

Subject Office of Cannabis Management Policy Bill

Authors Huot

Analyst Ben Johnson, Elisabeth Klarqvist

Date March 14, 2025

Overview

This bill is an Office of Cannabis Management policy bill. Changes made in this bill include replacing the term “commissioner” with “office” in the medical cannabis statutes in chapter 152 to conform with the medical cannabis program being transferred from the Department of Health to the Office of Cannabis Management; removing authority for visiting patients to possess medical cannabis; and authorizing the office to approve additional delivery methods for medical cannabinoid products. The bill also authorizes cannabis microbusinesses and cannabis mezzobusinesses to purchase certain products from other cannabis businesses; clarifies that the requirements related to performing criminal history checks on employees do not apply to hemp businesses; authorizes cannabis cultivators to sell immature plants and seedlings to other cannabis businesses; eliminates the requirement that procedures for hemp license applications be adopted by rule; removes the option of measuring certain products by volume instead of weight; authorizes certain warnings to appear on a label instead of as a separate document; and makes technical and conforming changes.

Summary

Section	Description
---------	-------------

- | | |
|---|---|
| 1 | <p>Health care practitioner.</p> <p>Amends § 152.22, subd. 4. 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).</p> |
|---|---|

Section	Description
2	Medical cannabis manufacturer. Amends § 152.22, subd. 7. 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. Amends § 152.22, subd. 10. 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. Amends § 152.22, subd. 13. Changes “commissioner” to “office” to conform with the medical cannabis program being transferred from the Department of Health to the Office of Cannabis Management.
5	Federally approved clinical trials. Amends § 152.24. 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. Amends § 152.25. 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. Amends § 152.26. 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. Amends § 152.261. 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.

Section	Description
9	Office duties. Amends § 152.27, subd. 2. 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. Amends § 152.27, subd. 7. 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. Amends § 152.28, subd. 1. Changes “commissioner” to “office” to conform with the medical cannabis program being transferred from the Department of Health to the Office of Cannabis Management.
12	Advertising restrictions. Amends § 152.28, subd. 3. 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. Amends § 152.29, subd. 1. 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. Amends § 152.29, subd. 1. 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. Amends § 152.29, subd. 3a. 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. Amends § 152.29, subd. 4. Changes “commissioner” to “office” to conform with the medical cannabis program being transferred from the Department of Health to the Office of Cannabis Management.

Section	Description
17	Data practices. Amends § 152.31. 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. Amends § 152.32, subd. 2. 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. Amends § 152.33, subd. 1a. Changes “commissioner” to “office” to conform with the medical cannabis program being transferred from the Department of Health to the Office of Cannabis Management.
20	Submission of false records; criminal penalty. Amends § 152.33, subd. 4. 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. Amends § 152.35. 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. Amends § 152.37. 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	Bona fide labor organization. Amends § 342.01, subd. 23. Makes a conforming change related to the requirement that a lower-potency hemp edible manufacturer have an agreement with a labor organization.
24	Labor peace agreement. Amends § 342.01, subd. 47. 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.

Section	Description
25	Medical cannabis flower. Amends § 342.01, subd. 54. In the definition of medical cannabis flower, removes language referring to medical cannabis flower being provided to a visiting patient.
26	Medical cannabis paraphernalia. Adds subd. 54a to § 342.01. Defines medical cannabis paraphernalia for purposes of chapter 342.
27	Medical cannabis program. Amends § 342.02, subd. 3. 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.
28	Licenses; transfers; adjustments. Amends § 342.12. Makes technical and conforming changes to align with statutory changes made in 2024.
29	Review. Amends § 342.14, subd. 3. Makes a conforming change related to the timing of fees related to changes made in 2024.
30	Completed application; final authorization; issuance of license. Amends § 342.14, subd. 6. Makes a technical change to correct the description of preliminary license approval.
31	Criminal history check. Amends § 342.151, subd. 2. Makes technical changes to reflect that cannabis businesses must perform background checks on potential employees, but the requirement does not apply to hemp businesses.
32	Disqualification. Amends § 342.151, subd. 3. 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.
33	Issuance of registration. Amends § 342.22, subd. 3. Makes a technical change to correct the description of preliminary license approval.

Section	Description
34	Authorized actions. Amends § 342.28, subd. 1. Authorizes a cannabis microbusiness to purchase products that contain cannabinoids from other cannabis and hemp businesses.
35	Production of consumer products. Amends § 342.28, subd. 8. Makes a technical correction.
36	Authorized actions. Amends § 342.29, subd. 1. Authorizes a cannabis mezzobusiness to purchase products that contain cannabinoids from other cannabis and hemp businesses. Makes a technical correction.
37	Production of consumer products endorsement. Amends § 342.29, subd. 7. Makes a technical correction.
38	Authorized actions. Amends § 342.30, subd. 1. Authorizes cannabis cultivators to sell immature plants and seedlings to other cannabis businesses. Makes technical changes.
39	Authorized actions. Amends § 342.33, subd. 1. Makes a technical correction authorizing cannabis wholesalers to purchase certain products from lower-potency hemp manufacturers.
40	Application; contents. Amends § 342.44, subd. 1. Removes the requirement that the form and procedure for hemp licenses be established by rule.
41	Compliant products. Amends § 342.46, subd. 6. Makes technical changes to the requirements related to determining the number of servings in a package of lower-potency hemp edibles.
42	Allowable delivery methods. Adds subd. 7s to § 342.52. 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.
43	Criminal and civil protections. Amends § 342.57, subd. 2. Removes language providing use or possession of medical cannabis flower, medical cannabinoid products, or medical cannabis paraphernalia by visiting patients to whom these items are distributed under section 342.51, subd. 5, does not violate chapter 152 or chapter 342.

Section	Description
44	Allowable use; prohibited use. Amends § 342.59, subd. 2. Corrects cross-references.
45	Testing of samples; disclosures. Amends § 342.61, subd. 4. Makes a technical change.
46	Content of label; cannabis. Amends § 342.63, subd. 2. Removes the option of listing the volume of cannabis flower in a container. The label must indicate the net weight.
47	Content of label; cannabinoid products. Amends § 342.63, subd. 3. 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.
48	Additional information. Amends § 342.63, subd. 6. 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.
49	Repealer. Repeals the following statutes: <ul style="list-style-type: none">▪ section 152.22, subd. 2 (definition of commissioner in the medical cannabis statutes in chapter 152);▪ section 342.01, subd. 71 (definition of visiting patient in chapter 342); and▪ 342.151, subd. 1 (definition of license holder).



Minnesota House Research Department provides nonpartisan legislative, legal, and information services to the Minnesota House of Representatives. This document can be made available in alternative formats.

www.house.mn.gov/hrd | 651-296-6753 | Third Floor, Centennial Office Building | St. Paul, MN 55155