group family day care  
29.9 program, if the proprietor permits the smoking or use of cannabis flower, cannabis products,  
29.10 lower potency hemp edibles, or hemp-derived consumer products on the premises outside  
29.11 of its hours of operation. Disclosure must include posting on the premises a conspicuous  
29.12 written notice and orally informing parents or guardians.

29.13 Subd. 2. **Home cultivation of cannabis for personal adult use.** Up to eight cannabis  
29.14 plants, with no more than four being mature, flowering plants may be grown at a single  
29.15 residence, including the curtilage or yard, without a license to cultivate cannabis issued  
29.16 under this chapter provided that cultivation takes place at the primary residence of an  
29.17 individual 21 years of age or older and in an enclosed, locked space that is not open to public  
29.18 view.

29.19 Subd. 3. **Home extraction of cannabis concentrate by use of volatile solvent**  
29.20 **prohibited.** No person may use a volatile solvent to separate or extract cannabis concentrate  
29.21 or hemp concentrate without a cannabis microbusiness, cannabis mezzobusiness, cannabis  
29.22 manufacturer, medical cannabis processor, or lower potency hemp edible manufacturer  
29.23 license issued under this chapter.

29.24 Subd. 4. **Sale of cannabis flower and products prohibited.** No person may sell cannabis  
29.25 flower, cannabis products, lower potency hemp edibles, or hemp-derived consumer products  
29.26 without a license issued under this chapter that authorizes the sale.

29.27 Subd. 5. **Importation of hemp-derived products.** No person may import lower potency  
29.28 hemp edibles or hemp-derived consumer products that are manufactured outside the  
29.29 boundaries of the state of Minnesota with the intent to sell the products to consumers within  
29.30 the state or to any other person or business that intends to sell the products to consumers  
29.31 within the state without a license issued under this chapter that authorizes the importation  
29.32 of such products. This subdivision does not apply to products lawfully purchased for personal  
29.33 use.

Subd. 6. Violations; penalties. (a) In addition to penalties listed in this subdivision, a person who violates the provisions of this chapter is subject to any applicable criminal penalty.

(b) The office may assess the following civil penalties on a person who sells cannabis flower, cannabis products, lower potency hemp edibles, or hemp-derived consumer products without a license issued under this chapter that authorizes the sale:

(1) if the person sells up to two ounces of cannabis flower, up to \$3,000 or three times the retail market value of the cannabis flower, whichever is greater;

(2) if the person sells more than two ounces but not more than eight ounces of cannabis flower, up to \$10,000 or three times the retail market value of the cannabis flower, whichever is greater;

(3) if the person sells more than eight ounces but not more than one pound of cannabis flower, up to \$25,000 or three times the retail market value of the cannabis flower, whichever is greater;

(4) if the person sells more than one pound but not more than five pounds of cannabis flower, up to \$50,000 or three times the retail market value of the cannabis flower, whichever is greater;

(5) if the person sells more than five pounds but not more than 25 pounds of cannabis flower, up to \$100,000 or three times the retail market value of the cannabis flower, whichever is greater;

(6) if the person sells more than 25 pounds but not more than 50 pounds of cannabis flower, up to \$250,000 or three times the retail market value of the cannabis flower, whichever is greater; and

(7) if the person sells more than 50 pounds of cannabis flower, up to \$1,000,000 or three times the retail market value of the cannabis flower, whichever is greater.

(c) The office may assess the following civil penalties on a person who sells cannabis concentrate without a license issued under this chapter that authorizes the sale:

(1) if the person sells up to eight grams of cannabis concentrate, up to \$3,000 or three times the retail market value of the cannabis concentrate, whichever is greater;

(2) if the person sells more than eight grams but not more than 40 grams of cannabis concentrate, up to \$10,000 or three times the retail market value of the cannabis concentrate, whichever is greater;

31.1 (3) if the person sells more than 40 grams but not more than 80 grams of cannabis  
31.2 concentrate, up to \$25,000 or three times the retail market value of the cannabis concentrate,  
31.3 whichever is greater;

31.4 (4) if the person sells more than 80 grams but not more than 400 grams of cannabis  
31.5 concentrate, up to \$50,000 or three times the retail market value of the cannabis concentrate,  
31.6 whichever is greater;

31.7 (5) if the person sells more than 400 grams but not more than two kilograms of cannabis  
31.8 concentrate, up to \$100,000 or three times the retail market value of the cannabis concentrate,  
31.9 whichever is greater;

31.10 (6) if the person sells more than two kilograms but not more than four kilograms of  
31.11 cannabis concentrate, up to \$250,000 or three times the retail market value of the cannabis  
31.12 concentrate, whichever is greater; and

31.13 (7) if the person sells more than four kilograms of cannabis concentrate, up to \$1,000,000  
31.14 or three times the retail market value of the cannabis concentrate, whichever is greater.

31.15 (d) The office may assess the following civil penalties on a person who imports or sells  
31.16 products infused with tetrahydrocannabinol without a license issued under this chapter that  
31.17 authorizes the importation or sale:

31.18 (1) if the person imports or sells products infused with up to 800 milligrams of  
31.19 tetrahydrocannabinol, up to \$3,000 or three times the retail market value of the infused  
31.20 product, whichever is greater;

31.21 (2) if the person imports or sells products infused with a total of more than 800 milligrams  
31.22 but not more than four grams of tetrahydrocannabinol, up to \$10,000 or three times the  
31.23 retail market value of the infused product, whichever is greater;

31.24 (3) if the person imports or sells products infused with a total of more than four grams  
31.25 but not more than eight grams of tetrahydrocannabinol, up to \$25,000 or three times the  
31.26 retail market value of the infused product, whichever is greater;

31.27 (4) if the person imports or sells products infused with a total of more than eight grams  
31.28 but not more than 40 grams of tetrahydrocannabinol, up to \$50,000 or three times the retail  
31.29 market value of the infused product, whichever is greater;

31.30 (5) if the person imports or sells products infused with a total of more than 40 grams  
31.31 but not more than 200 grams of tetrahydrocannabinol, up to \$100,000 or three times the  
31.32 retail market value of the infused product, whichever is greater;

32.1 (6) if the person imports or sells products infused with a total of more than 200 grams  
32.2 but not more than 400 grams of tetrahydrocannabinol, up to \$250,000 or three times the  
32.3 retail market value of the infused product, whichever is greater; and

32.4 (7) if the person imports or sells products infused with a total of more than 400 grams  
32.5 of tetrahydrocannabinol, up to \$1,000,000 or three times the retail market value of the  
32.6 infused product, whichever is greater.

32.7 (e) The office may assess a civil penalty of up to \$500 for each plant grown in excess  
32.8 of the limit on a person who grows more than eight cannabis plants or more than four mature,  
32.9 flowering plants, without a license to cultivate cannabis issued under this chapter.

32.10 **Sec. 10. [342.10] LICENSES; TYPES.**

32.11 The office shall issue the following types of license:

32.12 (1) cannabis microbusiness;

32.13 (2) cannabis mezzobusiness;

32.14 (3) cannabis cultivator;

32.15 (4) cannabis manufacturer;

32.16 (5) cannabis retailer;

32.17 (6) cannabis wholesaler;

32.18 (7) cannabis transporter;

32.19 (8) cannabis testing facility;

32.20 (9) cannabis event organizer;

32.21 (10) cannabis delivery service;

32.22 (11) lower potency hemp edible manufacturer;

32.23 (12) lower potency hemp edible retailer;

32.24 (13) medical cannabis cultivator;

32.25 (14) medical cannabis processor; or

32.26 (15) medical cannabis retailer.



33.1       Sec. 11. **[342.11] LICENSES; FEES.**

33.2           (a) The office shall require the payment of application fees, initial licensing fees, and  
33.3 renewal licensing fees as provided in this section. The initial license fee shall include the  
33.4 fee for initial issuance of the license and the first annual renewal. The renewal fee shall be  
33.5 charged at the time of the second renewal and each subsequent annual renewal thereafter.  
33.6 Nothing in this section prohibits a local unit of government from charging the retailer  
33.7 registration fee established in section 342.22. Application fees, initial licensing fees, and  
33.8 renewal licensing fees are nonrefundable.

33.9           (b) Application and licensing fees shall be as follows:

33.10          (1) for a cannabis microbusiness:

33.11           (i) an application fee of \$500;

33.12           (ii) an initial license fee of \$0; and

33.13           (iii) a renewal license fee of \$2,000;

33.14          (2) for a cannabis mezzobusiness:

33.15           (i) an application fee of \$5,000;

33.16           (ii) an initial license fee of \$5,000; and

33.17           (iii) a renewal license fee of \$10,000;

33.18          (3) for a cannabis cultivator:

33.19           (i) an application fee of \$10,000;

33.20           (ii) an initial license fee of \$20,000; and

33.21           (iii) a renewal license fee of \$30,000;

33.22          (4) for a cannabis manufacturer:

33.23           (i) an application fee of \$10,000;

33.24           (ii) an initial license fee of \$10,000; and

33.25           (iii) a renewal license fee of \$20,000;

33.26          (5) for a cannabis retailer:

33.27           (i) an application fee of \$2,500;

33.28           (ii) an initial license fee of \$2,500; and

33.29           (iii) a renewal license fee of \$5,000;

- 34.1 (6) for a cannabis wholesaler:
- 34.2 (i) an application fee of \$5,000;
- 34.3 (ii) an initial license fee of \$5,000; and
- 34.4 (iii) a renewal license fee of \$10,000;
- 34.5 (7) for a cannabis transporter:
- 34.6 (i) an application fee of \$250;
- 34.7 (ii) an initial license fee of \$500; and
- 34.8 (iii) a renewal license fee of \$1,000;
- 34.9 (8) for a cannabis testing facility:
- 34.10 (i) an application fee of \$250;
- 34.11 (ii) an initial license fee of \$0; and
- 34.12 (iii) a renewal license fee of \$0;
- 34.13 (9) for a cannabis delivery service:
- 34.14 (i) an application fee of \$250;
- 34.15 (ii) an initial license fee of \$500; and
- 34.16 (iii) a renewal license fee of \$1,000;
- 34.17 (10) for a cannabis event organizer:
- 34.18 (i) an application fee of \$750; and
- 34.19 (ii) an initial license fee of \$750;
- 34.20 (11) for a lower potency hemp edible manufacturer:
- 34.21 (i) an application fee of \$250;
- 34.22 (ii) an initial license fee of \$500; and
- 34.23 (iii) a renewal license fee of \$500;
- 34.24 (12) for a lower potency hemp retailer:
- 34.25 (i) an application fee of \$250;
- 34.26 (ii) an initial license fee of \$500; and
- 34.27 (iii) a renewal license fee of \$500;

35.1 (13) for a medical cannabis cultivator:

35.2 (i) an application fee of \$250;

35.3 (ii) an initial license fee of \$0; and

35.4 (iii) a renewal license fee of \$0;

35.5 (14) for a medical cannabis processor:

35.6 (i) an application fee of \$250;

35.7 (ii) an initial license fee of \$0; and

35.8 (iii) a renewal license fee of \$0; and

35.9 (15) for a medical cannabis retailer:

35.10 (i) an application fee of \$250;

35.11 (ii) an initial license fee of \$0; and

35.12 (iii) a renewal license fee of \$0.

35.13 **Sec. 12. [342.12] LICENSES; TRANSFERS; ADJUSTMENTS.**

35.14 (a) Licenses issued under this chapter may not be transferred. A new license must be  
35.15 obtained when:

35.16 (1) the form of the licensee's legal business structure converts or changes to a different  
35.17 type of legal business structure;

35.18 (2) the licensee dissolves, consolidates, or merges with another legal organization;

35.19 (3) within the previous 24 months, 50 percent or more of the licensee is transferred by  
35.20 a single transaction or multiple transactions to:

35.21 (i) another person or legal organization; or

35.22 (ii) a person or legal organization who had less than a five percent ownership interest  
35.23 in the licensee at the time of the first transaction; or

35.24 (4) any other event or combination of events that results in a substitution, elimination,  
35.25 or withdrawal of the licensee's responsibility for the operation of the licensee.

35.26 (b) Licenses must be renewed annually.

35.27 (c) License holders may petition the office to adjust the tier of a license issued within a  
35.28 license category provided that the license holder meets all applicable requirements.

(d) The office by rule may permit relocation of a licensed cannabis business, adopt requirements for the submission of a license relocation application, establish standards for the approval of a relocation application, and charge a fee not to exceed \$250 for reviewing and processing relocation applications. Relocation of a licensed premises pursuant to this paragraph does not extend or otherwise modify the license term of the license subject to relocation.

Sec. 13. **[342.13] LOCAL CONTROL.**

(a) A local unit of government may not prohibit the possession, transportation, or use of cannabis flower, cannabis products, lower potency hemp edibles, or hemp-derived consumer products authorized under this chapter.

(b) Except as provided in section 342.22, a local unit of government may not prohibit the establishment or operation of a cannabis business or hemp business licensed under this chapter.

(c) A local unit of government may adopt reasonable restrictions on the time, place, and manner of the operation of a cannabis business or hemp business provided that such restrictions do not prohibit the establishment or operation of cannabis businesses or hemp businesses. A local unit of government may prohibit the operation of a cannabis business within 1,000 feet of a school, day care, the Capitol or Capitol grounds, or a public park that includes a playground, athletic field, or other attraction regularly used by minors.

(d) The office shall work with local units of government to:

(1) develop model ordinances for reasonable restrictions on the time, place, and manner of the operation of a cannabis business or hemp business;

(2) develop standardized forms and procedures for the issuance of a retail registration pursuant to section 342.22; and

(3) develop model policies and procedures for the performance of compliance checks required under section 342.22.

(e) If a local unit of government is conducting studies or has authorized a study to be conducted or has held or has scheduled a hearing for the purpose of considering adoption or amendment of reasonable restrictions on the time, place, and manner of the operation of a cannabis business, the governing body of the local unit of government may adopt an interim ordinance applicable to all or part of its jurisdiction for the purpose of protecting the planning process and the health, safety, and welfare of its citizens. Before adopting the interim ordinance, the governing body must hold a public hearing. The interim ordinance

37.1 may regulate, restrict, or prohibit the operation of a cannabis business within the jurisdiction  
37.2 or a portion thereof until January 1, 2025.

37.3 (f) Within 30 days of receiving a copy of an application from the office, a local unit of  
37.4 government shall certify on a form provided by the office whether a proposed cannabis  
37.5 business or hemp business complies with local zoning ordinances and, if applicable, whether  
37.6 the proposed business complies with the state fire code and building code.

37.7 (g) Upon receipt of an application for a license issued under this chapter, the office shall  
37.8 contact the local unit of government in which the business would be located and provide  
37.9 the local unit of government with 30 days in which to provide input on the application. The  
37.10 local unit of government may provide the office with any additional information it believes  
37.11 is relevant to the office's decision on whether to issue a license, including but not limited  
37.12 to identifying concerns about the proposed location of a cannabis business or hemp business,  
37.13 or sharing public information about an applicant.

37.14 (h) The office by rule shall establish an expedited complaint process to receive, review,  
37.15 and respond to complaints made by a local unit of government about a cannabis business  
37.16 or hemp business. Complaints may include alleged violations of local ordinances or other  
37.17 alleged violations. At a minimum, the expedited complaint process shall require the office  
37.18 to provide an initial response to the complaint within seven days and perform any necessary  
37.19 inspections within 30 days. Nothing in this paragraphs prohibits a local unit of government  
37.20 from enforcing a local ordinance. If a local unit of government notifies the office that a  
37.21 cannabis business or hemp business other than a cannabis retailer, cannabis microbusiness  
37.22 with a retail operations endorsement, cannabis mezzobusiness, lower potency hemp edible  
37.23 retailer, or medical cannabis retailer poses an immediate threat to the health or safety of the  
37.24 public, the office must respond within 24 hours and may take any action described in section  
37.25 342.19 or 342.21.

37.26 Sec. 14. [342.14] CANNABIS LICENSE APPLICATION AND RENEWAL.

37.27 Subdivision 1. **Application; contents.** (a) The office by rule shall establish forms and  
37.28 procedures for the processing of cannabis licenses issued under this chapter. At a minimum,  
37.29 any application to obtain or renew a cannabis license shall include the following information,  
37.30 if applicable:

37.31 (1) the name, address, and date of birth of the applicant;

37.32 (2) the disclosure of ownership and control required under paragraph (b);

- 38.1 (3) the disclosure of whether the applicant or, if the applicant is a business, any officer,  
38.2 director, manager, and general partner of the business has ever filed for bankruptcy;
- 38.3 (4) the address and legal property description of the business;
- 38.4 (5) documentation showing legal possession of the premises where the business will  
38.5 operate;
- 38.6 (6) a diagram of the premises, including a security drawing;
- 38.7 (7) a copy of the security plan;
- 38.8 (8) proof of trade name registration;
- 38.9 (9) a copy of the applicant's business plan showing the expected size of the business;  
38.10 anticipated growth; the methods of record keeping; the knowledge and experience of the  
38.11 applicant and any officer, director, manager, and general partner of the business; the  
38.12 environmental plan; and other relevant financial and operational components;
- 38.13 (10) an attestation signed by a bona fide labor organization stating that the applicant has  
38.14 entered into a labor peace agreement;
- 38.15 (11) certification that the applicant will comply with the requirements of this chapter  
38.16 relating to the ownership and operation of a cannabis business;
- 38.17 (12) identification of one or more controlling persons or managerial employees as agents  
38.18 who shall be responsible for dealing with the office on all matters; and
- 38.19 (13) a statement that the applicant agrees to respond to the office's supplemental requests  
38.20 for information.
- 38.21 (b) An applicant must file and update as necessary a disclosure of ownership and control.  
38.22 The office by rule shall establish the contents and form of the disclosure. Except as provided  
38.23 in paragraph (f), the disclosure shall, at a minimum, include the following:
- 38.24 (1) the management structure, ownership, and control of the applicant or license holder,  
38.25 including the name of each cooperative member, officer, director, manager, general partner  
38.26 or business entity; the office or position held by each person; each person's percentage  
38.27 ownership interest, if any; and, if the business has a parent company, the name of each  
38.28 owner, board member, and officer of the parent company and the owner's, board member's,  
38.29 or officer's percentage ownership interest in the parent company and the cannabis business;
- 38.30 (2) a statement from the applicant and, if the applicant is a business, from every officer,  
38.31 director, manager, and general partner of the business, indicating whether that person has

39.1 previously held, or currently holds, an ownership interest in a cannabis business in Minnesota,  
39.2 any other state or territory of the United States, or any other country;

39.3 (3) if the applicant is a corporation, copies of its articles of incorporation and bylaws  
39.4 and any amendments to its articles of incorporation or bylaws;

39.5 (4) copies of any partnership agreement, operating agreement, or shareholder agreement;

39.6 (5) copies of any promissory notes, security instruments, or other similar agreements;

39.7 (6) explanation detailing the funding sources used to finance the business;

39.8 (7) a list of operating and investment accounts for the business, including any applicable  
39.9 financial institution and account number; and

39.10 (8) a list of each outstanding loan and financial obligation obtained for use in the business,  
39.11 including the loan amount, loan terms, and name and address of the creditor.

39.12 (c) An application may include:

39.13 (1) proof that the applicant is a social equity applicant;

39.14 (2) a description of the training and education that will be provided to any employee;

39.15 or

39.16 (3) a copy of business policies governing operations to ensure compliance with this  
39.17 chapter.

39.18 (d) Commitments made by an applicant in its application, including but not limited to  
39.19 the maintenance of a labor peace agreement, shall be an ongoing material condition of  
39.20 maintaining and renewing the license.

39.21 (e) An application on behalf of a corporation or association shall be signed by at least  
39.22 two officers or managing agents of that entity.

39.23 (f) The office may, by rule, establish exceptions to the disclosures required under  
39.24 paragraph (b) for members of a cooperative who hold less than a five percent ownership  
39.25 interest in the cooperative.

39.26 Subd. 2. **Application; process.** (a) An applicant must submit all required information  
39.27 to the office on the forms and in the manner prescribed by the office.

39.28 (b) If the office receives an application that fails to provide the required information,  
39.29 the office shall issue a deficiency notice to the applicant. The applicant shall have ten  
39.30 business days from the date of the deficiency notice to submit the required information.

(c) Failure by an applicant to submit all required information will result in the application being rejected.

(d) Upon receipt of a completed application and fee, the office shall forward a copy of the application to the local unit of government in which the business operates or intends to operate with a form for certification as to whether a proposed cannabis business or hemp business complies with local zoning ordinances and, if applicable, whether the proposed business complies with the state fire code and building code.

(e) Within 90 days of receiving a completed application and the results of any required criminal history check, the office shall issue the appropriate license or send the applicant a notice of rejection setting forth specific reasons that the office did not approve the application.

**Sec. 15. [342.15] ADULT-USE CANNABIS BUSINESS; CRIMINAL HISTORY CHECK AND DISQUALIFICATIONS.**

Subdivision 1. **Criminal history check.** (a) Upon request by the office, every applicant for a cannabis business license and prospective cannabis worker must submit a completed criminal history records check consent form, a full set of classifiable fingerprints, and the required fees to the office. Upon receipt of this information, the office must submit the completed criminal history records check consent form, full set of classifiable fingerprints, and required fees to the Bureau of Criminal Apprehension. After receiving this information, the bureau must conduct a Minnesota criminal history records check of the license applicant or prospective cannabis worker. The bureau may exchange a license applicant's or prospective cannabis worker's fingerprints with the Federal Bureau of Investigation to obtain the license applicant's or prospective cannabis worker's national criminal history record information. The bureau must return the results of the Minnesota and federal criminal history records checks to the director to determine if the license applicant or prospective cannabis worker is disqualified under rules adopted pursuant to this section.

(b) The office may, by rule, establish exceptions to the requirement under paragraph (a) for members of a cooperative who hold less than a five percent ownership interest in the cooperative.

Subd. 2. **Criminal offenses; disqualifications.** The office may by rule determine whether any felony convictions shall disqualify a person from holding or receiving a cannabis business license issued under this chapter or working for a cannabis business, and the length of any such disqualification. In adopting rules pursuant to this subdivision, the office shall not disqualify a person for a violation of section 152.025.



41.1 Subd. 3. **Risk of harm; set aside.** The office may set aside a disqualification under  
41.2 subdivision 2 if the office finds that the person has submitted sufficient information to  
41.3 demonstrate that the person does not pose a risk of harm to any person served by the  
41.4 applicant, license holder, or other entities as provided in this chapter.

41.5 Subd. 4. **Exception.** The background check requirements and disqualifications under  
41.6 this section do not apply to an applicant for a hemp business licenses or hemp workers.

41.7 Sec. 16. **[342.16] CANNABIS BUSINESSES; GENERAL OWNERSHIP**  
41.8 **DISQUALIFICATIONS AND REQUIREMENTS.**

41.9 (a) A license holder or applicant must meet each of the following requirements, if  
41.10 applicable, to hold or receive a cannabis license issued under this chapter:

41.11 (1) be at least 21 years of age;

41.12 (2) have completed an application for licensure or application for renewal;

41.13 (3) have paid the applicable application fee and license fee;

41.14 (4) reside in the state;

41.15 (5) if the applicant or license holder is a business entity, be incorporated in the state or  
41.16 otherwise formed or organized under the laws of the state;

41.17 (6) if the applicant or license holder is a business entity, at least 75 percent of the business  
41.18 must be owned by Minnesota residents;

41.19 (7) not be employed by the office or any state agency with regulatory authority under  
41.20 this chapter or the rules adopted pursuant to this chapter;

41.21 (8) not be a licensed peace officer, as defined in section 626.84, subdivision 1, paragraph  
41.22 (c);

41.23 (9) never have had a license previously issued under this chapter revoked;

41.24 (10) have filed any previously required tax returns for a cannabis business;

41.25 (11) have paid and remitted any business taxes, gross receipts taxes, interest, or penalties  
41.26 due relating to the operation of a cannabis business;

41.27 (12) have fully and truthfully complied with all information requests of the office relating  
41.28 to license application and renewal;

41.29 (13) not be disqualified under section 342.15;

42.1 (14) not employ an individual who is disqualified from working for a cannabis business  
42.2 under this chapter; and

42.3 (15) meet the ownership and operational requirements for the type of license and, if  
42.4 applicable, endorsement sought or held.

42.5 (b) A health care practitioner who certifies qualifying medical conditions for patients is  
42.6 prohibited from:

42.7 (1) holding a direct or indirect economic interest in a cannabis business;

42.8 (2) serving as a cooperative member, director, manager, general partner, or employee  
42.9 of a cannabis business; or

42.10 (3) advertising with a cannabis business in any way.

42.11 (c) If the license holder or applicant is a business entity, every officer, director, manager,  
42.12 and general partner of the business entity must meet each of the requirements of this section.

42.13 (d) The ownership disqualifications and requirements under this section do not apply to  
42.14 a hemp business license holder or applicant.

42.15 Sec. 17. **[342.17] SOCIAL EQUITY APPLICANTS.**

42.16 An individual qualifies as a social equity applicant if the individual is:

42.17 (1) convicted of a cannabis-related offense prior to the effective date of this chapter, or  
42.18 had a parent, guardian, child, spouse, or dependent, or was a dependent of an individual  
42.19 who, prior to the effective date of this chapter, was convicted of a cannabis-related offense;

42.20 (2) a service-disabled veteran and national guard as well as any military veteran or  
42.21 national guard who lost honorable status due to a cannabis-related offense;

42.22 (3) a resident for the last five years of one or more communities disproportionately  
42.23 impacted by cannabis enforcement as determined by the study conducted by the office  
42.24 pursuant to section 342.04, paragraph (b), and reported in the preliminary report, final report,  
42.25 or both;

42.26 (4) socially disadvantaged farmers or ranchers as defined by United States Code, title  
42.27 7, section 2003, paragraph (e), clause (2); or

42.28 (5) a resident for the last five years of one or more census tracts where, as reported in  
42.29 the most recently completed decennial census published by the United States Bureau of the  
42.30 Census, either:

42.31 (i) the poverty rate was 20 percent or more; or

43.1 (ii) the median family income did not exceed 80 percent of statewide median family  
43.2 income or, if in a metropolitan area, did not exceed the greater of 80 percent of the statewide  
43.3 median family income or 80 percent of the median family income for that metropolitan  
43.4 area.

43.5 Sec. 18. **[342.18] LICENSE SELECTION CRITERIA.**

43.6 Subdivision 1. **Market stability.** The office shall issue the necessary number of licenses  
43.7 in order to ensure the sufficient supply of cannabis flower and cannabis products to meet  
43.8 demand, provide market stability, ensure a competitive market, and limit the sale of  
43.9 unregulated cannabis flower and cannabis products.

43.10 Subd. 2. **Vertical integration prohibited; exceptions.** (a) Except as otherwise provided  
43.11 in this subdivision, the office shall not issue licenses to a single applicant that would result  
43.12 in the applicant being vertically integrated in violation of the provisions of this chapter.

43.13 (b) Nothing in this section prohibits or limits the issuance of microbusiness licenses or  
43.14 mezzobusiness licenses, or the issuance of both lower potency hemp edible manufacturer  
43.15 and lower potency hemp edible retailer licenses to the same person or entity.

43.16 Subd. 3. **Application score; license priority.** (a) The office shall award points to each  
43.17 completed application for a license to operate a cannabis business in the following categories:

43.18 (1) status as a social equity applicant or as an applicant who is substantially similar to  
43.19 a social equity applicant as described in paragraph (c);

43.20 (2) status as a veteran or retired national guard applicant who does not meet the definition  
43.21 of social equity applicant;

43.22 (3) security and record keeping;

43.23 (4) employee training plan;

43.24 (5) business plan and financial situation;

43.25 (6) labor and employment practices;

43.26 (7) knowledge and experience; and

43.27 (8) environmental plan.

43.28 (b) The office may award additional points to an application if the license holder would  
43.29 expand service to an underrepresented market including but not limited to participation in  
43.30 the medical cannabis program.

(c) The office shall establish application materials permitting individual applicants to demonstrate the impact that cannabis prohibition has had on that applicant including but not limited to the arrest or imprisonment of the applicant or a member of the applicant's immediate family, and the office may award points to such applicants in the same manner as points are awarded to social equity applicants.

(d) The office shall establish policies and guidelines, which shall be made available to the public, regarding the number of points available in each category and the basis for awarding those points. Status as a social equity applicant must account for at least 20 percent of the total available points. In determining the number of points to award to a cooperative or business applying as a social equity applicant, the office shall consider the number or ownership percentage of cooperative members, officers, directors, managers, and general partners who qualify as social equity applicants.

(e) Consistent with the goals identified in subdivision 1, the office shall issue licenses in each license category, giving priority to applicants who receive the highest score under paragraphs (a) and (b). If there are insufficient licenses available for entities that receive identical scores, the office shall utilize a lottery to randomly select license recipients from among those entities.

**Sec. 19. [342.19] INSPECTION; LICENSE VIOLATIONS; PENALTIES.**

Subdivision 1. **Authority to inspect.** (a) In order to carry out the purposes of this chapter, the office, upon presenting appropriate credentials to the owner, operator, or agent in charge, is authorized to:

(1) enter any cannabis business or hemp business without delay and at reasonable times;

(2) inspect and investigate during regular working hours and at other reasonable times, within reasonable limits and in a reasonable manner, any cannabis business or hemp business and all relevant conditions, equipment, records, and materials therein; and

(3) question privately any employer, owner, operator, agent, or employee of a cannabis business or hemp business.

(b) An employer, owner, operator, agent, or employee must not refuse the office entry or otherwise deter or prohibit the office from taking action under paragraph (a).

Subd. 2. **Powers of office.** (a) In making inspections and investigations under this chapter, the office shall have the power to administer oaths, certify as to official acts, take and cause to be taken depositions of witnesses, issue subpoenas, and compel the attendance of witnesses and production of papers, books, documents, records, and testimony. In case of failure of

any person to comply with any subpoena lawfully issued, or on the refusal of any witness to produce evidence or to testify to any matter regarding which the person may be lawfully interrogated, the district court shall, upon application of the office, compel obedience proceedings for contempt, as in the case of disobedience of the requirements of a subpoena issued by the court or a refusal to testify therein.

(b) If the office finds probable cause to believe that any cannabis plant, cannabis flower, cannabis product, artificially derived cannabinoid, lower potency hemp edible, or hemp-derived consumer product is being distributed in violation of this chapter or rules adopted under this chapter, the office shall affix to the item a tag, withdrawal from distribution order, or other appropriate marking providing notice that the cannabis plant, cannabis flower, cannabis product, artificially derived cannabinoid, lower potency hemp edible, or hemp-derived consumer product is, or is suspected of being, distributed in violation of this chapter, and has been detained or embargoed, and warning all persons not to remove or dispose of the item by sale or otherwise until permission for removal or disposal is given by the office or the court. It is unlawful for a person to remove or dispose of detained or embargoed cannabis plant, cannabis flower, cannabis product, artificially derived cannabinoid, lower potency hemp edible, or hemp-derived consumer product by sale or otherwise without the office's or a court's permission and each transaction is a separate violation of this section.

(c) If any cannabis plant, cannabis flower, cannabis product, artificially derived cannabinoid, lower potency hemp edible, or hemp-derived consumer product has been found by the office to be in violation of this chapter, the office shall petition the district court in the county in which the item is detained or embargoed for an order and decree for the condemnation of the item. The office shall release the cannabis plant, cannabis flower, cannabis product, artificially derived cannabinoid, lower potency hemp edible, or hemp-derived consumer product when this chapter and rules adopted under this chapter have been complied with or the item is found not to be in violation of this chapter or rules adopted under this chapter.

(d) If the court finds that detained or embargoed cannabis plant, cannabis flower, cannabis product, artificially derived cannabinoid, lower potency hemp edible, or hemp-derived consumer product is in violation of this chapter or rules adopted under this chapter, the following remedies are available:

(1) after entering a decree, the cannabis plant, cannabis flower, cannabis product, artificially derived cannabinoid, lower potency hemp edible, or hemp-derived consumer product may be destroyed at the expense of the claimant under the supervision of the office,

and all court costs, fees, storage, and other proper expenses must be assessed against the claimant of the cannabis plant, cannabis flower, cannabis product, artificially derived cannabinoid, lower potency hemp edible, or hemp-derived consumer product or the claimant's agent; and

(2) if the violation can be corrected by proper labeling or processing of the cannabis plant, cannabis flower, cannabis product, artificially derived cannabinoid, lower potency hemp edible, or hemp-derived consumer product, the court, after entry of the decree and after costs, fees, and expenses have been paid, and a good and sufficient bond conditioned that the cannabis plant, cannabis flower, cannabis product, artificially derived cannabinoid, lower potency hemp edible, or hemp-derived consumer product must be properly labeled or processed has been executed, may by order direct that the cannabis plant, cannabis flower, cannabis product, artificially derived cannabinoid, lower potency hemp edible, or hemp-derived consumer product be delivered to the claimant for proper labeling or processing under the supervision of the office. The office's supervision expenses must be paid by the claimant. The cannabis plant, cannabis flower, cannabis product, artificially derived cannabinoid, lower potency hemp edible, or hemp-derived consumer product must be returned to the claimant and the bond must be discharged on representation to the court by the office that the cannabis plant, cannabis flower, cannabis product, artificially derived cannabinoid, lower potency hemp edible, or hemp-derived consumer product is no longer in violation and that the office's supervision expenses have been paid.

(e) If the office finds in any room, building, piece of equipment, vehicle of transportation, or other structure any cannabis plant, cannabis flower, cannabis product, artificially derived cannabinoid, lower potency hemp edible, or hemp-derived consumer product that is unsound or contains any filthy, decomposed, or putrid substance, or that may be poisonous or deleterious to health or otherwise unsafe, the office shall condemn or destroy the item or in any other manner render the item as unsalable, and no one has any cause of action against the office on account of the office's action.

(f) The office may enter into an agreement with the commissioner of agriculture to analyze and examine samples or other articles furnished by the office for the purpose of determining whether the sample or article violates this chapter or rules adopted under this chapter. A copy of the examination or analysis report for any such article, duly authenticated under oath by the laboratory analyst making the determination or examination, shall be prima facie evidence in all courts of the matters and facts contained in the report.

Subd. 3. **Aiding of inspection.** Subject to rules issued by the office, a representative of a cannabis business or hemp business shall be given an opportunity to accompany the office

47.1 during the physical inspection of any cannabis business or hemp business for the purpose  
47.2 of aiding such inspection.

47.3 Subd. 4. **Complaints and reports; priority of inspection.** (a) The office may conduct  
47.4 inspections of any licensed cannabis business or hemp business at any time to ensure  
47.5 compliance with the ownership and operation requirements of this chapter.

47.6 (b) Any person may report a suspected violation of a safety or health standard. If upon  
47.7 receipt of such notification the office determines that there are reasonable grounds to believe  
47.8 that such violation or danger exists, the office shall make a special inspection as soon as  
47.9 practicable to determine if such danger or violation exists.

47.10 (c) The office shall prioritize inspections of cannabis businesses and hemp businesses  
47.11 where there are reasonable grounds to believe that a violation poses imminent danger to the  
47.12 public or customers. Inspections must take place within 24 hours of the receipt of a credible  
47.13 report.

47.14 (d) The office shall promptly inspect cannabis businesses and hemp businesses that are  
47.15 the subject of complaint by a local unit of government.

47.16 Subd. 5. **Violations; administrative orders and penalties.** (a) The office may issue an  
47.17 administrative order to any licensed cannabis business or hemp business that the office  
47.18 determines has committed a violation of this chapter or rules adopted pursuant to this chapter.  
47.19 The administrative order may require the business to correct the violation or to cease and  
47.20 desist from committing the violation. The order must state the deficiencies that constitute  
47.21 the violation and the time by which the violation must be corrected. If the business believes  
47.22 that the information in the administrative order is in error, the business may ask the office  
47.23 to consider the parts of the order that are alleged to be in error. The request must be in  
47.24 writing, delivered to the office by certified mail within seven days after receipt of the order,  
47.25 and provide documentation to support the allegation of error. The office must respond to a  
47.26 request for reconsideration within 15 days after receiving the request. A request for  
47.27 reconsideration does not stay the correction order unless the office issues a supplemental  
47.28 order granting additional time. The office's disposition of a request for reconsideration is  
47.29 final.

47.30 (b) For each violation of this chapter or rules adopted pursuant to this chapter, the office  
47.31 may issue to each cannabis business or hemp business a monetary penalty of up to \$10,000,  
47.32 an amount that deprives the business of any economic advantage gained by the violation,  
47.33 or both.

(c) An administrative penalty may be recovered in a civil action in the name of the state brought in the district court of the county where the violation is alleged to have occurred or the district court where the office is housed.

(d) In addition to penalties listed in this subdivision, a person or business who violates the provisions of this chapter is subject to any applicable criminal penalty.

Sec. 20. **[342.20] DATA PRACTICES.**

Subdivision 1. **Not public data.** The following data collected, created, or maintained by the office are classified as nonpublic data, as defined by section 13.02, subdivision 9, or as private data on individuals, as defined by section 13.02, subdivision 12:

(1) application data submitted by an applicant for a cannabis business license or hemp business license, other than the data listed in subdivision 2;

(2) the identity of a complainant who has made a report concerning a license holder or applicant that appears in inactive complaint data unless the complainant consents to the disclosure;

(3) the nature or content of unsubstantiated complaints when the information is not maintained in anticipation of legal action;

(4) the record of any disciplinary proceeding except as limited by subdivision 9;

(5) data identifying retail or wholesale customers of a cannabis business or hemp business; and

(6) data identifying cannabis workers or hemp workers.

Subd. 2. **Public data on license applicants.** (a) The following application data submitted by an applicant for a cannabis business license or hemp business license are public data:

(1) the applicant's name and designated address;

(2) data disclosing the ownership and control of the applicant;

(3) proof of trade name registration;

(4) data showing the legal possession of the premises where the business will operate;

(5) data describing whether volatile chemicals will be used in any methods of extraction or concentration;

(6) environmental plans;



49.1 (7) the type and number of other cannabis business licenses or hemp business licenses  
49.2 held by the applicant; and

49.3 (8) the name, address, location, dates, and hours of where any proposed cannabis event  
49.4 will take place.

49.5 (b) Scoring and other data generated by the office in its review of an applicant for a  
49.6 cannabis business license or hemp business license are public data.

49.7 Subd. 3. **Public application data on license holders.** Once an applicant for a cannabis  
49.8 business license or hemp business license becomes a license holder, all of the application  
49.9 data that the license holder had previously submitted to the office are public data except  
49.10 that the following data remain classified as nonpublic data or private data on individuals:

49.11 (1) data identifying retail or wholesale customers of a cannabis business or hemp business;

49.12 (2) data identifying cannabis workers or hemp workers;

49.13 (3) tax returns, bank account statements, and other financial account information;

49.14 (4) business plans; and

49.15 (5) security information and trade secret information, as defined by section 13.37.

49.16 Subd. 4. **Public disciplinary data.** Minutes, orders for hearings, findings of fact,  
49.17 conclusions of law, and specification of the final disciplinary action contained in the record  
49.18 of the disciplinary action are classified as public data. If there is a public hearing concerning  
49.19 the disciplinary action, the entire record concerning the disciplinary action is public data.  
49.20 If the license holder and the office agree to resolve a complaint without a hearing, the  
49.21 agreement and the specific reasons for the agreement are public data.

49.22 Subd. 5. **Data practices administration.** (a) The office must establish written procedures  
49.23 to ensure that only individuals authorized by law may enter, update, or access data maintained  
49.24 by the office and classified as nonpublic or private data on individuals. An authorized  
49.25 individual's ability to enter, update, or access not public data must correspond to the official  
49.26 duties or training level of the individual and to the statutory authorization granting access  
49.27 for that purpose. All queries and responses, and all actions in which not public data are  
49.28 entered, updated, accessed, shared, or disseminated, must be recorded in a data audit trail.  
49.29 Data contained in the audit trail have the same classification as the underlying data tracked  
49.30 by the audit trail.

49.31 (b) The office must not share data classified as nonpublic or private data on individuals  
49.32 under this section or other data identifying an individual applicant or license holder with

50.1 any federal agency, federal department, or federal entity unless specifically ordered to do  
50.2 so by a state or federal court.

50.3 (c) The office must arrange for an independent audit to verify compliance with this  
50.4 section. The audit must be completed annually for the first two years following establishment  
50.5 of the office and biennially thereafter. The results of the audit are public. No later than 30  
50.6 days following completion of the audit, the office must provide a report summarizing the  
50.7 audit results to the chairs and ranking minority members of the committees and divisions  
50.8 of the house of representatives and the senate with jurisdiction over commerce and data  
50.9 practices, and the Legislative Commission on Data Practices and Personal Data Privacy.  
50.10 The report must be submitted as required under section 3.195, except that printed copies  
50.11 are not required.

50.12 **Sec. 21. [342.21] LICENSE SUSPENSION OR REVOCATION; HEARING.**

50.13 Subdivision 1. **License revocation and nonrenewal.** The office may revoke or not  
50.14 renew a license when the office has cause to believe that a cannabis business or hemp  
50.15 business has violated an ownership or operational requirement in this chapter or rules adopted  
50.16 pursuant to this chapter. The office must notify the license holder in writing, specifying the  
50.17 grounds for revocation or nonrenewal and fixing a time of at least 20 days thereafter for a  
50.18 hearing on the matter.

50.19 Subd. 2. **Hearing; written findings.** (a) Before the office revokes or does not renew a  
50.20 license, the office must provide the license holder with a statement of the complaints made  
50.21 against the license holder, and the office must hold a hearing to determine whether the office  
50.22 should revoke the license or deny renewal of the license. The license holder shall receive  
50.23 notice at least 20 days before the date of the hearing and notice may be served either by  
50.24 certified mail addressed to the address of the license holder as shown in the license  
50.25 application or in the manner provided by law for the service of a summons. At the time and  
50.26 place fixed for the hearing, the office, or any office employee or agent authorized by the  
50.27 office to conduct the hearing, shall receive evidence, administer oaths, and examine witnesses.

50.28 (b) After the hearing held pursuant to paragraph (a), or upon the failure of the license  
50.29 holder to appear at the hearing, the office must take action as is deemed advisable and issue  
50.30 written findings that the office must mail to the license holder. An action of the office under  
50.31 this paragraph is subject to judicial review pursuant to chapter 14.

50.32 Subd. 3. **Temporary suspension.** The office may temporarily, without hearing, suspend  
50.33 the license and operating privilege of any business licensed under this chapter for up to 90  
50.34 days if continuing the operation of the business would threaten the health or safety of any

51.1 person. The office may extend the period for an additional 90 days if the office notified the  
51.2 business that the office intends to revoke or not renew a license and the hearing required  
51.3 under subdivision 2 has not taken place.

51.4 Sec. 22. **[342.22] RETAILERS; LOCAL REGISTRATION AND ENFORCEMENT.**

51.5 Subdivision 1. **Registration required.** Before making retail sales to customers or patients,  
51.6 a cannabis microbusiness with a retail operations endorsement, cannabis mezzobusiness  
51.7 with a retail operations endorsement, cannabis retailer, medical cannabis retailer, or lower  
51.8 potency hemp edible retailer must register with the local unit of government in which the  
51.9 retail establishment is located.

51.10 Subd. 2. **Registration fee.** (a) A local unit of government may impose an initial retail  
51.11 registration fee of up to half the amount of the applicable initial license fee under section  
51.12 342.11. The local unit of government may also impose a renewal retail registration fee of  
51.13 up to half the amount of the applicable renewal license fee under section 342.11. The initial  
51.14 license fee shall include the fee for initial registration and the first annual renewal. Any  
51.15 renewal fee imposed by the local unit of government shall be charged at the time of the  
51.16 second renewal and each subsequent annual renewal thereafter.

51.17 (b) The local unit of government may not charge an application fee.

51.18 (c) A cannabis business with a cannabis retailer license and a medical cannabis retailer  
51.19 license for the same location may only be charged a single registration fee.

51.20 (d) Registration fees are nonrefundable.

51.21 Subd. 3. **Issuance of registration.** (a) A local unit of government shall issue a retail  
51.22 registration to a cannabis microbusiness with a retail operations endorsement, cannabis  
51.23 mezzobusiness with a retail operations endorsement, cannabis retailer, medical cannabis  
51.24 retailer, or lower potency hemp edible retailer that:

51.25 (1) has a valid license issued by the office;

51.26 (2) has paid the registration fee or renewal fee pursuant to subdivision 2;

51.27 (3) is found to be in compliance with the requirements of this chapter at any preliminary  
51.28 compliance check that the local unit of government performs; and

51.29 (4) if applicable, is current on all property taxes and assessments at the location where  
51.30 the retail establishment is located.

51.31 (b) Before issuing a retail registration, the local unit of government may conduct a  
51.32 preliminary compliance check to ensure that the cannabis business or hemp business is in

52.1 compliance with the applicable operation requirements and the limits on the types of cannabis  
52.2 flower, cannabinoid products, and hemp-derived consumer products that may be sold.

52.3 (c) A local unit of government shall renew the retail registration of a cannabis business  
52.4 or hemp business when the office renews the license of the cannabis business or hemp  
52.5 business.

52.6 (d) A retail registration issued under this section may not be transferred.

52.7 Subd. 4. **Compliance checks.** (a) A local unit of government shall conduct compliance  
52.8 checks of every cannabis business and hemp business with a retail registration issued by  
52.9 the local unit of government. The checks shall assess compliance with age verification  
52.10 requirements; the applicable operation requirements; and the applicable limits on the types  
52.11 of cannabis flower, cannabis products, lower potency hemp edibles, and hemp-derived  
52.12 consumer products being sold.

52.13 (b) The local unit of government must conduct unannounced age verification compliance  
52.14 checks at least once each calendar year. Age verification compliance checks must involve  
52.15 persons at least 17 years of age, but under the age of 21, who, with the prior written consent  
52.16 of a parent or guardian if the person is under the age of 18, attempt to purchase cannabis  
52.17 flower, cannabis products, lower potency hemp edibles, or hemp-derived consumer products  
52.18 under the direct supervision of a law enforcement officer or an employee of the local unit  
52.19 of government.

52.20 (c) Checks to ensure compliance with the applicable operation requirements and the  
52.21 limits on the types of cannabis flower, cannabis products, lower potency hemp edibles, and  
52.22 hemp-derived consumer products that may be sold must be performed at least once each  
52.23 calendar year and may be performed by a law enforcement officer or an employee of the  
52.24 local unit of government.

52.25 Subd. 5. **Registration suspension and cancellation; notice to office; penalties.** (a) If  
52.26 a local unit of government determines that a cannabis business or hemp business with a  
52.27 retail registration issued by the local unit of government is not operating in compliance with  
52.28 the requirements of this chapter or that the operation of the business poses an immediate  
52.29 threat to the health or safety of the public, the local unit of government may suspend the  
52.30 retail registration of the cannabis business or hemp business. The local unit of government  
52.31 must immediately notify the office of the suspension and shall include a description of the  
52.32 grounds for the suspension.

52.33 (b) The office shall review the retail registration suspension and may order reinstatement  
52.34 of the retail registration or take any action described in section 342.19 or 342.21.

(c) The retail registration suspension must be for up to 30 days unless the office suspends the license and operating privilege of the cannabis business or hemp business for a longer period or revokes the license.

(d) The local unit of government may reinstate the retail registration if the local unit of government determines that any violation has been cured. The local unit of government must reinstate the retail registration if the office orders reinstatement.

(e) No cannabis microbusiness with a retail operations endorsement, cannabis mezzobusiness with a retail operations endorsement, cannabis retailer, medical cannabis retailer, or lower potency hemp edible retailer may make any sale to a customer or patient without a valid retail registration. A local unit of government may impose a civil penalty of up to \$2,000 for each violation of this paragraph.

**Sec. 23. [342.23] CANNABIS BUSINESSES AND HEMP BUSINESSES; GENERAL OPERATIONAL REQUIREMENTS.**

Subdivision 1. **Records.** (a) Cannabis businesses and hemp businesses must retain financial records for the current and previous tax year at the primary business location and must make those records available for inspection by the office at any time during regular business hours.

(b) When applicable, a cannabis business or hemp business must maintain financial records for the previous ten tax years and must make those records available for inspection within one business day of receiving a request for inspection by the office.

(c) The office may require a cannabis business or hemp business to submit to an audit of its business records. The office may select or approve the auditor and the cannabis business or hemp business must provide the auditor with access to all business records. The cost of the audit must be paid by the cannabis business or hemp business.

Subd. 2. **Disposal; loss documentation.** (a) Cannabis businesses and hemp businesses must dispose of cannabis plants, cannabis flower, cannabis products, artificially derived cannabinoids, lower potency hemp edibles, and hemp-derived consumer products that are damaged, have a broken seal, have been contaminated, or have not been sold by the expiration date on the label.

(b) Disposal must be conducted in a manner approved by the office.

(c) Disposal of any cannabis plants, cannabis flower, cannabis products, artificially derived cannabinoids, and hemp-derived consumer products that are required to be entered

54.1 into the statewide monitoring system must be documented in the statewide monitoring  
54.2 system.

54.3 (d) Loss or theft of any cannabis plants, cannabis flower, cannabis products, artificially  
54.4 derived cannabinoids, or hemp-derived consumer products that are required to be entered  
54.5 into the statewide monitoring system must be reported to local law enforcement and a  
54.6 business must log any such loss or theft in the statewide monitoring system as soon as the  
54.7 loss or theft is discovered.

54.8 Subd. 3. **Sale of approved products.** Cannabis businesses and hemp businesses may  
54.9 only sell cannabis plants, cannabis flower, cannabis products, artificially derived  
54.10 cannabinoids, lower potency hemp edibles, and hemp-derived consumer products that are  
54.11 a type approved by the office and that comply with this chapter and rules adopted pursuant  
54.12 to this chapter regarding the testing, packaging, and labeling of cannabis plants, cannabis  
54.13 flower, cannabis products, artificially derived cannabinoids, lower potency hemp edibles,  
54.14 and hemp-derived consumer products.

54.15 Subd. 4. **Financial relationship.** (a) Except for the lawful sale of cannabis plants,  
54.16 cannabis flower, cannabis products, artificially derived cannabinoids, lower potency hemp  
54.17 edibles, and hemp-derived consumer products in the ordinary course of business and as  
54.18 otherwise provided in this subdivision, no cannabis business or hemp business may offer,  
54.19 give, accept, receive, or borrow money or anything else of value or accept or receive credit  
54.20 from any other cannabis business. This prohibition applies to offering or receiving a benefit  
54.21 in exchange for preferential placement by a retailer, including preferential placement on  
54.22 the retailer's shelves, display cases, or website. This prohibition applies to every cooperative  
54.23 member or every director, manager, and general partner of a cannabis business or hemp  
54.24 business.

54.25 (b) This prohibition does not apply to merchandising credit in the ordinary course of  
54.26 business for a period not to exceed 30 days.

54.27 (c) This prohibition does not apply to free samples of usable cannabis flower, cannabis  
54.28 products, lower potency hemp edibles, or hemp-derived consumer products packaged in a  
54.29 sample jar protected by a plastic or metal mesh screen to allow customers to smell the  
54.30 cannabis flower, cannabis product, lower potency hemp edible, or hemp-derived consumer  
54.31 product before purchase. A sample jar may not contain more than eight grams of usable  
54.32 cannabis flower, eight grams of a cannabis concentrate, an edible cannabis product infused  
54.33 with 100 milligrams of tetrahydrocannabinol, a lower potency hemp edible infused with 50

55.1 milligrams of tetrahydrocannabinol, or a hemp-derived consumer product with a total weight  
55.2 of more than eight grams.

55.3 (d) This prohibition does not apply to free samples of cannabis flower, cannabis products,  
55.4 lower potency hemp edibles, or hemp-derived consumer products provided to a retailer or  
55.5 cannabis wholesaler for the purposes of quality control and to allow retailers to determine  
55.6 whether to offer a product for sale. A sample provided for these purposes may not contain  
55.7 more than eight grams of usable cannabis flower, eight grams of a cannabis concentrate, an  
55.8 edible cannabis product infused with 100 milligrams of tetrahydrocannabinol, a lower  
55.9 potency hemp edible infused with 50 milligrams of tetrahydrocannabinol, or a hemp-derived  
55.10 consumer product with a total weight of more than eight grams.

55.11 (e) This prohibition does not apply to any fee charged by a licensed cannabis event  
55.12 organizer to a cannabis business or hemp business for participation in a cannabis event.

55.13 Subd. 5. **Customer privacy.** Cannabis businesses and hemp businesses must not share  
55.14 data on retail or wholesale customers with any federal agency, federal department, or federal  
55.15 entity unless specifically ordered by a state or federal court.

55.16 Sec. 24. **[342.24] CANNABIS BUSINESSES; GENERAL OPERATIONAL**  
55.17 **REQUIREMENTS.**

55.18 Subdivision 1. **Individuals under 21 years of age.** (a) A cannabis business may not  
55.19 employ an individual under 21 years of age and may not contract with an individual under  
55.20 21 years of age if the individual's scope of work involves the handling of cannabis plants,  
55.21 cannabis flower, artificially derived cannabinoids, or cannabinoid products.

55.22 (b) A cannabis business may not permit an individual under 21 years of age to enter the  
55.23 business premises other than entry by a patient enrolled in the registry program.

55.24 (c) A cannabis business may not sell or give cannabis flower, cannabis products, lower  
55.25 potency hemp edibles, or hemp-derived consumer products to an individual under 21 years  
55.26 of age unless the individual is a patient; registered designated caregiver; or a parent, legal  
55.27 guardian, or spouse of a patient who is authorized to use, possess, or transport medical  
55.28 cannabis flower or medical cannabinoid products.

55.29 Subd. 2. **Use of cannabis flower and products within a licensed cannabis business.** (a)  
55.30 A cannabis business may not permit an individual who is not an employee to consume  
55.31 cannabis flower, cannabis products, lower potency hemp edibles, or hemp-derived consumer  
55.32 products within its licensed premises unless the business is licensed to permit on-site  
55.33 consumption .

(b) Except as otherwise provided in this subdivision, a cannabis business may not permit an employee to consume cannabis flower, cannabis products, lower potency hemp edibles, or hemp-derived consumer products within its licensed premises or while the employee is otherwise engaged in activities within the course and scope of employment.

(c) A cannabis business may permit an employee to use medical cannabis flower and medical cannabinoid products if that individual is a patient.

(d) For quality control, employees of a licensed cannabis business may sample cannabis flower, cannabis products, lower potency hemp edibles, or hemp-derived consumer products. Employees may not interact directly with customers for at least three hours after sampling a product. Employees may not consume more than three samples in a single 24-hour period. All samples must be recorded in the statewide monitoring system.

Subd. 3. **Restricted access.** (a) Except as otherwise provided in this subdivision, a cannabis business may not permit any individual to enter a restricted area unless the cannabis business records the individual's name, time of entry, time of exit, and authorization to enter the restricted area through use of an electronic or manual entry log and the individual:

(1) is a cannabis worker employed by or contracted with the cannabis business;

(2) is an employee of the office or another enforcement agency;

(3) is a contractor of the cannabis business, including but not limited to an electrician, a plumber, an engineer, or an alarm technician, whose scope of work will not involve the handling of cannabis flower, cannabis products, or hemp-derived consumer products and, if the individual is working in an area with immediate access to cannabis flower, cannabis products, or hemp-derived consumer products, the individual is supervised at all times by a cannabis worker employed by or contracted with the cannabis business; or

(4) has explicit authorization from the office to enter a restricted area and, if the individual is in an area with immediate access to cannabis flower, cannabis products, or hemp-derived consumer products, the individual is supervised at all times by a cannabis worker employed by or contracted with the cannabis business.

(b) A cannabis business shall ensure that all areas of entry to restricted areas within its licensed premises are conspicuously marked and cannot be entered without recording the individual's name, time of entry, time of exit, and authorization to enter the restricted area.

Subd. 4. **Ventilation and filtration.** A cannabis business must maintain a ventilation and filtration system sufficient to meet the requirements for odor control established by the office.



57.1 Subd. 5. **Use of statewide monitoring system.** (a) A cannabis business must use the  
57.2 statewide monitoring system for integrated cannabis tracking, inventory, and verification  
57.3 to track all cannabis plants, cannabis flower, cannabis products, and hemp-derived consumer  
57.4 products the cannabis business has in its possession to the point of disposal, transfer, or  
57.5 sale.

57.6 (b) For the purposes of this subdivision, a cannabis business possesses the cannabis  
57.7 plants and cannabis flower that the business cultivates from seed or immature plant, if  
57.8 applicable, or receives from another cannabis business, and possesses the cannabis products  
57.9 and hemp-derived consumer products that the business manufactures or receives from  
57.10 another cannabis business.

57.11 (c) Sale and transfer of cannabis plants, cannabis flower, cannabis products, and  
57.12 hemp-derived consumer products must be recorded in the statewide monitoring system  
57.13 within the time established by rule.

57.14 Subd. 6. **Security.** A cannabis business must maintain and follow a security plan to deter  
57.15 and prevent the theft or diversion of cannabis plants, cannabis flower, cannabis products,  
57.16 and hemp-derived consumer products, unauthorized entry into the cannabis business, and  
57.17 the theft of currency.

57.18 Subd. 7. **Remuneration.** A cannabis business is prohibited from:

57.19 (1) accepting or soliciting any form of remuneration from a health care practitioner who  
57.20 certifies qualifying medical conditions for patients; or

57.21 (2) offering any form of remuneration to a health care practitioner who certifies qualifying  
57.22 medical conditions for patients.

57.23 Subd. 8. **Exclusions.** The requirements under this section do not apply to hemp  
57.24 businesses.

57.25 Sec. 25. **[342.25] CULTIVATION OF CANNABIS; GENERAL REQUIREMENTS.**

57.26 Subdivision 1. **Applicability.** Every cannabis business with a license or endorsement  
57.27 authorizing the cultivation of cannabis must comply with the requirements of this section.

57.28 Subd. 2. **Cultivation records.** A business licensed or authorized to cultivate cannabis  
57.29 must prepare a cultivation record for each batch of cannabis plants and cannabis flower in  
57.30 the form required by the office and must maintain each record for at least five years. The  
57.31 cultivation record must include the quantity and timing, where applicable, of each pesticide,  
57.32 fertilizer, soil amendment, or plant amendment used to cultivate the batch, as well as any

58.1 other information required by the office in rule. The cannabis business must present  
58.2 cultivation records to the office, the commissioner of agriculture, or the commissioner of  
58.3 health upon request.

58.4 Subd. 3. **Agricultural chemicals and other inputs.** A business licensed or authorized  
58.5 to cultivate cannabis is subject to rules promulgated by the office governing the use of  
58.6 pesticides, fertilizers, soil amendments, plant amendments, and other inputs to cultivate  
58.7 cannabis.

58.8 Subd. 4. **Cultivation plan.** A business licensed or authorized to cultivate cannabis must  
58.9 prepare, maintain, and execute an operating plan and a cultivation plan as directed by the  
58.10 office in rule, which must include but is not limited to:

58.11 (1) water usage;

58.12 (2) recycling;

58.13 (3) solid waste disposal; and

58.14 (4) a pest management protocol that incorporates integrated pest management principles  
58.15 to control or prevent the introduction of pests to the cultivation site.

58.16 Subd. 5. **Pesticides; pollinator protection.** (a) A business licensed or authorized to  
58.17 cultivate cannabis must comply with chapters 18B, 18D, 18E, and any other pesticide laws  
58.18 and rules enforced by the commissioner of agriculture.

58.19 (b) A business licensed or authorized to cultivate cannabis must not apply pesticides  
58.20 when pollinators are present or allow pesticides to drift to flowering plants that are attractive  
58.21 to pollinators.

58.22 Subd. 6. **Adulteration prohibited.** A business licensed or authorized to cultivate cannabis  
58.23 must not treat or otherwise adulterate cannabis plants or cannabis flower with any substance  
58.24 or compound that has the effect or intent of altering the color, appearance, weight, or smell  
58.25 of the cannabis.

58.26 Subd. 7. **Indoor, outdoor cultivation authorized; security.** A business licensed or  
58.27 authorized to cultivate cannabis may cultivate cannabis plants indoors or outdoors, subject  
58.28 to the security, fencing, lighting, and any other requirements imposed by the office in rule.

58.29 Subd. 8. **Seed limitation.** The commissioner of agriculture must not issue a genetically  
58.30 engineered agriculturally related organism permit under chapter 18F for cannabis seed or  
58.31 cannabis plants. A cannabis cultivator must not cultivate a cannabis plant that is a genetically  
58.32 engineered organism as defined in section 18F.02, subdivision 5.

59.1        Subd. 9. **Exception.** Nothing in this section applies to the cultivation of hemp plants.

59.2        Sec. 26. **[342.26] MANUFACTURE OF CANNABIS PRODUCTS; GENERAL**  
59.3 **REQUIREMENTS.**

59.4        Subdivision 1. **Applicability.** Every cannabis business with a license or endorsement  
59.5 authorizing the creation of cannabis concentrate and manufacture of cannabis products and  
59.6 hemp-derived consumer products for public consumption must comply with the requirements  
59.7 of this section.

59.8        Subd. 2. **All manufacturer operations.** (a) Cannabis manufacturing must take place in  
59.9 an enclosed, locked facility that is used exclusively for the manufacture of cannabis products,  
59.10 creation of hemp concentrate, creation of artificially derived cannabinoids, creation of lower  
59.11 potency hemp edibles, or creation of hemp-derived consumer products except that a business  
59.12 that also holds a cannabis cultivator license may operate in a facility that shares general  
59.13 office space, bathrooms, entryways, and walkways.

59.14        (b) Cannabis manufacturing must take place on equipment that is used exclusively for  
59.15 the manufacture of cannabis products, creation of hemp concentrate, creation of artificially  
59.16 derived cannabinoids, creation of lower potency hemp edibles, or creation of hemp-derived  
59.17 consumer products.

59.18        (c) A business licensed or authorized to manufacture cannabis products must comply  
59.19 with all applicable packaging, labeling, and health and safety requirements.

59.20        Subd. 3. **Extraction and concentration.** (a) A business licensed or authorized to  
59.21 manufacture cannabis products that creates cannabis concentrate, hemp concentrate, or  
59.22 artificially derived cannabinoids must obtain an endorsement from the office.

59.23        (b) A business licensed or authorized to manufacture cannabis products must inform the  
59.24 office of all methods of extraction and concentration that the manufacturer intends to use  
59.25 and identify the volatile chemicals, if any, that will be involved in the creation of cannabis  
59.26 concentrate or hemp concentrate. A cannabis manufacturer may not use a method of  
59.27 extraction and concentration or a volatile chemical without approval by the office.

59.28        (c) A business licensed or authorized to manufacture cannabis products must inform the  
59.29 office of all methods of conversion that the manufacturer will use, including any specific  
59.30 catalysts that the manufacturer will employ, to create artificially derived cannabinoids and  
59.31 the molecular nomenclature of all cannabinoids or other chemical compounds that the  
59.32 manufacturer will create. A business licensed or authorized to manufacture cannabis products  
59.33 may not use a method of conversion or a catalyst without approval by the office.

(d) A business licensed or authorized to manufacture cannabis products must obtain a certification from an independent third-party industrial hygienist or professional engineer approving:

(1) all electrical, gas, fire suppression, and exhaust systems; and

(2) the plan for safe storage and disposal of hazardous substances, including but not limited to any volatile chemicals.

(e) A business licensed or authorized to manufacture cannabis products that manufactures cannabis concentrate from cannabis flower received from an unlicensed person who is at least 21 years of age must comply with all health and safety requirements established by the office. At a minimum, the office shall require the manufacturer to:

(1) store the cannabis flower in an area that is segregated from cannabis flower and hemp plant parts received from a licensed cannabis business;

(2) perform the extraction and concentration on equipment that is used exclusively for extraction or concentration of cannabis flower received from unlicensed individuals;

(3) store any cannabis concentrate in an area that is segregated from cannabis concentrate, hemp concentrate, or artificially derived cannabinoids derived or manufactured from cannabis flower or hemp plant parts received from a licensed cannabis business; and

(4) provide any cannabis concentrate only to the person who provided the cannabis flower.

(f) Upon the sale of cannabis concentrate, hemp concentrate, or artificially derived cannabinoids to any person, cooperative, or business, a business licensed or authorized to manufacture cannabis products must provide a statement to the buyer that discloses the method of extraction and concentration or conversion used and any solvents, gases, or catalysts, including but not limited to any volatile chemicals, involved in that method.

**Subd. 4. Production of consumer products.** (a) A business licensed or authorized to manufacture cannabis products that produces edible cannabis products or lower potency hemp edibles must obtain an edible cannabinoid product handler endorsement from the office.

(b) A business licensed or authorized to manufacture cannabis products must obtain an endorsement from the office to produce:

(1) cannabis products other than edible cannabis products; or

(2) hemp-derived consumer products other than lower potency hemp edibles.

61.1 (c) All areas within the licensed premises of a business licensed or authorized to  
61.2 manufacture cannabis products producing cannabis products, lower potency hemp edibles,  
61.3 or hemp-derived consumer products must meet the sanitary standards specified in rules  
61.4 adopted by the office.

61.5 (d) A business licensed or authorized to manufacture cannabis products may only add  
61.6 chemicals or compounds approved by the office to cannabis concentrate, hemp concentrate,  
61.7 or artificially derived cannabinoids.

61.8 (e) Upon the sale of any cannabis product, lower potency hemp edible, or hemp-derived  
61.9 consumer product to a cannabis business or hemp business, a business licensed or authorized  
61.10 to manufacture cannabis products must provide a statement to the buyer that discloses the  
61.11 product's ingredients, including but not limited to any chemicals or compounds and any  
61.12 major food allergens declared by name.

61.13 (f) A business licensed or authorized to manufacture cannabis products shall not add  
61.14 any cannabis flower, cannabis concentrate, artificially derived cannabinoid, hemp plant  
61.15 part, or hemp concentrate to a product where the manufacturer of the product holds a  
61.16 trademark to the product's name, except that a business licensed or authorized to manufacture  
61.17 cannabis products may use a trademarked food product if the manufacturer uses the product  
61.18 as a component or as part of a recipe and where the business licensed or authorized to  
61.19 manufacture cannabis products does not state or advertise to the customer that the final  
61.20 retail cannabis product, lower potency hemp edible, or hemp-derived consumer product  
61.21 contains a trademarked food product.

61.22 Subd. 5. **Exception.** Nothing in this section applies to the operations of a lower potency  
61.23 hemp edible manufacturer.

61.24 Sec. 27. **[342.27] RETAIL SALE OF CANNABIS FLOWER AND PRODUCTS;**  
61.25 **GENERAL REQUIREMENTS.**

61.26 Subdivision 1. **Applicability.** Every cannabis business with a license or endorsement  
61.27 authorizing the retail sale of cannabis flower or cannabis products must comply with the  
61.28 requirements of this section.

61.29 Subd. 2. **Sale of cannabis and cannabinoid products.** (a) A cannabis business with a  
61.30 license or endorsement authorizing the retail sale of cannabis flower or cannabis products  
61.31 may only sell immature cannabis plants and seedlings, adult-use cannabis flower, adult-use  
61.32 cannabis products, lower potency hemp edibles, and hemp-derived consumer products to  
61.33 individuals who are at least 21 years of age.

62.1 (b) A cannabis business with a license or endorsement authorizing the retail sale of  
62.2 cannabis flower or cannabis products may sell immature cannabis plants and seedlings,  
62.3 adult-use cannabis flower, adult-use cannabis products, lower potency hemp edibles, and  
62.4 hemp-derived consumer products that:

62.5 (1) are obtained from a business licensed under this chapter; and

62.6 (2) meet all applicable packaging and labeling requirements.

62.7 (c) A cannabis business with a license or endorsement authorizing the retail sale of  
62.8 cannabis flower or cannabis products may sell up to two ounces of adult-use cannabis flower  
62.9 or hemp-derived consumer products consisting primarily of hemp plant parts, eight grams  
62.10 of adult-use cannabis concentrate or hemp-derived consumer products consisting primarily  
62.11 of hemp concentrate or artificially derived cannabinoids, and edible cannabis products and  
62.12 lower potency hemp edibles infused with 800 milligrams of tetrahydrocannabinol during a  
62.13 single transaction to a customer.

62.14 (d) Edible cannabis products and hemp-derived consumer products intended to be eaten  
62.15 or consumed as a beverage may not include more than ten milligrams per serving and a  
62.16 single package may not include more than a total of 100 milligrams of tetrahydrocannabinol.  
62.17 A package may contain multiple servings of ten milligrams of tetrahydrocannabinol provided  
62.18 that each serving is indicated by scoring, wrapping, or other indicators designating the  
62.19 individual serving size.

62.20 Subd. 3. **Sale of other products.** (a) A cannabis business with a license or endorsement  
62.21 authorizing the retail sale of cannabis flower or cannabis products may sell cannabis  
62.22 paraphernalia, including but not limited to childproof packaging containers and other devices  
62.23 designed to ensure the safe storage and monitoring of cannabis flower, cannabis products,  
62.24 lower potency hemp edibles, and hemp-derived consumer products in the home to prevent  
62.25 access by individuals under 21 years of age.

62.26 (b) A cannabis business with a license or endorsement authorizing the retail sale of  
62.27 cannabis flower or cannabis products may sell hemp-derived topical products.

62.28 (c) A cannabis business with a license or endorsement authorizing the retail sale of  
62.29 cannabis flower or cannabis products may sell the following products that do not contain  
62.30 cannabis flower, cannabis concentrate, hemp concentrate, artificially derived cannabinoids,  
62.31 or tetrahydrocannabinol:

62.32 (1) drinks that do not contain alcohol and are packaged in sealed containers labeled for  
62.33 retail sale;

63.1 (2) books and videos on the cultivation and use of cannabis flower and products that  
63.2 contain cannabinoids;

63.3 (3) magazines and other publications published primarily for information and education  
63.4 on cannabis plants, cannabis flower, and products that contain cannabinoids;

63.5 (4) multiple-use bags designed to carry purchased items;

63.6 (5) clothing marked with the specific name, brand, or identifying logo of the retailer;  
63.7 and

63.8 (6) hemp fiber products and products that contain hemp grain.

63.9 Subd. 4. **Age verification.** (a) Prior to initiating a sale, an employee of a cannabis  
63.10 business with a license or endorsement authorizing the retail sale of cannabis flower or  
63.11 cannabis products must verify that the customer is at least 21 years of age.

63.12 (b) Proof of age may be established only by one of the following:

63.13 (1) a valid driver's license or identification card issued by Minnesota, another state, or  
63.14 a province of Canada, and including the photograph and date of birth of the licensed person;

63.15 (2) a valid Tribal identification card as defined in section 171.072, paragraph (b);

63.16 (3) a valid passport issued by the United States;

63.17 (4) a valid instructional permit issued under section 171.05 to a person of legal age to  
63.18 purchase adult-use cannabis or adult-use cannabinoid products, which includes a photograph  
63.19 and the date of birth of the person issued the permit; or

63.20 (5) in the case of a foreign national, by a valid passport.

63.21 (c) A retailer may seize a form of identification listed under paragraph (b) if the cannabis  
63.22 retailer has reasonable grounds to believe that the form of identification has been altered or  
63.23 falsified or is being used to violate any law. A retailer that seizes a form of identification  
63.24 as authorized under this paragraph must deliver it to a law enforcement agency within 24  
63.25 hours of seizing it.

63.26 Subd. 5. **Display of cannabis flower and products.** (a) A cannabis business with a  
63.27 license or endorsement authorizing the retail sale of cannabis flower or cannabis products  
63.28 must designate a retail area where customers are permitted. The retail area shall include the  
63.29 portion of the premises where samples of cannabis flower and cannabis products available  
63.30 for sale are displayed. All other cannabis flower and cannabis products must be stored in  
63.31 the secure storage area.

(b) A cannabis business with a license or endorsement authorizing the retail sale of cannabis flower or cannabis products may display one sample of each type of cannabis flower or cannabis product available for sale. Samples of cannabis flower and cannabis products must be stored in a sample jar or display case and be accompanied by a label or notice containing the information required to be affixed to the packaging or container containing cannabis flower and cannabis products sold to customers. A sample may not consist of more than eight grams of adult-use cannabis flower or adult-use cannabis concentrate or an edible cannabis product infused with more than 100 milligrams of tetrahydrocannabinol. A cannabis retailer may allow customers to smell the cannabis flower or cannabis product before purchase.

(c) A cannabis business with a license or endorsement authorizing the retail sale of cannabis flower or cannabis products may not sell cannabis flower or cannabis products used as a sample for display. If the retailer uses display samples of lower potency hemp edibles or hemp-derived consumer products, the retailer may not sell the product used as a sample for display.

Subd. 6. **Posting of notices.** A cannabis business with a license or endorsement authorizing the retail sale of cannabis flower or cannabis products must post all notices as required by the office, including but not limited to:

(1) information about any product recall;

(2) a statement that operating a motor vehicle under the influence of intoxicating cannabinoids is illegal; and

(3) a statement that cannabis flower, cannabis products, lower potency hemp edibles, and hemp-derived consumer products are only intended for consumption by individuals who are at least 21 years of age.

Subd. 7. **Hours of operation.** (a) Except as provided by paragraph (b), a cannabis business with a license or endorsement authorizing the retail sale of cannabis flower or cannabis products may not sell cannabis flower, cannabis products, lower potency hemp edibles, or hemp-derived consumer products between 2:00 a.m. and 8:00 a.m. on the days of Monday through Saturday, nor between 2:00 a.m. and 10:00 a.m. on Sunday.

(b) A city or county may adopt an ordinance to prohibit sales for any period between 9:00 p.m. and 2:00 a.m. the following day, or between 8:00 a.m. and 10:00 a.m. on the days of Monday through Saturday.



(c) A cannabis business with a license or endorsement authorizing the retail sale of cannabis flower or cannabis products may not be open to the public or sell any other products at times when it is prohibited from selling cannabis flower, cannabis products, lower potency hemp edibles, and hemp-derived consumer products.

Subd. 8. **Building conditions.** (a) A cannabis business with a license or endorsement authorizing the retail sale of cannabis flower or cannabis products shall maintain compliance with state and local building, fire, and zoning requirements or regulations.

(b) A cannabis business with a license or endorsement authorizing the retail sale of cannabis flower or cannabis products shall ensure that the licensed premises is maintained in a clean and sanitary condition, free from infestation by insects, rodents, or other pests.

Subd. 9. **Security.** A cannabis business with a license or endorsement authorizing the retail sale of cannabis flower or cannabis products shall maintain compliance with security requirements established by the office including but not limited to requirements for maintaining video surveillance records, use of specific locking mechanisms, establishment of secure entries, and the number of employees working at all times.

Subd. 10. **Lighting.** A cannabis business with a license or endorsement authorizing the retail sale of cannabis flower or cannabis products must keep all lighting outside and inside the dispensary in good working order and wattage sufficient for security cameras.

Subd. 11. **Deliveries.** A cannabis business with a license or endorsement authorizing the retail sale of cannabis flower or cannabis products may only accept deliveries of cannabis flower, cannabis products, and hemp-derived consumer products into a limited access area. Deliveries may not be accepted through the public access areas unless otherwise approved by the office.

Subd. 12. **Prohibitions.** A cannabis business with a license or endorsement authorizing the retail sale of cannabis flower or cannabis products shall not:

(1) sell cannabis flower, cannabis products, lower potency hemp edibles, or hemp-derived consumer products to a person who is visibly intoxicated;

(2) knowingly sell more cannabis flower, cannabis products, lower potency hemp edibles, or hemp-derived consumer products than a customer is legally permitted to possess;

(3) give away immature cannabis plants or seedlings, cannabis flower, cannabis products, lower potency hemp edibles, or hemp-derived consumer products;

(4) operate a drive-through window;

66.1 (5) allow for the dispensing of cannabis plants, cannabis flower, cannabis products,  
66.2 lower potency hemp edibles, or hemp-derived consumer products in vending machines; or

66.3 (6) sell cannabis plants, cannabis flower, or cannabis products if the cannabis retailer  
66.4 knows that any required security or statewide monitoring systems are not operational.

66.5 Subd. 13. **Adult-use and medical cannabis; colocation.** (a) A cannabis business with  
66.6 a license or endorsement authorizing the retail sale of adult-use cannabis flower or adult-use  
66.7 cannabis products that is also a licensed medical cannabis retailer may sell medical cannabis  
66.8 flower and medical cannabinoid products on a portion of its premises.

66.9 (b) The portion of the premises in which medical cannabis flower and medical  
66.10 cannabinoid products are sold must be definite and distinct from all other areas of the  
66.11 cannabis retailer and must provide an appropriate space for a pharmacist employee of the  
66.12 medical cannabis retailer to consult with the patient to determine the proper type of medical  
66.13 cannabis flower and medical cannabinoid products and proper dosage for the patient.

66.14 Subd. 14. **Exception.** Nothing in this section applies to the operations of a lower potency  
66.15 hemp edible retailer.

66.16 Sec. 28. **[342.28] CANNABIS MICROBUSINESS LICENSING AND OPERATIONS.**

66.17 Subdivision 1. **Authorized actions.** A cannabis microbusiness license, consistent with  
66.18 the specific license endorsement or endorsements, entitles the license holder to perform any  
66.19 or all of the following within the limits established by this section:

66.20 (1) grow cannabis plants from seed or immature plant to mature plant and harvest  
66.21 cannabis flower from a mature plant;

66.22 (2) make cannabis concentrate;

66.23 (3) make hemp concentrate, including hemp concentrate with a delta-9  
66.24 tetrahydrocannabinol concentration of more than 0.3 percent as measured by weight;

66.25 (4) manufacture artificially derived cannabinoids;

66.26 (5) manufacture adult-use cannabis products, lower potency hemp edibles, and  
66.27 hemp-derived consumer products for public consumption;

66.28 (6) purchase immature cannabis plants and seedlings, cannabis flower, and hemp plant  
66.29 parts from another cannabis microbusiness, a cannabis mezzobusiness, a cannabis  
66.30 manufacturer, a cannabis wholesaler, or an industrial hemp grower;

67.1 (7) purchase cannabis concentrate, hemp concentrate, and artificially derived cannabinoids  
67.2 from another cannabis microbusiness, a cannabis mezzobusiness, a cannabis manufacturer,  
67.3 a cannabis wholesaler, or a licensed hemp grower for use in manufacturing adult-use cannabis  
67.4 products, lower potency hemp edibles, or hemp-derived consumer products;

67.5 (8) package and label adult-use cannabis flower, adult-use cannabis products, lower  
67.6 potency hemp edibles, and hemp-derived consumer products for sale to customers;

67.7 (9) sell immature cannabis plants and seedlings, adult-use cannabis flower, adult-use  
67.8 cannabis products, lower potency hemp edibles, hemp-derived consumer products, and  
67.9 other products authorized by law to other cannabis businesses and to customers;

67.10 (10) operate an establishment that permits on-site consumption of edible cannabis  
67.11 products and lower potency hemp edibles; and

67.12 (11) perform other actions approved by the office.

67.13 Subd. 2. **Size limitations.** (a) A cannabis microbusiness that cultivates cannabis at an  
67.14 indoor facility may cultivate up to 2,000 square feet of plant canopy unless the office, by  
67.15 rule, increases that limit. The office may, by rule, increase the limit on plant canopy to no  
67.16 more than 5,000 square feet if the office determines that expansion is consistent with the  
67.17 goals identified in section 342.02, subdivision 1. Limitations on plant canopy apply to the  
67.18 area in which mature, flowering plants are cultivated. A cannabis microbusiness may not  
67.19 operate multiple tiers of cultivation.

67.20 (b) A cannabis microbusiness that cultivates cannabis at an outdoor location may cultivate  
67.21 up to one-half acre of mature, flowering plants unless the office, by rule, increases that limit.  
67.22 The office may, by rule, increase the limit to no more than one acre if the office determines  
67.23 that expansion is consistent with the goals identified in section 342.02, subdivision 1.

67.24 (c) The office shall, by rule, establish a limit on the manufacturing of cannabis products,  
67.25 lower potency hemp edibles, or hemp-derived consumer products a cannabis microbusiness  
67.26 that manufactures such products may perform. The limit must be equivalent to the amount  
67.27 of cannabis flower that can be harvested from a facility with a plant canopy of 2,000 square  
67.28 feet in a year, but may be increased to the amount that can be harvested from a facility with  
67.29 up to 5,000 square feet of plant canopy if the office expands the allowable area of cultivation  
67.30 under paragraph (a).

67.31 (d) A cannabis microbusiness with the appropriate endorsement may operate one retail  
67.32 location.

68.1        Subd. 3. **Additional information required.** In addition to the information required to  
68.2 be submitted under section 342.14, subdivision 1, and rules adopted pursuant to that section,  
68.3 a person, cooperative, or business seeking a cannabis microbusiness license must submit  
68.4 the following information in a form approved by the office:

68.5        (1) an operating plan demonstrating the proposed layout of the facility, including a  
68.6 diagram of ventilation and filtration systems; plans for wastewater and waste disposal for  
68.7 any cultivation or manufacturing activities; plans for providing electricity, water, and other  
68.8 utilities necessary for the normal operation of any cultivation or manufacturing activities;  
68.9 plans for compliance with applicable building code and federal and state environmental and  
68.10 workplace safety requirements and policies; and plans to avoid sales to unlicensed cannabis  
68.11 businesses and individuals under 21 years of age;

68.12        (2) if the applicant is seeking an endorsement to cultivate cannabis plants and harvest  
68.13 cannabis flower, a cultivation plan demonstrating the proposed size and layout of the  
68.14 cultivation facility that will be used exclusively for cultivation including the total amount  
68.15 of plant canopy;

68.16        (3) if the applicant is seeking an endorsement to create cannabis concentrate, hemp  
68.17 concentrate, or artificial cannabinoids, information identifying all methods of extraction,  
68.18 concentration, or conversion that the applicant intends to use and the volatile chemicals and  
68.19 catalysts, if any, that will be involved in extraction, concentration, or creation; and

68.20        (4) evidence that the applicant will comply with the applicable operation requirements  
68.21 for the license being sought.

68.22        Subd. 4. **Exception.** The requirement of an attestation signed by a bona fide labor  
68.23 organization stating that the applicant has entered into a labor peace agreement is not required  
68.24 as part of an application for a cannabis microbusiness license.

68.25        Subd. 5. **Multiple licenses; limits.** (a) A person, cooperative, or business holding a  
68.26 cannabis microbusiness license may also hold a cannabis event organizer license.

68.27        (b) Except as provided in paragraph (a), no person, cooperative, or business holding a  
68.28 cannabis microbusiness license may own or operate any other cannabis business or hemp  
68.29 business, or hold more than one cannabis microbusiness license.

68.30        (c) For purposes of this subdivision, a restriction on the number or type of license that  
68.31 a business may hold applies to every cooperative member or every director, manager, and  
68.32 general partner of a cannabis business.

69.1 Subd. 6. **Cultivation endorsement.** (a) A cannabis microbusiness that cultivates cannabis  
69.2 plants and harvests cannabis flower must comply with the requirements in section 342.25.

69.3 Subd. 7. **Extraction and concentration endorsement.** A cannabis microbusiness that  
69.4 creates cannabis concentrate must comply with the requirements in section 342.26,  
69.5 subdivisions 2 and 3.

69.6 Subd. 8. **Production of customer products endorsement.** A cannabis microbusiness  
69.7 that manufactures edible cannabis products, lower potency hemp products, or hemp-derived  
69.8 consumer products must comply with the requirements in section 342.26, subdivisions 2  
69.9 and 4.

69.10 Subd. 9. **Retail operations endorsement.** A cannabis microbusiness that operates a  
69.11 retail location must comply with the requirements in section 342.27.

69.12 Subd. 10. **On-site consumption endorsement.** (a) A cannabis microbusiness may permit  
69.13 on-site consumption of edible cannabis products and lower potency hemp edibles on a  
69.14 portion of its premises.

69.15 (b) The portion of the premises in which on-site consumption is permitted must be  
69.16 definite and distinct from all other areas of the microbusiness and must be accessed through  
69.17 a distinct entrance.

69.18 (c) Edible cannabis products and lower potency hemp edibles sold for on-site consumption  
69.19 must comply with this chapter and rules adopted pursuant to this chapter regarding the  
69.20 testing, packaging, and labeling of cannabinoid products.

69.21 (d) Edible cannabinoid products and lower potency hemp edibles sold for on-site  
69.22 consumption must be served in the required packaging, but may be removed from the  
69.23 products' packaging by customers and consumed on site.

69.24 (e) Food and beverages not otherwise prohibited by this subdivision may be prepared  
69.25 and sold on site provided that the cannabis microbusiness complies with all relevant state  
69.26 and local laws, ordinances, licensing requirements, and zoning requirements.

69.27 (f) A cannabis microbusiness shall ensure that the display and consumption of any edible  
69.28 cannabis product or lower potency hemp edible is not visible from outside of the licensed  
69.29 premises of the business.

69.30 (g) A cannabis microbusiness may offer recorded or live entertainment provided that  
69.31 the cannabis microbusiness complies with all relevant state and local laws, ordinances,  
69.32 licensing requirements, and zoning requirements.

70.1 (h) A cannabis microbusiness may not:

70.2 (1) sell an edible cannabis product or a lower potency hemp edible to an individual who  
70.3 is under 21 years of age;

70.4 (2) permit an individual who is under 21 years of age to enter the premises;

70.5 (3) sell more than one single serving of an edible cannabis product or a lower potency  
70.6 hemp edible to a customer;

70.7 (4) sell an edible cannabis product or a lower potency hemp edible to a person who is  
70.8 visibly intoxicated;

70.9 (5) sell or allow the sale or consumption of alcohol or tobacco on the premises;

70.10 (6) sell products that are intended to be eaten or consumed as a drink, other than packaged  
70.11 and labeled edible cannabis products and lower potency hemp edibles, that contain cannabis  
70.12 flower or hemp plant parts or are infused with cannabis concentrate, hemp concentrate, or  
70.13 artificially derived cannabinoids;

70.14 (7) permit edible cannabis products or lower potency hemp edibles sold in the portion  
70.15 of the area designated for on-site consumption to be removed from that area;

70.16 (8) permit adult-use cannabis flower, adult-use cannabis products, hemp-derived consumer  
70.17 products, or tobacco to be consumed through smoking or a vaporized delivery method on  
70.18 the premises; or

70.19 (9) distribute or allow free samples of cannabis flower, cannabis products, lower potency  
70.20 hemp edibles, or hemp-derived consumer products.

70.21 Sec. 29. **[342.29] CANNABIS MEZZOBUSINESS LICENSING AND OPERATIONS.**

70.22 Subdivision 1. **Authorized actions.** A cannabis mezzobusiness license, consistent with  
70.23 the specific license endorsement or endorsements, entitles the license holder to perform any  
70.24 or all of the following within the limits established by this section:

70.25 (1) grow cannabis plants from seed or immature plant to mature plant and harvest  
70.26 cannabis flower from a mature plant;

70.27 (2) make cannabis concentrate;

70.28 (3) make hemp concentrate, including hemp concentrate with a delta-9  
70.29 tetrahydrocannabinol concentration of more than 0.3 percent as measured by weight;

70.30 (4) manufacture artificially derived cannabinoids;

71.1 (5) manufacture adult-use cannabis products, lower potency hemp edibles, and  
71.2 hemp-derived consumer products for public consumption;

71.3 (6) purchase immature cannabis plants and seedlings, cannabis flower, and hemp plant  
71.4 parts from a cannabis microbusiness, another cannabis mezzobusiness, a cannabis  
71.5 manufacturer, a cannabis wholesaler, or an industrial hemp grower;

71.6 (7) purchase cannabis concentrate, hemp concentrate, and artificially derived cannabinoids  
71.7 from a cannabis microbusiness, another cannabis mezzobusiness, a cannabis manufacturer,  
71.8 a cannabis wholesaler, or a licensed hemp grower for use in manufacturing adult-use cannabis  
71.9 products, lower potency hemp edibles, or hemp-derived consumer products;

71.10 (8) package and label adult-use cannabis flower, adult-use cannabis products, lower  
71.11 potency hemp edibles, and hemp-derived consumer products for sale to customers;

71.12 (9) sell immature cannabis plants and seedlings, adult-use cannabis flower, adult-use  
71.13 cannabis products, lower potency hemp edibles, hemp-derived consumer products, and  
71.14 other products authorized by law to other cannabis businesses and to customers; and

71.15 (10) perform other actions approved by the office.

71.16 Subd. 2. **Size limitations.** (a) A cannabis mezzobusiness that cultivates cannabis at an  
71.17 indoor facility may cultivate up to 5,000 square feet of plant canopy unless the office, by  
71.18 rule, increases that limit. The office may, by rule, increase the limit on plant canopy to no  
71.19 more than 15,000 cubic feet if the office determines that expansion is consistent with the  
71.20 goals identified in section 342.02, subdivision 1. Limitations on plant canopy apply to the  
71.21 area in which mature, flowering plants are cultivated. A cannabis mezzobusiness may not  
71.22 operate multiple tiers of cultivation unless authorized by the office.

71.23 (b) A cannabis mezzobusiness that cultivates cannabis at an outdoor location may  
71.24 cultivate up to one acre of mature, flowering plants unless the office, by rule, increases that  
71.25 limit. The office may, by rule, increase the limit to no more than three acres if the office  
71.26 determines that expansion is consistent with the goals identified in section 342.02, subdivision  
71.27 1.

71.28 (c) The office shall, by rule, establish a limit on the manufacturing of cannabis products,  
71.29 lower potency hemp edibles, or hemp-derived consumer products a cannabis mezzobusiness  
71.30 that manufactures such products may perform. The limit must be equivalent to the amount  
71.31 of cannabis flower that can be harvested from a facility with a plant canopy of 5,000 square  
71.32 feet in a year, but may be increased to the amount that can be harvested from a facility with

72.1 up to 15,000 cubic feet of plant canopy if the office expands the allowable area of cultivation  
72.2 under paragraph (a).

72.3 (d) A cannabis mezzobusiness with the appropriate endorsement may operate up to three  
72.4 retail locations.

72.5 Subd. 3. **Additional information required.** In addition to the information required to  
72.6 be submitted under section 342.14, subdivision 1, and rules adopted pursuant to that section,  
72.7 a person, cooperative, or business seeking a cannabis mezzobusiness license must submit  
72.8 the following information in a form approved by the office:

72.9 (1) an operating plan demonstrating the proposed layout of the facility, including a  
72.10 diagram of ventilation and filtration systems; plans for wastewater and waste disposal for  
72.11 any cultivation or manufacturing activities; plans for providing electricity, water, and other  
72.12 utilities necessary for the normal operation of any cultivation or manufacturing activities;  
72.13 plans for compliance with applicable building code and federal and state environmental and  
72.14 workplace safety requirements and policies; and plans to avoid sales to unlicensed cannabis  
72.15 businesses and individuals under 21 years of age;

72.16 (2) if the applicant is seeking an endorsement to cultivate cannabis plants and harvest  
72.17 cannabis flower, a cultivation plan demonstrating the proposed size and layout of the  
72.18 cultivation facility that will be used exclusively for cultivation including the total amount  
72.19 of plant canopy;

72.20 (3) if the applicant is seeking an endorsement to create cannabis concentrate, hemp  
72.21 concentrate, or artificial cannabinoids, information identifying all methods of extraction,  
72.22 concentration, or conversion that the applicant intends to use and the volatile chemicals and  
72.23 catalysts, if any, that will be involved in extraction, concentration, or creation; and

72.24 (4) evidence that the applicant will comply with the applicable operation requirements  
72.25 for the license being sought.

72.26 Subd. 4. **Multiple licenses; limits.** (a) A person, cooperative, or business holding a  
72.27 cannabis mezzobusiness license may also hold a cannabis event organizer license.

72.28 (b) Except as provided in paragraph (a), no person, cooperative, or business holding a  
72.29 cannabis mezzobusiness license may own or operate any other cannabis business or hemp  
72.30 business, or hold more than one cannabis mezzobusiness license.

72.31 (d) For purposes of this subdivision, a restriction on the number or type of license that  
72.32 a business may hold applies to every cooperative member or every director, manager, and  
72.33 general partner of a cannabis business.



73.1 Subd. 5. **Cultivation endorsement.** A cannabis mezzobusiness that cultivates cannabis  
73.2 plants and harvests cannabis flower must comply with the requirements in section 342.25.

73.3 Subd. 6. **Extraction and concentration endorsement.** A cannabis mezzobusiness that  
73.4 creates cannabis concentrate must comply with the requirements in section 342.26,  
73.5 subdivisions 2 and 3.

73.6 Subd. 7. **Production of customer products endorsement.** A cannabis mezzobusiness  
73.7 that manufactures edible cannabis products, lower potency hemp products, or hemp-derived  
73.8 consumer products must comply with the requirements in section 342.26, subdivisions 2  
73.9 and 4.

73.10 Subd. 8. **Retail operations endorsement.** A cannabis mezzobusiness that operates a  
73.11 retail location must comply with the requirements in section 342.27.

73.12 Sec. 30. **[342.30] CANNABIS CULTIVATOR LICENSING AND OPERATIONS.**

73.13 Subdivision 1. **Authorized actions.** A cannabis cultivator license entitles the license  
73.14 holder to grow cannabis plants within the approved amount of space from seed or immature  
73.15 plant to mature plant, harvest cannabis flower from a mature plant, package and label  
73.16 immature cannabis plants and seedlings and cannabis flower for sale to other cannabis  
73.17 businesses, transport cannabis flower to a cannabis manufacturer located on the same  
73.18 premises, and perform other actions approved by the office.

73.19 Subd. 2. **Size limitations.** (a) A cannabis cultivator that cultivates cannabis at an indoor  
73.20 facility may cultivate up to 15,000 square feet of plant canopy unless the office, by rule,  
73.21 increases that limit. The office may, by rule, increase the limit on plant canopy to no more  
73.22 than 30,000 cubic feet if the office determines that expansion is consistent with the goals  
73.23 identified in section 342.02, subdivision 1. Limitations on plant canopy apply to the area  
73.24 in which mature, flowering plants are cultivated. A cannabis cultivator may not operate  
73.25 multiple tiers of cultivation unless authorized by the office.

73.26 (b) A cannabis cultivator that cultivates cannabis at an outdoor location may cultivate  
73.27 up to two acres of mature, flowering plants unless the office, by rule, increases that limit.  
73.28 The office may, by rule, increase the limit to no more than four acres if the office determines  
73.29 that expansion is consistent with the goals identified in section 342.02, subdivision 1.

73.30 Subd. 3. **Additional information required.** In addition to the information required to  
73.31 be submitted under section 342.14, subdivision 1, and rules adopted pursuant to that section,  
73.32 a person, cooperative, or business seeking a cannabis cultivator license must submit the  
73.33 following information in a form approved by the office:

(1) an operating plan demonstrating the proposed size and layout of the cultivation facility; plans for wastewater and waste disposal for the cultivation facility; plans for providing electricity, water, and other utilities necessary for the normal operation of the cultivation facility; and plans for compliance with the applicable building code and federal and state environmental and workplace safety requirements;

(2) a cultivation plan demonstrating the proposed size and layout of the cultivation facility that will be used exclusively for cultivation including the total amount of plant canopy; and

(3) evidence that the business will comply with the applicable operation requirements for the license being sought.

Subd. 4. **Multiple licenses; limits.** (a) A person, cooperative, or business holding a cannabis cultivator license may also hold a cannabis manufacturing license, medical cannabis cultivator license, medical cannabis producer license, license to grow industrial hemp, and cannabis event organizer license.

(b) Except as provided in paragraph (a), no person, cooperative, or business holding a cannabis cultivator license may own or operate any other cannabis business or hemp business. This prohibition does not prevent the transportation of cannabis flower from a cannabis cultivator to a cannabis manufacturer licensed to the same person, cooperative, or business and located on the same premises.

(c) The office by rule may limit the number of cannabis cultivator licenses a person, cooperative, or business may hold.

(d) For purposes of this subdivision, a restriction on the number or type of license a business may hold applies to every cooperative member or every director, manager, and general partner of a cannabis business.

Subd. 5. **Cultivation operations.** A cannabis cultivator must comply with the requirements in section 342.25.

Sec. 31. **[342.31] CANNABIS MANUFACTURER LICENSING AND OPERATIONS.**

Subdivision 1. **Authorized actions.** A cannabis manufacturer license, consistent with the specific license endorsement or endorsements, entitles the license holder to:

(1) purchase cannabis flower, cannabis products, hemp plant parts, hemp concentrate, and artificially derived cannabinoids from a cannabis microbusiness, a cannabis

75.1 mezzobusiness, a cannabis cultivator, another cannabis manufacturer, a cannabis wholesaler,  
75.2 or an industrial hemp grower;

75.3 (2) accept cannabis flower from unlicensed persons who are at least 21 years of age  
75.4 provided that the cannabis manufacturer does not accept more than two ounces from an  
75.5 individual on a single occasion;

75.6 (3) make cannabis concentrate;

75.7 (4) make hemp concentrate, including hemp concentrate with a delta-9  
75.8 tetrahydrocannabinol concentration of more than 0.3 percent as measured by weight;

75.9 (5) manufacture artificially derived cannabinoids;

75.10 (6) manufacture adult-use cannabis products, lower potency hemp edibles, and  
75.11 hemp-derived consumer products for public consumption;

75.12 (7) package and label adult-use cannabis products, lower potency hemp edibles, and  
75.13 hemp-derived consumer products for sale to customers;

75.14 (8) sell cannabis concentrate, hemp concentrate, artificially derived cannabinoids,  
75.15 cannabis products, lower potency hemp edibles, and hemp-derived consumer products to  
75.16 other cannabis businesses; and

75.17 (9) perform other actions approved by the office.

75.18 Subd. 2. **Size limitations.** The office shall, by rule, establish a limit on the manufacturing  
75.19 of cannabis products, lower potency hemp edibles, or hemp-derived consumer products a  
75.20 cannabis manufacturer may perform. The limit must be equivalent to the amount of cannabis  
75.21 flower that can be harvested from a facility with a plant canopy of 15,000 square feet in a  
75.22 year, but may be increased to the amount that can be harvested from a facility with up to  
75.23 30,000 cubic feet of plant canopy if the office expands the allowable area of cultivation  
75.24 under section 342.30, subdivision 2.

75.25 Subd. 3. **Additional information required.** In addition to the information required to  
75.26 be submitted under section 342.14, subdivision 1, and rules adopted pursuant to that section,  
75.27 a person, cooperative, or business seeking a cannabis manufacturer license must submit the  
75.28 following information in a form approved by the office:

75.29 (1) an operating plan demonstrating the proposed layout of the facility, including a  
75.30 diagram of ventilation and filtration systems; plans for wastewater and waste disposal for  
75.31 the manufacturing facility; plans for providing electricity, water, and other utilities necessary  
75.32 for the normal operation of the manufacturing facility; and plans for compliance with

76.1 applicable building code and federal and state environmental and workplace safety  
76.2 requirements; and

76.3 (2) evidence that the business will comply with the applicable operation requirements  
76.4 for the endorsement being sought.

76.5 Subd. 4. **Multiple licenses; limits.** (a) A person, cooperative, or business holding a  
76.6 cannabis manufacturer license may also hold a cannabis cultivator license, a medical cannabis  
76.7 cultivator license, a medical cannabis processor license, and a cannabis event organizer  
76.8 license.

76.9 (b) Except as provided in paragraph (a), no person, cooperative, or business holding a  
76.10 cannabis manufacturer license may own or operate any other cannabis business or hemp  
76.11 business. This prohibition does not prevent transportation of cannabis flower from a cannabis  
76.12 cultivator to a cannabis manufacturer licensed to the same person, cooperative, or business  
76.13 and located on the same premises.

76.14 (c) The office by rule may limit the number of cannabis manufacturer licenses that a  
76.15 person or business may hold.

76.16 (d) For purposes of this subdivision, a restriction on the number or type of license that  
76.17 a business may hold applies to every cooperative member or every director, manager, and  
76.18 general partner of a cannabis business.

76.19 Subd. 5. **Cultivation operations.** A cannabis manufacturer must comply with the  
76.20 requirements in section 342.26.

76.21 Sec. 32. **[342.32] CANNABIS RETAILER LICENSING AND OPERATIONS.**

76.22 Subdivision 1. **Authorized actions.** A cannabis retailer license entitles the license holder  
76.23 to:

76.24 (1) purchase immature cannabis plants and seedlings, cannabis flower, cannabis products,  
76.25 lower potency hemp edibles, and hemp-derived consumer products from cannabis  
76.26 microbusinesses, cannabis mezzobusinesses, cannabis cultivators, cannabis manufacturers,  
76.27 cannabis wholesalers, and industrial hemp growers;

76.28 (2) sell immature cannabis plants and seedlings, adult-use cannabis flower, adult-use  
76.29 cannabis products, lower potency hemp edibles, hemp-derived consumer products, and  
76.30 other products authorized by law to customers; and

76.31 (3) perform other actions approved by the office.

76.32 Subd. 2. **Size limitations.** A cannabis retailer may operate up to five retail locations.

77.1 Subd. 3. **Additional information required.** In addition to the information required to  
77.2 be submitted under section 342.14, subdivision 1, and rules adopted pursuant to that section,  
77.3 a person, cooperative, or business seeking a cannabis retail license must submit the following  
77.4 information in a form approved by the office:

77.5 (1) a list of every retail license held by the applicant and, if the applicant is a business,  
77.6 every retail license held, either as an individual or as part of another business, by each  
77.7 officer, director, manager, and general partner of the cannabis business;

77.8 (2) an operating plan demonstrating the proposed layout of the facility, including a  
77.9 diagram of ventilation and filtration systems; policies to avoid sales to individuals who are  
77.10 under 21 years of age; identification of a restricted area for storage; and plans to prevent  
77.11 the visibility of cannabis flower, cannabinoid products, and hemp-derived consumer products  
77.12 to individuals outside the retail location; and

77.13 (3) evidence that the business will comply with the applicable operation requirements  
77.14 for the license being sought.

77.15 Subd. 4. **Multiple licenses; limits.** (a) A person, cooperative, or business holding a  
77.16 cannabis retailer license may also hold a cannabis delivery service license, a medical cannabis  
77.17 retailer license, and a cannabis event organizer license.

77.18 (b) Except as provided in paragraph (a), no person, cooperative, or business holding a  
77.19 cannabis retailer license may own or operate any other cannabis business or hemp business.

77.20 (c) No person, cooperative, or business may hold a license to own or operate more than  
77.21 one cannabis retail business in one city or county.

77.22 (d) The office by rule may limit the number of cannabis retailer licenses a person,  
77.23 cooperative, or business may hold.

77.24 (e) For purposes of this subdivision, a restriction on the number or type of license a  
77.25 business may hold applies to every cooperative member or every director, manager, and  
77.26 general partner of a cannabis business.

77.27 Subd. 5. **Municipal or county cannabis store.** A city or county may establish, own,  
77.28 and operate a municipal cannabis store subject to the restrictions in this chapter.

77.29 Sec. 33. **[342.33] CANNABIS WHOLESALER LICENSING.**

77.30 Subdivision 1. **Authorized actions.** A cannabis wholesaler license entitles the license  
77.31 holder to:

78.1 (1) purchase immature cannabis plants and seedlings, cannabis flower, cannabis products,  
78.2 lower potency hemp edibles, and hemp-derived consumer products from cannabis  
78.3 microbusinesses, cannabis mezzobusinesses, cannabis cultivators, cannabis manufacturers,  
78.4 lower potency hemp edible manufacturers, and industrial hemp growers;

78.5 (2) sell immature cannabis plants and seedlings, cannabis flower, cannabis products,  
78.6 lower potency hemp edibles, and hemp-derived consumer products to cannabis  
78.7 microbusinesses, cannabis mezzobusinesses, cannabis manufacturers; cannabis retailers;

78.8 (3) sell lower potency hemp edibles to lower potency hemp edible retailers;

78.9 (4) import lower potency hemp edibles and hemp-derived consumer products that contain  
78.10 hemp concentrate or artificially derived cannabinoids that are derived from hemp plants or  
78.11 hemp plant parts; and

78.12 (5) perform other actions approved by the office.

78.13 Subd. 2. **Additional information required.** In addition to the information required to  
78.14 be submitted under section 342.14, subdivision 1, and rules adopted pursuant to that section,  
78.15 a person, cooperative, or business seeking a cannabis wholesaler license must submit the  
78.16 following information in a form approved by the office:

78.17 (1) an operating plan demonstrating the proposed layout of the facility including a  
78.18 diagram of ventilation and filtration systems and policies to avoid sales to unlicensed  
78.19 cannabis businesses; and

78.20 (2) evidence that the business will comply with the applicable operation requirements  
78.21 for the license being sought.

78.22 Subd. 3. **Multiple licenses; limits.** (a) A person, cooperative, or business holding a  
78.23 cannabis wholesaler license may also hold a cannabis transporter license, a cannabis delivery  
78.24 service license, and a cannabis event organizer license.

78.25 (b) Except as provided in paragraph (a), no person, cooperative, or business holding a  
78.26 cannabis wholesaler license may own or operate any other cannabis business or hemp  
78.27 business.

78.28 (c) The office by rule may limit the number of cannabis wholesaler licenses a person or  
78.29 business may hold.

78.30 (d) For purposes of this subdivision, a restriction on the number or type of license a  
78.31 business may hold applies to every cooperative member or every director, manager, and  
78.32 general partner of a cannabis business.

79.1       Sec. 34. **[342.34] CANNABIS WHOLESALER OPERATIONS.**

79.2           Subdivision 1. **Separation of products.** A cannabis wholesaler must ensure that cannabis  
79.3 plants, cannabis flower, and cannabis products are physically separated from all other  
79.4 products, including but not limited to lower potency hemp edibles and hemp-derived  
79.5 consumer products, in a manner that prevents any cross-contamination.

79.6           Subd. 2. **Records and labels.** A cannabis wholesaler must maintain accurate records  
79.7 and ensure that appropriate labels remain affixed to cannabis plants, cannabis flower,  
79.8 cannabis products, lower potency hemp edibles, and hemp-derived consumer products.

79.9           Subd. 3. **Building conditions.** (a) A cannabis wholesaler shall maintain compliance  
79.10 with state and local building, fire, and zoning requirements or regulations.

79.11           (b) A cannabis wholesaler shall ensure that the licensed premises is maintained in a  
79.12 clean and sanitary condition, free from infestation by insects, rodents, or other pests.

79.13           Subd. 4. **Sale of other products.** A cannabis wholesaler may purchase and sell other  
79.14 products or items for which the cannabis wholesaler has a license or authorization or that  
79.15 do not require a license or authorization. Products for which no license or authorization is  
79.16 required include but are not limited to industrial hemp products, products that contain hemp  
79.17 grain, hemp-derived topical products, and cannabis paraphernalia, including but not limited  
79.18 to childproof packaging containers and other devices designed to ensure the safe storage  
79.19 and monitoring of cannabis flower and cannabis products in the home to prevent access by  
79.20 individuals under 21 years of age.

79.21           Subd. 5. **Importation of hemp-derived products.** (a) A cannabis wholesaler that imports  
79.22 lower potency hemp edibles or hemp-derived consumer products that are manufactured  
79.23 outside the boundaries of the state of Minnesota with the intent to sell the products to a  
79.24 cannabis microbusiness, cannabis mezzobusiness, cannabis retailer, or lower potency hemp  
79.25 edible retailer must obtain a hemp-derived product importer endorsement from the office.

79.26           (b) A cannabis wholesaler with a hemp-derived product importer endorsement may sell  
79.27 products manufactured outside the boundaries of the state of Minnesota if:

79.28           (1) the manufacturer is licensed in another jurisdiction and subject to regulations designed  
79.29 to protect the health and safety of consumers that the office determines are substantially  
79.30 similar to the regulations in this state; or

79.31           (2) the cannabis wholesaler establishes, to the satisfaction of the office, that the  
79.32 manufacturer engages in practices that are substantially similar to the practices required for  
79.33 licensure of manufacturers in this state.

(c) The cannabis wholesaler must enter all relevant information regarding an imported hemp-derived consumer product into the statewide monitoring system before the product may be distributed. Relevant information includes information regarding the cultivation, processing, and testing of the industrial hemp used in the manufacture of the product and information regarding the testing of the hemp-derived consumer product. If information regarding the industrial hemp or hemp-derived consumer product was submitted to a statewide monitoring system used in another state, the office may require submission of any information provided to that statewide monitoring system and shall assist in the transfer of data from another state as needed and in compliance with any data classification established by either state.

(d) The office may suspend, revoke, or cancel the endorsement of a distributor who is prohibited from distributing products containing cannabinoids in any other jurisdiction, convicted of an offense involving the distribution of products containing cannabinoids in any other jurisdiction, or found liable for distributing any product that injured customers in any other jurisdiction. A cannabis wholesaler shall disclose all relevant information related to actions in another jurisdiction. Failure to disclose relevant information may result in disciplinary action by the office, including the suspension, revocation, or cancellation of an endorsement or license.

(e) Notwithstanding any law to the contrary, it shall not be a defense in any civil or criminal action that a licensed wholesaler relied on information on a product label or otherwise provided by a manufacturer who is not licensed in this state.

**Sec. 35. [342.35] CANNABIS TRANSPORTER LICENSING.**

Subdivision 1. **Authorized actions.** A cannabis transporter license entitles the license holder to transport immature cannabis plants and seedlings, cannabis flower, cannabis products, artificially derived cannabinoids, hemp plant parts, hemp concentrate, lower potency hemp edibles, and hemp-derived consumer products from cannabis microbusinesses, cannabis mezzobusinesses, cannabis cultivators, cannabis manufacturers, cannabis wholesalers, lower potency hemp edible manufacturers, medical cannabis retailers, medical cannabis processors, and industrial hemp growers to cannabis microbusinesses, cannabis mezzobusinesses, cannabis manufacturers, cannabis testing facilities, cannabis wholesalers, cannabis retailers, lower potency hemp edible retailers, medical cannabis processors, and medical cannabis retailers and perform other actions approved by the office.

Subd. 2. **Additional information required.** In addition to the information required to be submitted under section 342.14, subdivision 1, and rules adopted pursuant to that section,



81.1 a person, cooperative, or business seeking a cannabis transporter license must submit the  
81.2 following information in a form approved by the office:

81.3 (1) an appropriate surety bond, certificate of insurance, qualifications as a self-insurer,  
81.4 or other securities or agreements, in the amount of not less than \$300,000, for loss of or  
81.5 damage to cargo;

81.6 (2) an appropriate surety bond, certificate of insurance, qualifications as a self-insurer,  
81.7 or other securities or agreements, in the amount of not less than \$1,000,000, for injury to  
81.8 one or more persons in any one accident and, if an accident has resulted in injury to or  
81.9 destruction of property, of not less than \$100,000 because of such injury to or destruction  
81.10 of property of others in any one accident;

81.11 (3) the number and type of equipment the business will use to transport immature cannabis  
81.12 plants and seedlings, cannabis flower, cannabis products, artificially derived cannabinoids,  
81.13 hemp plant parts, hemp concentrate, lower potency hemp edibles, and hemp-derived  
81.14 consumer products;

81.15 (4) a loading, transporting, and unloading plan;

81.16 (5) a description of the applicant's experience in the distribution or security business;  
81.17 and

81.18 (6) evidence that the business will comply with the applicable operation requirements  
81.19 for the license being sought.

81.20 Subd. 3. **Multiple licenses; limits.** (a) A person, cooperative, or business holding a  
81.21 cannabis transporter license may also hold a cannabis wholesaler license, a cannabis delivery  
81.22 service license, and a cannabis event organizer license.

81.23 (b) Except as provided in paragraph (a), no person, cooperative, or business holding a  
81.24 cannabis transporter license may own or operate any other cannabis business.

81.25 (c) The office by rule may limit the number of cannabis transporter licenses a person or  
81.26 business may hold.

81.27 (d) For purposes of this subdivision, restrictions on the number or type of license a  
81.28 business may hold apply to every cooperative member or every director, manager, and  
81.29 general partner of a cannabis business.

81.30 Sec. 36. **[342.36] CANNABIS TRANSPORTER OPERATIONS.**

81.31 Subdivision 1. **Manifest required.** Before transporting immature cannabis plants and  
81.32 seedlings, cannabis flower, cannabis products, artificially derived cannabinoids, hemp plant

82.1 parts, hemp concentrate, lower potency hemp edibles, or hemp-derived consumer products,  
82.2 a cannabis transporter shall obtain a shipping manifest on a form established by the office.  
82.3 The manifest must be kept with the products at all times and the cannabis transporter must  
82.4 maintain a copy of the manifest in its records.

82.5 Subd. 2. **Records of transportation.** Records of transportation must be kept for a  
82.6 minimum of three years at the cannabis transporter's place of business and are subject to  
82.7 inspection upon request by the office or law enforcement agency. Records of transportation  
82.8 include the following:

82.9 (1) copies of transportation manifests for all deliveries;

82.10 (2) a transportation log documenting the chain of custody for each delivery, including  
82.11 every employee and vehicle used during transportation; and

82.12 (3) financial records showing payment for transportation services.

82.13 Subd. 3. **Storage compartment.** Immature cannabis plants and seedlings, cannabis  
82.14 flower, cannabis products, artificially derived cannabinoids, hemp plant parts, hemp  
82.15 concentrate, lower potency hemp edibles, and hemp-derived consumer products must be  
82.16 transported in a locked, safe, and secure storage compartment that is part of the motor vehicle  
82.17 or in a locked storage container that has a separate key or combination pad. Items being  
82.18 transported may not be visible from outside the motor vehicle.

82.19 Subd. 4. **Identifying logos or business names prohibited.** No vehicle or trailer may  
82.20 contain an image depicting the types of items being transported, including but not limited  
82.21 to an image depicting a cannabis or hemp leaf, or a name suggesting that the vehicle is used  
82.22 in transporting immature cannabis plants and seedlings, cannabis flower, cannabis products,  
82.23 artificially derived cannabinoids, hemp plant parts, hemp concentrate, lower potency hemp  
82.24 edibles, or hemp-derived consumer products.

82.25 Subd. 5. **Randomized deliveries.** A cannabis transporter shall ensure that all delivery  
82.26 times and routes are randomized.

82.27 Subd. 6. **Multiple employees.** All cannabis transporter vehicles transporting immature  
82.28 cannabis plants and seedlings, cannabis flower, cannabis products, artificially derived  
82.29 cannabinoids, hemp plant parts, hemp concentrate, lower potency hemp edibles, or  
82.30 hemp-derived consumer products must be staffed with a minimum of two employees. At  
82.31 least one delivery team member shall remain with the motor vehicle at all times that the  
82.32 motor vehicle contains immature cannabis plants and seedlings, cannabis flower, cannabis

83.1 products, artificially derived cannabinoids, hemp plant parts, hemp concentrate, lower  
83.2 potency hemp edibles, or hemp-derived consumer products.

83.3 Subd. 7. **Nonemployee passengers prohibited.** Only a cannabis worker employed by  
83.4 or contracted with the cannabis transporter and who is at least 21 years of age may transport  
83.5 immature cannabis plants and seedlings, cannabis flower, cannabis products, artificially  
83.6 derived cannabinoids, hemp plant parts, hemp concentrate, lower potency hemp edibles, or  
83.7 hemp-derived consumer products. All passengers in a vehicle must be cannabis workers  
83.8 employed by or contracted with the cannabis transporter.

83.9 Subd. 8. **Drivers license required.** All drivers must carry a valid driver's license with  
83.10 the proper endorsements when operating a vehicle transporting immature cannabis plants  
83.11 and seedlings, cannabis flower, cannabis products, artificially derived cannabinoids, hemp  
83.12 plant parts, hemp concentrate, lower potency hemp edibles, or hemp-derived consumer  
83.13 products.

83.14 Subd. 9. **Vehicles subject to inspection.** Any vehicle assigned for the purposes of  
83.15 transporting immature cannabis plants and seedlings, cannabis flower, cannabis products,  
83.16 artificially derived cannabinoids, hemp plant parts, hemp concentrate, lower potency hemp  
83.17 edibles, or hemp-derived consumer products is subject to inspection and may be stopped  
83.18 or inspected at any licensed cannabis business or while en route during transportation.

83.19 Sec. 37. **[342.37] CANNABIS TESTING FACILITY LICENSING.**

83.20 Subdivision 1. **Authorized actions.** A cannabis testing facility license entitles the license  
83.21 holder to obtain and test immature cannabis plants and seedlings, cannabis flower, cannabis  
83.22 products, hemp plant parts, hemp concentrate, artificially derived cannabinoids, lower  
83.23 potency hemp edibles, and hemp-derived consumer products from cannabis microbusinesses,  
83.24 cannabis mezzobusinesses, cannabis cultivators, cannabis manufacturers, cannabis  
83.25 wholesalers, lower potency hemp edible manufacturers, medical cannabis cultivators, medical  
83.26 cannabis processors, and industrial hemp growers.

83.27 Subd. 2. **Additional information required.** In addition to the information required to  
83.28 be submitted under section 342.14, subdivision 1, and rules adopted pursuant to that section,  
83.29 a person, cooperative, or business seeking a cannabis testing facility license must submit  
83.30 the following information in a form approved by the office:

83.31 (1) an operating plan demonstrating the proposed layout of the facility, including a  
83.32 diagram of ventilation and filtration systems and policies to avoid sales to unlicensed  
83.33 businesses;

84.1 (2) proof of accreditation by a laboratory accrediting organization approved by the office  
84.2 that, at a minimum, requires a laboratory to operate formal management systems under the  
84.3 International Organization for Standardization; and

84.4 (3) evidence that the business will comply with the applicable operation requirements  
84.5 for the license being sought.

84.6 Subd. 3. **Multiple licenses; limits.** (a) A person, cooperative, or business holding a  
84.7 cannabis testing facility license may not own or operate, or be employed by, any other  
84.8 cannabis business or hemp business.

84.9 (b) The office by rule may limit the number of cannabis testing facility licenses a person  
84.10 or business may hold.

84.11 (c) For purposes of this subdivision, a restriction on the number of licenses a business  
84.12 may hold applies to every cooperative member or every director, manager, and general  
84.13 partner of a cannabis business.

84.14 Sec. 38. **[342.38] CANNABIS TESTING FACILITY OPERATIONS.**

84.15 Subdivision 1. **Testing services.** A cannabis testing facility shall provide some or all  
84.16 testing services required under section 342.61 and rules adopted pursuant to that section.

84.17 Subd. 2. **Testing protocols.** A cannabis testing facility shall follow all testing protocols,  
84.18 standards, and criteria adopted by rule by the office for the testing of different forms of  
84.19 cannabis plants and seedlings, cannabis flower, cannabis products, lower potency hemp  
84.20 edibles, hemp-derived consumer products, hemp plant parts, hemp concentrate, and artificially  
84.21 derived cannabinoids; determining batch size; sampling; testing validity; and approval and  
84.22 disapproval of tested items.

84.23 Subd. 3. **Records.** Records of all business transactions and testing results; records  
84.24 required to be maintained pursuant to any applicable standards for accreditation; and records  
84.25 relevant to testing protocols, standards, and criteria adopted by the office must be kept for  
84.26 a minimum of three years at the cannabis testing facility's place of business and are subject  
84.27 to inspection upon request by the office or law enforcement agency.

84.28 Subd. 4. **Disposal of cannabis flower and products.** A testing facility shall dispose of  
84.29 or destroy used, unused, and waste cannabis plants and seedlings, cannabis flower, cannabis  
84.30 products, lower potency hemp edibles, hemp-derived consumer products, hemp plant parts,  
84.31 hemp concentrate, and artificially derived cannabinoids pursuant to rules adopted by the  
84.32 office.

85.1       Sec. 39. **[342.39] CANNABIS EVENT ORGANIZER LICENSING.**

85.2           Subdivision 1. **Authorized actions.** A cannabis event organizer license entitles the  
85.3 license holder to organize a temporary cannabis event lasting no more than four days.

85.4           Subd. 2. **Additional information required.** (a) In addition to the information required  
85.5 to be submitted under section 342.14, subdivision 1, and rules adopted pursuant to that  
85.6 section, a person, cooperative, or business seeking a cannabis event organizer license must  
85.7 submit the following information in a form approved by the office:

85.8           (1) the type and number of any other cannabis business license held by the applicant;

85.9           (2) the address and location where the temporary cannabis event will take place;

85.10          (3) the name of the temporary cannabis event;

85.11          (4) a diagram of the physical layout of the temporary cannabis event showing where the  
85.12 event will take place on the grounds, all entrances and exits that will be used by participants  
85.13 during the event, all cannabis consumption areas, all cannabis retail areas where cannabis  
85.14 flower, cannabis products, lower potency hemp edibles, and hemp-derived consumer products  
85.15 will be sold, the location where cannabis waste will be stored, and any location where  
85.16 cannabis flower, cannabis products, lower potency hemp edibles, and hemp-derived consumer  
85.17 products will be stored;

85.18          (5) a list of the name, number, and type of cannabis businesses and hemp businesses  
85.19 that will sell cannabis plants, adult-use cannabis flower, adult-use cannabis products, lower  
85.20 potency hemp edibles, and hemp-derived consumer products at the event, which may be  
85.21 supplemented or amended within 72 hours of the time at which the cannabis event begins;

85.22          (6) the dates and hours during which the cannabis event will take place;

85.23          (7) proof of local approval for the cannabis event; and

85.24          (8) evidence that the business will comply with the applicable operation requirements  
85.25 for the license being sought.

85.26          (b) A person, cooperative, or business seeking a cannabis event organizer license may  
85.27 also disclose whether the person or any officer, director, manager, and general partner of a  
85.28 cannabis business is serving or has previously served in the military.

85.29          Subd. 3. **Multiple licenses; limits.** (a) A person, cooperative, or business holding a  
85.30 cannabis event organizer license may not hold a cannabis testing facility license, a lower  
85.31 potency hemp edible manufacturer license, or a lower potency hemp edible retailer license.

(b) The office by rule may limit the number of cannabis event licenses that a person or business may hold.

(c) For purposes of this subdivision, restrictions on the number or type of license that a business may hold apply to every cooperative member or every director, manager, and general partner of a cannabis business.

Sec. 40. **[342.40] CANNABIS EVENT ORGANIZER OPERATIONS.**

Subdivision 1. **Local approval.** A cannabis event organizer must receive local approval, including obtaining any necessary permits or licenses issued by a local unit of government, before holding a cannabis event.

Subd. 2. **Charging fees.** (a) A cannabis event organizer may charge an entrance fee to a cannabis event.

(b) A cannabis event organizer may charge a fee to a cannabis business or hemp business in exchange for space to display and sell cannabis plants, adult-use cannabis flower, adult-use cannabis products, lower potency hemp edibles, and hemp-derived consumer products. Any fee paid for participation in a cannabis event shall not be based on or tied to the sale of cannabis plants, adult-use cannabis flower, adult-use cannabis products, lower potency hemp edibles, or hemp-derived consumer products.

Subd. 3. **Security.** A cannabis event organizer must hire or contract for licensed security personnel to provide security services at the cannabis event. All security personnel hired or contracted for shall be at least 21 years of age and present on the licensed event premises at all times that cannabis plants, adult-use cannabis flower, adult-use cannabis products, lower potency hemp edibles, or hemp-derived consumer products are available for sale or consumption of adult-use cannabis flower, adult-use cannabis products, lower potency hemp edibles, or hemp-derived consumer products is allowed. The security personnel shall not consume cannabis flower, cannabis products, lower potency hemp edibles, or hemp-derived consumer products for at least 24 hours before the event or during the event.

Subd. 4. **Limited access to event.** A cannabis event organizer shall ensure that access to an event is limited to individuals who are at least 21 years of age. At or near each public entrance to any area where the sale or consumption of adult-use cannabis flower, adult-use cannabis products, lower potency hemp edibles, or hemp-derived consumer products is allowed, a cannabis event organizer shall maintain a clearly visible and legible sign consisting of the following statement: "No persons under 21 allowed." The lettering of the sign shall be not less than one inch in height.

87.1 Subd. 5. **Cannabis waste.** A cannabis event organizer shall ensure that all used, unused,  
87.2 and waste cannabis plants, adult-use cannabis flower, adult-use cannabis products, lower  
87.3 potency hemp edibles, and hemp-derived consumer products that are not removed by a  
87.4 customer, cannabis business, or hemp business are disposed of in a manner approved by  
87.5 the office.

87.6 Subd. 6. **Transportation of cannabis plants, flower, and products.** All transportation  
87.7 of cannabis plants, adult-use cannabis flower, adult-use cannabis products, lower potency  
87.8 hemp edibles, and hemp-derived consumer products intended for display or sale and all  
87.9 such items used for display or not sold during the cannabis event must be transported to  
87.10 and from the cannabis event by a licensed cannabis transporter.

87.11 Subd. 7. **Cannabis event sales.** (a) Cannabis microbusinesses with a retail endorsement,  
87.12 cannabis mezzobusinesses with a retail endorsement, cannabis retailers, and lower potency  
87.13 hemp edible retailers, including the cannabis event organizer, may be authorized to sell  
87.14 cannabis plants, adult-use cannabis flower, adult-use cannabis products, lower potency  
87.15 hemp edibles, and hemp-derived consumer products to customers at a cannabis event.

87.16 (b) All sales of cannabis plants, adult-use cannabis flower, adult-use cannabis products,  
87.17 lower potency hemp edibles, and hemp-derived consumer products at a cannabis event must  
87.18 take place in a retail area as designated in the premises diagram.

87.19 (c) Authorized retailers may only conduct sales within their specifically assigned area.

87.20 (d) Authorized retailers must verify the age of all customers pursuant to section 342.27,  
87.21 subdivision 4, before completing a sale and may not sell cannabis plants, adult-use cannabis  
87.22 flower, adult-use cannabis products, lower potency hemp edibles, or hemp-derived consumer  
87.23 products to an individual under 21 years of age.

87.24 (e) Authorized retailers may display one sample of each type of cannabis plant, adult-use  
87.25 cannabis flower, adult-use cannabis product, lower potency hemp edible, and hemp-derived  
87.26 consumer product available for sale. Samples of adult-use cannabis and adult-use cannabis  
87.27 products must be stored in a sample jar or display case and be accompanied by a label or  
87.28 notice containing the information required to be affixed to the packaging or container  
87.29 containing adult-use cannabis flower and adult-use cannabis products sold to customers. A  
87.30 sample may not consist of more than eight grams of adult-use cannabis flower or adult-use  
87.31 cannabis concentrate, or an edible cannabis product infused with more than 100 milligrams  
87.32 of tetrahydrocannabinol. A cannabis retailer may allow customers to smell the adult-use  
87.33 cannabis flower or adult-use cannabis product before purchase.

88.1 (f) The notice requirements under section 342.27, subdivision 6, apply to authorized  
88.2 retailers offering cannabis plants, adult-use cannabis flower, adult-use cannabinoid products,  
88.3 and hemp-derived consumer products for sale at a cannabis event.

88.4 (g) Authorized retailers may not:

88.5 (1) sell adult-use cannabis flower, adult-use cannabis products, lower potency hemp  
88.6 edibles, or hemp-derived consumer products to a person who is visibly intoxicated;

88.7 (2) knowingly sell more cannabis plants, adult-use cannabis flower, adult-use cannabis  
88.8 products, lower potency hemp edibles, or hemp-derived consumer products than a customer  
88.9 is legally permitted to possess;

88.10 (3) sell medical cannabis flower or medical cannabinoid products;

88.11 (4) give away cannabis plants, cannabis flower, cannabis products, lower potency hemp  
88.12 edibles, or hemp-derived consumer products; or

88.13 (5) allow for the dispensing of cannabis plants, cannabis flower, cannabis products,  
88.14 lower potency hemp edibles, or hemp-derived consumer products in vending machines.

88.15 (h) Except for samples of a cannabis plant, adult-use cannabis flower, adult-use cannabis  
88.16 product, lower potency hemp edible, and hemp-derived consumer product, all cannabis  
88.17 plants, adult-use cannabis flower, adult-use cannabis products, lower potency hemp edibles,  
88.18 and hemp-derived consumer products for sale at a cannabis event must be stored in a secure,  
88.19 locked container that is not accessible to the public. Such items being stored at a cannabis  
88.20 event shall not be left unattended.

88.21 (i) All cannabis plants, adult-use cannabis flower, adult-use cannabis products, lower  
88.22 potency hemp edibles, and hemp-derived consumer products for sale at a cannabis event  
88.23 must comply with this chapter and rules adopted pursuant to this chapter regarding the  
88.24 testing, packaging, and labeling of those items.

88.25 (j) All cannabis plants, adult-use cannabis flower, and adult-use cannabis products sold,  
88.26 damaged, or destroyed at a cannabis event must be recorded in the statewide monitoring  
88.27 system.

88.28 Subd. 8. **Cannabis event on-site consumption.** (a) If approved by the local unit of  
88.29 government, a cannabis event may designate an area for consumption of adult-use cannabis  
88.30 flower, adult-use cannabis products, lower potency hemp edibles, hemp-derived consumer  
88.31 products, or any combination of those items.



(b) Access to areas where consumption of adult-use cannabis flower, adult-use cannabis products, lower potency hemp edibles, or hemp-derived consumer products is allowed shall be restricted to individuals who are at least 21 years of age.

(c) The cannabis event organizer shall ensure that consumption of adult-use cannabis flower, adult-use cannabis products, lower potency hemp edibles, or hemp-derived consumer products within a designated consumption area is not visible from any public place.

(d) The cannabis event organizer shall not permit consumption of alcohol or tobacco.

Sec. 41. **[342.41] CANNABIS DELIVERY SERVICE LICENSING.**

Subdivision 1. **Authorized actions.** A cannabis delivery service license entitles the license holder to purchase cannabis flower, cannabis products, lower potency hemp edibles, and hemp-derived consumer products from licensed cannabis microbusinesses with a retail endorsement, cannabis mezzobusinesses with a retail endorsement, cannabis retailers, and medical cannabis retailers; transport and deliver cannabis flower, cannabis products, lower potency hemp edibles, and hemp-derived consumable products to customers; and perform other actions approved by the office.

Subd. 2. **Additional information required.** In addition to the information required to be submitted under section 342.14, subdivision 1, and rules adopted pursuant to that section, a person, cooperative, or business seeking a cannabis delivery service license must submit the following information in a form approved by the office:

(1) a list of all vehicles to be used in the delivery of cannabis flower, cannabis products, lower potency hemp edibles, and hemp-derived consumer products including:

(i) the vehicle make, model, and color;

(ii) the vehicle identification number; and

(iii) the license plate number;

(2) proof of insurance for each vehicle;

(3) a business plan demonstrating policies to avoid sales of cannabis flower, cannabis products, lower potency hemp edibles, and hemp-derived consumer products to individuals who are under 21 years of age and plans to prevent the visibility of cannabis flower, cannabis products, lower potency hemp edibles, and hemp-derived consumer products to individuals outside the delivery vehicle; and

(4) evidence that the business will comply with the applicable operation requirements for the license being sought.

90.1 Subd. 3. **Multiple licenses; limits.** (a) A person, cooperative, or business holding a  
90.2 cannabis delivery service license may also hold a cannabis retailer license, a cannabis  
90.3 wholesaler license, a cannabis transporter license, a cannabis event organizer license, and  
90.4 a medical cannabis retailer license subject to the ownership limitations that apply to those  
90.5 licenses.

90.6 (b) Except as provided in paragraph (a), no person, cooperative, or business holding a  
90.7 cannabis delivery service license may own or operate any other cannabis business or hemp  
90.8 business.

90.9 (c) The office by rule may limit the number of cannabis delivery service licenses that a  
90.10 person or business may hold.

90.11 (d) For purposes of this subdivision, a restriction on the number or type of license that  
90.12 a business may hold applies to every cooperative member or every director, manager, and  
90.13 general partner of a cannabis business.

90.14 Sec. 42. **[342.42] CANNABIS DELIVERY SERVICE OPERATIONS.**

90.15 Subdivision 1. **Age or registry verification.** Prior to completing a delivery, a cannabis  
90.16 delivery service shall verify that the customer is at least 21 years of age or is enrolled in the  
90.17 registry program. Section 342.27, subdivision 4, applies to the verification of a customer's  
90.18 age. Registry verification issued by the Division of Medical Cannabis may be considered  
90.19 evidence that the person is enrolled in the registry program.

90.20 Subd. 2. **Records.** The office by rule shall establish record-keeping requirements for a  
90.21 cannabis delivery service, including but not limited to proof of delivery to individuals who  
90.22 are at least 21 years of age or enrolled in the registry program.

90.23 Subd. 3. **Amount to be transported.** The office by rule shall establish limits on the  
90.24 amount of cannabis flower, cannabis products, lower potency hemp edibles, and  
90.25 hemp-derived consumer products that a cannabis delivery service may transport.

90.26 Subd. 4. **Statewide monitoring system.** Receipt of cannabis flower and cannabis products  
90.27 by the cannabis delivery service and a delivery to a customer must be recorded in the  
90.28 statewide monitoring system within the time established by rule.

90.29 Subd. 5. **Storage compartment.** Cannabis flower, cannabis products, lower potency  
90.30 hemp edibles, and hemp-derived consumer products must be transported in a locked, safe,  
90.31 and secure storage compartment that is part of the cannabis delivery service vehicle or in a  
90.32 locked storage container that has a separate key or combination pad. Cannabis flower,

91.1 cannabis products, lower potency hemp edibles, and hemp-derived consumer products may  
91.2 not be visible from outside the cannabis delivery service vehicle.

91.3 Subd. 6. **Identifying logos or business names prohibited.** No cannabis delivery service  
91.4 vehicle or trailer may contain an image depicting the types of items being transported,  
91.5 including but not limited to an image depicting a cannabis or hemp leaf, or a name suggesting  
91.6 that the cannabis delivery service vehicle is used for transporting cannabis flower, cannabis  
91.7 products, lower potency hemp edibles, and hemp-derived consumer products.

91.8 Subd. 7. **Nonemployee passengers prohibited.** Only a cannabis worker employed by  
91.9 or contracted with the cannabis delivery service and who is at least 21 years of age may  
91.10 transport cannabis flower, cannabis products, lower potency hemp edibles, and hemp-derived  
91.11 consumer products. All passengers in a cannabis delivery service vehicle must be cannabis  
91.12 workers employed by or contracted with the cannabis delivery service.

91.13 Subd. 8. **Vehicles subject to inspection.** Any cannabis delivery service vehicle is subject  
91.14 to inspection and may be stopped or inspected at any licensed cannabis business or while  
91.15 en route during transportation.

91.16 Sec. 43. **[342.43] HEMP BUSINESS LICENSE TYPES; MULTIPLE LICENSES.**

91.17 Subdivision 1. **License types.** The office shall issue the following types of hemp business  
91.18 licenses:

91.19 (1) lower potency hemp edible manufacturer; and

91.20 (2) lower potency hemp edible retailer.

91.21 Subd. 2. **Multiple licenses; limits.** (a) A person, cooperative, or business may hold both  
91.22 a lower potency hemp edible manufacturer and lower potency hemp edible retailer license.

91.23 (b) Nothing in this section prohibits a person, cooperative, or business from holding a  
91.24 lower potency hemp edible manufacturer license, a lower potency hemp edible retailer  
91.25 license, or both, and also holding a license to cultivate industrial hemp issued pursuant to  
91.26 chapter 18K.

91.27 (c) Nothing in this section prohibits a person, cooperative, or business from holding a  
91.28 lower potency hemp edible manufacturer license, a lower potency hemp edible retailer  
91.29 license, or both, and also holding any other license, including but not limited to a license  
91.30 to prepare or sell food; sell tobacco, tobacco-related devices, and electronic delivery devices  
91.31 as defined in section 609.685, subdivision 1, and nicotine and lobelia delivery products as

92.1 described in section 609.6855; or manufacture or sell alcoholic beverages as defined in  
92.2 section 340A.101, subdivision 2.

92.3 (d) A person, cooperative, or business holding a lower potency hemp edible manufacturer  
92.4 license, a lower potency hemp edible retailer license, or both, may not hold a cannabis  
92.5 business license.

92.6 Sec. 44. **[342.44] HEMP BUSINESS LICENSES; APPLICATIONS AND ISSUANCE.**

92.7 Subdivision 1. **Application; contents.** (a) Except as otherwise provided in this  
92.8 subdivision, the provisions of this chapter relating to license applications, license selection  
92.9 criteria, general ownership disqualifications and requirements, and general operational  
92.10 requirements do not apply to hemp businesses.

92.11 (b) The office by rule shall establish forms and procedures for the processing of hemp  
92.12 licenses issued under this chapter. At a minimum, any application to obtain or renew a hemp  
92.13 license shall include the following information, if applicable:

92.14 (1) the name, address, and date of birth of the applicant;

92.15 (2) the address and legal property description of the business;

92.16 (3) proof of trade name registration;

92.17 (4) certification that the applicant will comply with the requirements of this chapter  
92.18 relating to the ownership and operation of a hemp business;

92.19 (5) identification of one or more controlling persons or managerial employees as agents  
92.20 who shall be responsible for dealing with the office on all matters; and

92.21 (6) a statement that the applicant agrees to respond to the office's supplemental requests  
92.22 for information.

92.23 (c) An application on behalf of a corporation or association shall be signed by at least  
92.24 two officers or managing agents of that entity.

92.25 Subd. 2. **Issuance; eligibility; prohibition on transfer.** (a) The office may issue a hemp  
92.26 license to an applicant who:

92.27 (1) is at least 21 years of age;

92.28 (2) has completed an application for licensure or application for renewal and has fully  
92.29 and truthfully complied with all information requests relating to license application and  
92.30 renewal;

92.31 (3) has paid the applicable application and license fees pursuant to section 342.11;

93.1 (4) is not employed by the office or any state agency with regulatory authority over this  
93.2 chapter; and

93.3 (5) does not hold any cannabis business license.

93.4 (b) Licenses must be renewed annually.

93.5 (c) Licenses may not be transferred.

93.6 Sec. 45. **[342.45] LOWER POTENCY HEMP EDIBLE MANUFACTURER.**

93.7 Subdivision 1. **Authorized actions.** A lower potency hemp edible manufacturer license  
93.8 entitles the license holder to:

93.9 (1) purchase hemp plant parts, hemp concentrate, and artificially derived cannabinoids  
93.10 from cannabis microbusinesses, cannabis mezzobusinesses, cannabis manufacturers, cannabis  
93.11 wholesalers, other lower potency hemp edible manufacturers, and industrial hemp growers;

93.12 (2) make hemp concentrate;

93.13 (3) manufacture artificially derived cannabinoids;

93.14 (4) manufacture lower potency hemp edibles for public consumption;

93.15 (5) package and label lower potency hemp edibles for sale to customers;

93.16 (6) sell hemp concentrate, artificially derived cannabinoids, and lower potency hemp  
93.17 edibles, to other cannabis businesses and hemp businesses; and

93.18 (7) perform other actions approved by the office.

93.19 Subd. 2. **All manufacturer operations.** (a) All hemp manufacturing must take place in  
93.20 a facility and on equipment that meets the applicable health and safety requirements  
93.21 established by the office, including requirements for cleaning and testing machinery between  
93.22 production of different products.

93.23 (b) A lower potency hemp edible manufacturer must comply with all applicable  
93.24 packaging, labeling, and testing requirements.

93.25 Subd. 3. **Extraction and concentration.** (a) A lower potency hemp edible manufacturer  
93.26 that creates hemp concentrate or artificially derived cannabinoids must obtain an endorsement  
93.27 from the office.

93.28 (b) A lower potency hemp edible manufacturer seeking an endorsement to create hemp  
93.29 concentrate must inform the office of all methods of extraction and concentration that the  
93.30 manufacturer intends to use and identify the volatile chemicals, if any, that will be involved

94.1 in the creation of hemp concentrate. A lower potency hemp edible manufacturer may not  
94.2 use a method of extraction and concentration or a volatile chemical without approval by  
94.3 the office.

94.4 (c) A lower potency hemp edible manufacturer seeking an endorsement to create  
94.5 artificially derived cannabinoids must inform the office of all methods of conversion that  
94.6 the manufacturer will use, including any specific catalysts that the manufacturer will employ,  
94.7 to create artificially derived cannabinoids and the molecular nomenclature of all cannabinoids  
94.8 or other chemical compounds that the manufacturer will create. A business licensed or  
94.9 authorized to manufacture lower potency hemp edibles may not use a method of conversion  
94.10 or a catalyst without approval by the office.

94.11 (d) A lower potency hemp edible manufacturer must obtain a certification from an  
94.12 independent third-party industrial hygienist or professional engineer approving:

94.13 (1) all electrical, gas, fire suppression, and exhaust systems; and

94.14 (2) the plan for safe storage and disposal of hazardous substances, including but not  
94.15 limited to any volatile chemicals.

94.16 (e) Upon the sale of hemp concentrate or artificially derived cannabinoids to any person,  
94.17 cooperative, or business, a lower potency hemp edible manufacturer must provide a statement  
94.18 to the buyer that discloses the method of extraction and concentration or conversion used  
94.19 and any solvents, gases, or catalysts, including but not limited to any volatile chemicals,  
94.20 involved in that method.

94.21 **Subd. 4. Production of consumer products.** (a) A lower potency hemp edible  
94.22 manufacturer that produces lower potency hemp edibles must obtain an edible cannabinoid  
94.23 product handler endorsement from the office.

94.24 (b) All areas within the premises of a lower potency hemp edible manufacturer used for  
94.25 producing lower potency hemp edibles must meet the sanitary standards specified in rules  
94.26 adopted by the office.

94.27 (c) A lower potency hemp edible manufacturer may only add chemicals or compounds  
94.28 approved by the office to hemp concentrate or artificially derived cannabinoids.

94.29 (d) Upon the sale of any lower potency hemp edible to a cannabis business or hemp  
94.30 business, a lower potency hemp edible manufacturer must provide a statement to the buyer  
94.31 that discloses the product's ingredients, including but not limited to any chemicals or  
94.32 compounds and any major food allergens declared by name.

95.1 (e) A lower potency hemp edible manufacturer shall not add any artificially derived  
95.2 cannabinoid, hemp plant part, or hemp concentrate to a product where the manufacturer of  
95.3 the product holds a trademark to the product's name, except that a lower potency hemp  
95.4 edible manufacturer may use a trademarked food product if the manufacturer uses the  
95.5 product as a component or as part of a recipe and where the lower potency hemp edible  
95.6 manufacturer does not state or advertise to the customer that the final retail lower potency  
95.7 hemp edible contains a trademarked food product.

95.8 (f) A lower potency hemp edible manufacturer shall not add any cannabis flower, cannabis  
95.9 concentrate, or any cannabinoid derived from cannabis flower or cannabis concentrate to a  
95.10 product.

95.11 Subd. 5. Transportation of hemp concentrate, artificially derived cannabinoids,  
95.12 and lower potency hemp edibles. (a) A lower potency hemp edible manufacturer may  
95.13 transport hemp concentrate, artificially derived cannabinoids, and lower potency hemp  
95.14 edibles on public roadways provided:

95.15 (1) the artificially derived cannabinoids, hemp concentrate, or lower potency hemp  
95.16 edibles, are in a locked, safe, and secure storage compartment that is part of the motor  
95.17 vehicle or in a locked storage container that has a separate key or combination pad;

95.18 (2) the artificially derived cannabinoids, hemp concentrate, or lower potency hemp  
95.19 edibles are packaged in tamper-evident containers that are not visible or recognizable from  
95.20 outside the transporting vehicle;

95.21 (3) the lower potency hemp edible manufacturer has a shipping manifest in the lower  
95.22 potency hemp edible manufacturer's possession that describes the contents of all  
95.23 tamper-evident containers;

95.24 (4) the transporting vehicle does not bear any markings to indicate that the vehicle  
95.25 contains artificially derived cannabinoids, hemp concentrate, or lower potency hemp edibles  
95.26 and does not bear the name or logo of the lower potency hemp edible manufacturer;

95.27 (5) all departures, arrivals, and stops are appropriately documented;

95.28 (6) at least two designated employees staff any vehicle used to transport artificially  
95.29 derived cannabinoids, hemp concentrate, or lower potency hemp edibles and at least one  
95.30 employee remains with the vehicle at all times that the vehicle is transporting artificially  
95.31 derived cannabinoids, hemp concentrate, or lower potency hemp edibles;

96.1 (7) no person other than a designated employee enters a vehicle at any time that the  
96.2 vehicle is transporting artificially derived cannabinoids, hemp concentrate, or lower potency  
96.3 hemp edibles; and

96.4 (8) the lower potency hemp edible manufacturer complies with any other rules adopted  
96.5 by the office.

96.6 (b) Any vehicle assigned for the purposes of transporting artificially derived cannabinoids,  
96.7 hemp concentrate, or lower potency hemp edibles is subject to inspection and may be stopped  
96.8 or inspected at any point of delivery or while en route during transportation.

96.9 **Sec. 46. [342.46] LOWER POTENCY HEMP EDIBLE RETAILER.**

96.10 Subdivision 1. **Sale of lower potency hemp edibles.** (a) A lower potency hemp edible  
96.11 retailer may sell lower potency hemp edibles to individuals who are at least 21 years of age.

96.12 (b) A lower potency hemp edible retailer may sell lower potency hemp edibles that:

96.13 (1) are obtained from a licensed Minnesota cannabis microbusiness, cannabis  
96.14 mezzobusiness, cannabis manufacturer, cannabis wholesaler, or lower potency hemp edible  
96.15 manufacturer; and

96.16 (2) meet all applicable packaging and labeling requirements.

96.17 Subd. 2. **Sale of other products.** A lower potency hemp edible retailer may sell other  
96.18 products or items for which the lower potency hemp edible retailer has a license or  
96.19 authorization or that do not require a license or authorization.

96.20 Subd. 3. **Age verification.** Prior to initiating a sale, an employee of the lower potency  
96.21 hemp edible retailer must verify that the customer is at least 21 years of age. Section 342.27,  
96.22 subdivision 4, applies to the verification of a customer's age.

96.23 Subd. 4. **Display and storage of lower potency hemp edibles.** A lower potency hemp  
96.24 edible retailer shall ensure that all lower potency hemp edibles are displayed behind a  
96.25 checkout counter where the public is not permitted. All lower potency hemp edibles that  
96.26 are not displayed must be stored in a secure area.

96.27 Subd. 5. **Transportation of lower potency hemp edibles.** (a) A lower potency hemp  
96.28 edible retailer may transport lower potency hemp edibles on public roadways provided:

96.29 (1) the lower potency hemp edibles are in their final packaging;

96.30 (2) the lower potency hemp edibles are packaged in tamper-evident containers that are  
96.31 not visible or recognizable from outside the transporting vehicle;



97.1 (3) the lower potency hemp edible retailer has a shipping manifest in the lower potency  
97.2 hemp edible retailer's possession that describes the contents of all tamper-evident containers;

97.3 (4) the transporting vehicle does not bear any markings to indicate that the vehicle  
97.4 contains lower potency hemp edibles and does not bear the name or logo of the lower potency  
97.5 hemp edible retailer;

97.6 (5) all departures, arrivals, and stops are appropriately documented;

97.7 (6) at least two designated employees staff any vehicle used to transport lower potency  
97.8 hemp edibles and at least one employee remains with the vehicle at all times that the vehicle  
97.9 is transporting lower potency hemp edibles;

97.10 (7) no person other than a designated employee enters a vehicle at any time that the  
97.11 vehicle is transporting lower potency hemp edibles; and

97.12 (8) and the lower potency hemp edible retailer complies with any other rules adopted  
97.13 by the office.

97.14 (b) Any vehicle assigned for the purposes of transporting lower potency hemp edibles  
97.15 is subject to inspection and may be stopped or inspected at any point of delivery or while  
97.16 en route during transportation.

97.17 Subd. 6. **Compliant products.** (a) A lower potency hemp edible retailer shall ensure  
97.18 that all lower potency hemp edibles offered for sale comply with the limits on the amount  
97.19 and types of cannabinoids that a lower potency hemp edible can contain, including but not  
97.20 limited to the requirement that lower potency hemp edibles:

97.21 (1) consist of servings that contain no more than five milligrams of delta-9  
97.22 tetrahydrocannabinol, 25 milligrams of cannabidiol, 25 milligrams of cannabigerol, or any  
97.23 combination of those cannabinoids that does not exceed the identified amounts;

97.24 (2) do not contain more than a combined total of 0.5 milligrams of all other cannabinoids  
97.25 per serving; and

97.26 (3) do not contain an artificially derived cannabinoid other than delta-9  
97.27 tetrahydrocannabinol.

97.28 (b) If a lower potency hemp edible is packaged in a manner that includes more than a  
97.29 single serving, the lower potency edible product must indicate each serving by scoring,  
97.30 wrapping, or other indicators that appear on the lower potency hemp edible designating the  
97.31 individual serving size. If the lower potency hemp edible is meant to be consumed as a  
97.32 beverage or it is not possible to indicate a single serving by scoring or use of another indicator

98.1 that appears on the product, the lower potency hemp edible may not be packaged in a manner  
98.2 that includes more than a single serving in each container.

98.3 (c) A single package containing multiple servings of a lower potency edible product  
98.4 must contain no more than 50 milligrams of delta-9 tetrahydrocannabinol, 250 milligrams  
98.5 of cannabidiol, 250 milligrams of cannabigerol, or any combination of those cannabinoids  
98.6 that does not exceed the identified amounts.

98.7 Subd. 7. **Prohibitions.** A lower potency edible product retailer may not:

98.8 (1) sell lower potency hemp edibles to an individual who is under 21 years of age;

98.9 (2) sell a lower potency hemp edible to a person who is visibly intoxicated;

98.10 (3) sell cannabis flower, cannabis products, or hemp-derived consumer products;

98.11 (4) allow for the dispensing of lower potency hemp edibles in vending machines; or

98.12 (5) distribute or allow free samples of lower potency hemp edibles.

98.13 Subd. 8. **On-site consumption.** (a) A lower potency hemp edible retailer may permit  
98.14 on-site consumption of lower potency hemp edibles on a portion of its premises if it has an  
98.15 on-site consumption endorsement.

98.16 (b) The office shall issue an on-site consumption endorsement to any lower potency  
98.17 hemp edible retailer that also holds an on-sale license issued under chapter 340A.

98.18 (c) Lower potency hemp edibles sold for on-site consumption must comply with this  
98.19 chapter and rules adopted pursuant to this chapter regarding testing.

98.20 (d) Lower potency hemp edibles sold for on-site consumption, other than lower potency  
98.21 hemp edibles that are intended to be consumed as a beverage, must be served in the required  
98.22 packaging, but may be removed from the products' packaging by customers and consumed  
98.23 on site.

98.24 (e) Lower potency hemp edibles that are intended to be consumed as a beverage may  
98.25 be served outside of their packaging provided the information that is required to be contained  
98.26 on the label of a lower potency hemp edible is posted or otherwise displayed by the lower  
98.27 potency hemp edible retailer. Hemp workers who serve beverages under this paragraph are  
98.28 not required to obtain an edible cannabinoid product handler endorsement under section  
98.29 342.07, subdivision 3.

98.30 (f) Food and beverages not otherwise prohibited by this subdivision may be prepared  
98.31 and sold on site provided that the lower potency hemp edible retailer complies with all  
98.32 relevant state and local laws, ordinances, licensing requirements, and zoning requirements.

99.1 (g) A lower potency hemp edible retailer may offer recorded or live entertainment  
99.2 provided that the lower potency hemp edible retailer complies with all relevant state and  
99.3 local laws, ordinances, licensing requirements, and zoning requirements.

99.4 (h) In addition to the prohibitions under subdivision 6, a lower potency hemp edible  
99.5 retailer with an on-site consumption endorsement may not:

99.6 (1) sell lower potency hemp edibles to a customer who the lower potency hemp edible  
99.7 retailer knows or reasonably should know has consumed alcohol sold or provided by the  
99.8 lower potency hemp edible retailer within the previous five hours;

99.9 (2) sell lower potency hemp edibles that are designed or reasonably expected to be mixed  
99.10 with an alcoholic beverage; or

99.11 (3) permit lower potency hemp edibles that have been removed from the products'  
99.12 packaging to be removed from the premises of the lower potency hemp edible retailer.

99.13 Subd. 9. **Posting of notices.** A lower potency hemp edible retailer must post all notices  
99.14 as provided in section 342.27, subdivision 6.

99.15 Subd. 10. **Building conditions.** (a) A lower potency hemp edible retailer shall maintain  
99.16 compliance with state and local building, fire, and zoning requirements or regulations.

99.17 (b) A lower potency hemp edible retailer shall ensure that the licensed premises is  
99.18 maintained in a clean and sanitary condition, free from infestation by insects, rodents, or  
99.19 other pests.

99.20 Subd. 11. **Enforcement.** The office shall inspect lower potency hemp edible retailers  
99.21 and take enforcement action as provided in sections 342.19 and 342.21.

99.22 Sec. 47. **[342.47] MEDICAL CANNABIS BUSINESS LICENSES.**

99.23 Subdivision 1. **License types.** (a) The office shall issue the following types of medical  
99.24 cannabis business licenses:

99.25 (1) medical cannabis cultivator;

99.26 (2) medical cannabis processor; and

99.27 (3) medical cannabis retailer.

99.28 (b) The Division of Medical Cannabis may oversee the licensing and regulation of  
99.29 medical cannabis businesses.

99.30 Subd. 2. **Multiple licenses; limits.** (a) A person, cooperative, or business holding:

(1) a medical cannabis cultivator license may also hold a medical cannabis processor license, a cannabis cultivator license, a cannabis manufacturer license, and a cannabis event organizer license subject to the ownership limitations that apply to those licenses;

(2) a medical cannabis processor license may also hold a medical cannabis cultivator license, a cannabis cultivator license, a cannabis manufacturer license, and a cannabis event organizer license subject to the ownership limitations that apply to those licenses; or

(3) a medical cannabis retailer license may also hold a cannabis retailer license, a cannabis delivery service license, and a cannabis event organizer license subject to the ownership limitations that apply to those licenses.

(b) Except as provided in paragraph (a), no person, cooperative, or business holding a medical cannabis license may own or operate any other cannabis business or hemp business.

(c) The office by rule may limit the number of medical cannabis business licenses that a person or business may hold.

(d) For purposes of this subdivision, a restriction on the number of licenses or type of license that a business may hold applies to every cooperative member or every director, manager, and general partner of a medical cannabis business.

Subd. 3. **Registered medical cannabis manufacturers.** (a) As used in this subdivision, "medical cannabis manufacturer" means either of the two in-state manufacturers of medical cannabis registered with the commissioner of health pursuant to section 152.25 as of July 1, 2023.

(b) Notwithstanding any law to the contrary, the registration or reregistration period of a medical cannabis manufacturer expires on July 1, 2024.

**EFFECTIVE DATE.** This section is effective January 1, 2024.

#### Sec. 48. **[342.48] MEDICAL CANNABIS BUSINESS APPLICATIONS.**

In addition to the information required to be submitted under section 342.14, subdivision 1, and rules adopted pursuant to that section, a person, cooperative, or business seeking a medical cannabis business license must submit the following information in a form approved by the office:

(1) for medical cannabis cultivator license applicants:

(i) an operating plan demonstrating the proposed size and layout of the cultivation facility; plans for wastewater and waste disposal for the cultivation facility; plans for providing electricity, water, and other utilities necessary for the normal operation of the cultivation

101.1 facility; and plans for compliance with applicable building code and federal and state  
101.2 environmental and workplace safety requirements;

101.3 (ii) a cultivation plan demonstrating the proposed size and layout of the cultivation  
101.4 facility that will be used exclusively for cultivation for medical cannabis, including the total  
101.5 amount of plant canopy; and

101.6 (iii) evidence that the business will comply with the applicable operation requirements  
101.7 for the license being sought;

101.8 (2) for medical cannabis processor license applicants:

101.9 (i) an operating plan demonstrating the proposed layout of the facility, including a  
101.10 diagram of ventilation and filtration systems; plans for wastewater and waste disposal for  
101.11 the manufacturing facility; plans for providing electricity, water, and other utilities necessary  
101.12 for the normal operation of the manufacturing facility; and plans for compliance with  
101.13 applicable building code and federal and state environmental and workplace safety  
101.14 requirements;

101.15 (ii) all methods of extraction and concentration that the applicant intends to use and the  
101.16 volatile chemicals, if any, that are involved in extraction or concentration;

101.17 (iii) if the applicant is seeking an endorsement to manufacture products infused with  
101.18 cannabinoids for consumption by patients enrolled in the registry program, proof of an  
101.19 edible cannabinoid product handler endorsement from the office; and

101.20 (iv) evidence that the applicant will comply with the applicable operation requirements  
101.21 for the license being sought; or

101.22 (3) for medical cannabis retailer license applicants:

101.23 (i) a list of every retail license held by the applicant and, if the applicant is a business,  
101.24 every retail license held, either as an individual or as part of another business, by each  
101.25 officer, director, manager, and general partner of the cannabis business;

101.26 (ii) an operating plan demonstrating the proposed layout of the facility, including a  
101.27 diagram of ventilation and filtration systems, policies to avoid sales to individuals who are  
101.28 not authorized to receive the distribution of medical cannabis flower or medical cannabinoid  
101.29 products, identification of a restricted area for storage, and plans to prevent the visibility of  
101.30 cannabis flower and cannabinoid products;

101.31 (iii) if the applicant holds or is applying for a cannabis retailer license, a diagram showing  
101.32 the portion of the premises in which medical cannabis flower and medical cannabinoid

102.1 products will be sold and distributed and identifying an area that is definite and distinct  
102.2 from all other areas of the cannabis retailer, is accessed through a distinct entrance, and  
102.3 contains an appropriate space for a pharmacist employee of the medical cannabis retailer  
102.4 to consult with the patient to determine the proper type of medical cannabis flower and  
102.5 medical cannabinoid products and proper dosage for the patient; and

102.6 (iv) evidence that the applicant will comply with the applicable operation requirements  
102.7 for the license being sought.

102.8 **Sec. 49. [342.49] MEDICAL CANNABIS CULTIVATORS.**

102.9 (a) A medical cannabis cultivator license entitles the license holder to grow cannabis  
102.10 plants within the approved amount of space from seed or immature plant to mature plant,  
102.11 harvest cannabis flower from a mature plant, package and label cannabis flower as medical  
102.12 cannabis flower, sell medical cannabis flower to medical cannabis processors and medical  
102.13 cannabis retailers, transport medical cannabis flower to a medical cannabis processor located  
102.14 on the same premises, and perform other actions approved by the office.

102.15 (b) The office may, by rule, establish limits on the plant canopy in which a medical  
102.16 cannabis cultivator can grow cannabis plants and on the use of tiers within the approved  
102.17 plant canopy.

102.18 (c) A medical cannabis cultivator license holder must comply with all requirements of  
102.19 section 342.25.

102.20 (d) A medical cannabis cultivator license holder must verify that every batch of medical  
102.21 cannabis flower has passed safety, potency, and consistency testing at a cannabis testing  
102.22 facility approved by the office for the testing of medical cannabis flower before the medical  
102.23 cannabis cultivator may package, label, or sell the medical cannabis flower to any other  
102.24 entity.

102.25 **EFFECTIVE DATE.** This section is effective January 1, 2024.

102.26 **Sec. 50. [342.50] MEDICAL CANNABIS PROCESSORS.**

102.27 (a) A medical cannabis processor license, consistent with the specific license endorsement  
102.28 or endorsements, entitles the license holder to:

102.29 (1) purchase medical cannabis flower, medical cannabinoid products, hemp plant parts,  
102.30 and hemp concentrate from medical cannabis cultivators, other medical cannabis processors,  
102.31 and industrial hemp growers;

- 103.1 (2) make cannabis concentrate from medical cannabis flower;
- 103.2 (3) make hemp concentrate, including hemp concentrate with a delta-9
- 103.3 tetrahydrocannabinol concentration of more than 0.3 percent as measured by weight;
- 103.4 (4) manufacture medical cannabinoid products;
- 103.5 (5) package and label medical cannabinoid products for sale to other medical cannabis
- 103.6 processors and to medical cannabis retailers; and
- 103.7 (6) perform other actions approved by the office.
- 103.8 (b) A medical cannabis processor license holder must comply with all requirements of
- 103.9 section 342.26, including requirements to obtain specific license endorsements.
- 103.10 (c) A medical cannabis processor license holder must verify that every batch of medical
- 103.11 cannabinoid product has passed safety, potency, and consistency testing at a cannabis testing
- 103.12 facility approved by the office for the testing of medical cannabinoid products before the
- 103.13 medical cannabis processor may package, label, or sell the medical cannabinoid product to
- 103.14 any other entity.
- 103.15 **EFFECTIVE DATE.** This section is effective January 1, 2024.
- 103.16 Sec. 51. **[342.51] MEDICAL CANNABIS RETAILERS.**
- 103.17 Subdivision 1. **Authorized actions.** (a) A medical cannabis retailer license entitles the
- 103.18 license holder to purchase medical cannabis flower and medical cannabinoid products from
- 103.19 medical cannabis cultivators and medical cannabis processors and sell or distribute medical
- 103.20 cannabis flower and medical cannabinoid products to any person authorized to receive
- 103.21 medical cannabis flower or medical cannabinoid products.
- 103.22 (b) A medical cannabis retailer license holder must verify that all medical cannabis
- 103.23 flower and medical cannabinoid products have passed safety, potency, and consistency
- 103.24 testing at a cannabis testing facility approved by the office for the testing of medical cannabis
- 103.25 flower and medical cannabinoid products before the medical cannabis retailer may distribute
- 103.26 the medical cannabis flower or medical cannabinoid product to any person authorized to
- 103.27 receive medical cannabis flower or medical cannabinoid products.
- 103.28 Subd. 2. **Distribution requirements.** (a) Prior to distribution of medical cannabis flower
- 103.29 or medical cannabinoid products, a medical cannabis retailer licensee must:
- 103.30 (1) review and confirm the patient's registry verification;

104.1 (2) verify that the person requesting the distribution of medical cannabis flower or  
104.2 medical cannabinoid products is the patient, the patient's registered designated caregiver,  
104.3 or the patient's parent, legal guardian, or spouse using the procedures specified in section  
104.4 152.11, subdivision 2d;

104.5 (3) ensure that a pharmacist employee of the medical cannabis retailer has consulted  
104.6 with the patient if required according to subdivision 3; and

104.7 (4) apply a patient-specific label on the medical cannabis flower or medical cannabinoid  
104.8 product that includes recommended dosage requirements and other information as required  
104.9 by rules adopted by the office.

104.10 (b) A medical cannabis retailer may not deliver medical cannabis flower or medical  
104.11 cannabinoid products unless the medical cannabis retailer also holds a cannabis delivery  
104.12 service license. Delivery of medical cannabis flower and medical cannabinoid products are  
104.13 subject to the provisions of section 342.42.

104.14 Subd. 3. **Final approval for distribution of medical cannabis flower and medical**  
104.15 **cannabinoid products.** (a) A cannabis worker who is employed by a medical cannabis  
104.16 retailer and who is licensed as a pharmacist pursuant to chapter 151 shall be the only person  
104.17 who may give final approval for the distribution of medical cannabis flower and medical  
104.18 cannabinoid products. Prior to the distribution of medical cannabis flower or medical  
104.19 cannabinoid products, a pharmacist employed by the medical cannabis retailer must consult  
104.20 with the patient to determine the proper type of medical cannabis flower, medical cannabinoid  
104.21 product, or medical cannabis paraphernalia and proper dosage for the patient after reviewing  
104.22 the range of chemical compositions of medical cannabis flower or medical cannabinoid  
104.23 product. For purposes of this subdivision, a consultation may be conducted remotely by  
104.24 secure videoconference, telephone, or other remote means, as long as:

104.25 (1) the pharmacist engaging in the consultation is able to confirm the identity of the  
104.26 patient; and

104.27 (2) the consultation adheres to patient privacy requirements that apply to health care  
104.28 services delivered through telemedicine.

104.29 (b) Notwithstanding paragraph (a), a pharmacist consultation is not required prior to the  
104.30 distribution of medical cannabis flower or medical cannabinoid products when a medical  
104.31 cannabis retailer is distributing medical cannabis flower or medical cannabinoid products  
104.32 to a patient according to a patient-specific dosage plan established with that medical cannabis  
104.33 retailer and is not modifying the dosage or product being distributed under that plan. Medical



105.1 cannabis flower or medical cannabinoid products distributed under this paragraph must be  
105.2 distributed by a pharmacy technician employed by the medical cannabis retailer.

105.3 Subd. 4. **90-day supply.** A medical cannabis retailer shall not distribute more than a  
105.4 90-day supply of medical cannabis flower or medical cannabinoid products to a patient,  
105.5 registered designated caregiver, or parent, legal guardian, or spouse of a patient according  
105.6 to the dosages established for the individual patient.

105.7 Subd. 5. **Distribution to recipient in a motor vehicle.** A medical cannabis retailer may  
105.8 distribute medical cannabis flower and medical cannabinoid products to a patient, registered  
105.9 designated caregiver, or parent, legal guardian, or spouse of a patient who is at a dispensary  
105.10 location but remains in a motor vehicle, provided that:

105.11 (1) staff receive payment and distribute medical cannabis flower and medical cannabinoid  
105.12 products in a designated zone that is as close as feasible to the front door of the facility;

105.13 (2) the medical cannabis retailer ensures that the receipt of payment and distribution of  
105.14 medical cannabis flower and medical cannabinoid products are visually recorded by a  
105.15 closed-circuit television surveillance camera and provides any other necessary security  
105.16 safeguards;

105.17 (3) the medical cannabis retailer does not store medical cannabis flower or medical  
105.18 cannabinoid products outside a restricted access area and staff transport medical cannabis  
105.19 flower and medical cannabinoid products from a restricted access area to the designated  
105.20 zone for distribution only after confirming that the patient, designated caregiver, or parent,  
105.21 guardian, or spouse has arrived in the designated zone;

105.22 (4) the payment and distribution of medical cannabis flower and medical cannabinoid  
105.23 products take place only after a pharmacist consultation takes place, if required under  
105.24 subdivision 3;

105.25 (5) immediately following distribution of medical cannabis flower or medical cannabinoid  
105.26 products, staff enter the transaction in the statewide monitoring system; and

105.27 (6) immediately following distribution of medical cannabis flower and medical  
105.28 cannabinoid products, staff take the payment received into the facility.

105.29 **EFFECTIVE DATE.** This section is effective January 1, 2024.

105.30 Sec. 52. **[342.52] PATIENT REGISTRY PROGRAM.**

105.31 Subdivision 1. **Administration.** The Division of Medical Cannabis must administer the  
105.32 medical cannabis registry program.

**Subd. 2. Application procedure for patients.** (a) A patient seeking to enroll in the registry program must submit to the Division of Medical Cannabis an application established by the Division of Medical Cannabis and a copy of the certification specified in paragraph (b) or, if the patient is a veteran who receives care from the United States Department of Veterans Affairs, the information required pursuant to subdivision 3. The patient must provide at least the following information in the application:

(1) the patient's name, mailing address, and date of birth;

(2) the name, mailing address, and telephone number of the patient's health care practitioner;

(3) the name, mailing address, and date of birth of the patient's registered designated caregiver, if any, or the patient's parent, legal guardian, or spouse if the parent, legal guardian, or spouse will be acting as the patient's caregiver;

(4) a disclosure signed by the patient that includes:

(i) a statement that, notwithstanding any law to the contrary, the Office of Cannabis Management, the Division of Medical Cannabis, or an employee of the Office of Cannabis Management or Division of Medical Cannabis may not be held civilly or criminally liable for any injury, loss of property, personal injury, or death caused by an act or omission while acting within the employee's scope of office or employment under this section; and

(ii) the patient's acknowledgment that enrollment in the registry program is conditional on the patient's agreement to meet all other requirements of this section; and

(5) all other information required by the Division of Medical Cannabis.

(b) As part of the application under this subdivision, a patient must submit a copy of a certification from the patient's health care practitioner that is dated within 90 days prior to the submission of the application and that certifies that the patient has been diagnosed with a qualifying medical condition.

(c) A patient's health care practitioner may submit a statement to the Division of Medical Cannabis declaring that the patient is no longer diagnosed with a qualifying medical condition. Within 30 days after receipt of a statement from a patient's health care practitioner, the Division of Medical Cannabis must provide written notice to a patient stating that the patient's enrollment in the registry program will be revoked in 30 days unless the patient submits a certification from a health care practitioner that the patient is currently diagnosed with a qualifying medical condition or, if the patient is a veteran, the patient submits confirmation that the patient is currently diagnosed with a qualifying medical condition in

107.1 a form and manner consistent with the information required for an application made pursuant  
107.2 to subdivision 3. If the Division of Medical Cannabis revokes a patient's enrollment in the  
107.3 registry program pursuant to this paragraph, the division must provide notice to the patient  
107.4 and to the patient's health care practitioner.

107.5 Subd. 3. **Application procedure for veterans.** (a) The Division of Medical Cannabis  
107.6 shall establish an alternative certification procedure for veterans who receive care from the  
107.7 United States Department of Veterans Affairs to confirm that the veteran has been diagnosed  
107.8 with a qualifying medical condition.

107.9 (b) A patient who is also a veteran and is seeking to enroll in the registry program must  
107.10 submit to the Division of Medical Cannabis an application established by the Division of  
107.11 Medical Cannabis that includes the information identified in subdivision 2, paragraph (a),  
107.12 and the additional information required by the Division of Medical Cannabis to certify that  
107.13 the patient has been diagnosed with a qualifying medical condition.

107.14 Subd. 4. **Enrollment; denial of enrollment; revocation.** (a) Within 30 days after the  
107.15 receipt of an application and certification or other documentation of a diagnosis with a  
107.16 qualifying medical condition, the Division of Medical Cannabis must approve or deny a  
107.17 patient's enrollment in the registry program. If the Division of Medical Cannabis approves  
107.18 a patient's enrollment in the registry program, the office must provide notice to the patient  
107.19 and to the patient's health care practitioner.

107.20 (b) A patient's enrollment in the registry program must only be denied if the patient:

107.21 (1) does not submit a certification from a health care practitioner or, if the patient is a  
107.22 veteran, the documentation required under subdivision 3 that the patient has been diagnosed  
107.23 with a qualifying medical condition;

107.24 (2) has not signed the disclosure required in subdivision 2;

107.25 (3) does not provide the information required by the Division of Medical Cannabis;

107.26 (4) provided false information on the application; or

107.27 (5) at the time of application, is also enrolled in a federally approved clinical trial for  
107.28 the treatment of a qualifying medical condition with medical cannabis.

107.29 (c) If the Division of Medical Cannabis denies a patient's enrollment in the registry  
107.30 program, the Division of Medical Cannabis must provide written notice to a patient of all  
107.31 reasons for denying enrollment. Denial of enrollment in the registry program is considered  
107.32 a final decision of the office and is subject to judicial review under chapter 14.

- 108.1 (d) A patient's enrollment in the registry program may be revoked only:
- 108.2 (1) pursuant to subdivision 2, paragraph (c);
- 108.3 (2) upon the death of the patient;
- 108.4 (3) if the patient's certifying health care practitioner has filed a declaration under
- 108.5 subdivision 2, paragraph (c), that the patient's qualifying diagnosis no longer exists and the
- 108.6 patient does not submit another certification within 30 days;
- 108.7 (4) if the patient does not comply with subdivision 6; or
- 108.8 (5) if the patient intentionally sells or diverts medical cannabis flower or medical
- 108.9 cannabinoid products in violation of this chapter.
- 108.10 If a patient's enrollment in the registry program has been revoked due to a violation of
- 108.11 subdivision 6, the patient may apply for enrollment 12 months after the date on which the
- 108.12 patient's enrollment was revoked. The office must process such an application in accordance
- 108.13 with this subdivision.
- 108.14 Subd. 5. **Registry verification.** When a patient is enrolled in the registry program, the
- 108.15 Division of Medical Cannabis must assign the patient a patient registry number and must
- 108.16 issue the patient and the patient's registered designated caregiver, parent, legal guardian, or
- 108.17 spouse, if applicable, a registry verification. The Division of Medical Cannabis must also
- 108.18 make the registry verification available to medical cannabis retailers. The registry verification
- 108.19 must include:
- 108.20 (1) the patient's name and date of birth;
- 108.21 (2) the patient registry number assigned to the patient; and
- 108.22 (3) the name and date of birth of the patient's registered designated caregiver, if any, or
- 108.23 the name of the patient's parent, legal guardian, or spouse if the parent, legal guardian, or
- 108.24 spouse will act as a caregiver.
- 108.25 Subd. 6. **Conditions of continued enrollment.** As conditions of continued enrollment,
- 108.26 a patient must:
- 108.27 (1) continue to receive regularly scheduled treatment for the patient's qualifying medical
- 108.28 condition from the patient's health care practitioner; and
- 108.29 (2) report changes in the patient's qualifying medical condition to the patient's health
- 108.30 care practitioner.

109.1 Subd. 7. **Enrollment period.** Enrollment in the registry program is valid for one year.  
109.2 To re-enroll, a patient must submit the information required in subdivision 2 and a patient  
109.3 who is also a veteran must submit the information required in subdivision 3.

109.4 Subd. 8. **Allowable delivery methods.** A patient in the registry program may receive  
109.5 medical cannabis flower and medical cannabinoid products. The office may approve  
109.6 additional delivery methods to expand the types of products that qualify as medical  
109.7 cannabinoid products.

109.8 Subd. 9. **Registered designated caregiver.** (a) The Division of Medical Cannabis must  
109.9 register a designated caregiver for a patient if the patient requires assistance in administering  
109.10 medical cannabis flower or medical cannabinoid products or in obtaining medical cannabis  
109.11 flower, medical cannabinoid products, or medical cannabis paraphernalia from a medical  
109.12 cannabis retailer.

109.13 (b) In order to serve as a designated caregiver, a person must:

109.14 (1) be at least:

109.15 (i) 18 years of age to obtain or assist with medical cannabinoid products or medical  
109.16 cannabis paraphernalia; and

109.17 (ii) 21 years of age to obtain or assist with medical cannabis flower;

109.18 (2) agree to only possess the patient's medical cannabis flower and medical cannabinoid  
109.19 products for purposes of assisting the patient; and

109.20 (3) agree that if the application is approved, the person will not serve as a registered  
109.21 designated caregiver for more than six registered patients at one time. Patients who reside  
109.22 in the same residence count as one patient.

109.23 (c) The office shall conduct a criminal background check on the designated caregiver  
109.24 prior to registration to ensure that the person does not have a conviction for a disqualifying  
109.25 felony offense. Any cost of the background check shall be paid by the person seeking  
109.26 registration as a designated caregiver. A designated caregiver must have the criminal  
109.27 background check renewed every two years.

109.28 (d) Nothing in this section shall be construed to prevent a registered designated caregiver  
109.29 from being enrolled in the registry program as a patient and possessing and administering  
109.30 medical cannabis flower or medical cannabinoid products as a patient.

109.31 Subd. 10. **Parents, legal guardians, spouses.** A parent, legal guardian, or spouse of a  
109.32 patient may act as the caregiver for a patient. The parent, legal guardian, or spouse who is

110.1 acting as a caregiver must follow all requirements for parents, legal guardians, and spouses  
110.2 under this chapter. Nothing in this section limits any legal authority that a parent, legal  
110.3 guardian, or spouse may have for the patient under any other law.

110.4 Subd. 11. **Notice of change of name or address.** Patients and registered designated  
110.5 caregivers must notify the Division of Medical Cannabis of any address or name change  
110.6 within 30 days of the change having occurred. A patient or registered designated caregiver  
110.7 is subject to a \$100 fine for failure to notify the office of the change.

110.8 **EFFECTIVE DATE.** This section is effective January 1, 2024.

110.9 Sec. 53. **[342.53] DUTIES OF OFFICE OF CANNABIS MANAGEMENT;**  
110.10 **REGISTRY PROGRAM.**

110.11 The office may add an allowable form of medical cannabinoid product, and may add or  
110.12 modify a qualifying medical condition upon its own initiative, upon a petition from a member  
110.13 of the public or from the Cannabis Advisory Council or as directed by law. The office must  
110.14 evaluate all petitions and must make the addition or modification if the office determines  
110.15 that the addition or modification is warranted by the best available evidence and research.  
110.16 If the office wishes to add an allowable form or add or modify a qualifying medical condition,  
110.17 the office must notify the chairs and ranking minority members of the legislative committees  
110.18 and divisions with jurisdiction over health finance and policy by January 15 of the year in  
110.19 which the change becomes effective. In this notification, the office must specify the proposed  
110.20 addition or modification, the reasons for the addition or modification, any written comments  
110.21 received by the office from the public about the addition or modification, and any guidance  
110.22 received from the Cannabis Advisory Council. An addition or modification by the office  
110.23 under this subdivision becomes effective on August 1 of that year unless the legislature by  
110.24 law provides otherwise.

110.25 **EFFECTIVE DATE.** This section is effective January 1, 2024.

110.26 Sec. 54. **[342.54] DUTIES OF DIVISION OF MEDICAL CANNABIS; REGISTRY**  
110.27 **PROGRAM.**

110.28 Subdivision 1. **Duties related to health care practitioners.** The Division of Medical  
110.29 Cannabis must:

110.30 (1) provide notice of the registry program to health care practitioners in the state;

110.31 (2) allow health care practitioners to participate in the registry program if they request  
110.32 to participate and meet the program's requirements;

111.1 (3) provide explanatory information and assistance to health care practitioners to  
111.2 understand the nature of the therapeutic use of medical cannabis flower and medical  
111.3 cannabinoid products within program requirements;

111.4 (4) make available to participating health care practitioners a certification form in which  
111.5 a health care practitioner certifies that a patient has a qualifying medical condition; and

111.6 (5) supervise the participation of health care practitioners in the registry reporting system  
111.7 in which health care practitioners report patient treatment and health records information  
111.8 to the office in a manner that ensures stringent security and record keeping requirements  
111.9 and that prevents the unauthorized release of private data on individuals as defined in section  
111.10 13.02.

111.11 Subd. 2. Duties related to the registry program. The Division of Medical Cannabis  
111.12 must:

111.13 (1) administer the registry program according to section 342.52;

111.14 (2) provide information to patients enrolled in the registry program on the existence of  
111.15 federally approved clinical trials for the treatment of the patient's qualifying medical condition  
111.16 with medical cannabis flower or medical cannabinoid products as an alternative to enrollment  
111.17 in the registry program;

111.18 (3) maintain safety criteria with which patients must comply as a condition of participation  
111.19 in the registry program to prevent patients from undertaking any task under the influence  
111.20 of medical cannabis flower or medical cannabinoid products that would constitute negligence  
111.21 or professional malpractice;

111.22 (4) review and publicly report on existing medical and scientific literature regarding the  
111.23 range of recommended dosages for each qualifying medical condition, the range of chemical  
111.24 compositions of medical cannabis flower and medical cannabinoid products that will likely  
111.25 be medically beneficial for each qualifying medical condition, and any risks of noncannabis  
111.26 drug interactions. This information must be updated by December 1 of each year. The office  
111.27 may consult with an independent laboratory under contract with the office or other experts  
111.28 in reporting and updating this information; and

111.29 (5) annually consult with cannabis businesses about medical cannabis that the businesses  
111.30 cultivate, manufacture, and offer for sale and post on the Division of Medical Cannabis  
111.31 website a list of the medical cannabis flower and medical cannabinoid products offered for  
111.32 sale by each medical cannabis retailer.

Subd. 3. **Research.** (a) The Division of Medical Cannabis must conduct or contract with a third party to conduct research and studies using data from health records submitted to the registry program under section 342.55, subdivision 2, and data submitted to the registry program under section 342.52, subdivisions 2 and 3. If the division contracts with a third party for research and studies, the third party must provide the division with access to all research and study results. The division must submit reports on intermediate or final research results to the legislature and major scientific journals. All data used by the division or a third party under this subdivision must be used or reported in an aggregated nonidentifiable form as part of a scientific peer-reviewed publication of research or in the creation of summary data, as defined in section 13.02, subdivision 19.

(b) The Division of Medical Cannabis may submit medical research based on the data collected under sections 342.55, subdivision 2, and data collected through the statewide monitoring system to any federal agency with regulatory or enforcement authority over medical cannabis flower and medical cannabinoid products to demonstrate the effectiveness of medical cannabis flower or medical cannabinoid products for treating or alleviating the symptoms of a qualifying medical condition.

**EFFECTIVE DATE.** This section is effective January 1, 2024.

Sec. 55. **[342.55] DUTIES OF HEALTH CARE PRACTITIONERS; REGISTRY PROGRAM.**

Subdivision 1. **Health care practitioner duties before patient enrollment.** Before a patient's enrollment in the registry program, a health care practitioner must:

(1) determine, in the health care practitioner's medical judgment, whether a patient has a qualifying medical condition and, if so determined, provide the patient with a certification of that diagnosis;

(2) advise patients, registered designated caregivers, and parents, legal guardians, and spouses acting as caregivers of any nonprofit patient support groups or organizations;

(3) provide to patients explanatory information from the Division of Medical Cannabis, including information about the experimental nature of the therapeutic use of medical cannabis flower and medical cannabinoid products; the possible risks, benefits, and side effects of the proposed treatment; and the application and other materials from the office;

(4) provide to patients a Tennessee warning as required under section 13.04, subdivision 2; and



113.1 (5) agree to continue treatment of the patient's qualifying medical condition and to report  
113.2 findings to the Division of Medical Cannabis.

113.3 Subd. 2. **Duties upon patient's enrollment in registry program.** Upon receiving  
113.4 notification from the Division of Medical Cannabis of the patient's enrollment in the registry  
113.5 program, a health care practitioner must:

113.6 (1) participate in the patient registry reporting system under the guidance and supervision  
113.7 of the Division of Medical Cannabis;

113.8 (2) report to the Division of Medical Cannabis patient health records throughout the  
113.9 patient's ongoing treatment in a manner determined by the office and in accordance with  
113.10 subdivision 4;

113.11 (3) determine on a yearly basis if the patient continues to have a qualifying medical  
113.12 condition and, if so, issue the patient a new certification of that diagnosis. The patient  
113.13 assessment conducted under this clause may be conducted via telehealth, as defined in  
113.14 section 62A.673, subdivision 2; and

113.15 (4) otherwise comply with requirements established by the Office of Cannabis  
113.16 Management and the Division of Medical Cannabis.

113.17 Subd. 3. **Participation not required.** Nothing in this section requires a health care  
113.18 practitioner to participate in the registry program.

113.19 Subd. 4. **Data.** Data on patients collected by a health care practitioner and reported to  
113.20 the registry program, including data on patients who are veterans who receive care from  
113.21 the United States Department of Veterans Affairs, are health records under section 144.291  
113.22 and are private data on individuals under section 13.02 but may be used or reported in an  
113.23 aggregated nonidentifiable form as part of a scientific peer-reviewed publication of research  
113.24 conducted under section 342.54 or in the creation of summary data, as defined in section  
113.25 13.02, subdivision 19.

113.26 Subd. 5. **Exception.** The requirements of this section do not apply to a patient who is a  
113.27 veteran who receives care from the United States Department of Veterans Affairs or a health  
113.28 care practitioner employed by the United States Department of Veterans Affairs. Such a  
113.29 patient must meet the certification requirements developed pursuant to section 342.52,  
113.30 subdivision 3, before the patient's enrollment in the registry program. The Division of  
113.31 Medical Cannabis may establish policies and procedures to obtain medical records and other  
113.32 relevant data from a health care practitioner employed by the United States Department of  
113.33 Veterans Affairs, provided that those policies and procedures are consistent with this section.

114.1 **EFFECTIVE DATE.** This section is effective January 1, 2024.

114.2 Sec. 56. **[342.56] LIMITATIONS.**

114.3 Subdivision 1. **Limitations on consumption; locations of consumption.** Nothing in  
114.4 sections 342.47 to 342.60 permits any person to engage in, and does not prevent the  
114.5 imposition of any civil, criminal, or other penalties for:

114.6 (1) undertaking a task under the influence of medical cannabis flower or medical  
114.7 cannabinoid products that would constitute negligence or professional malpractice;

114.8 (2) possessing or consuming medical cannabis flower or medical cannabinoid products:

114.9 (i) on a school bus or van;

114.10 (ii) in a correctional facility;

114.11 (iii) in a state-operated treatment program, including the Minnesota sex offender program;

114.12 or

114.13 (iv) on the grounds of a child care facility or family or group family day care program;

114.14 (3) vaporizing or smoking medical cannabis:

114.15 (i) on any form of public transportation;

114.16 (ii) where the vapor would be inhaled by a nonpatient minor or where the smoke would  
114.17 be inhaled by a minor; or

114.18 (iii) in any public place, including any indoor or outdoor area used by or open to the  
114.19 general public or a place of employment, as defined in section 144.413, subdivision 1b; and

114.20 (4) operating, navigating, or being in actual physical control of a motor vehicle, aircraft,  
114.21 train, or motorboat or working on transportation property, equipment, or facilities while  
114.22 under the influence of medical cannabis flower or a medical cannabinoid product.

114.23 Subd. 2. **Health care facilities.** (a) Health care facilities licensed under chapter 144A;  
114.24 hospice providers licensed under chapter 144A; boarding care homes or supervised living  
114.25 facilities licensed under section 144.50; assisted living facilities licensed under chapter  
114.26 144G; facilities owned, controlled, managed, or under common control with hospitals  
114.27 licensed under chapter 144; and other health care facilities licensed by the commissioner  
114.28 of health may adopt reasonable restrictions on the use of medical cannabis flower or medical  
114.29 cannabinoid products by a patient enrolled in the registry program who resides at or is  
114.30 actively receiving treatment or care at the facility. The restrictions may include a provision  
114.31 that the facility must not store or maintain a patient's supply of medical cannabis flower or

115.1 medical cannabinoid products, that the facility is not responsible for providing medical  
115.2 cannabis flower or medical cannabinoid products for patients, and that medical cannabis  
115.3 flower or medical cannabinoid products are used only in a location specified by the facility  
115.4 or provider.

115.5 (b) An employee or agent of a facility or provider listed in this subdivision or a person  
115.6 licensed under chapter 144E is not violating this chapter or chapter 152 for the possession  
115.7 of medical cannabis flower or medical cannabinoid products while carrying out employment  
115.8 duties, including providing or supervising care to a patient enrolled in the registry program,  
115.9 or distribution of medical cannabis flower or medical cannabinoid products to a patient  
115.10 enrolled in the registry program who resides at or is actively receiving treatment or care at  
115.11 the facility or from the provider with which the employee or agent is affiliated. Nothing in  
115.12 this subdivision requires facilities and providers listed in this subdivision to adopt such  
115.13 restrictions. No facility or provider listed in this subdivision may unreasonably limit a  
115.14 patient's access to or use of medical cannabis flower or medical cannabinoid products to  
115.15 the extent that such use is authorized under sections 342.47 to 342.60.

115.16 **EFFECTIVE DATE.** This section is effective January 1, 2024.

115.17 Sec. 57. **[342.57] PROTECTIONS FOR REGISTRY PROGRAM PARTICIPANTS.**

115.18 Subdivision 1. **Presumption.** There is a presumption that a patient enrolled in the registry  
115.19 program is engaged in the authorized use of medical cannabis flower and medical cannabinoid  
115.20 products. This presumption may be rebutted by evidence that the patient's use of medical  
115.21 cannabis flower or medical cannabinoid products was not for the purpose of treating or  
115.22 alleviating the patient's qualifying medical condition or symptoms associated with the  
115.23 patient's qualifying medical condition.

115.24 Subd. 2. **Criminal and civil protections.** (a) Subject to section 342.56, the following  
115.25 are not violations of this chapter or chapter 152:

115.26 (1) use or possession of medical cannabis flower, medical cannabinoid products, or  
115.27 medical cannabis paraphernalia by a patient enrolled in the registry program or by a visiting  
115.28 patient to whom medical cannabis flower or medical cannabinoid products are distributed  
115.29 under section 342.51, subdivision 5;

115.30 (2) possession of medical cannabis flower, medical cannabinoid products, or medical  
115.31 cannabis paraphernalia by a registered designated caregiver or a parent, legal guardian, or  
115.32 spouse of a patient enrolled in the registry program; or

116.1 (3) possession of medical cannabis flower, medical cannabinoid products, or medical  
116.2 cannabis paraphernalia by any person while carrying out duties required under sections  
116.3 342.47 to 342.60.

116.4 (b) The Office of Cannabis Management, members of the Cannabis Advisory Council,  
116.5 Office of Cannabis Management employees, agents or contractors of the Office of Cannabis  
116.6 Management, and health care practitioners participating in the registry program are not  
116.7 subject to any civil penalties or disciplinary action by the Board of Medical Practice, the  
116.8 Board of Nursing, or any business, occupational, or professional licensing board or entity  
116.9 solely for participating in the registry program either in a professional capacity or as a  
116.10 patient. A pharmacist licensed under chapter 151 is not subject to any civil penalties or  
116.11 disciplinary action by the Board of Pharmacy when acting in accordance with sections  
116.12 342.47 to 342.60 either in a professional capacity or as a patient. Nothing in this section  
116.13 prohibits a professional licensing board from taking action in response to a violation of law.

116.14 (c) Notwithstanding any law to the contrary, a Cannabis Advisory Council member, the  
116.15 governor, or an employee of a state agency must not be held civilly or criminally liable for  
116.16 any injury, loss of property, personal injury, or death caused by any act or omission while  
116.17 acting within the scope of office or employment under sections 342.47 to 342.60.

116.18 (d) Federal, state, and local law enforcement authorities are prohibited from accessing  
116.19 the registry except when acting pursuant to a valid search warrant. Notwithstanding section  
116.20 13.09, a violation of this paragraph is a gross misdemeanor.

116.21 (e) Notwithstanding any law to the contrary, the office and employees of the office must  
116.22 not release data or information about an individual contained in any report or document or  
116.23 in the registry and must not release data or information obtained about a patient enrolled in  
116.24 the registry program, except as provided in sections 342.47 to 342.60. Notwithstanding  
116.25 section 13.09, a violation of this paragraph is a gross misdemeanor.

116.26 (f) No information contained in a report or document, contained in the registry, or  
116.27 obtained from a patient under sections 342.47 to 342.60 may be admitted as evidence in a  
116.28 criminal proceeding, unless:

116.29 (1) the information is independently obtained; or

116.30 (2) admission of the information is sought in a criminal proceeding involving a criminal  
116.31 violation of sections 342.47 to 342.60.

116.32 (g) Possession of a registry verification or an application for enrollment in the registry  
116.33 program:

117.1 (1) does not constitute probable cause or reasonable suspicion;

117.2 (2) must not be used to support a search of the person or property of the person with a  
117.3 registry verification or application to enroll in the registry program; and

117.4 (3) must not subject the person or the property of the person to inspection by any  
117.5 government agency.

117.6 Subd. 3. **School enrollment; rental property.** (a) No school may refuse to enroll a  
117.7 patient as a pupil or otherwise penalize a patient solely because the patient is enrolled in  
117.8 the registry program, unless failing to do so would violate federal law or regulations or  
117.9 cause the school to lose a monetary or licensing-related benefit under federal law or  
117.10 regulations.

117.11 (b) No landlord may refuse to lease to a patient or otherwise penalize a patient solely  
117.12 because the patient is enrolled in the registry program, unless failing to do so would violate  
117.13 federal law or regulations or cause the landlord to lose a monetary or licensing-related  
117.14 benefit under federal law or regulations.

117.15 Subd. 4. **Medical care.** For purposes of medical care, including organ transplants, a  
117.16 patient's use of medical cannabis flower or medical cannabinoid products according to  
117.17 sections 342.47 to 342.60 is considered the equivalent of the authorized use of a medication  
117.18 used at the discretion of a health care practitioner and does not disqualify a patient from  
117.19 needed medical care.

117.20 Subd. 5. **Employment.** (a) Unless a failure to do so would violate federal or state law  
117.21 or regulations or cause an employer to lose a monetary or licensing-related benefit under  
117.22 federal law or regulations, an employer may not discriminate against a person in hiring,  
117.23 termination, or any term or condition of employment, or otherwise penalize a person, if the  
117.24 discrimination is based on:

117.25 (1) the person's status as a patient enrolled in the registry program; or

117.26 (2) a patient's positive drug test for cannabis components or metabolites, unless the  
117.27 patient used, possessed, sold, transported, or was impaired by medical cannabis flower or  
117.28 a medical cannabinoid product on work premises, during working hours, or while operating  
117.29 an employer's machinery, vehicle, or equipment.

117.30 (b) An employee who is a patient and whose employer requires the employee to undergo  
117.31 drug testing according to section 181.953 may present the employee's registry verification  
117.32 as part of the employee's explanation under section 181.953, subdivision 6.

118.1 Subd. 6. Custody; visitation; parenting time. A person must not be denied custody of  
118.2 a minor child or visitation rights or parenting time with a minor child based solely on the  
118.3 person's status as a patient enrolled in the registry program. There must be no presumption  
118.4 of neglect or child endangerment for conduct allowed under sections 342.47 to 342.60,  
118.5 unless the person's behavior creates an unreasonable danger to the safety of the minor as  
118.6 established by clear and convincing evidence.

118.7 Subd. 7. Action for damages. In addition to any other remedy provided by law, a patient  
118.8 may bring an action for damages against any person who violates subdivision 3, 4, or 5. A  
118.9 person who violates subdivision 3, 4, or 5 is liable to a patient injured by the violation for  
118.10 the greater of the person's actual damages or a civil penalty of \$100 and reasonable attorney  
118.11 fees.

118.12 EFFECTIVE DATE. This section is effective January 1, 2024.

118.13 Sec. 58. [342.58] VIOLATION BY HEALTH CARE PRACTITIONER; CRIMINAL  
118.14 PENALTY.

118.15 A health care practitioner who knowingly refers patients to a medical cannabis business  
118.16 or to a designated caregiver, who advertises as a retailer or producer of medical cannabis  
118.17 flower or medical cannabinoid products, or who issues certifications while holding a financial  
118.18 interest in a cannabis retailer or medical cannabis business is guilty of a misdemeanor and  
118.19 may be sentenced to imprisonment for not more than 90 days or to payment of not more  
118.20 than \$1,000, or both.

118.21 EFFECTIVE DATE. This section is effective January 1, 2024.

118.22 Sec. 59. [342.59] DATA PRACTICES.

118.23 Subdivision 1. Data classification. Patient health records maintained by the Office of  
118.24 Cannabis Management or the Division of Medical Cannabis and government data in patient  
118.25 health records maintained by a health care practitioner are classified as private data on  
118.26 individuals, as defined in section 13.02, subdivision 12, or nonpublic data, as defined in  
118.27 section 13.02, subdivision 9.

118.28 Subd. 2. Allowable use; prohibited use. Data specified in subdivision 1 may be used  
118.29 to comply with chapter 13, to comply with a request from the legislative auditor or the state  
118.30 auditor in the performance of official duties, and for purposes specified in sections 342.47  
118.31 to 342.60. Data specified in subdivision 1 and maintained by the Office of Cannabis  
118.32 Management or Division of Medical Cannabis must not be used for any purpose not specified

in sections 342.47 to 342.60 and must not be combined or linked in any manner with any other list, dataset, or database. Data specified in subdivision 1 must not be shared with any federal agency, federal department, or federal entity unless specifically ordered to do so by a state or federal court.

**EFFECTIVE DATE.** This section is effective January 1, 2024.

Sec. 60. **[342.60] CLINICAL TRIALS.**

The Division of Medical Cannabis may conduct, or award grants to health care providers or research organizations to conduct, clinical trials on the safety and efficacy of using medical cannabis flower or medical cannabinoid products to treat a specific health condition. A health care provider or research organization receiving a grant under this section must provide the office with access to all data collected in a clinical trial funded under this section. The office may use data from clinical trials conducted or funded under this section as evidence to approve additional qualifying medical conditions or additional allowable forms of medical cannabis.

**EFFECTIVE DATE.** This section is effective January 1, 2024.

Sec. 61. **[342.61] TESTING.**

Subdivision 1. **Testing required.** Cannabis businesses and hemp businesses shall not sell or offer for sale cannabis flower, cannabis products, artificially derived cannabinoids, lower potency hemp edibles, or hemp-derived consumer products to another cannabis business or hemp business, or to a customer or patient, or otherwise transfer cannabis flower, cannabis products, artificially derived cannabinoids, lower potency hemp edibles, or hemp-derived consumer products to another cannabis business or hemp business, unless:

(1) a representative sample of the batch of cannabis flower, cannabis products, artificially derived cannabinoids, lower potency hemp edibles, or hemp-derived consumer products has been tested according to this section and rules adopted under this chapter;

(2) the testing was completed by a cannabis testing facility licensed under this chapter; and

(3) the tested sample of cannabis flower, cannabis products, artificially derived cannabinoids, lower potency hemp edibles, or hemp-derived consumer products was found to meet testing standards established by the office.

Subd. 2. **Procedures and standards established by office.** (a) The office shall by rule establish procedures governing the sampling, handling, testing, storage, and transportation

120.1 of cannabis flower, cannabis products, artificially derived cannabinoids, lower potency  
120.2 hemp edibles, or hemp-derived consumer products tested under this section; the contaminants  
120.3 for which cannabis flower, cannabis products, artificially derived cannabinoids, lower  
120.4 potency hemp edibles, or hemp-derived consumer products must be tested; standards for  
120.5 potency and homogeneity testing; and procedures applicable to cannabis businesses, hemp  
120.6 businesses, and cannabis testing facilities regarding cannabis flower, cannabis products,  
120.7 artificially derived cannabinoids, lower potency hemp edibles, or hemp-derived consumer  
120.8 products that fail to meet the standards for allowable levels of contaminants established by  
120.9 the office, that fail to meet the potency limits in this chapter, or that do not conform with  
120.10 the content of the cannabinoid profile listed on the label.

120.11 (b) All testing required under this section must be performed in a manner that is consistent  
120.12 with general requirements for testing and calibration activities.

120.13 Subd. 3. **Standards established by Office of Cannabis Management.** The office shall  
120.14 by rule establish standards for allowable levels of contaminants in cannabis flower, cannabis  
120.15 products, artificially derived cannabinoids, lower potency hemp edibles, or hemp-derived  
120.16 consumer products, and growing media. Contaminants for which the office must establish  
120.17 allowable levels must include but are not limited to residual solvents, foreign material,  
120.18 microbiological contaminants, heavy metals, pesticide residue, and mycotoxins.

120.19 Subd. 4. **Testing of samples; disclosures.** (a) On a schedule determined by the office,  
120.20 every cannabis microbusiness, cannabis mezzobusiness, cannabis cultivator, cannabis  
120.21 manufacturer, cannabis wholesaler with an endorsement to import products, lower potency  
120.22 hemp edible manufacturer, medical cannabis cultivator, or medical cannabis processor shall  
120.23 make each batch of cannabis flower, cannabis products, artificially derived cannabinoids,  
120.24 lower potency hemp edibles, or hemp-derived consumer products grown, manufactured, or  
120.25 imported by the cannabis business or hemp business available to a cannabis testing facility.

120.26 (b) A cannabis microbusiness, cannabis mezzobusiness, cannabis cultivator, cannabis  
120.27 manufacturer, cannabis wholesaler with an endorsement to import products, lower potency  
120.28 hemp edible manufacturer, medical cannabis cultivator, or medical cannabis processor must  
120.29 disclose all known information regarding pesticides, fertilizers, solvents, or other foreign  
120.30 materials, including but not limited to catalysts used in creating artificially derived  
120.31 cannabinoids, applied or added to the batch of cannabis flower, cannabis products, artificially  
120.32 derived cannabinoids, lower potency hemp edible, or hemp-derived consumer products  
120.33 subject to testing. Disclosure must be made to the cannabis testing facility and must include  
120.34 information about all applications by any person, whether intentional or accidental.



121.1 (c) The cannabis testing facility shall select one or more representative samples from  
121.2 each batch, test the samples for the presence of contaminants, and test the samples for  
121.3 potency and homogeneity and to allow the cannabis flower, cannabis product, artificially  
121.4 derived cannabinoid, lower potency hemp edible, or hemp-derived consumer product to be  
121.5 accurately labeled with its cannabinoid profile. Testing for contaminants must include testing  
121.6 for residual solvents, foreign material, microbiological contaminants, heavy metals, pesticide  
121.7 residue, mycotoxins, and any items identified pursuant to paragraph (b), and may include  
121.8 testing for other contaminants. A cannabis testing facility must destroy or return to the  
121.9 cannabis business or hemp business any part of the sample that remains after testing.

121.10 Subd. 5. **Test results.** (a) If a sample meets the applicable testing standards, a cannabis  
121.11 testing facility shall issue a certification to a cannabis microbusiness, cannabis  
121.12 mezzobusiness, cannabis cultivator, cannabis manufacturer, cannabis wholesaler with an  
121.13 endorsement to import products, lower potency hemp edible manufacturer, medical cannabis  
121.14 cultivator, or medical cannabis processor, and the cannabis business or hemp business may  
121.15 then sell or transfer the batch of cannabis flower, cannabis products, artificially derived  
121.16 cannabinoids, lower potency hemp edibles, or hemp-derived consumer products from which  
121.17 the sample was taken to another cannabis business or hemp business, or offer the cannabis  
121.18 flower, cannabis products, lower potency hemp edibles, or hemp-derived consumer products  
121.19 for sale to customers or patients. If a sample does not meet the applicable testing standards  
121.20 or if the testing facility is unable to test for a substance identified pursuant to subdivision  
121.21 4, paragraph (b), the batch from which the sample was taken shall be subject to procedures  
121.22 established by the office for such batches, including destruction, remediation, or retesting.  
121.23 A cannabis microbusiness, cannabis mezzobusiness, cannabis cultivator, cannabis  
121.24 manufacturer, cannabis wholesaler with an endorsement to import products, lower potency  
121.25 hemp edible manufacturer, medical cannabis cultivator, or medical cannabis processor must  
121.26 maintain the test results for cannabis flower, cannabis products, artificially derived  
121.27 cannabinoids, lower potency hemp edibles, or hemp-derived consumer products grown,  
121.28 manufactured, or imported by that cannabis business or hemp business for at least five years  
121.29 after the date of testing.

121.30 (b) A cannabis microbusiness, cannabis mezzobusiness, cannabis cultivator, cannabis  
121.31 manufacturer, cannabis wholesaler with an endorsement to import products, lower potency  
121.32 hemp edible manufacturer, medical cannabis cultivator, or medical cannabis processor shall  
121.33 make test results maintained by that cannabis business or hemp business available for review  
121.34 by any member of the public, upon request. Test results made available to the public must  
121.35 be in plain language.

122.1      Sec. 62. **[342.62] PACKAGING.**

122.2          Subdivision 1. **General.** All cannabis flower, cannabis products, lower potency hemp  
122.3 edibles, and hemp-derived consumer products sold to customers or patients must be packaged  
122.4 as required by this section and rules adopted under this chapter.

122.5          Subd. 2. **Packaging requirements.** (a) Except as provided in paragraph (b), all cannabis  
122.6 flower, cannabis products, lower potency hemp edibles, and hemp-derived consumer products  
122.7 sold to customers or patients must be:

122.8          (1) prepackaged in packaging or a container that is plain, child-resistant, tamper-evident,  
122.9 and opaque; or

122.10        (2) placed in packaging or a container that is plain, child-resistant, tamper-evident, and  
122.11 opaque at the final point of sale to a customer.

122.12        (b) The requirement that packaging be child-resistant does not apply to a lower potency  
122.13 hemp edible that is sold pursuant to section 342.46, subdivision 8, paragraph (e), or:

122.14        (1) is intended to be consumed as a beverage;

122.15        (2) contains nonintoxicating cannabinoids;

122.16        (3) does not contain more than a combined total of 0.25 milligrams of intoxicating  
122.17 cannabinoids; and

122.18        (4) does not contain an artificially derived cannabinoid.

122.19        (c) If a cannabis product, lower potency hemp edible, or a hemp-derived consumer  
122.20 product is packaged in a manner that includes more than a single serving, each serving must  
122.21 be indicated by scoring, wrapping, or other indicators designating the individual serving  
122.22 size. If the item is a lower potency hemp edible, serving indicators must meet the  
122.23 requirements of section 342.46, subdivision 6, paragraph (b).

122.24        (d) Edible cannabis products and lower potency hemp edibles containing more than a  
122.25 single serving must be prepackaged or placed at the final point of sale in packaging or a  
122.26 container that is resealable.

122.27        Subd. 3. **Packaging prohibitions.** (a) Cannabis flower, cannabis products, lower potency  
122.28 hemp edibles, or hemp-derived consumer products sold to customers or patients must not  
122.29 be packaged in a manner that:

122.30        (1) bears a reasonable resemblance to any commercially available product that does not  
122.31 contain cannabinoids, whether the manufacturer of the product holds a registered trademark  
122.32 or has registered the trade dress; or

123.1 (2) is designed to appeal to persons under 21 years of age.

123.2 (b) Packaging for cannabis flower, cannabis products, lower potency hemp edibles, and  
123.3 hemp-derived consumer products must not contain or be coated with any perfluoroalkyl  
123.4 substance.

123.5 (c) Edible cannabis products and lower potency hemp edibles must not be packaged in  
123.6 a material that is not approved by the United States Food and Drug Administration for use  
123.7 in packaging food.

123.8 Sec. 63. **[342.63] LABELING.**

123.9 Subdivision 1. **General.** All cannabis flower, cannabis products, lower potency hemp  
123.10 edibles, and hemp-derived consumer products sold to customers or patients must be labeled  
123.11 as required by this section and rules adopted under this chapter.

123.12 Subd. 2. **Content of label; cannabis.** All cannabis flower and hemp-derived consumer  
123.13 products that consist of hemp plant parts sold to customers or patients must have affixed  
123.14 on the packaging or container of the cannabis flower or hemp-derived consumer product a  
123.15 label that contains at least the following information:

123.16 (1) the name and license number of the cannabis microbusiness, cannabis mezzobusiness,  
123.17 cannabis cultivator, medical cannabis cultivator, or industrial hemp grower where the  
123.18 cannabis flower or hemp plant part was cultivated;

123.19 (2) the net weight or volume of cannabis flower or hemp plant parts in the package or  
123.20 container;

123.21 (3) the batch number;

123.22 (4) the cannabinoid profile;

123.23 (5) a universal symbol established by the office indicating that the package or container  
123.24 contains cannabis flower, a cannabis product, a lower potency hemp edible, or a hemp-derived  
123.25 consumer product;

123.26 (6) verification that the cannabis flower or hemp plant part was tested according to  
123.27 section 342.61 and that the cannabis flower or hemp plant part complies with the applicable  
123.28 standards;

123.29 (7) the maximum dose, quantity, or consumption that may be considered medically safe  
123.30 within a 24-hour period;

123.31 (8) the following statement: "Keep this product out of reach of children."; and

124.1 (9) any other statements or information required by the office.

124.2 Subd. 3. **Content of label; cannabinoid products.** (a) All cannabis products, lower  
124.3 potency hemp edibles, hemp-derived consumer products other than products subject to the  
124.4 requirements under subdivision 2, medical cannabinoid products, and hemp-derived topical  
124.5 products sold to customers or patients must have affixed to the packaging or container of  
124.6 the cannabis product a label that contains at least the following information:

124.7 (1) the name and license number of the cannabis microbusiness, cannabis mezzobusiness,  
124.8 cannabis cultivator, medical cannabis cultivator, or industrial hemp grower that cultivated  
124.9 the cannabis flower or hemp plant parts used in the cannabis product, lower potency hemp  
124.10 edible, hemp-derived consumer product, or medical cannabinoid product;

124.11 (2) the name and license number of the cannabis microbusiness, cannabis mezzobusiness,  
124.12 cannabis manufacturer, lower potency hemp edible manufacturer, medical cannabis processor,  
124.13 or industrial hemp grower that manufactured the cannabis concentrate, hemp concentrate,  
124.14 or artificially derived cannabinoid and, if different, the name and license number of the  
124.15 cannabis microbusiness, cannabis mezzobusiness, cannabis manufacturer, lower potency  
124.16 hemp edible manufacturer, or medical cannabis processor that manufactured the product;

124.17 (3) the net weight or volume of the cannabis product, lower potency hemp edible, or  
124.18 hemp-derived consumer product in the package or container;

124.19 (4) the type of cannabis product, lower potency hemp edible, or hemp-derived consumer  
124.20 product;

124.21 (5) the batch number;

124.22 (6) the serving size;

124.23 (7) the cannabinoid profile per serving and in total;

124.24 (8) a list of ingredients;

124.25 (9) a universal symbol established by the office indicating that the package or container  
124.26 contains cannabis flower, a cannabis product, a lower potency hemp edible, or a hemp-derived  
124.27 consumer product;

124.28 (10) a warning symbol developed by the office in consultation with the commissioner  
124.29 of health and the Minnesota Poison Control System that:

124.30 (i) is at least three-quarters of an inch tall and six-tenths of an inch wide;

124.31 (ii) is in a highly visible color;

125.1 (iii) includes a visual element that is commonly understood to mean a person should  
125.2 stop;

125.3 (iv) indicates that the product is not for children; and

125.4 (v) includes the phone number of the Minnesota Poison Control System;

125.5 (11) verification that the cannabis product, lower potency hemp edible, hemp-derived  
125.6 consumer product, or medical cannabinoid product was tested according to section 342.61  
125.7 and that the cannabis product, lower potency hemp edible, hemp-derived consumer product,  
125.8 or medical cannabinoid product complies with the applicable standards;

125.9 (12) the maximum dose, quantity, or consumption that may be considered medically  
125.10 safe within a 24-hour period;

125.11 (13) the following statement: "Keep this product out of reach of children."; and

125.12 (14) any other statements or information required by the office.

125.13 (b) The office may by rule establish alternative labeling requirements for lower potency  
125.14 edible products that are imported into the state provided that those requirements provide  
125.15 consumers with information that is substantially similar to the information described in  
125.16 paragraph (a).

125.17 **Subd. 4. Additional content of label; medical cannabis flower and medical**  
125.18 **cannabinoid products.** In addition to the applicable requirements for labeling under  
125.19 subdivision 2 or 3, all medical cannabis flower and medical cannabinoid products must  
125.20 include at least the following information on the label affixed to the packaging or container  
125.21 of the medical cannabis flower or medical cannabinoid product:

125.22 (1) the patient's name and date of birth;

125.23 (2) the name and date of birth of the patient's registered designated caregiver or, if listed  
125.24 on the registry verification, the name of the patient's parent, legal guardian, or spouse, if  
125.25 applicable; and

125.26 (3) the patient's registry identification number.

125.27 **Subd. 5. Content of label; hemp-derived topical products.** (a) All hemp-derived topical  
125.28 products sold to customers must have affixed to the packaging or container of the product  
125.29 a label that contains at least the following information:

125.30 (1) the manufacturer name, location, phone number, and website;

- 126.1 (2) the name and address of the independent, accredited laboratory used by the  
126.2 manufacturer to test the product;
- 126.3 (3) the net weight or volume of the product in the package or container;
- 126.4 (4) the type of topical product;
- 126.5 (5) the amount or percentage of cannabidiol, cannabigerol, or any other cannabinoid,  
126.6 derivative, or extract of hemp, per serving and in total;
- 126.7 (6) a list of ingredients;
- 126.8 (7) a statement that the product does not claim to diagnose, treat, cure, or prevent any  
126.9 disease and that the product has not been evaluated or approved by the United States Food  
126.10 and Drug Administration, unless the product has been so approved; and
- 126.11 (8) any other statements or information required by the office.

126.12 (b) The information required in paragraph (a), clauses (1), (2), and (5), may be provided  
126.13 through the use of a scannable barcode or matrix barcode that links to a page on a website  
126.14 maintained by the manufacturer or distributor if that page contains all of the information  
126.15 required by this subdivision.

126.16 Subd. 6. **Additional warnings.** The office shall review medical and scientific literature  
126.17 to determine whether it is appropriate to require additional health and safety warnings  
126.18 regarding the impact of cannabis flower, cannabis products, lower potency hemp edibles,  
126.19 and hemp-derived consumer products. The review must specifically include the identification  
126.20 of any risks associated with use by pregnant or breastfeeding women or by women planning  
126.21 to become pregnant, and the effects use has on brain development for those under the age  
126.22 of 25. Any additional labeling requirement must contain only information that is supported  
126.23 by credible science and is helpful to consumers in considering potential health risks.

126.24 Subd. 7. **Additional information.** (a) A cannabis microbusiness, cannabis mezzobusiness,  
126.25 cannabis retailer, or medical cannabis retailer must provide customers and patients with the  
126.26 following information:

- 126.27 (1) factual information about impairment effects and the expected timing of impairment  
126.28 effects, side effects, adverse effects, and health risks of cannabis flower, cannabis products,  
126.29 lower potency hemp edibles, and hemp-derived consumer products;
- 126.30 (2) a statement that customers and patients must not operate a motor vehicle or heavy  
126.31 machinery while under the influence of cannabis flower, cannabis products, lower potency  
126.32 hemp edibles, and hemp-derived consumer products;

127.1 (3) resources customers and patients may consult to answer questions about cannabis  
127.2 flower, cannabis products, lower potency hemp edibles, and hemp-derived consumer  
127.3 products, and any side effects and adverse effects;

127.4 (4) contact information for the poison control center and a safety hotline or website for  
127.5 customers to report and obtain advice about side effects and adverse effects of cannabis  
127.6 flower, cannabis products, lower potency hemp edibles, and hemp-derived consumer  
127.7 products; and

127.8 (5) any other information specified by the office.

127.9 (b) A cannabis microbusiness, cannabis mezzobusiness, cannabis retailer, or medical  
127.10 cannabis retailer may include the information described in paragraph (a) on the label affixed  
127.11 to the packaging or container of cannabis flower, cannabis products, lower potency hemp  
127.12 edibles, and hemp-derived consumer products; by posting the information in the premises  
127.13 of the cannabis microbusiness, cannabis mezzobusiness, cannabis retailer, or medical  
127.14 cannabis retailer; or by providing the information on a separate document or pamphlet  
127.15 provided to customers or patients when the customer purchases cannabis flower, a cannabis  
127.16 product, a lower potency hemp edible, or a hemp-derived consumer product.

127.17 Sec. 64. **[342.64] ADVERTISEMENT.**

127.18 Subdivision 1. **Limitations applicable to all advertisements.** Cannabis businesses,  
127.19 hemp businesses, and other persons shall not publish or cause to be published an  
127.20 advertisement for a cannabis business, a hemp business, cannabis flower, a cannabis product,  
127.21 a lower potency hemp edible, or a hemp-derived consumer product in a manner that:

127.22 (1) contains false or misleading statements;

127.23 (2) contains unverified claims about the health or therapeutic benefits or effects of  
127.24 consuming cannabis flower, a cannabis product, a lower potency hemp edible, or a  
127.25 hemp-derived consumer product;

127.26 (3) promotes the overconsumption of cannabis flower, a cannabis product, a lower  
127.27 potency hemp edible, or a hemp-derived consumer product;

127.28 (4) depicts a person under 21 years of age consuming cannabis flower, a cannabis product,  
127.29 a lower potency hemp edible, or a hemp-derived consumer product; or

127.30 (5) includes an image designed or likely to appeal to individuals under 21 years of age,  
127.31 including cartoons, toys, animals, or children, or any other likeness to images, characters,

128.1 or phrases that is designed to be appealing to individuals under 21 years of age or encourage  
128.2 consumption by individuals under 21 years of age.

128.3 **Subd. 2. Outdoor advertisements; cannabis business signs.** (a) Except as provided in  
128.4 paragraph (c), an outdoor advertisement of a cannabis business, a hemp business, cannabis  
128.5 flower, a cannabis product, a lower potency hemp edible, or a hemp-derived consumer  
128.6 product is prohibited.

128.7 (b) Cannabis businesses and hemp businesses may erect up to two fixed outdoor signs  
128.8 on the exterior of the building or property of the cannabis business or hemp business. A  
128.9 fixed outdoor sign:

128.10 (1) may contain the name of the cannabis business and the address and nature of the  
128.11 cannabis business; and

128.12 (2) shall not include a logo or an image of any kind.

128.13 (c) The prohibition under paragraph (a) does not apply to an outdoor advertisement for  
128.14 a hemp business, or the goods or services the business offers, that is not related to the  
128.15 manufacture or sale of lower potency hemp edibles and does not include an image,  
128.16 description, or any reference to the manufacture or sale of lower potency hemp edibles.

128.17 **Subd. 3. Audience under 21 years of age.** Cannabis businesses, hemp businesses, and  
128.18 other persons shall not publish or cause to be published an advertisement for a cannabis  
128.19 business, a hemp business, cannabis flower, a cannabis product, a lower potency hemp  
128.20 edible, or a hemp-derived consumer product in any print publication or on radio, television,  
128.21 or any other medium if 30 percent or more of the audience of that medium is reasonably  
128.22 expected to be individuals who are under 21 years of age, as determined by reliable, current  
128.23 audience composition data.

128.24 **Subd. 4. Certain unsolicited advertising.** Cannabis businesses, hemp businesses, and  
128.25 other persons shall not utilize unsolicited pop-up advertisements on the internet to advertise  
128.26 a cannabis business, a hemp business, cannabis flower, a cannabis product, a lower potency  
128.27 hemp edible, or a hemp-derived consumer product.

128.28 **Subd. 5. Advertising using direct, individualized communication or dialogue.** Before  
128.29 a cannabis business, hemp business, or another person may advertise a cannabis business,  
128.30 a hemp business, cannabis flower, a cannabis product, a lower potency hemp edible, or a  
128.31 hemp-derived consumer product through direct, individualized communication or dialogue  
128.32 controlled by the cannabis business, hemp business, or other person, the cannabis business,  
128.33 hemp business, or other person must use a method of age affirmation to verify that the



129.1 recipient of the direct, individualized communication or dialogue is 21 years of age or older.  
129.2 For purposes of this subdivision, the method of age affirmation may include user  
129.3 confirmation, birth date disclosure, or another similar registration method.

129.4 Subd. 6. **Advertising using location-based devices.** Cannabis businesses, hemp  
129.5 businesses, and other persons shall not advertise a cannabis business, a hemp business,  
129.6 cannabis flower, a cannabis product, a lower potency hemp edible, or a hemp-derived  
129.7 consumer product with advertising directed toward location-based devices, including but  
129.8 not limited to cellular telephones, unless:

129.9 (1) the advertising occurs via a mobile device application that is installed on the device  
129.10 by the device's owner and includes a permanent and easy to implement opt-out feature; and

129.11 (2) the owner of the device is 21 years of age or older.

129.12 Subd. 7. **Advertising restrictions for health care practitioners under the medical**  
129.13 **cannabis program.** (a) A health care practitioner shall not publish or cause to be published  
129.14 an advertisement that:

129.15 (1) contains false or misleading statements about the registry program;

129.16 (2) uses colloquial terms to refer to medical cannabis flower or medical cannabinoid  
129.17 products, such as pot, weed, or grass;

129.18 (3) states or implies that the health care practitioner is endorsed by the office, the Division  
129.19 of Medical Cannabis, or the registry program;

129.20 (4) includes images of cannabis flower, hemp plant parts, or images of paraphernalia  
129.21 commonly used to smoke cannabis flower; or

129.22 (5) contains medical symbols that could reasonably be confused with symbols of  
129.23 established medical associations or groups.

129.24 (b) A health care practitioner found by the office to have violated this subdivision is  
129.25 prohibited from certifying that patients have a qualifying medical condition for purposes  
129.26 of patient participation in the registry program. A decision by the office that a health care  
129.27 practitioner has violated this subdivision is a final decision and is not subject to the contested  
129.28 case procedures in chapter 14.

129.29 Sec. 65. **[342.65] INDUSTRIAL HEMP.**

129.30 Nothing in this chapter shall limit the ability of a person licensed under chapter 18K to  
129.31 grow industrial hemp for commercial or research purposes, process industrial hemp for  
129.32 commercial purposes, sell hemp fiber products and hemp grain, manufacture hemp-derived

130.1 topical products, or perform any other actions authorized by the commissioner of agriculture.  
130.2 For purposes of this section, "processing" has the meaning given in section 18K.02,  
130.3 subdivision 5, and does not include the process of creating artificially derived cannabinoids.

130.4 Sec. 66. **[342.66] HEMP-DERIVED TOPICAL PRODUCTS.**

130.5 Subdivision 1. **Scope.** This section applies to the manufacture, marketing, distribution,  
130.6 and sale of hemp-derived topical products.

130.7 Subd. 2. **License; not required.** No license is required to manufacture, market, distribute,  
130.8 or sell hemp-derived topical products.

130.9 Subd. 3. **Approved cannabinoids.** (a) Products manufactured, marketed, distributed,  
130.10 and sold under this section may contain cannabidiol or cannabigerol. Except as provided  
130.11 in paragraph (c), products may not contain any other cannabinoid unless approved by the  
130.12 office.

130.13 (b) The office may approve any cannabinoid, other than any tetrahydrocannabinol, and  
130.14 authorize its use in manufacturing, marketing, distribution, and sales under this section if  
130.15 the office determines that the cannabinoid is a nonintoxicating cannabinoid.

130.16 (c) A product manufactured, marketed, distributed, and sold under this section may  
130.17 contain cannabinoids other than cannabidiol, cannabigerol, or any other cannabinoid approved  
130.18 by the office provided that the cannabinoids are naturally occurring in hemp plants or hemp  
130.19 plant parts and the total of all other cannabinoids present in a product does not exceed one  
130.20 milligram per package.

130.21 Subd. 4. **Approved products.** Products sold to consumers under this section may only  
130.22 be manufactured, marketed, distributed, intended, or generally expected to be used by  
130.23 applying the product externally to a part of the body of a human or animal.

130.24 Subd. 5. **Labeling.** Hemp-derived topical products must meet the labeling requirements  
130.25 in section 342.63, subdivision 5.

130.26 Subd. 6. **Prohibitions.** (a) A product sold to consumers under this section must not be  
130.27 manufactured, marketed, distributed, or intended:

130.28 (1) for external or internal use in the diagnosis, cure, mitigation, treatment, or prevention  
130.29 of disease in humans or other animals;

130.30 (2) to affect the structure or any function of the bodies of humans or other animals;

130.31 (3) to be consumed by combustion or vaporization of the product and inhalation of  
130.32 smoke, aerosol, or vapor from the product;

131.1 (4) to be consumed through chewing; or  
131.2 (5) to be consumed through injection or application to a mucous membrane or nonintact  
131.3 skin.

131.4 (b) A product manufactured, marketed, distributed, or sold to consumers under this  
131.5 section must not:

131.6 (1) consist, in whole or in part, of any filthy, putrid, or decomposed substance;

131.7 (2) have been produced, prepared, packed, or held under unsanitary conditions where  
131.8 the product may have been rendered injurious to health, or where the product may have  
131.9 been contaminated with filth;

131.10 (3) be packaged in a container that is composed, in whole or in part, of any poisonous  
131.11 or deleterious substance that may render the contents injurious to health;

131.12 (4) contain any additives or excipients that have been found by the United States Food  
131.13 and Drug Administration to be unsafe for human or animal consumption;

131.14 (5) contain a cannabinoid or an amount or percentage of cannabinoids that is different  
131.15 than the information stated on the label;

131.16 (6) contain a cannabinoid, other than cannabidiol, cannabigerol, or a cannabinoid  
131.17 approved by the office, in an amount that exceeds the standard established in subdivision  
131.18 2, paragraph (c); or

131.19 (7) contain any contaminants for which testing is required by the office in amounts that  
131.20 exceed the acceptable minimum standards established by the office.

131.21 (c) No product containing any cannabinoid may be sold to any individual who is under  
131.22 21 years of age.

131.23 Subd. 7. **Enforcement.** The office may enforce this section under the relevant provisions  
131.24 of section 342.19, including but not limited to issuing administrative orders, embargoing  
131.25 products, and imposing civil penalties.

131.26 Sec. 67. **[342.67] LEGAL ASSISTANCE TO CANNABIS BUSINESSES AND HEMP**  
131.27 **BUSINESSES.**

131.28 An attorney must not be subject to disciplinary action by the Minnesota Supreme Court  
131.29 or professional responsibility board for providing legal assistance to prospective or licensed  
131.30 cannabis businesses or hemp businesses, or others for activities that do not violate this  
131.31 chapter or chapter 152.

132.1      Sec. 68. [342.70] CANNABIS INDUSTRY COMMUNITY RENEWAL GRANTS.

132.2          Subdivision 1. Establishment. The Office of Cannabis Management shall establish  
132.3 CanRenew, a program to award grants to eligible organizations for investments in  
132.4 communities where long-term residents are eligible to be social equity applicants.

132.5          Subd. 2. Definitions. (a) For the purposes of this section, the following terms have the  
132.6 meanings given.

132.7          (b) "Community investment" means a project or program designed to improve  
132.8 community-wide outcomes or experiences and may include efforts targeting economic  
132.9 development, violence prevention, youth development, or civil legal aid, among others.

132.10        (c) "Eligible community" means a community where long-term residents are eligible to  
132.11 be social equity applicants.

132.12        (d) "Eligible organization" means any organization able to make an investment in a  
132.13 community where long-term residents are eligible to be social equity applicants and may  
132.14 include educational institutions, nonprofit organizations, private businesses, community  
132.15 groups, units of local government, or partnerships between different types of organizations.

132.16        (e) "Program" means the CanRenew grant program.

132.17        (f) "Social equity applicant" means a person who meets the qualification requirements  
132.18 in section 342.16.

132.19        Subd. 3. Grants to organizations. (a) The office must award grants to eligible  
132.20 organizations through a competitive grant process.

132.21        (b) To receive grant money, an eligible organization must submit a written application  
132.22 to the office, using a form developed by the office, explaining the community investment  
132.23 the organization wants to make in an eligible community.

132.24        (c) An eligible organization's grant application must also include:

132.25        (1) an analysis of the community's need for the proposed investment;

132.26        (2) a description of the positive impact that the proposed investment is expected to  
132.27 generate for that community;

132.28        (3) any evidence of the organization's ability to successfully achieve that positive impact;

132.29        (4) any evidence of the organization's past success in making similar community  
132.30 investments;

132.31        (5) an estimate of the cost of the proposed investment;

133.1 (6) the sources and amounts of any nonstate funds or in-kind contributions that will  
133.2 supplement grant money; and

133.3 (7) any additional information requested by the office.

133.4 (d) In awarding grants under this subdivision, the office shall give weight to applications  
133.5 from organizations that demonstrate a history of successful community investments,  
133.6 particularly in geographic areas that are now eligible communities. The office shall also  
133.7 give weight to applications where there is demonstrated community support for the proposed  
133.8 investment. The office shall fund investments in eligible communities throughout the state.

133.9 Subd. 4. **Program outreach.** The office shall make extensive efforts to publicize these  
133.10 grants, including through partnerships with community organizations, particularly those  
133.11 located in eligible communities.

133.12 Subd. 5. **Reports to the legislature.** By January 15, 2024, and each January 15 thereafter,  
133.13 the office must submit a report to the chairs and ranking minority members of the committees  
133.14 of the house of representatives and the senate having jurisdiction over community  
133.15 development that details awards given through the CanRenew program and the use of grant  
133.16 money, including any measures of successful community impact from the grants.

133.17 Sec. 69. **[342.72] SUBSTANCE USE TREATMENT, RECOVERY, AND**  
133.18 **PREVENTION GRANTS.**

133.19 Subdivision 1. **Account established; appropriation.** A substance use treatment, recovery,  
133.20 and prevention grant account is created in the special revenue fund. Money in the account,  
133.21 including interest earned, is appropriated to the office for the purposes specified in this  
133.22 section.

133.23 Subd. 2. **Acceptance of gifts and grants.** Notwithstanding sections 16A.013 to 16A.016,  
133.24 the office may accept money contributed by individuals and may apply for grants from  
133.25 charitable foundations to be used for the purposes identified in this section. The money  
133.26 accepted under this section must be deposited in the substance use treatment, recovery, and  
133.27 prevention grant account created under subdivision 1.

133.28 Subd. 3. **Disposition of money; grants.** (a) Money in the substance use treatment,  
133.29 recovery, and prevention grant account must be distributed as follows:

133.30 (1) 75 percent of the money is for grants for recovery programs and substance use  
133.31 disorder treatment, as defined in section 245G.01, subdivision 24, and may be used for  
133.32 substance use disorder treatment provider rate increases and programs to provide education  
133.33 and training to providers of substance use disorder treatment on the signs of substance use

134.1 disorder and effective treatments for substance use disorder. The office shall consult with  
134.2 the commissioner of human services to determine appropriate provider rate increases or  
134.3 modifications to existing payment methodologies;

134.4 (2) 20 percent of the money is for grants for substance use disorder prevention; and

134.5 (3) five percent of the money is for grants to educate pregnant women, breastfeeding  
134.6 women, and women who may become pregnant on the adverse health effects of substance  
134.7 use.

134.8 (b) The office shall consult with the commissioner of human services, the commissioner  
134.9 of health, and the Substance Use Disorder Advisory Council to develop an appropriate  
134.10 application process, establish grant requirements, determine what organizations are eligible  
134.11 to receive grants, and establish reporting requirements for grant recipients.

134.12 Subd. 4. **Reports to the legislature.** By January 15, 2024, and each January 15 thereafter,  
134.13 the office must submit a report to the chairs and ranking minority members of the committees  
134.14 of the house of representatives and the senate having jurisdiction over health and human  
134.15 services policy and finance that details grants awarded from the substance use treatment,  
134.16 recovery, and prevention grant account, including the total amount awarded, total number  
134.17 of recipients, and geographic distribution of those recipients.

134.18 Sec. 70. **[342.73] CANNABIS GROWER GRANTS.**

134.19 Subdivision 1. **Establishment.** The office, in consultation with the commissioner of  
134.20 agriculture, shall establish CanGrow, a program to award grants to (1) eligible organizations  
134.21 to help farmers navigate the regulatory structure of the legal cannabis industry, and (2)  
134.22 nonprofit corporations to fund loans to farmers for expansion into the legal cannabis industry.

134.23 Subd. 2. **Definitions.** (a) For the purposes of this section, the following terms have the  
134.24 meanings given.

134.25 (b) "Eligible organization" means any organization capable of helping farmers navigate  
134.26 the regulatory structure of the legal cannabis industry, particularly individuals facing barriers  
134.27 to education or employment, and may include educational institutions, nonprofit  
134.28 organizations, private businesses, community groups, units of local government, or  
134.29 partnerships between different types of organizations.

134.30 (c) "Industry" means the legal cannabis industry in the state of Minnesota.

134.31 (d) "Program" means the CanGrow grant program.

135.1 (e) "Social equity applicant" means a person who meets the qualification requirements  
135.2 in section 342.16.

135.3 Subd. 3. **Technical assistance grants.** (a) Grant money awarded to eligible organizations  
135.4 may be used for both developing technical assistance resources relevant to the regulatory  
135.5 structure of the legal cannabis industry and for providing such technical assistance or  
135.6 navigation services to farmers.

135.7 (b) The office must award grants to eligible organizations through a competitive grant  
135.8 process.

135.9 (c) To receive grant money, an eligible organization must submit a written application  
135.10 to the office, using a form developed by the office, explaining the organization's ability to  
135.11 assist farmers in navigating the regulatory structure of the legal cannabis industry, particularly  
135.12 farmers facing barriers to education or employment.

135.13 (d) An eligible organization's grant application must also include:

135.14 (1) a description of the proposed technical assistance or navigation services, including  
135.15 the types of farmers targeted for assistance;

135.16 (2) any evidence of the organization's past success in providing technical assistance or  
135.17 navigation services to farmers, particularly farmers who live in areas where long-term  
135.18 residents are eligible to be social equity applicants;

135.19 (3) an estimate of the cost of providing the technical assistance;

135.20 (4) the sources and amounts of any nonstate funds or in-kind contributions that will  
135.21 supplement grant money, including any amounts that farmers will be charged to receive  
135.22 assistance; and

135.23 (5) any additional information requested by the office.

135.24 (e) In awarding grants under this subdivision, the office shall give weight to applications  
135.25 from organizations that demonstrate a history of successful technical assistance or navigation  
135.26 services, particularly for farmers facing barriers to education or employment. The office  
135.27 shall also give weight to applications where the proposed technical assistance will serve  
135.28 areas where long-term residents are eligible to be social equity applicants. The office shall  
135.29 fund technical assistance to farmers throughout the state.

135.30 Subd. 4. **Loan financing grants.** (a) The office shall establish a revolving loan account  
135.31 to make loan financing grants under the CanGrow program.

136.1 (b) The office must award grants to nonprofit corporations through a competitive grant  
136.2 process. When selecting grant recipients under this subdivision, the office must utilize the  
136.3 expertise of an employee of the office who is experienced in agricultural business  
136.4 development.

136.5 (c) To receive grant money, a nonprofit corporation must submit a written application  
136.6 to the office using a form developed by the office.

136.7 (d) In awarding grants under this subdivision, the office shall give weight to whether  
136.8 the nonprofit corporation:

136.9 (1) has a board of directors that includes individuals experienced in agricultural business  
136.10 development;

136.11 (2) has the technical skills to analyze projects;

136.12 (3) is familiar with other available public and private funding sources and economic  
136.13 development programs;

136.14 (4) can initiate and implement economic development projects;

136.15 (5) can establish and administer a revolving loan account; and

136.16 (6) has established relationships with communities where long-term residents are eligible  
136.17 to be social equity applicants.

136.18 The office shall make grants that will help farmers enter the legal cannabis industry  
136.19 throughout the state.

136.20 (e) A nonprofit corporation that receives grants under the program must:

136.21 (1) establish an office-certified revolving loan account for the purpose of making eligible  
136.22 loans; and

136.23 (2) enter into an agreement with the office that the office shall fund loans that the  
136.24 nonprofit corporation makes to farmers entering the legal cannabis industry. The office shall  
136.25 review existing agreements with nonprofit corporations every five years and may renew or  
136.26 terminate an agreement based on that review. In making this review, the office shall consider,  
136.27 among other criteria, the criteria in paragraph (d).

136.28 Subd. 5. **Loans to farmers.** (a) The criteria in this subdivision apply to loans made by  
136.29 nonprofit corporations under the program.

136.30 (b) A loan must be used to support a farmer in entering the legal cannabis industry.  
136.31 Priority must be given to loans to businesses owned by farmers who are eligible to be social



137.1 equity applicants and businesses located in communities where long-term residents are  
137.2 eligible to be social equity applicants.

137.3 (c) Loans must be made to businesses that are not likely to undertake the project for  
137.4 which loans are sought without assistance from the program.

137.5 (d) The minimum state contribution to a loan is \$2,500 and the maximum is either:

137.6 (1) \$50,000; or

137.7 (2) \$150,000, if state contributions are matched by an equal or greater amount of new  
137.8 private investment.

137.9 (e) Loan applications given preliminary approval by the nonprofit corporation must be  
137.10 forwarded to the office for approval. The office must give final approval for each loan made  
137.11 by the nonprofit corporation under the program.

137.12 (f) If the borrower has met lender criteria, including being current with all payments for  
137.13 a minimum of three years, the office may approve either full or partial forgiveness of interest  
137.14 or principal amounts.

137.15 Subd. 6. **Revolving loan account administration.** (a) The office shall establish a  
137.16 minimum interest rate for loans or guarantees to ensure that necessary loan administration  
137.17 costs are covered. The interest rate charged by a nonprofit corporation for a loan under this  
137.18 section must not exceed the Wall Street Journal prime rate. For a loan under this section,  
137.19 the nonprofit corporation may charge a loan origination fee equal to or less than one percent  
137.20 of the loan value. The nonprofit corporation may retain the amount of the origination fee.

137.21 (b) Loan repayment of principal must be paid to the office for deposit in the revolving  
137.22 loan account. Loan interest payments must be deposited in a revolving loan account created  
137.23 by the nonprofit corporation originating the loan being repaid for further distribution or use,  
137.24 consistent with the criteria of this section.

137.25 (c) Administrative expenses of the nonprofit corporations with whom the office enters  
137.26 into agreements, including expenses incurred by a nonprofit corporation in providing  
137.27 financial, technical, managerial, and marketing assistance to a business receiving a loan  
137.28 under this section, are eligible program expenses that the office may agree to pay under the  
137.29 grant agreement.

137.30 Subd. 7. **Program outreach.** The office shall make extensive efforts to publicize these  
137.31 grants, including through partnerships with community organizations, particularly those  
137.32 located in areas where long-term residents are eligible to be social equity applicants.

Subd. 8. **Reporting requirements.** (a) A nonprofit corporation that receives a grant under subdivision 4 shall:

(1) submit an annual report to the office by January 15 of each year that the nonprofit corporation participates in the program that includes a description of agricultural businesses supported by the grant program, an account of loans made during the calendar year, the program's impact on farmers' ability to expand into the legal cannabis industry, the source and amount of money collected and distributed by the program, the program's assets and liabilities, and an explanation of administrative expenses; and

(2) provide for an independent annual audit to be performed in accordance with generally accepted accounting practices and auditing standards and submit a copy of each annual audit report to the office.

(b) By February 15, 2024, and each February 15 thereafter, the office must submit a report to the chairs and ranking minority members of the committees of the house of representatives and the senate having jurisdiction over agriculture that details awards given through the CanGrow program and the use of grant money, including any measures of success toward helping farmers enter the legal cannabis industry.

**Sec. 71. [342.79] SUBSTANCE USE DISORDER ADVISORY COUNCIL.**

Subdivision 1. **Establishment.** The Substance Use Disorder Advisory Council is established to develop and implement a comprehensive and effective statewide approach to substance use disorder prevention and treatment. The council shall:

(1) establish priorities to address public education and substance use disorder prevention and treatment needs;

(2) make recommendations to the legislature on the amount of money to be allocated for substance use disorder prevention and treatment initiatives;

(3) make recommendations to the commissioner of human services on grant and funding options for money appropriated from the general fund to the commissioner of human services for substance use disorder prevention and treatment;

(4) recommend to the commissioner of human services specific programs, projects, and initiatives to be funded; and

(5) consult with the commissioners of human services, health, and management and budget to develop measurable outcomes to determine the effectiveness of programs, projects, and initiatives funded.

139.1        Subd. 2. **Membership.** (a) The council shall consist of the following members, appointed  
139.2 by the commissioner of human services, except as otherwise specified:

139.3        (1) two members of the house of representatives, one from the majority party appointed  
139.4 by the speaker and one from the minority party appointed by the minority leader of the  
139.5 house of representatives;

139.6        (2) two members of the senate, one from the majority party appointed by the senate  
139.7 majority leader and one from the minority party appointed by the senate minority leader;

139.8        (3) the commissioner of human services or a designee;

139.9        (4) the director of the Office of Cannabis Management or a designee;

139.10       (5) two members representing substance use disorder treatment programs licensed under  
139.11 chapter 245G;

139.12       (6) one public member who is a Minnesota resident and in recovery from a substance  
139.13 use disorder;

139.14       (7) one public member who is a family member of a person with a substance use disorder;

139.15       (8) one member who is a physician with experience in substance use disorders;

139.16       (9) one member who is a licensed psychologist, licensed professional clinical counselor,  
139.17 licensed marriage and family therapist, or licensed social worker;

139.18       (10) one member of each federally recognized Tribal Nation within the geographical  
139.19 boundaries of the state of Minnesota;

139.20       (11) one mental health advocate representing persons with mental illness;

139.21       (12) one member representing county social services agencies;

139.22       (13) one patient advocate;

139.23       (14) a representative from a community that experienced a disproportionate, negative  
139.24 impact from cannabis prohibition;

139.25       (15) one veteran; and

139.26       (16) one parent of a medical cannabis patient who is under age 21.

139.27       (b) The commissioner of human services shall coordinate appointments to ensure the  
139.28 geographic diversity of council members and shall ensure that at least one-third of council  
139.29 members reside outside of the seven-county metropolitan area.

140.1 (c) The council is governed by section 15.059, except that members of the council shall  
140.2 receive no compensation other than reimbursement for expenses. Notwithstanding section  
140.3 15.059, subdivision 6, the council shall not expire.

140.4 (d) The chair shall convene the council on a quarterly basis and may convene other  
140.5 meetings as necessary. The chair shall convene meetings at different locations in the state  
140.6 to provide geographic access to members of the public.

140.7 (e) The commissioner of human services shall provide staff and administrative services  
140.8 for the advisory council.

140.9 (f) The council is subject to chapter 13D.

140.10 Subd. 3. **Report and grants.** (a) The commissioner of human services shall submit a  
140.11 report of the grants and funding recommended by the advisory council to be awarded for  
140.12 the upcoming fiscal year to the chairs and ranking minority members of the legislative  
140.13 committees with jurisdiction over health and human services policy and finance by March  
140.14 1 of each year, beginning March 1, 2024.

140.15 (b) When awarding grants, the commissioner of human services shall consider the  
140.16 programs, projects, and initiatives recommended by the council that address the priorities  
140.17 established by the council, unless otherwise appropriated by the legislature.

140.18 Sec. 72. **[342.80] LAWFUL ACTIVITIES.**

140.19 (a) Notwithstanding any law to the contrary, the cultivation, manufacturing, possessing,  
140.20 and selling of cannabis flower, cannabis products, artificially derived cannabinoids, lower  
140.21 potency hemp edibles, and hemp-derived consumer products by a licensed cannabis business  
140.22 or hemp business in conformity with the rights granted by a cannabis business license or  
140.23 hemp business license is lawful and may not be the grounds for the seizure or forfeiture of  
140.24 property, arrest or prosecution, or search or inspections except as provided by this chapter.

140.25 (b) A person acting as an agent of a cannabis microbusiness, cannabis mezzobusiness,  
140.26 cannabis retailer, or lower potency hemp edible retailer who sells or otherwise transfers  
140.27 cannabis flower, cannabis products, lower potency hemp edibles, or hemp-derived consumer  
140.28 products to a person under 21 years of age is not subject to arrest, prosecution, or forfeiture  
140.29 of property if the person complied with section 342.27, subdivision 4, and any rules  
140.30 promulgated pursuant to this chapter.

141.1      Sec. 73. **[342.81] CIVIL ACTIONS.**

141.2          Subdivision 1. **Right of action.** A spouse, child, parent, guardian, employer, or other  
141.3 person injured in person, property, or means of support or who incurs other pecuniary loss  
141.4 by an intoxicated person or by the intoxication of another person, has a right of action in  
141.5 the person's own name for all damages sustained against a person who caused the intoxication  
141.6 of that person by illegally selling cannabis flower, cannabis products, lower potency hemp  
141.7 edibles, or hemp-derived consumer products. All damages recovered by a minor under this  
141.8 section must be paid either to the minor or to the minor's parent, guardian, or next friend as  
141.9 the court directs.

141.10        Subd. 2. **Actions.** All suits for damages under this section must be by civil action in a  
141.11 court of this state having jurisdiction.

141.12        Subd. 3. **Comparative negligence.** Actions under this section are governed by section  
141.13 604.01.

141.14        Subd. 4. **Defense.** It is a defense for the defendant to prove by a preponderance of the  
141.15 evidence that the defendant reasonably and in good faith relied upon representations of  
141.16 proof of age in selling, bartering, furnishing, or giving the cannabis flower, cannabis products,  
141.17 lower potency hemp edibles, or hemp-derived consumer products.

141.18        Subd. 5. **Subrogation claims denied.** There shall be no recovery by any insurance  
141.19 company against any cannabis microbusiness, cannabis mezzobusiness, cannabis retailer,  
141.20 or lower potency hemp edible retailer under subrogation clauses of the uninsured,  
141.21 underinsured, collision, or other first-party coverages of a motor vehicle insurance policy  
141.22 as a result of payments made by the company to persons who have claims that arise in whole  
141.23 or in part under this section. Section 65B.53, subdivision 3, does not apply to actions under  
141.24 this section.

141.25        Subd. 6. **Common law claims.** Nothing in this chapter precludes common law tort claims  
141.26 against any person 21 years old or older who knowingly provides or furnishes cannabis  
141.27 flower, cannabis products, lower potency hemp edibles, or hemp-derived consumer products  
141.28 to a person under the age of 21 years.

141.29      Sec. 74. **SUBSTANCE USE DISORDER ADVISORY COUNCIL FIRST MEETING.**

141.30          The commissioner of human services shall convene the first meeting of the Substance  
141.31 Use Disorder Advisory Council established under Minnesota Statutes, section 342.79, no  
141.32 later than October 1, 2023. The members shall elect a chair at the first meeting.

142.1 Sec. 75. **EFFECTIVE DATE.**

142.2 Except as otherwise provided, each section of this article is effective July 1, 2023."

142.3 Page 146, line 24, delete "businesses in the legal cannabis industry" and insert "cannabis  
142.4 microbusinesses"

142.5 Page 146, after line 27, insert:

142.6 "(b) "Cannabis microbusiness" means a cannabis business that meets the requirements  
142.7 of section 342.28."

142.8 Reletter the paragraphs in sequence

142.9 Page 147, line 26, delete everything after "assist" and insert "new cannabis  
142.10 microbusinesses."

142.11 Page 147, delete line 27

142.12 Page 148, line 2, delete "businesses in the legal cannabis industry" and insert "cannabis  
142.13 microbusinesses"

142.14 Page 148, line 8, delete "business" and insert "cannabis microbusiness"

142.15 Page 148, line 12, delete "businesses" and insert "cannabis microbusinesses"

142.16 Page 148, lines 21, 22, 23, and 27, delete "business" and insert "cannabis microbusiness"

142.17 Page 149, line 34, delete "businesses in the legal cannabis industry" and insert "cannabis  
142.18 microbusinesses"

142.19 Pages 154 to 155, delete sections 2 to 6 and insert:

142.20 "Sec. .... Minnesota Statutes 2022, section 152.01, is amended by adding a subdivision to  
142.21 read:

142.22 Subd. 26. **Cannabis concentrate.** "Cannabis concentrate" has the meaning given in  
142.23 section 342.01, subdivision 14.

142.24 Sec. .... Minnesota Statutes 2022, section 152.01, is amended by adding a subdivision to  
142.25 read:

142.26 Subd. 27. **Cannabis flower.** "Cannabis flower" has the meaning given in section 342.01,  
142.27 subdivision 15.

143.1 Sec. .... Minnesota Statutes 2022, section 152.01, is amended by adding a subdivision to  
143.2 read:

143.3 Subd. 28. **Cannabis plant.** "Cannabis plant" has the meaning given in section 342.01,  
143.4 subdivision 18.

143.5 Sec. .... Minnesota Statutes 2022, section 152.01, is amended by adding a subdivision to  
143.6 read:

143.7 Subd. 29. **Cannabis product.** "Cannabis product" has the meaning given in section  
143.8 342.01, subdivision 19.

143.9 Sec. .... Minnesota Statutes 2022, section 152.01, is amended by adding a subdivision to  
143.10 read:

143.11 Subd. 30. **Edible cannabis product.** "Edible cannabis product" has the meaning given  
143.12 in section 342.01, subdivision 29.

143.13 Sec. .... Minnesota Statutes 2022, section 152.01, is amended by adding a subdivision to  
143.14 read:

143.15 Subd. 31. **Hemp-derived consumer product.** "Hemp-derived consumer product" has  
143.16 the meaning given in section 342.01, subdivision 35.

143.17 Sec. .... Minnesota Statutes 2022, section 152.01, is amended by adding a subdivision to  
143.18 read:

143.19 Subd. 32. **Lower potency hemp edible.** "Lower potency hemp edible" has the meaning  
143.20 given in section 342.01, subdivision 48."

143.21 Page 157, line 2, delete "cannabinoid" and insert "cannabis" and after "products" insert  
143.22 "lower potency hemp edibles, hemp-derived consumer products, or any combination of  
143.23 those"

143.24 Page 159, line 6, delete "cannabinoid" and insert "cannabis" and after "products" insert  
143.25 ", lower potency hemp edibles, hemp-derived consumer products, or any combination of  
143.26 those"

143.27 Page 160, line 22, delete "cannabinoid" and insert "cannabis" and after "products" insert  
143.28 ", lower potency hemp edibles, hemp-derived consumer products, or any combination of  
143.29 those"

- 144.1 Page 161, line 29, delete "or cannabinoid" and insert ", cannabis" and after "products"
- 144.2 insert ", lower potency hemp edibles, or hemp-derived consumer products"
- 144.3 Page 162, lines 16 delete "two" and insert "1.5" and delete "in any"
- 144.4 Page 162, line 17, delete everything before the semicolon
- 144.5 Page 162, delete lines 18 and 19
- 144.6 Page 162, line 20, delete "(3)" and insert "(2)"
- 144.7 Page 162, line 21, delete "(4)" and insert "(3)"
- 144.8 Page 162, lines 21 and 30, delete "cannabinoid" and insert "cannabis" and after "products"
- 144.9 insert ", lower potency hemp edibles, or hemp-derived consumer products"
- 144.10 Page 162, line 27, delete "two" and insert "1.5"
- 144.11 Page 163, line 8, delete "cannabinoid" and insert "cannabis" and after "products" insert
- 144.12 ", lower potency hemp edibles, or hemp-derived consumer products"
- 144.13 Page 163, lines 19 and 23, delete "or" and insert a comma and delete "cannabinoid" and
- 144.14 insert "cannabis" and after "products" insert ", lower potency hemp edibles, or hemp-derived
- 144.15 consumer products"
- 144.16 Page 164, line 1, delete the comma and insert a semicolon
- 144.17 Page 164, lines 2 and 12, delete the comma and insert a semicolon and delete
- 144.18 "cannabinoid" and insert "cannabis" and after "products" insert ", lower potency hemp
- 144.19 edibles, or hemp-derived consumer products"
- 144.20 Page 164, line 11, delete the comma and insert a semicolon
- 144.21 Page 164, line 18, delete the first comma and insert a semicolon and delete ", or" and
- 144.22 insert a semicolon
- 144.23 Page 164, line 19, delete "cannabinoid" and insert "cannabis" and after "products" insert
- 144.24 ", lower potency hemp edibles, or hemp-derived consumer products"
- 144.25 Page 164, line 26, delete "cannabinoid" and insert "cannabis" and after "products" insert
- 144.26 ", lower potency hemp edibles, or hemp-derived consumer products"
- 144.27 Page 165, line 1, delete "cannabinoid" and insert "cannabis" and after "products" insert
- 144.28 ", lower potency hemp edibles, or hemp-derived consumer products"
- 144.29 Page 165, line 6, delete "or"



145.1 Page 165, line 7, after "products" insert ", lower potency hemp edibles, or hemp-derived  
145.2 consumer products"

145.3 Page 166, line 11, delete "or cannabinoid" and insert "cannabis"

145.4 Page 166, line 12, after "products" insert ", or hemp-derived consumer products"

145.5 Page 166, delete sections 21 to 23 and insert:

145.6 "Sec. .... Minnesota Statutes 2022, section 169A.03, is amended by adding a subdivision  
145.7 to read:

145.8 Subd. 3b. **Cannabis flower.** "Cannabis flower" has the meaning given in section 342.01,  
145.9 subdivision 15.

145.10 Sec. .... Minnesota Statutes 2022, section 169A.03, is amended by adding a subdivision  
145.11 to read:

145.12 Subd. 3c. **Cannabis product.** "Cannabis product" has the meaning given in section  
145.13 342.01, subdivision 19.

145.14 Sec. .... Minnesota Statutes 2022, section 169A.03, is amended by adding a subdivision  
145.15 to read:

145.16 Subd. 10a. **Hemp-derived consumer product.** "Hemp-derived consumer product" has  
145.17 the meaning given in section 342.01, subdivision 35.

145.18 Sec. .... Minnesota Statutes 2022, section 169A.03, is amended by adding a subdivision  
145.19 to read:

145.20 Subd. 11b. **Lower potency hemp edible.** "Lower potency hemp edible" has the meaning  
145.21 given in section 342.01, subdivision 48."

145.22 Page 167, lines 18 and 20, delete "cannabinoid" and insert "cannabis" and after "product"  
145.23 insert ", a lower potency hemp edible, a hemp-derived consumer product"

145.24 Page 168, line 2, delete "cannabinoid" and insert "cannabis" and after "product" insert  
145.25 ", a lower potency hemp edible, a hemp-derived consumer product" and after "any" insert  
145.26 "other"

145.27 Page 168, line 5, delete "cannabinoid" and insert "cannabis"

145.28 Page 168, line 6, after "product" insert ", a lower potency hemp edible, a hemp-derived  
145.29 consumer product" and after "any" insert "other"

146.1 Page 168, line 15, delete "cannabinoid" and insert "cannabis" and after "product" insert  
146.2 ", a lower potency hemp edible, a hemp-derived consumer product" and after the second  
146.3 "any" insert "other"

146.4 Page 168, line 25, delete "or a cannabinoid product" and insert ", a cannabis product, a  
146.5 lower potency hemp edible, a hemp-derived consumer product,"

146.6 Page 169, line 13, delete "cannabinoid" and insert "cannabis" and after "product" insert  
146.7 ", a lower potency hemp edible, a hemp-derived consumer product"

146.8 Page 170, lines 6 and 9, delete "cannabinoid" and insert "cannabis" and after "product"  
146.9 insert ", a lower potency hemp edible, a hemp-derived consumer product"

146.10 Page 170, line 25, delete "cannabinoid" and insert "cannabis" and after "products" insert  
146.11 ", lower potency hemp edibles, hemp-derived consumer products"

146.12 Page 171, line 8, delete "4" and insert "3" and delete "cannabinoid" and insert "cannabis"

146.13 Page 171, line 9, delete "2" and insert "3" and before "if" insert "hemp-derived consumer  
146.14 products as defined in section 342.01, subdivision 35, or lower potency hemp edibles as  
146.15 defined in section 342.01, subdivision 48,"

146.16 Page 171, line 14, delete "58" and insert "61"

146.17 Page 171, delete section 30

146.18 Page 173, lines 11 and 20, delete "cannabinoid" and insert "cannabis" and after "product"  
146.19 insert ", a lower potency hemp edible, a hemp-derived consumer product"

146.20 Page 174, lines 11 and 20, delete "cannabinoid" and insert "cannabis" and after "product"  
146.21 insert ", a lower potency hemp edible, a hemp-derived consumer product"

146.22 Page 175, lines 7 and 16, delete "cannabinoid" and insert "cannabis" and after "product"  
146.23 insert ", a lower potency hemp edible, a hemp-derived consumer product"

146.24 Page 176, lines 3 and 12, delete "cannabinoid" and insert "cannabis" and after "product"  
146.25 insert ", a lower potency hemp edible, a hemp-derived consumer product"

146.26 Page 177, lines 1 and 10, delete "cannabinoid" and insert "cannabis" and after "product"  
146.27 insert ", a lower potency hemp edible, a hemp-derived consumer product"

146.28 Page 178, lines 1 and 10, delete "cannabinoid" and insert "cannabis" and after "product"  
146.29 insert ", a lower potency hemp edible, a hemp-derived consumer product"

146.30 Page 179, line 25, delete everything after "subdivision" and insert "15, cannabis products  
146.31 as defined in section 342.01, subdivision 19, hemp-derived consumer products as defined

147.1 in section 342.01, subdivision 35, or lower potency hemp edibles as defined in section  
147.2 342.01, subdivision 48."

147.3 Page 179, delete line 26

147.4 Page 183, line 11, after "cause" insert "for charges under section 152.021, subdivision  
147.5 2, paragraph (a), clause (6); 152.022, subdivision 2, paragraph (a), clause (6); 152.023,  
147.6 subdivision 2, paragraph (a), clause (5); 152.024, subdivision 2, clause (2); 152.025,  
147.7 subdivision 2, clause (1); or 152.027, subdivision 3 or 4"

147.8 Page 183, line 13, after "person" insert "for charges under section 152.021, subdivision  
147.9 2, paragraph (a), clause (6); 152.022, subdivision 2, paragraph (a), clause (6); 152.023,  
147.10 subdivision 2, paragraph (a), clause (5); 152.024, subdivision 2, clause (2); 152.025,  
147.11 subdivision 2, clause (1); or 152.027, subdivision 3 or 4"

147.12 Page 185, line 8, after the period, insert "The courts shall not order the Departments of  
147.13 Health or Human Services to seal records under this section."

147.14 Page 188, line 23, delete "(4) or"

147.15 Page 189, delete lines 12 and 13

147.16 Page 189, line 14, delete "(8)" and insert "(7)"

147.17 Page 189, line 17, delete "(9)" and insert "(8)"

147.18 Page 189, after line 17, insert:

147.19 "(g) In making a determination under this subdivision, the Cannabis Expungement Board  
147.20 shall not consider the impact the expungement would have on the offender based on any  
147.21 records held by the Departments of Health or Human Services."

147.22 Page 189, line 18, delete "(g)" and insert "(h)"

147.23 Page 190, line 13, before "clause" insert "paragraph (b)," and delete "(4) or"

147.24 Page 190, line 30, after the period, insert "The courts shall not order the Departments  
147.25 of Health or Human Services to seal records under this section."

147.26 Page 191, delete lines 4 to 7

147.27 Reletter the paragraphs in sequence

147.28 Page 192, line 9, delete "47" and insert "50"

147.29 Page 192, line 10, delete "49" and insert "52"

147.30 Page 193, line 21, delete "16" and insert "15"

148.1 Page 194, after line 5, insert:

148.2 "(b) "Adult-use cannabis flower" has the meaning given in section 342.01, subdivision  
148.3 3.

148.4 (c) "Adult-use cannabis product" has the meaning given in section 342.01, subdivision  
148.5 4.

148.6 (d) "Hemp-derived consumer product" has the meaning given in section 342.01,  
148.7 subdivision 35."

148.8 Page 194, line 6, delete "(b)" and insert "(e)"

148.9 Page 194, delete lines 8 to 11 and insert:

148.10 "(f) "Lower potency hemp edible" has the meaning given in section 342.01, subdivision  
148.11 48."

148.12 Page 194, lines 14, 28, and 31, delete "and" and insert a comma and delete "cannabinoid"  
148.13 and insert "cannabis" and after "products" insert ", lower potency hemp edibles, and  
148.14 hemp-derived consumer products"

148.15 Page 194, line 22, delete "and" and insert a comma and delete "cannabinoid" and insert  
148.16 "cannabis"

148.17 Page 194, line 23, after "products" insert ", lower potency hemp edibles, and  
148.18 hemp-derived consumer products"

148.19 Page 195, line 2, delete "and" and insert a comma and delete "cannabinoid" and insert  
148.20 "cannabis"

148.21 Page 195, line 3, after "products" insert ", lower potency hemp edibles, and hemp-derived  
148.22 consumer products"

148.23 Page 195, line 11, delete "and" and insert a comma

148.24 Page 195, line 12, delete "cannabinoid" and insert "cannabis" and after "products" insert  
148.25 ", lower potency hemp edibles, and hemp-derived consumer products"

148.26 Page 195, line 17, delete "and" and insert a comma and delete "cannabinoid" and insert  
148.27 "cannabis" and after "products" insert ", lower potency hemp edibles, and hemp-derived  
148.28 consumer products"

148.29 Page 195, line 22, delete "16" and insert "15"

148.30 Page 195, lines 23 and 26, delete the second "and" and insert a comma

- 149.1 Page 195, lines 24 and 27, delete "cannabinoid" and insert "cannabis" and after "products"  
149.2 insert ", lower potency hemp edibles, and hemp-derived consumer products"
- 149.3 Page 196, line 8, after "license" insert "or a hemp business license"
- 149.4 Page 196, line 9, after "businesses" insert "and hemp businesses"
- 149.5 Page 196, line 10, delete "342.185" and insert "342.20"
- 149.6 Page 196, line 20, strike "cannabinoid" and insert "cannabis"
- 149.7 Page 196, line 21, before "are" insert "lower potency hemp edibles as defined in section  
149.8 342.01, subdivision 48, and hemp-derived consumer products, as defined in section 342.01,  
149.9 subdivision 35, that are intended to be eaten or consumed as a beverage"
- 149.10 Page 198, lines 4, 10, and 24, delete "cannabinoid" and insert "cannabis" and after  
149.11 "products" insert ", lower potency hemp edibles, and hemp-derived consumer products"
- 149.12 Page 198, lines 12 and 26, delete "or cannabinoid" and insert ", cannabis"
- 149.13 Page 198, lines 13 and 27, after "products" insert ", lower potency hemp edibles, or  
149.14 hemp-derived consumer products"
- 149.15 Page 198, lines 14, 28, and 29, delete "or cannabinoid" and insert ", cannabis" and after  
149.16 "products" insert ", lower potency hemp edibles, or hemp-derived consumer products"
- 149.17 Page 198, line 15, delete "cannabinoid"
- 149.18 Page 198, line 16, delete "or cannabinoid" and insert ", cannabis" and after "product"  
149.19 insert ", lower potency hemp edible, or hemp-derived consumer product"
- 149.20 Page 199, lines 5, 12, 14, 24, and 25, delete "or cannabinoid" and insert ", cannabis"  
149.21 and after "products" insert ", lower potency hemp edibles, or hemp-derived consumer  
149.22 products"
- 149.23 Page 199, lines 20 and 26, delete "or" and insert a comma
- 149.24 Page 199, lines 21 and 27, delete "cannabinoid" and insert "cannabis" and after "products"  
149.25 insert ", lower potency hemp edibles, or hemp-derived consumer products"
- 149.26 Page 199, line 30, delete "and" and insert a comma
- 149.27 Page 199, line 31, delete "cannabinoid" and insert "cannabis" and after "products" insert  
149.28 ", lower potency hemp edibles, and hemp-derived consumer products"
- 149.29 Page 199, line 32, delete "and cannabinoid" and insert ", cannabis" and after "products"  
149.30 insert ", lower potency hemp edibles, and hemp-derived consumer products"

150.1 Page 200, line 31, delete "16" and insert "15" and delete "and cannabinoid" and insert  
150.2 "cannabis" and delete "12" and insert "19, lower potency hemp edibles as defined in section  
150.3 342.01, subdivision 48, and hemp-derived consumer products as defined in section 342.01,  
150.4 subdivision 35"

150.5 Page 201, line 1, delete "and cannabinoid" and insert ", cannabis" and after "products"  
150.6 insert ", lower potency hemp edibles, and hemp-derived consumer products"

150.7 Page 201, line 5, delete "or cannabinoid" and insert ", cannabis" and after "product"  
150.8 insert ", lower potency hemp edible, or hemp-derived consumer product"

150.9 Page 201, line 6, after "equipment" insert ", or if a failure to do so would violate federal  
150.10 or state law or regulations or cause an employer to lose a monetary or licensing-related  
150.11 benefit under federal law or regulations"

150.12 Page 201, line 14, delete "16" and insert "15" and delete "or cannabinoid" and insert  
150.13 "cannabis"

150.14 Page 201, line 15, delete "12" and insert "19, lower potency hemp edibles as defined in  
150.15 section 342.01, subdivision 48, and hemp-derived consumer products as defined in section  
150.16 342.01, subdivision 35"

150.17 Page 201, line 28, delete "16" and insert "15" and delete "cannabinoid" and insert  
150.18 "cannabis"

150.19 Page 201, line 29, delete "12" and insert "19, lower potency hemp edibles as defined in  
150.20 section 342.01, subdivision 48, hemp-derived consumer products as defined in section  
150.21 342.01, subdivision 35"

150.22 Page 202, after line 8, insert:

150.23 "Sec. 19. Minnesota Statutes 2022, section 181.951, subdivision 4, is amended to read:

150.24 Subd. 4. **Random testing.** An employer may request or require employees to undergo  
150.25 cannabis testing or drug and alcohol testing on a random selection basis only if (1) they are  
150.26 employed in safety-sensitive positions, or (2) they are employed as professional athletes if  
150.27 the professional athlete is subject to a collective bargaining agreement permitting random  
150.28 testing but only to the extent consistent with the collective bargaining agreement.

151.1 Sec. 20. Minnesota Statutes 2022, section 181.951, subdivision 5, is amended to read:

151.2 Subd. 5. **Reasonable suspicion testing.** An employer may request or require an employee  
151.3 to undergo cannabis testing and drug and alcohol testing if the employer has a reasonable  
151.4 suspicion that the employee:

151.5 (1) is under the influence of drugs or alcohol;

151.6 (2) has violated the employer's written work rules prohibiting the use, possession, sale,  
151.7 or transfer of drugs or alcohol, cannabis flower, cannabis products, lower potency hemp  
151.8 edibles, or hemp-derived consumer products while the employee is working or while the  
151.9 employee is on the employer's premises or operating the employer's vehicle, machinery, or  
151.10 equipment, provided the work rules are in writing and contained in the employer's written  
151.11 cannabis testing or drug and alcohol testing policy;

151.12 (3) has sustained a personal injury, as that term is defined in section 176.011, subdivision  
151.13 16, or has caused another employee to sustain a personal injury; or

151.14 (4) has caused a work-related accident or was operating or helping to operate machinery,  
151.15 equipment, or vehicles involved in a work-related accident.

151.16 Sec. 21. Minnesota Statutes 2022, section 181.951, subdivision 6, is amended to read:

151.17 Subd. 6. **Treatment program testing.** An employer may request or require an employee  
151.18 to undergo cannabis testing and drug and alcohol testing if the employee has been referred  
151.19 by the employer for substance use disorder treatment or evaluation or is participating in a  
151.20 substance use disorder treatment program under an employee benefit plan, in which case  
151.21 the employee may be requested or required to undergo cannabis testing and drug or alcohol  
151.22 testing without prior notice during the evaluation or treatment period and for a period of up  
151.23 to two years following completion of any prescribed substance use disorder treatment  
151.24 program."

151.25 Page 202, line 12, delete "or drug and alcohol testing"

151.26 Page 202, line 20, delete "or on a random selection basis"

151.27 Page 202, delete lines 21 to 31

151.28 Page 203, delete lines 1 to 2

151.29 Page 203, line 3, delete "(e)" and insert "(d)"

151.30 Page 203, line 28, delete "or cannabinoid" and insert ", cannabis" and after "product"  
151.31 insert ", lower potency hemp edible, or hemp-derived consumer product"

152.1 Page 204, line 4, delete "and cannabinoid" and insert ", cannabis" and after "product"  
152.2 insert ", lower potency hemp edible, and hemp-derived consumer product"

152.3 Page 207, line 31, delete "or"

152.4 Page 207, line 32, delete "cannabinoid" and insert "cannabis" and after "product" insert  
152.5 ", lower potency hemp edible, or hemp-derived consumer product"

152.6 Page 208, line 1, delete everything after "if" and insert "the employee is under the  
152.7 influence of cannabis flower, a cannabis product, a lower potency hemp edible, or a  
152.8 hemp-derived consumer product;"

152.9 Page 208, delete lines 2 to 3

152.10 Page 208, line 4, delete everything after "testing"

152.11 Page 208, line 5, delete everything before "verifies" and after "cannabis" insert "flower,  
152.12 a cannabis product, a lower potency hemp edible, or a hemp-derived consumer product"

152.13 Page 208, line 7, before "and" insert "flower, cannabis products, lower potency hemp  
152.14 edibles, or hemp-derived consumer products"

152.15 Page 208, line 10, after "authorized" insert "or required" and after "law" insert "or  
152.16 regulations, or if a failure to do so would cause an employer to lose a monetary or  
152.17 licensing-related benefit under federal law or regulations"

152.18 Page 210, line 5, after "testing" insert "or cannabis testing"

152.19 Page 213, line 21, delete "49" and insert "52"

152.20 Page 213, line 22, delete "47" and insert "50"

152.21 Page 216, line 28, delete "EDIBLE PRODUCTS" and insert "HEMP EDIBLES"

152.22 Page 216, delete lines 30 and 31 and insert:

152.23 "(1) prohibits the issuance of a retail license or permit to a person also holding a hemp  
152.24 business license authorizing the manufacture or retail sale of lower potency hemp edibles;"

152.25 Page 217, lines 2 and 6, delete "edible product" and insert "hemp edible manufacturer  
152.26 or"

152.27 Page 217, delete lines 7 and 8 and insert:

152.28 "(b) For purposes of this section, 'hemp business license authorizing manufacture or  
152.29 retail sale of lower potency hemp edibles' means a license issued by the Office of Cannabis  
152.30 Management pursuant to sections 342.43 to 342.46."



153.1 Page 218, line 3, delete "edible products" and insert "hemp edibles" and delete "45" and  
153.2 insert "48"

153.3 Page 219, line 20, delete "cannabinoid products" and insert "cannabis products, lower  
153.4 potency hemp edibles,"

153.5 Page 219, line 26, delete "cannabinoid" and insert "cannabis flower, cannabis" and after  
153.6 "products" insert ", lower potency hemp edibles,"

153.7 Page 220, line 27, delete "4" and insert "3"

153.8 Page 221, line 4, delete "2" and insert "4"

153.9 Page 221, line 8, delete "49" and insert "52"

153.10 Page 221, line 12, delete "47" and insert "50"

153.11 Page 221, line 15, delete "54" and insert "57"

153.12 Page 221, line 19, delete "56" and insert "59"

153.13 Page 221, line 23, delete "58" and insert "61"

153.14 Page 221, after line 23, insert:

153.15 "Sec. .... Minnesota Statutes 2022, section 624.712, is amended by adding a subdivision  
153.16 to read:

153.17 Subd. 20. **Hemp-derived consumer product.** "Hemp-derived consumer product" has  
153.18 the meaning given in section 342.01, subdivision 35.

153.19 Sec. .... Minnesota Statutes 2022, section 624.712, is amended by adding a subdivision  
153.20 to read:

153.21 Subd. 21. **Lower potency hemp edible.** "Lower potency hemp edible" has the meaning  
153.22 given in section 342.01, subdivision 48."

153.23 Renumber the subdivisions in sequence

153.24 Page 223, line 27, delete the second "or" and insert a comma and delete "cannabinoid  
153.25 products" insert "cannabis products, lower potency hemp edibles, or hemp-derived consumer  
153.26 products"

153.27 Page 225, line 1, delete "or" and insert a comma

153.28 Page 225, line 2, delete "cannabinoid products" and insert "cannabis products, lower  
153.29 potency hemp edibles, or hemp-derived consumer products"

154.1 Page 226, line 11, delete the second "or" and insert a comma and delete "cannabinoid  
 154.2 products" insert "cannabis products, lower potency hemp edibles, or hemp-derived consumer  
 154.3 products"

154.4 Page 227, lines 21 and 27, delete "or" and insert a comma and delete "cannabinoid  
 154.5 products" insert "cannabis products, lower potency hemp edibles, or hemp-derived consumer  
 154.6 products"

154.7 Page 228, line 7, delete "or" and insert a comma and delete "cannabinoid products" insert  
 154.8 "cannabis products, lower potency hemp edibles, or hemp-derived consumer products"

154.9 Page 259, after line 21, insert:

154.10 "Sec. .... **OFFICE OF CANNABIS MANAGEMENT; IMPLEMENTATION.**

154.11 (a) \$3,000,000 in fiscal year 2023 is appropriated from the general fund to the  
 154.12 commissioner of agriculture for the planning, research, analysis, and other efforts needed  
 154.13 to establish the Office of Cannabis Management and transition programs, authorities, and  
 154.14 responsibilities contained in Minnesota Statutes, chapter 342 to that office. This is a onetime  
 154.15 appropriation and is available until June 30, 2025.

154.16 (b) Upon the effective date of this act, the commissioner of agriculture may exercise all  
 154.17 authorities and responsibilities granted to the Office of Cannabis Management under  
 154.18 Minnesota Statutes, chapter 342 that are necessary to establish the Office of Cannabis  
 154.19 Management and transition programs, authorities, and responsibilities to that office.

154.20 (c) On or after January 1, 2024, and at such time the Office of Cannabis Management  
 154.21 is able to fulfill the powers and duties enumerated in Minnesota Statutes, section 342.02,  
 154.22 subdivision 2, the commissioner of agriculture may transfer all or some Minnesota Statutes,  
 154.23 chapter 342 programs, authorities, and responsibilities to the Office of Cannabis Management.  
 154.24 Upon such transfer, existing contracts, obligations, and funds managed by the commissioner  
 154.25 of agriculture that are necessary to administer the transferred programs, authorities, or  
 154.26 responsibilities shall be transferred to the Office of Cannabis Management.

154.27 (d) To the extent necessary to establish the Office of Cannabis Management and fulfill  
 154.28 the powers and duties enumerated in Minnesota Statutes, section 342.02, The commissioner  
 154.29 of agriculture and the Office of Cannabis Management are exempt from the requirements  
 154.30 of Minnesota Statutes, section 16A.15, subdivision 3, chapter 16C, and any other state  
 154.31 procurement laws, rules, and procedures. This exemption expires on July 1, 2025."

154.32 Page 261, lines 29 and 31, delete "and cannabinoid" and insert ", cannabis" and after  
 154.33 "products" insert ", lower potency hemp edibles, and hemp-derived consumer products"

- 155.1 Page 262, lines 5 and 7, delete "and cannabinoid" and insert ", cannabis" and after
- 155.2 "products" insert ", lower potency hemp edibles, and hemp-derived consumer products"
- 155.3 Renumber the sections in sequence and correct the internal references
- 155.4 Amend the title accordingly