

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

1.2 Page 7, line 4, after "has" insert "an active license in good standing and"

1.3 Page 45, line 8, delete everything after "entry" and insert "by a patient enrolled in the  
1.4 registry program."

1.5 Page 45, delete line 9

1.6 Page 45, line 13, after "cannabis" insert "flower"

1.7 Page 82, delete section 42 and insert:

1.8 "Sec. 42. [342.43] MEDICAL CANNABIS BUSINESS APPLICATIONS.

1.9 In addition to information required to be submitted under section 342.15, subdivision  
1.10 1, and rules adopted pursuant to that section, a person, cooperative, or business seeking a  
1.11 medical cannabis business license must submit the following information in a form approved  
1.12 by the office:

1.13 (1) for medical cannabis cultivator license applicants:

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

1.19 (ii) a cultivation plan demonstrating the proposed size and layout of the cultivation  
1.20 facility that will be used exclusively for cultivation for medical cannabis, including the total  
1.21 amount of plant canopy; and

1.22 (iii) evidence that the business will comply with the applicable operation requirements  
1.23 for the license being sought;

2.1 (2) for medical cannabis processor license applicants:

2.2 (i) an operating plan demonstrating the proposed layout of the facility, including a  
2.3 diagram of ventilation and filtration systems; plans for wastewater and waste disposal for  
2.4 the manufacturing facility; plans for providing electricity, water, and other utilities necessary  
2.5 for the normal operation of the manufacturing facility; and plans for compliance with  
2.6 applicable building code and federal and state environmental and workplace safety  
2.7 requirements;

2.8 (ii) all methods of extraction and concentration that the applicant intends to use and the  
2.9 volatile chemicals, if any, that are involved in extraction or concentration;

2.10 (iii) if the applicant is seeking an endorsement to manufacture products infused with  
2.11 cannabinoids for consumption by patients enrolled in the registry program, proof of an  
2.12 edible cannabinoid product handler endorsement from the office; and

2.13 (iv) evidence that the applicant will comply with the applicable operation requirements  
2.14 for the license being sought; or

2.15 (3) for medical cannabis retailer license applicants:

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

2.19 (ii) an operating plan demonstrating the proposed layout of the facility including a  
2.20 diagram of ventilation and filtration systems, policies to avoid sales to individuals who are  
2.21 not authorized to receive the distribution of medical cannabis flower or medical cannabinoid  
2.22 products, identification of a restricted area for storage, and plans to prevent the visibility of  
2.23 cannabis flower and cannabinoid products;

2.24 (iii) if the applicant holds or is applying for a cannabis retailer license, a diagram showing  
2.25 the portion of the premises in which medical cannabis flower and medical cannabinoid  
2.26 products will be sold and distributed and identifying an area that is definite and distinct  
2.27 from all other areas of the cannabis retailer, accessed through a distinct entrance, and contains  
2.28 an appropriate space for a pharmacist employee of the medical cannabis retailer to consult  
2.29 with the patient to determine the proper type of medical cannabis flower and medical  
2.30 cannabinoid products and proper dosage for the patient; and

2.31 (iv) evidence that the applicant will comply with the applicable operation requirements  
2.32 for the license being sought."

2.33 Page 85, line 20, delete the second "cannabis" and insert "cannabinoid"

- 3.1 Page 87, delete subdivision 6
- 3.2 Page 92, line 8, after "cannabis" insert "flower or medical cannabinoid products"
- 3.3 Page 92, delete subdivision 11
- 3.4 Renumber the subdivisions in sequence
- 3.5 Page 93, line 16, after "cannabis" insert "flower and medical cannabinoid products"
- 3.6 Page 94, line 29, after "cannabis" insert "flower and medical cannabinoid products"
- 3.7 Page 96, line 23, after "cannabis" insert "flower or medical cannabinoid products"
- 3.8 Page 97, line 7, after the first "cannabis" insert "flower" and delete the second "cannabis"
- 3.9 and insert "cannabinoid"
- 3.10 Page 97, line 17, after "cannabis" insert "flower or medical cannabinoid products"
- 3.11 Page 98, line 12, after "cannabis" insert "flower or medical cannabinoid products"
- 3.12 Page 99, line 32, after "cannabis" insert "flower or medical cannabinoid products"
- 3.13 Page 106, line 15, after the semicolon, insert "and"
- 3.14 Page 106, delete lines 16 to 18
- 3.15 Page 106, line 19, delete "(10)" and insert "(9)"
- 3.16 Page 108, after line 19, insert:
- 3.17 "Subd. 6. **Additional warnings.** The office shall review medical and scientific literature
- 3.18 to determine whether it is appropriate to require additional health and safety warnings
- 3.19 regarding the impact of cannabis flower, cannabinoid products, and hemp-derived consumer
- 3.20 products. The review must specifically include identification of any risks associated with
- 3.21 use by pregnant or breastfeeding women, or by women planning to become pregnant. Any
- 3.22 additional labeling requirement must contain only information that is supported by credible
- 3.23 science and is helpful to consumers in considering potential health risks."
- 3.24 Renumber the subdivisions in sequence
- 3.25 Page 152, delete section 1 and insert:
- 3.26 "Sec. .... Minnesota Statutes 2022, section 152.01, is amended by adding a subdivision to
- 3.27 read:
- 3.28 Subd. 25. **Artificially derived cannabinoid.** "Artificially derived cannabinoid" has the
- 3.29 meaning given in section 342.01, subdivision 6.

4.1 Sec. .... Minnesota Statutes 2022, section 152.01, is amended by adding a subdivision to  
4.2 read:

4.3 Subd. 26. **Cannabinoid product.** "Cannabinoid product" has the meaning given in  
4.4 section 342.01, subdivision 12.

4.5 Sec. .... Minnesota Statutes 2022, section 152.01, is amended by adding a subdivision to  
4.6 read:

4.7 Subd. 27. **Cannabis concentrate.** "Cannabis concentrate" has the meaning given in  
4.8 section 342.01, subdivision 15.

4.9 Sec. .... Minnesota Statutes 2022, section 152.01, is amended by adding a subdivision to  
4.10 read:

4.11 Subd. 28. **Cannabis flower.** "Cannabis flower" has the meaning given in section 342.01,  
4.12 subdivision 16.

4.13 Sec. .... Minnesota Statutes 2022, section 152.01, is amended by adding a subdivision to  
4.14 read:

4.15 Subd. 29. **Cannabis plant.** "Cannabis plant" has the meaning given in section 342.01,  
4.16 subdivision 19.

4.17 Sec. .... Minnesota Statutes 2022, section 152.01, is amended by adding a subdivision to  
4.18 read:

4.19 Subd. 30. **Edible cannabinoid product.** "Edible cannabinoid product" has the meaning  
4.20 given in section 342.01, subdivision 29.

4.21 Sec. .... Minnesota Statutes 2022, section 152.021, subdivision 1, is amended to read:

4.22 Subdivision 1. **Sale crimes.** A person is guilty of controlled substance crime in the first  
4.23 degree if:

4.24 (1) on one or more occasions within a 90-day period the person unlawfully sells one or  
4.25 more mixtures of a total weight of 17 grams or more containing cocaine or methamphetamine;

4.26 (2) on one or more occasions within a 90-day period the person unlawfully sells one or  
4.27 more mixtures of a total weight of ten grams or more containing cocaine or methamphetamine

4.28 and:

5.1 (i) the person or an accomplice possesses on their person or within immediate reach, or  
 5.2 uses, whether by brandishing, displaying, threatening with, or otherwise employing, a  
 5.3 firearm; or

5.4 (ii) the offense involves two aggravating factors;

5.5 (3) on one or more occasions within a 90-day period the person unlawfully sells one or  
 5.6 more mixtures of a total weight of ten grams or more containing heroin;

5.7 (4) on one or more occasions within a 90-day period the person unlawfully sells one or  
 5.8 more mixtures of a total weight of 50 grams or more containing a narcotic drug other than  
 5.9 cocaine, heroin, or methamphetamine; or

5.10 (5) on one or more occasions within a 90-day period the person unlawfully sells one or  
 5.11 more mixtures of a total weight of 50 grams or more containing amphetamine, phencyclidine,  
 5.12 or hallucinogen or, if the controlled substance is packaged in dosage units, equaling 200 or  
 5.13 more dosage units; ~~or~~

5.14 ~~(6) on one or more occasions within a 90-day period the person unlawfully sells one or~~  
 5.15 ~~more mixtures of a total weight of 25 kilograms or more containing marijuana or~~  
 5.16 ~~Tetrahydrocannabinols.~~

5.17 **EFFECTIVE DATE.** This section is effective January 1, 2024, and applies to crimes  
 5.18 committed on or after that date.

5.19 Sec. .... Minnesota Statutes 2022, section 152.021, subdivision 2, is amended to read:

5.20 Subd. 2. **Possession crimes.** (a) A person is guilty of a controlled substance crime in  
 5.21 the first degree if:

5.22 (1) the person unlawfully possesses one or more mixtures of a total weight of 50 grams  
 5.23 or more containing cocaine or methamphetamine;

5.24 (2) the person unlawfully possesses one or more mixtures of a total weight of 25 grams  
 5.25 or more containing cocaine or methamphetamine and:

5.26 (i) the person or an accomplice possesses on their person or within immediate reach, or  
 5.27 uses, whether by brandishing, displaying, threatening with, or otherwise employing, a  
 5.28 firearm; or

5.29 (ii) the offense involves two aggravating factors;

5.30 (3) the person unlawfully possesses one or more mixtures of a total weight of 25 grams  
 5.31 or more containing heroin;

6.1 (4) the person unlawfully possesses one or more mixtures of a total weight of 500 grams  
6.2 or more containing a narcotic drug other than cocaine, heroin, or methamphetamine;

6.3 (5) the person unlawfully possesses one or more mixtures of a total weight of 500 grams  
6.4 or more containing amphetamine, phencyclidine, or hallucinogen or, if the controlled  
6.5 substance is packaged in dosage units, equaling 500 or more dosage units; or

6.6 (6) the person unlawfully possesses ~~one or more mixtures of a total weight of 50~~  
6.7 ~~kilograms or more containing marijuana or Tetrahydrocannabinols, or possesses 500 or~~  
6.8 ~~more marijuana plants.:~~

6.9 (i) 50 kilograms or more of cannabis flower;

6.10 (ii) ten kilograms or more of cannabis concentrate; or

6.11 (iii) edible cannabinoid products infused with more than one kilogram of  
6.12 Tetrahydrocannabinols.

6.13 (b) For the purposes of this subdivision, the weight of fluid used in a water pipe may  
6.14 not be considered in measuring the weight of a mixture except in cases where the mixture  
6.15 contains four or more fluid ounces of fluid.

6.16 **EFFECTIVE DATE.** This section is effective August 1, 2023, and applies to crimes  
6.17 committed on or after that date."

6.18 Page 154, delete section 3 and insert:

6.19 "Sec. .... Minnesota Statutes 2022, section 152.022, subdivision 2, is amended to read:

6.20 Subd. 2. **Possession crimes.** (a) A person is guilty of controlled substance crime in the  
6.21 second degree if:

6.22 (1) the person unlawfully possesses one or more mixtures of a total weight of 25 grams  
6.23 or more containing cocaine or methamphetamine;

6.24 (2) the person unlawfully possesses one or more mixtures of a total weight of ten grams  
6.25 or more containing cocaine or methamphetamine and:

6.26 (i) the person or an accomplice possesses on their person or within immediate reach, or  
6.27 uses, whether by brandishing, displaying, threatening with, or otherwise employing, a  
6.28 firearm; or

6.29 (ii) the offense involves three aggravating factors;

6.30 (3) the person unlawfully possesses one or more mixtures of a total weight of six grams  
6.31 or more containing heroin;

7.1 (4) the person unlawfully possesses one or more mixtures of a total weight of 50 grams  
7.2 or more containing a narcotic drug other than cocaine, heroin, or methamphetamine;

7.3 (5) the person unlawfully possesses one or more mixtures of a total weight of 50 grams  
7.4 or more containing amphetamine, phencyclidine, or hallucinogen or, if the controlled  
7.5 substance is packaged in dosage units, equaling 100 or more dosage units; or

7.6 (6) the person unlawfully possesses ~~one or more mixtures of a total weight of 25~~  
7.7 ~~kilograms or more containing marijuana or Tetrahydrocannabinols, or possesses 100 or~~  
7.8 ~~more marijuana plants.:~~

7.9 (i) 25 kilograms or more of cannabis flower;

7.10 (ii) 15 kilograms or more of cannabis concentrate; or

7.11 (iii) edible cannabinoid products infused with more than 500 grams of  
7.12 Tetrahydrocannabinols.

7.13 (b) For the purposes of this subdivision, the weight of fluid used in a water pipe may  
7.14 not be considered in measuring the weight of a mixture except in cases where the mixture  
7.15 contains four or more fluid ounces of fluid.

7.16 **EFFECTIVE DATE.** This section is effective August 1, 2023, and applies to crimes  
7.17 committed on or after that date."

7.18 Page 158, delete subdivision 1

7.19 Page 159, delete subdivision 6

7.20 Renumber the subdivisions in sequence

7.21 Page 160, delete subdivision 1

7.22 Renumber the subdivisions in sequence

7.23 Page 162, delete subdivision 3

7.24 Page 162, after line 13, insert:

7.25 "Sec. .... Minnesota Statutes 2022, section 152.11, subdivision 2, is amended to read:

7.26 Subd. 2. **Prescription requirements for Schedule III or IV controlled substances.** (a)  
7.27 Except as provided in paragraph (b), no person may dispense a controlled substance included  
7.28 in Schedule III or IV of section 152.02 without a prescription issued, as permitted under  
7.29 subdivision 1, by a doctor of medicine, a doctor of osteopathic medicine licensed to practice  
7.30 medicine, a doctor of dental surgery, a doctor of dental medicine, a doctor of podiatry, a

8.1 doctor of optometry limited to Schedule IV, or a doctor of veterinary medicine, lawfully  
8.2 licensed to prescribe in this state or from a practitioner licensed to prescribe controlled  
8.3 substances by the state in which the prescription is issued, and having a current federal drug  
8.4 enforcement administration registration number. Such prescription may not be dispensed  
8.5 or refilled except with the documented consent of the prescriber, and in no event more than  
8.6 six months after the date on which such prescription was issued and no such prescription  
8.7 may be refilled more than five times.

8.8 (b) This subdivision does not apply to cannabis plants, cannabis flower, or cannabinoid  
8.9 products sold or transferred in compliance with chapter 342.

8.10 Sec. .... Minnesota Statutes 2022, section 169A.03, is amended by adding a subdivision  
8.11 to read:

8.12 Subd. 3a. **Artificially derived cannabinoid.** "Artificially derived cannabinoid" has the  
8.13 meaning given in section 342.01, subdivision 6.

8.14 Sec. .... Minnesota Statutes 2022, section 169A.03, is amended by adding a subdivision  
8.15 to read:

8.16 Subd. 3b. **Cannabinoid product.** "Cannabinoid product" has the meaning given in  
8.17 section 342.01, subdivision 12.

8.18 Sec. .... Minnesota Statutes 2022, section 169A.03, is amended by adding a subdivision  
8.19 to read:

8.20 Subd. 3c. **Cannabis flower.** "Cannabis flower" has the meaning given in section 342.01,  
8.21 subdivision 16.

8.22 Sec. .... Minnesota Statutes 2022, section 169A.03, is amended by adding a subdivision  
8.23 to read:

8.24 Subd. 10a. **Hemp-derived consumer product.** "Hemp-derived consumer product" has  
8.25 the meaning given in section 342.01, subdivision 33.

8.26 Sec. .... Minnesota Statutes 2022, section 169A.20, subdivision 1, is amended to read:

8.27 Subdivision 1. **Driving while impaired crime; motor vehicle.** It is a crime for any  
8.28 person to drive, operate, or be in physical control of any motor vehicle, as defined in section  
8.29 169A.03, subdivision 15, within this state or on any boundary water of this state when:

8.30 (1) the person is under the influence of alcohol;



9.1 (2) the person is under the influence of a controlled substance, including but not limited  
 9.2 to cannabis flower, a cannabinoid product, or tetrahydrocannabinol derived from cannabis  
 9.3 flower;

9.4 (3) the person is under the influence of an intoxicating substance, including but not  
 9.5 limited to an artificially derived cannabinoid or tetrahydrocannabinol derived from hemp,  
 9.6 and the person knows or has reason to know that the substance has the capacity to cause  
 9.7 impairment;

9.8 (4) the person is under the influence of a combination of any two or more of the elements  
 9.9 named in clauses (1) to (3);

9.10 (5) the person's alcohol concentration at the time, or as measured within two hours of  
 9.11 the time, of driving, operating, or being in physical control of the motor vehicle is 0.08 or  
 9.12 more;

9.13 (6) the vehicle is a commercial motor vehicle and the person's alcohol concentration at  
 9.14 the time, or as measured within two hours of the time, of driving, operating, or being in  
 9.15 physical control of the commercial motor vehicle is 0.04 or more; or

9.16 (7) the person's body contains any amount of a controlled substance listed in Schedule  
 9.17 I or II, or its metabolite, ~~other than marijuana or tetrahydrocannabinols.~~

9.18 Sec. .... **[169A.36] OPEN PACKAGE LAW.**

9.19 Subdivision 1. Definitions. As used in this section:

9.20 (1) "motor vehicle" does not include motorboats in operation, or off-road recreational  
 9.21 vehicles except when being operated on a roadway or shoulder of a roadway that is not part  
 9.22 of a grant-in-aid trail or trail designated for that vehicle by the commissioner of natural  
 9.23 resources; and

9.24 (2) "possession" means either that the person had actual possession of the package or  
 9.25 that the person consciously exercised dominion and control over the package.

9.26 Subd. 2. Use; crime described. It is a crime for a person to use cannabis flower, a  
 9.27 cannabinoid product, or any product containing an artificially derived cannabinoid in a  
 9.28 motor vehicle when the vehicle is upon a street or highway.

9.29 Subd. 3. Possession; crime described. It is a crime for a person to have in possession,  
 9.30 while in a private motor vehicle upon a street or highway, any cannabis flower, a cannabinoid  
 9.31 product, or any product containing an artificially derived cannabinoid that:

10.1 (1) is in packaging or another container that does not comply with the relevant packaging  
10.2 requirements in chapter 152 or 342;

10.3 (2) has been removed from the packaging in which it was sold;

10.4 (3) is in packaging that has been opened or the seal has been broken; or

10.5 (4) is in packaging of which the contents have been partially removed.

10.6 Subd. 4. **Liability of nonpresent owner; crime described.** It is a crime for the owner  
10.7 of any private motor vehicle or the driver, if the owner is not present in the motor vehicle,  
10.8 to keep or allow to be kept in a motor vehicle when the vehicle is upon a street or highway  
10.9 any cannabis flower, a cannabinoid product, or any product containing an artificially derived  
10.10 cannabinoid that:

10.11 (1) is in packaging or another container that does not comply with the relevant packaging  
10.12 requirements in chapter 152 or 342;

10.13 (2) has been removed from the packaging in which it was sold;

10.14 (3) is in packaging that has been opened or the seal has been broken; or

10.15 (4) is in packaging of which the contents have been partially removed.

10.16 Subd. 5. **Criminal penalty.** A person who violates subdivisions 2 to 4 is guilty of a  
10.17 misdemeanor.

10.18 Subd. 6. **Exceptions.** (a) This section does not prohibit the possession or consumption  
10.19 of cannabis flower or a cannabinoid product or any other product containing an artificially  
10.20 derived cannabinoid by passengers in:

10.21 (1) a bus that is operated by a motor carrier of passengers, as defined in section 221.012,  
10.22 subdivision 26;

10.23 (2) a vehicle that is operated for commercial purposes in a manner similar to a bicycle  
10.24 as defined in section 169.011, subdivision 4, with five or more passengers who provide  
10.25 pedal power to the drive train of the vehicle; or

10.26 (3) a vehicle providing limousine service as defined in section 221.84, subdivision 1.

10.27 (b) Subdivisions 3 and 4 do not apply to a package that is in the trunk of the vehicle if  
10.28 it is equipped with a trunk, or that is in another area of the vehicle not normally occupied  
10.29 by the driver and passengers if the vehicle is not equipped with a trunk. However, a utility  
10.30 compartment or glove compartment is deemed to be within the area occupied by the driver  
10.31 and passengers.

11.1 Sec. .... Minnesota Statutes 2022, section 169A.51, subdivision 1, is amended to read:

11.2 Subdivision 1. **Implied consent; conditions; election of test.** (a) Any person who drives,  
11.3 operates, or is in physical control of a motor vehicle within this state or on any boundary  
11.4 water of this state consents, subject to the provisions of sections 169A.50 to 169A.53 (implied  
11.5 consent law), and section 169A.20 (driving while impaired), to a chemical test of that  
11.6 person's blood, breath, or urine for the purpose of determining the presence of alcohol; a  
11.7 controlled substance or its metabolite, including but not limited to cannabis flower, a  
11.8 cannabinoid product, or tetrahydrocannabinol derived from cannabis flower; or an  
11.9 intoxicating substance, including but not limited to an artificially derived cannabinoid or  
11.10 tetrahydrocannabinol derived from hemp. The test must be administered at the direction of  
11.11 a peace officer.

11.12 (b) The test may be required of a person when an officer has probable cause to believe  
11.13 the person was driving, operating, or in physical control of a motor vehicle in violation of  
11.14 section 169A.20 (driving while impaired), and one of the following conditions exist:

11.15 (1) the person has been lawfully placed under arrest for violation of section 169A.20 or  
11.16 an ordinance in conformity with it;

11.17 (2) the person has been involved in a motor vehicle accident or collision resulting in  
11.18 property damage, personal injury, or death;

11.19 (3) the person has refused to take the screening test provided for by section 169A.41  
11.20 (preliminary screening test); or

11.21 (4) the screening test was administered and indicated an alcohol concentration of 0.08  
11.22 or more.

11.23 (c) The test may also be required of a person when an officer has probable cause to  
11.24 believe the person was driving, operating, or in physical control of a commercial motor  
11.25 vehicle with the presence of any alcohol.

11.26 Sec. .... Minnesota Statutes 2022, section 169A.51, subdivision 4, is amended to read:

11.27 Subd. 4. **Requirement of urine or blood test.** A blood or urine test may be required  
11.28 pursuant to a search warrant under sections 626.04 to 626.18 even after a breath test has  
11.29 been administered if there is probable cause to believe that:

11.30 (1) there is impairment by a controlled substance, including but not limited to cannabis  
11.31 flower, a cannabinoid product, or tetrahydrocannabinol derived from cannabis flower, or

12.1 an intoxicating substance, including but not limited to an artificially derived cannabinoid  
 12.2 or tetrahydrocannabinol derived from hemp, that is not subject to testing by a breath test;

12.3 (2) a controlled substance listed in Schedule I or II or its metabolite, ~~other than marijuana~~  
 12.4 ~~or tetrahydrocannabinols~~, is present in the person's body; or

12.5 (3) the person is unconscious or incapacitated to the point that the peace officer providing  
 12.6 a breath test advisory, administering a breath test, or serving the search warrant has a  
 12.7 good-faith belief that the person is mentally or physically unable to comprehend the breath  
 12.8 test advisory or otherwise voluntarily submit to chemical tests.

12.9 Action may be taken against a person who refuses to take a blood test under this  
 12.10 subdivision only if a urine test was offered and action may be taken against a person who  
 12.11 refuses to take a urine test only if a blood test was offered. This limitation does not apply  
 12.12 to an unconscious person under the circumstances described in clause (3).

12.13 Sec. .... Minnesota Statutes 2022, section 169A.72, is amended to read:

12.14 **169A.72 DRIVER EDUCATION PROGRAMS.**

12.15 Driver training courses offered through the public schools and driver training courses  
 12.16 offered by private or commercial schools or institutes shall include instruction which must  
 12.17 encompass at least:

12.18 (1) information on the effects of consumption of beverage alcohol products and the use  
 12.19 of illegal drugs, cannabis flower, cannabinoid products, artificially derived cannabinoids,  
 12.20 tetrahydrocannabinol derived from any source, prescription drugs, and nonprescription drugs  
 12.21 on the ability of a person to operate a motor vehicle;

12.22 (2) the hazards of driving while under the influence of alcohol, a controlled substance,  
 12.23 ~~or drugs~~ an intoxicating substance; and

12.24 (3) the legal penalties and financial consequences resulting from violations of laws  
 12.25 prohibiting the operation of a motor vehicle while under the influence of alcohol, a controlled  
 12.26 substance, or drugs an intoxicating substance."

12.27 Page 164, after line 13, insert:

12.28 "Sec. .... Minnesota Statutes 2022, section 609.2112, subdivision 1, is amended to read:

12.29 Subdivision 1. **Criminal vehicular homicide.** (a) Except as provided in paragraph (b),  
 12.30 a person is guilty of criminal vehicular homicide and may be sentenced to imprisonment  
 12.31 for not more than ten years or to payment of a fine of not more than \$20,000, or both, if the

13.1 person causes the death of a human being not constituting murder or manslaughter as a  
13.2 result of operating a motor vehicle:

13.3 (1) in a grossly negligent manner;

13.4 (2) in a negligent manner while under the influence of:

13.5 (i) alcohol;

13.6 (ii) a controlled substance, including but not limited to cannabis flower, a cannabinoid  
13.7 product, or tetrahydrocannabinol derived from cannabis flower; or

13.8 (iii) any combination of those elements;

13.9 (3) while having an alcohol concentration of 0.08 or more;

13.10 (4) while having an alcohol concentration of 0.08 or more, as measured within two hours  
13.11 of the time of driving;

13.12 (5) in a negligent manner while under the influence of an intoxicating substance, including  
13.13 but not limited to an artificially derived cannabinoid or tetrahydrocannabinol derived from  
13.14 hemp, and the person knows or has reason to know that the substance has the capacity to  
13.15 cause impairment;

13.16 (6) in a negligent manner while any amount of a controlled substance listed in Schedule  
13.17 I or II, or its metabolite, ~~other than marijuana or tetrahydrocannabinols~~, is present in the  
13.18 person's body;

13.19 (7) where the driver who causes the collision leaves the scene of the collision in violation  
13.20 of section 169.09, subdivision 1 or 6; or

13.21 (8) where the driver had actual knowledge that a peace officer had previously issued a  
13.22 citation or warning that the motor vehicle was defectively maintained, the driver had actual  
13.23 knowledge that remedial action was not taken, the driver had reason to know that the defect  
13.24 created a present danger to others, and the death was caused by the defective maintenance.

13.25 (b) If a person is sentenced under paragraph (a) for a violation under paragraph (a),  
13.26 clauses (2) to (6), occurring within ten years of a qualified prior driving offense, the statutory  
13.27 maximum sentence of imprisonment is 15 years.

13.28 Sec. .... Minnesota Statutes 2022, section 609.2113, subdivision 1, is amended to read:

13.29 Subdivision 1. **Great bodily harm.** A person is guilty of criminal vehicular operation  
13.30 resulting in great bodily harm and may be sentenced to imprisonment for not more than five  
13.31 years or to payment of a fine of not more than \$10,000, or both, if the person causes great

14.1 bodily harm to another not constituting attempted murder or assault as a result of operating  
14.2 a motor vehicle:

14.3 (1) in a grossly negligent manner;

14.4 (2) in a negligent manner while under the influence of:

14.5 (i) alcohol;

14.6 (ii) a controlled substance, including but not limited to cannabis flower, a cannabinoid  
14.7 product, or tetrahydrocannabinol derived from cannabis flower; or

14.8 (iii) any combination of those elements;

14.9 (3) while having an alcohol concentration of 0.08 or more;

14.10 (4) while having an alcohol concentration of 0.08 or more, as measured within two hours  
14.11 of the time of driving;

14.12 (5) in a negligent manner while under the influence of an intoxicating substance, including  
14.13 but not limited to an artificially derived cannabinoid or tetrahydrocannabinol derived from  
14.14 hemp, and the person knows or has reason to know that the substance has the capacity to  
14.15 cause impairment;

14.16 (6) in a negligent manner while any amount of a controlled substance listed in Schedule  
14.17 I or II, or its metabolite, ~~other than marijuana or tetrahydrocannabinols,~~ is present in the  
14.18 person's body;

14.19 (7) where the driver who causes the accident leaves the scene of the accident in violation  
14.20 of section 169.09, subdivision 1 or 6; or

14.21 (8) where the driver had actual knowledge that a peace officer had previously issued a  
14.22 citation or warning that the motor vehicle was defectively maintained, the driver had actual  
14.23 knowledge that remedial action was not taken, the driver had reason to know that the defect  
14.24 created a present danger to others, and the injury was caused by the defective maintenance.

14.25 Sec. .... Minnesota Statutes 2022, section 609.2113, subdivision 2, is amended to read:

14.26 Subd. 2. **Substantial bodily harm.** A person is guilty of criminal vehicular operation  
14.27 resulting in substantial bodily harm and may be sentenced to imprisonment for not more  
14.28 than three years or to payment of a fine of not more than \$10,000, or both, if the person  
14.29 causes substantial bodily harm to another as a result of operating a motor vehicle:

14.30 (1) in a grossly negligent manner;

14.31 (2) in a negligent manner while under the influence of:

- 15.1 (i) alcohol;
- 15.2 (ii) a controlled substance, including but not limited to cannabis flower, a cannabinoid
- 15.3 product, or tetrahydrocannabinol derived from cannabis flower; or
- 15.4 (iii) any combination of those elements;
- 15.5 (3) while having an alcohol concentration of 0.08 or more;
- 15.6 (4) while having an alcohol concentration of 0.08 or more, as measured within two hours
- 15.7 of the time of driving;
- 15.8 (5) in a negligent manner while under the influence of an intoxicating substance, including
- 15.9 but not limited to an artificially derived cannabinoid or tetrahydrocannabinol derived from
- 15.10 hemp, and the person knows or has reason to know that the substance has the capacity to
- 15.11 cause impairment;
- 15.12 (6) in a negligent manner while any amount of a controlled substance listed in Schedule
- 15.13 I or II, or its metabolite, ~~other than marijuana or tetrahydrocannabinols,~~ is present in the
- 15.14 person's body;
- 15.15 (7) where the driver who causes the accident leaves the scene of the accident in violation
- 15.16 of section 169.09, subdivision 1 or 6; or
- 15.17 (8) where the driver had actual knowledge that a peace officer had previously issued a
- 15.18 citation or warning that the motor vehicle was defectively maintained, the driver had actual
- 15.19 knowledge that remedial action was not taken, the driver had reason to know that the defect
- 15.20 created a present danger to others, and the injury was caused by the defective maintenance.
- 15.21 Sec. .... Minnesota Statutes 2022, section 609.2113, subdivision 3, is amended to read:
- 15.22 Subd. 3. **Bodily harm.** A person is guilty of criminal vehicular operation resulting in
- 15.23 bodily harm and may be sentenced to imprisonment for not more than one year or to payment
- 15.24 of a fine of not more than \$3,000, or both, if the person causes bodily harm to another as a
- 15.25 result of operating a motor vehicle:
- 15.26 (1) in a grossly negligent manner;
- 15.27 (2) in a negligent manner while under the influence of:
- 15.28 (i) alcohol;
- 15.29 (ii) a controlled substance, including but not limited to cannabis flower, a cannabinoid
- 15.30 product, or tetrahydrocannabinol derived from cannabis flower; or
- 15.31 (iii) any combination of those elements;

16.1 (3) while having an alcohol concentration of 0.08 or more;

16.2 (4) while having an alcohol concentration of 0.08 or more, as measured within two hours  
16.3 of the time of driving;

16.4 (5) in a negligent manner while under the influence of an intoxicating substance, including  
16.5 but not limited to an artificially derived cannabinoid or tetrahydrocannabinol derived from  
16.6 hemp, and the person knows or has reason to know that the substance has the capacity to  
16.7 cause impairment;

16.8 (6) in a negligent manner while any amount of a controlled substance listed in Schedule  
16.9 I or II, or its metabolite, ~~other than marijuana or tetrahydrocannabinols~~, is present in the  
16.10 person's body;

16.11 (7) where the driver who causes the accident leaves the scene of the accident in violation  
16.12 of section 169.09, subdivision 1 or 6; or

16.13 (8) where the driver had actual knowledge that a peace officer had previously issued a  
16.14 citation or warning that the motor vehicle was defectively maintained, the driver had actual  
16.15 knowledge that remedial action was not taken, the driver had reason to know that the defect  
16.16 created a present danger to others, and the injury was caused by the defective maintenance.

16.17 Sec. .... Minnesota Statutes 2022, section 609.2114, subdivision 1, is amended to read:

16.18 Subdivision 1. **Death to an unborn child.** (a) Except as provided in paragraph (b), a  
16.19 person is guilty of criminal vehicular operation resulting in death to an unborn child and  
16.20 may be sentenced to imprisonment for not more than ten years or to payment of a fine of  
16.21 not more than \$20,000, or both, if the person causes the death of an unborn child as a result  
16.22 of operating a motor vehicle:

16.23 (1) in a grossly negligent manner;

16.24 (2) in a negligent manner while under the influence of:

16.25 (i) alcohol;

16.26 (ii) a controlled substance, including but not limited to cannabis flower, a cannabinoid  
16.27 product, or tetrahydrocannabinol derived from cannabis flower; or

16.28 (iii) any combination of those elements;

16.29 (3) while having an alcohol concentration of 0.08 or more;

16.30 (4) while having an alcohol concentration of 0.08 or more, as measured within two hours  
16.31 of the time of driving;



17.1 (5) in a negligent manner while under the influence of an intoxicating substance, including  
 17.2 but not limited to an artificially derived cannabinoid or tetrahydrocannabinol derived from  
 17.3 hemp, and the person knows or has reason to know that the substance has the capacity to  
 17.4 cause impairment;

17.5 (6) in a negligent manner while any amount of a controlled substance listed in Schedule  
 17.6 I or II, or its metabolite, ~~other than marijuana or tetrahydrocannabinols~~, is present in the  
 17.7 person's body;

17.8 (7) where the driver who causes the accident leaves the scene of the accident in violation  
 17.9 of section 169.09, subdivision 1 or 6; or

17.10 (8) where the driver had actual knowledge that a peace officer had previously issued a  
 17.11 citation or warning that the motor vehicle was defectively maintained, the driver had actual  
 17.12 knowledge that remedial action was not taken, the driver had reason to know that the defect  
 17.13 created a present danger to others, and the injury was caused by the defective maintenance.

17.14 (b) If a person is sentenced under paragraph (a) for a violation under paragraph (a),  
 17.15 clauses (2) to (6), occurring within ten years of a qualified prior driving offense, the statutory  
 17.16 maximum sentence of imprisonment is 15 years.

17.17 Sec. .... Minnesota Statutes 2022, section 609.2114, subdivision 2, is amended to read:

17.18 Subd. 2. **Injury to an unborn child.** A person is guilty of criminal vehicular operation  
 17.19 resulting in injury to an unborn child and may be sentenced to imprisonment for not more  
 17.20 than five years or to payment of a fine of not more than \$10,000, or both, if the person  
 17.21 causes the great bodily harm to an unborn child subsequently born alive as a result of  
 17.22 operating a motor vehicle:

17.23 (1) in a grossly negligent manner;

17.24 (2) in a negligent manner while under the influence of:

17.25 (i) alcohol;

17.26 (ii) a controlled substance, including but not limited to cannabis flower, a cannabinoid  
 17.27 product, or tetrahydrocannabinol derived from cannabis flower; or

17.28 (iii) any combination of those elements;

17.29 (3) while having an alcohol concentration of 0.08 or more;

17.30 (4) while having an alcohol concentration of 0.08 or more, as measured within two hours  
 17.31 of the time of driving;

18.1 (5) in a negligent manner while under the influence of an intoxicating substance, including  
18.2 but not limited to an artificially derived cannabinoid or tetrahydrocannabinol derived from  
18.3 hemp, and the person knows or has reason to know that the substance has the capacity to  
18.4 cause impairment;

18.5 (6) in a negligent manner while any amount of a controlled substance listed in Schedule  
18.6 I or II, or its metabolite, ~~other than marijuana or tetrahydrocannabinols~~, is present in the  
18.7 person's body;

18.8 (7) where the driver who causes the accident leaves the scene of the accident in violation  
18.9 of section 169.09, subdivision 1 or 6; or

18.10 (8) where the driver had actual knowledge that a peace officer had previously issued a  
18.11 citation or warning that the motor vehicle was defectively maintained, the driver had actual  
18.12 knowledge that remedial action was not taken, the driver had reason to know that the defect  
18.13 created a present danger to others, and the injury was caused by the defective maintenance."

18.14 Page 171, after line 6, insert:

18.15 "Subd. 4. **Report.** The Bureau of Criminal Apprehension shall issue a report to the  
18.16 committees and divisions with jurisdiction over public safety policy and finance upon  
18.17 completion of the work required under subdivision 2. The report shall contain summary  
18.18 data and must include the total number of expungements granted by the Bureau of Criminal  
18.19 Apprehension."

18.20 Page 175, after line 2, insert:

18.21 "Subd. 7. **Annual report.** Until it completes its work, the board shall issue a report by  
18.22 January 15 of each year to the committees and divisions with jurisdiction over public safety  
18.23 policy and finance upon completion of the work required under subdivision 2. The report  
18.24 shall contain summary data and must include:

18.25 (1) the total number of cases reviewed in the previous year;

18.26 (2) the total number of cases in which the board determined that expungement is in the  
18.27 public interest;

18.28 (3) the total number of cases in which the board determined that resentencing to a lesser  
18.29 offense is appropriate, the original sentence in those cases, and the lesser offense  
18.30 recommended by the board;

18.31 (4) the total number of cases in which the board determined that no change to the original  
18.32 sentence was appropriate; and

19.1 (5) the total number of cases remaining to be reviewed."

19.2 Renumber the subdivisions in sequence

19.3 Page 184, after line 21, insert:

19.4 "Sec. .... Minnesota Statutes 2022, section 175.45, subdivision 1, is amended to read:

19.5 Subdivision 1. **Duties; goal.** The commissioner of labor and industry shall convene  
19.6 industry representatives, identify occupational competency standards, and provide technical  
19.7 assistance to develop dual-training programs. The competency standards shall be identified  
19.8 for employment in occupations in advanced manufacturing, health care services, information  
19.9 technology, ~~and~~ agriculture, and the legal cannabis industry. Competency standards are not  
19.10 rules and are exempt from the rulemaking provisions of chapter 14, and the provisions in  
19.11 section 14.386 concerning exempt rules do not apply."

19.12 Page 202, after line 5, insert:

19.13 "Sec. .... Minnesota Statutes 2022, section 484.014, subdivision 3, is amended to read:

19.14 Subd. 3. **Mandatory expungement.** (a) The court shall order expungement of an eviction  
19.15 case commenced solely on the grounds provided in section 504B.285, subdivision 1, clause  
19.16 (1), if the court finds that the defendant occupied real property that was subject to contract  
19.17 for deed cancellation or mortgage foreclosure and:

19.18 (1) the time for contract cancellation or foreclosure redemption has expired and the  
19.19 defendant vacated the property prior to commencement of the eviction action; or

19.20 (2) the defendant was a tenant during the contract cancellation or foreclosure redemption  
19.21 period and did not receive a notice under section 504B.285, subdivision 1a, 1b, or 1c, to  
19.22 vacate on a date prior to commencement of the eviction case.

19.23 (b) If a tenant brings a motion for expungement of an eviction, the court shall order the  
19.24 expungement of an eviction case that was commenced on the grounds of a violation of  
19.25 section 504B.171 or any other claim of breach regardless of when the original eviction was  
19.26 ordered, if the defendant could receive an automatic expungement under section 609A.05,  
19.27 or if the breach was based solely on possession of marijuana or tetrahydrocannabinols.

19.28 Sec. .... Minnesota Statutes 2022, section 504B.171, subdivision 1, is amended to read:

19.29 Subdivision 1. **Terms of covenant.** (a) In every lease or license of residential premises,  
19.30 whether in writing or parol, the landlord or licensor and the tenant or licensee covenant that:

20.1 (1) neither will:

20.2 (i) ~~unlawfully~~ allow controlled substances in those premises or in the common area and  
20.3 curtilage of the premises in violation of any criminal provision of chapter 152;

20.4 (ii) allow prostitution or prostitution-related activity as defined in section 617.80,  
20.5 subdivision 4, to occur on the premises or in the common area and curtilage of the premises;

20.6 (iii) allow the unlawful use or possession of a firearm in violation of section 609.66,  
20.7 subdivision 1a, 609.67, or 624.713, on the premises or in the common area and curtilage of  
20.8 the premises; or

20.9 (iv) allow stolen property or property obtained by robbery in those premises or in the  
20.10 common area and curtilage of the premises; and

20.11 (2) the common area and curtilage of the premises will not be used by either the landlord  
20.12 or licensor or the tenant or licensee or others acting under the control of either to manufacture,  
20.13 sell, give away, barter, deliver, exchange, distribute, purchase, or possess a controlled  
20.14 substance in violation of any criminal provision of chapter 152. The covenant is not violated  
20.15 when a person other than the landlord or licensor or the tenant or licensee possesses or  
20.16 allows controlled substances in the premises, common area, or curtilage, unless the landlord  
20.17 or licensor or the tenant or licensee knew or had reason to know of that activity.

20.18 (b) In every lease or license of residential premises, whether in writing or parol, the  
20.19 tenant or licensee covenant that the tenant or licensee will not commit an act enumerated  
20.20 under section 504B.206, subdivision 1, paragraph (a), against a tenant or licensee or any  
20.21 authorized occupant.

20.22 (c) A landlord cannot prohibit, and a tenant cannot waive the right, to legally possess  
20.23 any cannabinoid products or hemp-derived consumer products, or the use of any cannabinoid  
20.24 product or hemp-derived consumer product, other than consumption by combustion or  
20.25 vaporization of the product and inhalation of smoke, aerosol, or vapor from the product.

20.26 Sec. .... **[504B.1715] COVENANTS; SOBER HOMES.**

20.27 A sober housing program for people with substance use disorders may prohibit possession  
20.28 and use of cannabinoid products or hemp-derived consumer products."

20.29 Page 244, line 26, delete "342.70" and insert "342.16"

20.30 Renumber the sections in sequence and correct the internal references

20.31 Amend the title accordingly