

Subject Cannabis policy

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Overview

This is the cannabis policy bill.

Article 1: Medical Cannabis

This article includes technical and policy changes related to the medical cannabis program.

Section Description – Article 1: Medical Cannabis

- 1 Health care practitioner.**
In the definition of health care practitioner in chapter 152, requires physician assistants to be acting within the scope of authorized practice; requires advanced practice registered nurses to have an active license in good standing; and makes technical changes. (These changes make this definition conform with the definition of health care practitioner in chapter 342).
- 2 Medical cannabis manufacturer.**
Changes “commissioner” to “office” to conform with the medical cannabis program being transferred from the Department of Health to the Office of Cannabis Management.
- 3 Patient registry number.**
Changes “commissioner” to “office” to conform with the medical cannabis program being transferred from the Department of Health to the Office of Cannabis Management.
- 4 Registry verification.**
Changes “commissioner” to “office” to conform with the medical cannabis program being transferred from the Department of Health to the Office of Cannabis Management.

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- 5 **Federally approved clinical trials.**
Changes “commissioner” to “office” to conform with the medical cannabis program being transferred from the Department of Health to the Office of Cannabis Management.
- 6 **Office duties.**
Changes “commissioner” and variants to “office” and variants to conform with the medical cannabis program being transferred from the Department of Health to the Office of Cannabis Management. Also requires regular updates on changes in federal law or regulation regarding the use of medical cannabis or hemp, and on market demand for and supply of hemp products for medicinal purposes, to be provided to the Cannabis Advisory Council rather than a defunct task force and the chairs and ranking minority members of certain legislative committees.
- 7 **Rulemaking.**
Changes “commissioner” to “office” to conform with the medical cannabis program being transferred from the Department of Health to the Office of Cannabis Management.
- 8 **Rules; adverse incidents.**
Changes “commissioner” or “commissioner of health” to “office” to conform with the medical cannabis program being transferred from the Department of Health to the Office of Cannabis Management.
- 9 **Office duties.**
Amends duties of the Office of Cannabis Management related to health care practitioners, as established in chapter 152, to conform with office duties related to health care practitioners as established in chapter 342.
- 10 **Notice requirements.**
Changes “commissioner” to “office” to conform with the medical cannabis program being transferred from the Department of Health to the Office of Cannabis Management.
- 11 **Health care practitioner duties.**
Changes “commissioner” to “office” to conform with the medical cannabis program being transferred from the Department of Health to the Office of Cannabis Management.

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- 12 **Advertising restrictions.**
Changes “commissioner” or variants or “Department of Health” to “office” or variants to conform with the medical cannabis program being transferred from the Department of Health to the Office of Cannabis Management.
- 13 **Manufacturer; requirements.**
Changes “commissioner” to “office” to conform with the medical cannabis program being transferred from the Department of Health to the Office of Cannabis Management.
- 14 **Manufacturer; production.**
Changes “commissioner” to “office” to conform with the medical cannabis program being transferred from the Department of Health to the Office of Cannabis Management.
- 15 **Transportation of medical cannabis; transport staffing.**
Changes “commissioner” or “Department of Health” to “office” to conform with the medical cannabis program being transferred from the Department of Health to the Office of Cannabis Management.
- 16 **Report.**
Changes “commissioner” to “office” to conform with the medical cannabis program being transferred from the Department of Health to the Office of Cannabis Management.
- 17 **Data practices.**
Changes “commissioner” to “office” to conform with the medical cannabis program being transferred from the Department of Health to the Office of Cannabis Management.
- 18 **Criminal and civil protections.**
Changes “commissioner” and variants to “office” and variants to conform with the medical cannabis program being transferred from the Department of Health to the Office of Cannabis Management.
- 19 **Intentional diversion outside the state; penalties.**
Changes “commissioner” to “office” to conform with the medical cannabis program being transferred from the Department of Health to the Office of Cannabis Management.

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- 20 **Submission of false records; criminal penalty.**
Changes “commissioner” to “office” to conform with the medical cannabis program being transferred from the Department of Health to the Office of Cannabis Management.
- 21 **Fees; deposit of revenue.**
Changes “commissioner” to “office” to conform with the medical cannabis program being transferred from the Department of Health to the Office of Cannabis Management.
- 22 **Financial examinations; pricing reviews.**
Changes “commissioner” to “office” to conform with the medical cannabis program being transferred from the Department of Health to the Office of Cannabis Management.
- 23 **Medical cannabis paraphernalia.**
Defines medical cannabis paraphernalia for purposes of chapter 342.
- 24 **Tribal medical cannabis board.**
Adds a definition of Tribal medical cannabis board to chapter 342 (cannabis). A similar definition is found in section 152.22 and is being repealed effective December 1, 2025.
- 25 **Tribal medical cannabis program.**
Adds a definition of Tribal medical cannabis program to chapter 342. A similar definition is found in section 152.22 and is being repealed effective December 1, 2025.
- 26 **Tribal medical cannabis program patient.**
Adds a definition of Tribal medical cannabis program patient to chapter 342. A similar definition is found in section 152.22 and is being repealed effective December 1, 2025.
- 27 **Visting patient.**
Amends the definition of “visiting patient” to include individuals who are Tribal medical cannabis program patients.
- 28 **Medical cannabis program.**
Strikes an obsolete effective date in a section transferring powers and duties regarding the medical cannabis program from the Department of Health to the Office of Cannabis Management.

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29 Home cultivation of cannabis for personal use.

In the subdivision on home cultivation of cannabis for personal adult use, specifies a registered designated caregiver may cultivate up to eight cannabis plants for one patient household, and up to eight cannabis plants for the caregiver’s personal adult use. Provides no more than eight of the plants grown at the caregiver’s residence may be mature, flowering plants.

30 Distribution requirements.

Modifies requirements that must be satisfied before distributing medical cannabis flower or medical cannabinoid products to a patient, to:

- allow any employee of the cannabis business, rather than an employee with a medical cannabis consultant certificate or an employee who is a licensed pharmacist, to review and confirm the patient’s eligibility and the identity of the person requesting distribution, apply a label to the medical cannabis flower or medical cannabinoid product being distributed, and provide other required information; and
- require the employee to confirm that the patient consulted with an employee with a medical cannabis consultant certificate or an employee who is a licensed pharmacist on the proper product, dosage, and paraphernalia.

31 Distribution to Tribal medical cannabis program patients.

Para. (a) allows a cannabis business with a medical cannabis retail endorsement to distribute medical cannabis flower or medical cannabinoid products to Tribal medical cannabis program patients.

Para. (b) provides, before receiving medical cannabis flower or medical cannabinoid products, a Tribal medical cannabis program patient must provide an employee of a cannabis business with the patient’s medical cannabis registration verification issued by a Tribal medical cannabis program and a valid photo identification.

Para. (c) provides, before distributing medical cannabis flower or medical cannabinoid products, an employee of the cannabis business must ensure the item being distributed has a patient-specific label, and must provide other information required by the office.

Para. (d) lists information on transactions involving Tribal medical cannabis program patients that a cannabis business with a medical cannabis retail endorsement must report to the office on a weekly basis.

Para. (e) allows a cannabis business with a medical cannabis retail endorsement to distribute medical cannabis flower and medical cannabinoid products to Tribal

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- medical cannabis program patients in motor vehicles if the listed requirements are met.
- 32 **Authorized actions.**
Authorizes medical cannabis combination businesses to sell medical cannabis flower and medical cannabinoid products to other businesses authorized to sell medical products to customers.
- 33 **Failure to participate; suspension or revocation of license.**
Specifies the methods through which a medical cannabis combination business must be considered to be providing an ongoing and reliable supply of medical cannabinoid products. Establishes that such businesses must make the three most commonly purchased medical cannabinoid products available for wholesale or in supply at the company’s retail locations.
- 34 **Allowable delivery methods.**
Allows patients in the registry program to receive medical cannabis flower and medical cannabinoid products, and allows the office to approve additional delivery methods for medical cannabinoid products.
- 35 **Registered designated caregiver.**
Requires a medical cannabis patient who assigns the right to cultivate cannabis plants at home to another person notify the office of that assignment.
- 36 **Protections for registry program participants.**
Includes patients enrolled in a Tribal medical cannabis program and the boards required to oversee those programs in the protections that exist for patients in the state’s medical cannabis program.
- 37 **Allowable use; prohibited use.**
Makes conforming changes to remove a reference to a section of law that no longer applies.
- 38 **Repealer.**
Repeals section 152.22, subdivision 2 (definition of commissioner in the medical cannabis statutes in chapter 152) and section 342.151, subdivision 1 (definition of license holder).

Article 2: Cannabis Business Licensing and Operations

This article contains provisions related to the licensing and operation of cannabis businesses.

Section Description – Article 2: Cannabis Business Licensing and Operations

- 1 **Licenses; transfers; adjustments.**
Makes technical and conforming changes to align with statutory changes made in 2024.

- 2 **Application; contents.**
Requires an application for a cannabis business license to include proof that the applicant is a social equity applicant if that status is applicable. Requires applicants to include an attestation that the applicant’s business policies governing operations comply with the chapter governing cannabis businesses. Eliminates the discretionary ability of an applicant to include that information and a description of training an employer intends to provide. Eliminates the requirement that an application made on behalf of a corporation or association be signed by at least two officers or managing agents.

- 3 **Review.**
Makes a conforming change related to the timing of fees related to changes made in 2024.

- 4 **Completed application; final authorization; issuance of license.**
Makes a technical change to correct the description of preliminary license approval.

- 5 **Criminal history check.**
Makes technical changes to reflect that cannabis businesses must perform background checks on potential employees, but the requirement does not apply to hemp businesses.

- 6 **Disqualification.**
Makes technical changes to reflect that cannabis businesses may be disqualified after a background check, but the disqualification does not apply to employees of hemp businesses.

- 7 **Social equity applicants.**
Authorizes individuals who received a stay of adjudication to qualify as a social equity applicant. Amends the minimum ownership requirement for a business to qualify as a social equity business from 65 percent to 51 percent.

Section Description – Article 2: Cannabis Business Licensing and Operations

- 8 **Issuance of registration.**
 Makes a technical change to correct the description of preliminary license approval.
- 9 **Authorized actions.**
 Authorizes a cannabis microbusiness to purchase products that contain cannabinoids from other cannabis and hemp businesses.
- 10 **Production of consumer products.**
 Makes a technical correction.
- 11 **Authorized actions.**
 Authorizes a cannabis mezzobusiness to purchase products that contain cannabinoids from other cannabis and hemp businesses. Makes a technical correction.
- 12 **Production of consumer products endorsement.**
 Makes a technical correction.
- 13 **Authorized actions.**
 Authorizes cannabis cultivators to sell immature plants and seedlings to other cannabis businesses. Makes technical changes.
- 14 **Authorized actions.**
 Makes a conforming change to allow cannabis retailers to purchase products from lower-potency hemp edible wholesalers.
- 15 **Multiple licenses; limits.**
 Makes a conforming change.
- 16 **Municipal or county cannabis store.**
 Authorizes cities and counties that establish, own, or operate a municipal cannabis store to also hold a lower-potency hemp edible retailer license.
- 17 **Authorized actions.**
 Makes a technical correction authorizing cannabis wholesalers to purchase certain products from lower-potency hemp manufacturers.
- 18 **Multiple employees; secured vehicles; delivery routes.**
 Removes the requirement that cannabis transporters use two employees in each vehicle and replaces that with a requirement that the vehicle be secured when it is

Section Description – Article 2: Cannabis Business Licensing and Operations

- not attended. Specifies that rules requiring randomized delivery times or routes do not apply.
- 19 **Cannabis testing facility licenses.**
Authorizes the Office of Cannabis Management to issue testing facility licenses for a testing facility that is awaiting laboratory accreditation under certain circumstances. Authorizes the office to extend or revoke the license under specific circumstances.
- 20 **Loss of accreditation.**
Requires a cannabis testing facility to report if it loses accreditation and requires the office to revoke a license upon receiving such notice.
- 21 **Exception; municipal or county licenses.**
Establishes an exception in the hemp business licensing statute that allows cities and counties that establish, own, or operate a municipal cannabis store to also hold a lower-potency hemp edible retailer license.
- 22 **Testing of samples; disclosures.**
Makes a technical change.
- 23 **Content of label; cannabis.**
Removes the option of listing the volume of cannabis flower in a container. The label must indicate the net weight.
- 24 **Content of label; cannabinoid products.**
Includes hemp concentrate in the list of products that must have certain information on a label. Removes the option of listing the volume of products in a container. The label must indicate the net weight.
- 25 **Additional information.**
Authorizes cannabis businesses making sales directly to customers to include certain information on a product's label. Currently, some information must be on the label and other information must either be posted on the business premises or provided as part of a separate document.
- 26 **Repealer.**
Repeals section 342.36, subdivision 5 (randomized deliveries).

Article 3: Hemp Business Regulations

This article contains provisions related to hemp businesses and lower-potency hemp edibles.

Section Description – Article 3: Hemp Business Regulations

- 1 Sale of cannabinoids derived from hemp.**
Establishes that products subject to the section of law governing temporary regulations for certain products that contain nonintoxicating cannabinoids derived from hemp cannot be intended to be consumed through application to nonintact skin, but can be consumed sublingually.
- 2 Additional requirements for edible cannabinoid products.**
Makes a technical change to describe the limit on tetrahydrocannabinol in beverages. Under current law, a single container can contain two servings of five milligrams. The amendment maintains the limit of ten milligrams, but removes the requirement that the container indicate that it is two servings.
- 3 Bona fide labor organization.**
Makes a conforming change related to the requirement that a lower-potency hemp edible manufacturer have an agreement with a labor organization.
- 4 Hemp business.**
Amends the definition of “hemp business” to include lower-potency hemp edible wholesalers.
- 5 Labor peace agreement.**
Amends the definition of labor peace agreement to include the requirement that a lower-potency hemp edible manufacturer have an agreement with a labor organization.
- 6 License holder.**
Makes a conforming change to include lower-potency hemp edible wholesalers.
- 7 Lower-potency hemp edible.**
Amends the definition of “lower-potency hemp edible” to distinguish between products that are intended to be consumed as a beverage and other products. Specifies that a single container of a beverage can contain up to ten milligrams of THC. Increases the serving limit on certain nonintoxicating cannabinoids from 25 milligrams to 100 milligrams.
- 8 License types.**
Makes a conforming change to include lower-potency hemp edible wholesalers.

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- 9 **Licenses; fees.**
Establishes a licensing fee of \$10,000 for lower-potency hemp edible wholesalers. Specifies that lower-potency hemp edible retailers engaging solely in delivery must pay a licensing fee of \$250.
- 10 **Local control.**
Makes a conforming change to address lower-potency hemp edible retailers who only provide a delivery service.
- 11 **Vertical integration prohibited; exceptions.**
Makes a conforming change to include lower-potency hemp edible wholesalers.
- 12 **Exception; exclusive delivery services.**
Exempts lower-potency hemp edible retailers who only provide a delivery service from the requirement to register with a local unit of government and pay the applicable fee.
- 13 **Importation of hemp-derived products.**
Makes a conforming change to include lower-potency hemp edible wholesalers.
- 14 **Multiple licenses; limits.**
Makes a conforming change to include lower-potency hemp edible wholesalers.
- 15 **License types.**
Makes a conforming change to include lower-potency hemp edible wholesalers.
- 16 **Multiple licenses; limits.**
Makes conforming changes to include lower-potency hemp edible wholesalers.
- 17 **Application; contents.**
Removes the requirement that the form and procedure for hemp licenses be established by rule.
- 18 **Building conditions.**
Requires lower-potency hemp edible manufacturers to comply with zoning requirements, fire codes, and building codes. Requires those manufacturers to maintain licensed premises in a clean and sanitary condition.
- 19 **Manufacture of products for sale in other jurisdictions.**
Authorizes lower-potency hemp edible manufacturers to manufacture products that cannot be sold as lower-potency hemp edibles in Minnesota if the products are

Section Description – Article 3: Hemp Business Regulations

- manufactured solely for sale in other jurisdictions, kept separate from products intended for sale in this state, and are packaged in a manner that clearly indicates they cannot be sold in this state.
- 20 **Lower-potency hemp edible wholesaler.**
Establishes a new hemp business license for entities engaging in the wholesale of lower-potency hemp edibles. Authorizes license holders to obtain an endorsement to import products from other states consistent with the authorization for cannabis wholesalers. Authorizes license holders to transport lower-potency hemp edibles under conditions substantially similar to cannabis transporters.
- 21 **Authorized actions.**
Amends the licensing authorizations for lower-potency hemp edible retailers to allow for retailers to exclusively engage in delivery services.
- 22 **Retailer operations endorsement.**
Establishes a retail endorsement for lower-potency hemp edible retailers intending to operate a retail location.
- 23 **Delivery endorsement.**
Establishes a delivery endorsement for lower-potency hemp edible retailers intending to offer delivery services. Requires license holders seeking the endorsement to submit additional information comparable to cannabis delivery services. Requires license holders with an endorsement to follow regulations that are substantially similar to the requirements for cannabis delivery service businesses. Authorizes the office to limit the amount of lower-potency hemp edibles a delivery service can transport at one time.
- 24 **Age verification.**
Makes a conforming change requiring businesses with a delivery endorsement to comply with the requirement to confirm a customer’s age.
- 25 **Display and storage of lower-potency hemp edibles.**
Makes a conforming change related to lower-potency hemp edible retailers who exclusively engage in delivery services.
- 26 **Transportation of lower-potency hemp edibles.**
Makes a conforming change related to lower-potency hemp edible retailers who exclusively engage in delivery services and exempts transporters from any requirements related to randomized delivery routes or staffing vehicles with multiple employees.

Section Description – Article 3: Hemp Business Regulations

- 27 **Compliant products.**
Makes technical changes to remove duplicative language. The relevant provisions are contained in the definition of lower-potency hemp edible and the packaging requirements for those products.
- 28 **Prohibitions.**
Makes a conforming change related to lower-potency hemp edible retailers who exclusively engage in delivery services.
- 29 **Posting of notices.**
Makes a conforming change related to lower-potency hemp edible retailers who exclusively engage in delivery services.
- 30 **Packaging requirements.**
Makes clarifying changes addressing the amount of cannabinoids that lower-potency hemp edibles can contain. Specifies that a single container of a beverage can contain up to ten milligrams of THC and 200 milligrams of certain nonintoxicating cannabinoids. Increases the limit on certain nonintoxicating cannabinoids in other edible products from 250 milligrams to 1,000 milligrams.
- 31 **Contents of label; hemp-derived topical products.**
Eliminates the option to provide information on a product manufacturer, the laboratory used to test a product, and the cannabinoid profile of a product through the use of a matrix barcode (QR code).
- 32 **Industrial hemp; products for sale in other jurisdictions.**
Establishes that nothing in the chapter prohibits the manufacture of products that cannot be sold as industrial hemp products in Minnesota if the products are manufactured solely for sale in other jurisdictions, kept separate from products intended for sale in this state, and are packaged in a manner that clearly indicates they cannot be sold in this state.
- 33 **Prohibitions.**
Establishes that products subject to the section of law establishing permanent regulations for certain products that contain nonintoxicating cannabinoids derived from hemp cannot be intended to be consumed through application to nonintact skin, but can be consumed sublingually.



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