



General Assembly

February Session, 2018

Raised Bill No. 5458

LCO No. 2248



Referred to Committee on GENERAL LAW

Introduced by:
(GL)

AN ACT CONCERNING THE REGULATION OF THE RETAIL SALE OF MARIJUANA.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective from passage*) As used in this section, and
2 sections 2 to 16, inclusive, of this act, unless the context otherwise
3 requires:

4 (1) "Consumer" means an individual who is twenty-one years of age
5 or older;

6 (2) "Cultivation" means cultivation, as defined in section 21a-408 of
7 the general statutes;

8 (3) "Dispense" means dispense, as defined in section 21a-240 of the
9 general statutes;

10 (4) "Distribute" means distribute, as defined in section 21a-240 of the
11 general statutes;

12 (5) "Laboratory" means a laboratory located in the state that is

13 licensed to provide analysis of controlled substances pursuant to
14 section 21a-246 or 21a-408 of the general statutes or section 8 of this act;

15 (6) "Laboratory employee" means a person who is (A) licensed as a
16 laboratory employee pursuant to section 21a-408r of the general
17 statutes, or section 8 of this act, or (B) holds a temporary license issued
18 pursuant to section 21a-408r of the general statutes, or section 8 of this
19 act;

20 (7) "Marijuana" means marijuana, as defined in section 21a-240 of
21 the general statutes;

22 (8) "Marijuana concentrate" includes tinctures and extracts;

23 (9) "Marijuana cultivation facility" means a facility licensed to
24 cultivate, prepare and package marijuana and sell marijuana to
25 marijuana product manufacturing facilities, marijuana lounges,
26 marijuana retailers and other marijuana cultivation facilities.
27 "Marijuana cultivation facility" does not include the residence or
28 dwelling of a person who engages in home cultivation for personal use
29 pursuant to section 4 of this act;

30 (10) "Marijuana establishment" means a marijuana cultivation
31 facility, marijuana product manufacturing facility, marijuana lounge or
32 marijuana retailer;

33 (11) "Marijuana lounge" means premises licensed to sell marijuana
34 or marijuana products to consumers solely for on-site consumption;

35 (12) "Marijuana product" means a product that is comprised of
36 marijuana or marijuana concentrates and other ingredients and is
37 intended for use or consumption, including, but not limited to, edible
38 products and ointments;

39 (13) "Marijuana product manufacturing facility" means a facility
40 licensed to purchase marijuana, manufacture, prepare and package
41 marijuana products and sell marijuana and marijuana products to

42 marijuana product manufacturing facilities, marijuana lounges and
43 retail marijuana stores;

44 (14) "Marijuana retailer" means a person registered to purchase
45 marijuana from marijuana cultivation facilities as well as to purchase
46 marijuana and marijuana products from marijuana product
47 manufacturing facilities and to sell marijuana and marijuana products
48 to consumers; and

49 (15) "Usable marijuana" means the dried leaves and flowers of the
50 marijuana plant, and any mixtures or preparations of such leaves and
51 flowers, that are appropriate for the use or consumption of marijuana,
52 but does not include the seeds, stalks and roots of the marijuana plant.

53 Sec. 2. (NEW) (*Effective July 1, 2018*) (a) A consumer may purchase
54 or possess marijuana or marijuana products, provided no such
55 consumer possesses (1) any such marijuana or marijuana product in a
56 manner that not is secure from unauthorized access or access by any
57 person under twenty-one years of age, or (2) any such marijuana or
58 marijuana product in an amount that exceeds one ounce of marijuana,
59 of which no more than five grams may be a marijuana concentrate. The
60 possession limit provided by this section shall not apply to the
61 possession of marijuana plants or usable marijuana harvested from
62 such plants in the course of cultivation pursuant to section 4 of this act.

63 (b) Except as provided in chapter 420b or 420f of the general
64 statutes, no person may purchase marijuana or marijuana products,
65 except from a marijuana lounge or marijuana retailer.

66 (c) No marijuana lounge or marijuana retailer may sell any
67 marijuana or marijuana product to any person under twenty-one years
68 of age and shall ensure that any purchase pursuant to this section is
69 conducted in accordance with section 30-86 of the general statutes.

70 Sec. 3. (NEW) (*Effective July 1, 2018*) (a) Except as provided in
71 chapter 420b or 420f of the general statutes, no person, other than a

72 marijuana lounge or marijuana retailer may distribute, sell, dispense,
73 offer or give marijuana or marijuana products to a consumer.

74 Sec. 4. (NEW) (*Effective July 1, 2018*) (a) An individual not licensed
75 pursuant to section 5 of this act may cultivate not more than six
76 marijuana plants per individual for personal use, provided not more
77 than twelve plants are being cultivated by individuals occupying a
78 single household at any one time. Such individual may assign his or
79 her right to cultivate such plants to a marijuana cultivation facility.

80 (b) No such individual may cultivate marijuana plants, unless (1)
81 such individual is twenty-one years of age or older, (2) takes
82 reasonable precautions to ensure that the plants are secure from
83 unauthorized access or access by any individual under twenty-one
84 years of age, (3) ensures that any such cultivation is in a location where
85 the plants are not subject to public view, including public view from
86 another property, without the use of binoculars, aircraft or other
87 optical aids, and (4) obtains any marijuana seeds or plants used in such
88 cultivation from a person licensed to sell such seeds or plants pursuant
89 to sections 2 to 16, inclusive, of this act.

90 (c) No such individual may cultivate a marijuana plant on any
91 property not lawfully in the person's possession.

92 Sec. 5. (NEW) (*Effective from passage*) (a) On and after January 1,
93 2019, the Marijuana Control Commission established pursuant to
94 section 15 of this act, may issue or renew licenses for marijuana
95 lounges and marijuana retailers, provided any such lounge or retailer
96 does not operate as a marijuana lounge or marijuana retailer prior to
97 July 1, 2019. No person may act as a marijuana lounge or marijuana
98 retailer or represent that such person is a licensed retailer or lounge,
99 unless such person has obtained a license from the commission
100 pursuant to this section.

101 (b) The Commissioner of Consumer Protection, after consulting
102 with the commission, shall determine the number of marijuana

103 lounges and marijuana retailers appropriate to meet the needs of
104 consumers and shall adopt regulations, in accordance with chapter 54
105 of the general statutes, to provide for the licensure and standards for
106 marijuana lounges and marijuana retailers. On and after the effective
107 date of such regulations, the commission may license any person that
108 applies for a license in accordance with such regulations, provided the
109 commission deems such applicant qualified to acquire, possess,
110 distribute and dispense marijuana pursuant to sections 2 to 16,
111 inclusive, of this act and the number of licenses issued does not exceed
112 the number of marijuana lounges and marijuana retailers appropriate
113 to meet the needs of consumers, as determined by the commission
114 pursuant to this subsection. At a minimum, such regulations shall:

115 (1) Indicate the maximum number of marijuana lounges and
116 marijuana retailers that may be licensed in this state;

117 (2) Provide that no marijuana or marijuana product may be
118 dispensed from, obtained from or transferred to a location outside of
119 this state;

120 (3) Establish a licensing fee and renewal fee for each licensed
121 marijuana lounge or marijuana retailer, provided such fees shall not be
122 less than the amount necessary to cover the direct and indirect cost of
123 licensing and regulating marijuana retailers and marijuana lounges
124 pursuant to sections 2 to 16, inclusive, of this act;

125 (4) Provide for renewal of such marijuana lounge or marijuana
126 retailer licenses at least every two years;

127 (5) Describe areas in this state where licensed marijuana lounges or
128 marijuana retailers may not be located, after considering the criteria for
129 the location of retail liquor permit premises set forth in subsection (a)
130 of section 30-46 of the general statutes;

131 (6) Establish health, safety and security requirements and on-
132 premise consumption limits for licensed marijuana lounges and health,

133 safety and security requirements for marijuana retailers, which may
134 include, but need not be limited to: (A) The ability to maintain
135 adequate control against the diversion, theft and loss of marijuana
136 acquired or possessed by the licensed marijuana lounge or marijuana
137 retailer, and (B) the ability to maintain the knowledge, understanding,
138 judgment, procedures, security controls and ethical standards to
139 ensure optimal safety and accuracy in the distributing, dispensing and
140 use of marijuana;

141 (7) Establish standards and procedures for revocation, suspension,
142 summary suspension and nonrenewal of marijuana lounge or
143 marijuana retailer licenses, provided such standards and procedures
144 are consistent with the provisions of subsection (c) of section 4-182 of
145 the general statutes;

146 (8) Establish priority applicant status for marijuana retailer license
147 applicants who demonstrate experience in or business practices that
148 promote economic empowerment in communities that have been
149 disproportionately impacted by high rates of arrest and incarceration,
150 as determined by the commissioner and the commission; and

151 (9) Establish other licensing, renewal and operational standards
152 deemed necessary by the commissioner and the commission.

153 Sec. 6. (NEW) (*Effective from passage*) (a) The Marijuana Control
154 Commission, established pursuant to section 15 of this act, may issue
155 or renew a license for a person to be a marijuana cultivation facility.
156 No person may act as a marijuana cultivation facility or represent that
157 such person is a licensed marijuana cultivation facility unless such
158 person has obtained a license from the commission pursuant to this
159 section.

160 (b) The Commissioner of Consumer Protection, after consulting
161 with the commission, shall determine the number of marijuana
162 cultivation facilities appropriate to meet the needs of consumers and
163 shall adopt regulations, in accordance with chapter 54 of the general

164 statutes, to provide for the licensure, standards and locations for
165 marijuana cultivation facilities and specify the maximum number of
166 such facilities that may be licensed in this state at any time. On and
167 after the effective date of such regulations, the commission may license
168 any person who applies for a license in accordance with such
169 regulations, provided (1) such person is organized for the purpose of
170 cultivating marijuana in this state, (2) the commission finds that such
171 person has appropriate expertise in agriculture and that such applicant
172 is qualified to cultivate marijuana and sell, deliver, transport or
173 distribute marijuana solely within this state pursuant to sections 2 to
174 16, inclusive, of this act, and (3) the number of marijuana cultivation
175 facility licenses issued does not exceed the number appropriate to meet
176 the needs of consumers, as determined by the commission pursuant to
177 this subsection. At a minimum, such regulations shall:

178 (A) Indicate the maximum number of marijuana cultivation facilities
179 that may be licensed at any time;

180 (B) Provide that no marijuana may be sold, delivered, transported or
181 distributed by a marijuana cultivation facility from or to a location
182 outside of this state or to any consumer in this state;

183 (C) Establish a nonrefundable application fee of not less than
184 twenty-five thousand dollars for each application submitted for a
185 marijuana cultivation facility license;

186 (D) Establish a license fee and renewal fee for each licensed
187 marijuana cultivation facility, provided the aggregate amount of such
188 license and renewal fees shall not be less than the amount necessary to
189 cover the direct and indirect cost of licensing and regulating marijuana
190 cultivation facilities pursuant to sections 2 to 16, inclusive, of this act;

191 (E) Provide for renewal of such marijuana cultivation facility
192 licenses at least every five years;

193 (F) Provide that no marijuana cultivation facility may cultivate

194 marijuana for use outside of this state and designate permissible
195 locations for licensed marijuana cultivation facilities in this state;

196 (G) Establish financial requirements for marijuana cultivation
197 facilities, under which (i) each applicant demonstrates the financial
198 capacity to build and operate a marijuana cultivation facility, and (ii)
199 each licensed marijuana cultivation facility shall be required to
200 maintain an escrow account in a financial institution in this state in an
201 amount of two million dollars;

202 (H) Establish health, safety and security requirements for licensed
203 marijuana cultivation facilities, which shall include, but need not be
204 limited to, a requirement that each applicant or licensed marijuana
205 cultivation facility demonstrate: (i) The ability to maintain adequate
206 control against the diversion, theft and loss of marijuana cultivated by
207 the marijuana cultivation facility, and (ii) the ability to cultivate such
208 marijuana in a secure manner;

209 (I) Establish standards and procedures for revocation, suspension,
210 summary suspension and nonrenewal of marijuana cultivation facility
211 licenses, provided such standards and procedures are consistent with
212 the provisions of subsection (c) of section 4-182 of the general statutes;
213 and

214 (J) Establish other licensing, renewal and operational standards
215 deemed necessary by the commissioner and the commission.

216 Sec. 7. (NEW) (*Effective from passage*) (a) The Marijuana Control
217 Commission established pursuant to section 15 of this act, may issue or
218 renew a license for a person to be a marijuana product manufacturing
219 facility. No person may act as a marijuana product manufacturing
220 facility or represent that such person is a licensed marijuana product
221 manufacturing facility unless such person has obtained a license from
222 the commission pursuant to this section.

223 (b) The Commissioner of Consumer Protection, after consulting

224 with the commission, shall adopt regulations, in accordance with
225 chapter 54 of the general statutes, to provide for the licensure,
226 standards and locations for marijuana product manufacturing
227 facilities. On and after the effective date of such regulations, the
228 commissioner may license any person who applies for a license in
229 accordance with such regulations, provided (1) such person is
230 organized for the purpose of manufacturing marijuana products in this
231 state, (2) the commissioner finds that such applicant is qualified to
232 manufacture marijuana products and sell, deliver, transport or
233 distribute such products solely within this state pursuant to sections 2
234 to 16, inclusive, of this act. At a minimum, such regulations shall:

235 (A) Provide that no marijuana or marijuana products may be sold,
236 delivered, transported or distributed by a marijuana product
237 manufacturing facility from or to a location outside of this state or to
238 any consumer in this state;

239 (B) Establish a nonrefundable application fee for each application
240 submitted for a marijuana product manufacturing facility license;

241 (C) Establish a license fee and renewal fee for each licensed
242 marijuana product manufacturing facility, provided the aggregate
243 amount of such license and renewal fees shall not be less than the
244 amount necessary to cover the direct and indirect cost of licensing and
245 regulating marijuana product manufacturing facility pursuant to
246 sections 2 to 16, inclusive, of the general statutes;

247 (D) Provide for renewal of marijuana product manufacturing facility
248 licenses at least every five years;

249 (E) Provide that no marijuana product manufacturing facility may
250 manufacture products for distribution outside of this state and
251 designate permissible locations for a licensed marijuana product
252 manufacturing facility in this state;

253 (F) Establish financial requirements for each marijuana product

254 manufacturing facility, under which each applicant demonstrates the
255 financial capacity to build and operate a marijuana product
256 manufacturing facility;

257 (G) Establish health, safety and security requirements for a licensed
258 marijuana product manufacturing facility, which shall include, but
259 need not be limited to, a requirement that the applicant or licensed
260 marijuana product manufacturing facility demonstrates the ability to
261 maintain adequate control against the diversion, theft and loss of
262 marijuana and marijuana products;

263 (H) Establish standards and procedures for revocation, suspension,
264 summary suspension and nonrenewal of marijuana product
265 manufacturing facility licenses, provided such standards and
266 procedures are consistent with the provisions of subsection (c) of
267 section 4-182 of the general statutes; and

268 (I) Establish other licensing, renewal and operational standards
269 deemed necessary by the commissioner and the commission.

270 Sec. 8. (NEW) (*Effective from passage*) (a) Except as provided in
271 subsection (b) of this section, no person may act as a laboratory or a
272 laboratory employee or represent that such person is a licensed
273 laboratory or laboratory employee unless such person has obtained a
274 license from the Commissioner of Consumer Protection pursuant to
275 this section or section 21a-408r or 21a-246 of the general statutes.

276 (b) Prior to the effective date of regulations adopted under this
277 section, the Commissioner of Consumer Protection may issue a
278 temporary license to a laboratory employee. The commissioner shall
279 prescribe the standards, procedures and fees for obtaining a temporary
280 license as a laboratory employee.

281 (c) The Commissioner of Consumer Protection shall adopt
282 regulations, in accordance with chapter 54 of the general statutes, to (1)
283 provide for the licensure of laboratories and laboratory employees, (2)

284 establish standards and procedures for the revocation, suspension,
285 summary suspension and nonrenewal of laboratory and laboratory
286 employee licenses, provided such standards and procedures are
287 consistent with the provisions of subsection (c) of section 4-182 of the
288 general statutes, (3) establish a license and renewal fee for each
289 licensed laboratory and licensed laboratory employee, provided the
290 aggregate amount of such license and renewal fees shall not be less
291 than the amount necessary to cover the direct and indirect cost of
292 licensing and regulating laboratories and laboratory employees in
293 accordance with the provisions of this chapter, and (4) establish other
294 licensing, renewal and operational standards deemed necessary by the
295 commissioner.

296 Sec. 9. (NEW) (*Effective from passage*) (a) No laboratory employee
297 may (1) acquire marijuana from a person other than a licensed
298 marijuana establishment or laboratory or organization engaged in a
299 research program, (2) deliver, transport or distribute marijuana to (A) a
300 person who is not so licensed, or (B) an organization not engaged in a
301 research program, or (3) obtain or transport marijuana outside of this
302 state in violation of state or federal law.

303 (b) Laboratory employees shall test samples of marijuana and
304 marijuana products obtained from marijuana establishments for
305 contaminants and potency. The Commissioner of Consumer Protection
306 shall adopt regulations, in accordance with chapter 54 of the general
307 statutes, to establish testing protocol and requirements for reporting
308 results.

309 Sec. 10. (NEW) (*Effective from passage*) The Marijuana Control
310 Commission established pursuant to section 15 of this act may, in its
311 discretion, suspend, revoke or refuse to grant or renew any license
312 under sections 2 to 16, inclusive, of this act, for the same reasons and
313 using the same procedures as the Department of Consumer Protection
314 may use to suspend, revoke or refuse to grant a permit for the sale of
315 alcoholic liquor pursuant to section 30-47 of the general statutes.

316 Sec. 11. (NEW) (*Effective from passage*) (a) Any town may, by town
317 meeting or ordinance, prohibit or restrict in any manner the operation
318 of a marijuana establishment within the limits of such town.

319 (b) Any town may, by town meeting or ordinance, allow for the
320 operation of one or more marijuana lounges within the limits of such
321 town.

322 (c) The Marijuana Control Commission established pursuant to
323 section 15 of this act shall refuse licenses to marijuana establishments
324 (1) for locations in towns that have opted not to host such an
325 establishment pursuant to subsection (a) of this section, or (2) where
326 prohibited by a zoning ordinance of any town.

327 (d) The Marijuana Control Commission established pursuant to
328 section 15 of this act shall refuse a license to a marijuana lounge, unless
329 such marijuana lounge will operate in a town that, pursuant to
330 subsection (b) of this section, allows for such operation.

331 Sec. 12. (NEW) (*Effective from passage*) (a) Notwithstanding any
332 provision of the general statutes, the following acts, when performed
333 by a marijuana lounge or marijuana retailer or an individual twenty-
334 one years of age or older who is acting in his or her capacity as an
335 owner, employee, or agent of a marijuana lounge or marijuana retailer,
336 are not unlawful and shall not be an offense or a basis for seizure or
337 forfeiture of assets:

338 (1) Possessing, displaying, storing or transporting marijuana or
339 marijuana products;

340 (2) Purchasing marijuana from a marijuana cultivation facility;

341 (3) Purchasing marijuana or marijuana products from a marijuana
342 product manufacturing facility;

343 (4) Delivering or transferring marijuana or marijuana products to a
344 laboratory; and

345 (5) Delivering, distributing or selling marijuana or marijuana
346 products to consumers, marijuana lounge or marijuana retailer.

347 (b) Notwithstanding any provision of the general statutes, the
348 following acts, when performed by a marijuana cultivation facility or a
349 person twenty-one years of age or older who is acting in his or her
350 capacity as an owner, employee or agent of a marijuana cultivation
351 facility, are not unlawful and shall not be an offense or a basis for
352 seizure or forfeiture of assets:

353 (1) Cultivating, harvesting, processing, packaging, transporting,
354 displaying, storing or possessing marijuana;

355 (2) Delivering or transferring marijuana to a marijuana testing
356 facility;

357 (3) Delivering, distributing or selling marijuana to a marijuana
358 cultivation facility, marijuana product manufacturing facility,
359 marijuana lounge or marijuana retailer;

360 (4) Receiving or purchasing marijuana from a marijuana cultivation
361 facility; and

362 (5) Receiving marijuana seeds or immature marijuana plants from a
363 person twenty-one years of age or older.

364 (c) Notwithstanding any other provision of law, the following acts,
365 when performed by a marijuana product manufacturing facility or an
366 individual twenty-one years of age or older who is acting in his or her
367 capacity as an owner, employee or agent of a marijuana product
368 manufacturing facility, are not unlawful and shall not be an offense or
369 a basis for seizure or forfeiture of assets:

370 (1) Packaging, processing, transporting, manufacturing, displaying
371 or possessing marijuana or marijuana products;

372 (2) Delivering or transferring marijuana or marijuana products to a

373 marijuana testing facility;

374 (3) Delivering or selling marijuana or marijuana products to a
375 marijuana lounge, marijuana retailer or marijuana product
376 manufacturing facility;

377 (4) Purchasing marijuana from a marijuana cultivation facility; and

378 (5) Purchasing marijuana or marijuana products from a marijuana
379 product manufacturing facility.

380 (d) Notwithstanding any other provision of law, the following acts,
381 when performed by a laboratory or an individual twenty-one years of
382 age or older who is acting in his or her capacity as an owner, employee
383 or agent of a laboratory, are not unlawful and shall not be an offense or
384 a basis for seizure or forfeiture of assets:

385 (1) Possessing, cultivating, processing, repackaging, storing,
386 transporting or displaying marijuana or marijuana products;

387 (2) Receiving marijuana or marijuana products from a marijuana
388 establishment or an individual twenty-one years of age or older;

389 (3) Returning marijuana or marijuana products to a marijuana
390 establishment or a person twenty-one years of age or older.

391 (e) No provision of this section prevents the imposition of penalties
392 for violating sections 2 to 16, inclusive, of this act or regulations
393 adopted to carry out the provisions of sections 2 to 16, inclusive, of this
394 act.

395 Sec. 13. (NEW) (*Effective July 1, 2018*) (a) The Commissioner of
396 Consumer Protection, after consulting with the Marijuana Control
397 Commission established pursuant to section 15 of this act shall adopt
398 regulations, in accordance with chapter 54 of the general statutes, to
399 implement the provisions of sections 2 to 16, inclusive, of this act. At a
400 minimum, such regulations shall include:

401 (1) Requirements for fingerprint-based criminal history records
402 checks for all owners, officers, managers, contractors, employees and
403 other support staff of marijuana establishments;

404 (2) Qualifications for licensure that are directly and demonstrably
405 related to the operation of a marijuana establishment;

406 (3) Security requirements including lighting, physical security,
407 video and alarm requirements;

408 (4) Requirements for the transportation and storage of marijuana
409 and marijuana products by marijuana establishments;

410 (5) Employment and training requirements, including requiring that
411 each marijuana establishment create an identification badge for each
412 employee or agent;

413 (6) Requirements designed to prevent the sale or diversion of
414 marijuana and marijuana products to persons under twenty-one years
415 of age;

416 (7) Standards for marijuana product manufacturing facilities to
417 determine the amount of marijuana that marijuana products are
418 considered the equivalent to;

419 (8) Requirements for marijuana and marijuana products sold or
420 distributed by a marijuana establishment, including marijuana
421 products' labels and packaging requirements, including, but not
422 limited to, the following:

423 (A) A disclosure concerning length of time it typically takes for the
424 marijuana product to affect an individual;

425 (B) A notation of the amount of marijuana the marijuana product is
426 considered the equivalent to;

427 (C) A list of ingredients and possible allergens for marijuana and

428 marijuana products;

429 (D) A nutritional fact panel, if such marijuana product is edible;

430 (E) An opaque, child-resistant packaging, which is designed or
431 constructed to be significantly difficult for children under five years of
432 age to open and not difficult for adults to use properly as defined by 16
433 CFR 1700.20, as amended from time to time;

434 (F) Identification of edible marijuana products, when practicable,
435 with a standard symbol indicating that it contains marijuana;

436 (G) The license number of the marijuana cultivation license;

437 (H) The license number of the marijuana retailer;

438 (I) The batch number of the marijuana or marijuana product;

439 (J) A net weight statement;

440 (K) Warning labels;

441 (L) A disclosure of any solvent used in the extraction process of
442 marijuana concentrate, if applicable; and

443 (M) A recommended use by or expiration date for marijuana or
444 marijuana products;

445 (9) Health and safety regulations and standards for the manufacture
446 of marijuana products and indoor and outdoor cultivation of
447 marijuana by marijuana cultivation facilities;

448 (10) Restrictions on advertising, marketing and signage, including,
449 but not limited to, a prohibition on mass-market campaigns that have a
450 high likelihood of reaching children;

451 (11) Restrictions on the display of marijuana and marijuana
452 products, to ensure that marijuana and marijuana products may not be

453 displayed in a manner that is visible to the general public from a
454 public right-of-way;

455 (12) Restrictions or prohibitions on additives to marijuana and
456 marijuana products, including, but not limited to, those that are toxic,
457 designed to make the product more addictive, designed to make the
458 product more appealing to children or misleading to consumers. The
459 prohibition may not extend to common baking and cooking items;

460 (13) Protocols governing visits to marijuana cultivation facilities and
461 marijuana product manufacturing facilities, including requiring the
462 marijuana establishment to maintain a log of visitors;

463 (14) A definition of the amount of delta-9 tetrahydrocannabinol that
464 constitutes a single serving in a marijuana product;

465 (15) Standards for the safe manufacture of marijuana concentrates;

466 (16) Requirements that educational materials be disseminated to
467 consumers who purchase marijuana or marijuana products;

468 (17) Requirements that a portion of the funds received from
469 licensure and regulation fees collected pursuant to sections 2 to 16,
470 inclusive, of this act, and any regulations adopted in accordance with
471 sections 2 to 16, inclusive, of this act, be allocated for the purposes of
472 educational programs that serve students in kindergarten through
473 grade twelve, inclusive;

474 (18) Requirements for random sample testing to ensure quality
475 control, including by ensuring that marijuana and marijuana products
476 are accurately labeled for potency. Any such testing shall include
477 testing for residual solvents, poisons, toxins, harmful chemicals,
478 dangerous molds or mildew, filth, harmful microbials such as E. Coli
479 or salmonella and pesticides;

480 (19) Standards for the operation of laboratories, including
481 requirements for equipment and qualifications for personnel; and

482 (20) Civil penalties for the failure to comply with regulations made
483 pursuant to sections 2 to 16, inclusive, of this act.

484 (b) No regulation enacted pursuant to sections 2 to 16, inclusive, of
485 this act shall require a consumer to provide a marijuana lounge or
486 marijuana retailer with personal information other than government
487 issued identification to determine the consumer's age or a marijuana
488 lounge or marijuana retailer to acquire and record personal
489 information about consumers.

490 Sec. 14. Section 21a-6 of the general statutes is repealed and the
491 following is substituted in lieu thereof (*Effective from passage*):

492 The following boards shall be within the Department of Consumer
493 Protection:

494 (1) The Architectural Licensing Board established under chapter
495 390;

496 (2) Repealed by P.A. 93-151, S. 3, 4;

497 (3) The examining boards for electrical work; plumbing and piping
498 work; heating, piping, cooling and sheet metal work; elevator
499 installation, repair and maintenance work; fire protection sprinkler
500 systems work and automotive glass work and flat glass work,
501 established under chapter 393;

502 (4) Repealed by P.A. 99-73, S. 10;

503 (5) The Commission of Pharmacy established under chapter 400j;

504 (6) The State Board of Landscape Architects established under
505 chapter 396;

506 (7) Deleted by P.A. 98-229;

507 (8) The State Board of Examiners for Professional Engineers and
508 Land Surveyors established under chapter 391;

509 (9) Repealed by P.A. 80-484, S. 175, 176;

510 (10) The Connecticut Real Estate Commission established under
511 chapter 392;

512 (11) The Connecticut Real Estate Appraisal Commission established
513 under chapter 400g;

514 (12) The State Board of Examiners of Shorthand Reporters
515 established under chapter 400l;

516 (13) The Liquor Control Commission established under chapter 545;

517 (14) Repealed by P.A. 06-187, S. 99;

518 (15) The Home Inspection Licensing Board established under
519 section 20-490a; [and]

520 (16) The State Board of Accountancy established under section 20-
521 280; [.] and

522 (17) The Marijuana Control Commission established under section
523 15 of this act.

524 Sec. 15. (NEW) (*Effective from passage*) There shall be a Marijuana
525 Control Commission composed of three commissioners, one of whom
526 shall be the Commissioner of Consumer Protection, appointed by the
527 Governor in accordance with section 4-9a of the general statutes. The
528 Commissioner of Consumer Protection shall be the chairman of the
529 commission. The Governor shall fill any vacancy for the unexpired
530 portion of the term. Not more than two commissioners shall be of the
531 same political party. Each commissioner shall take the oath prescribed
532 for executive officers. The Governor may remove any commissioner as
533 provided in section 4-12 of the general statutes.

534 Sec. 16. (NEW) (*Effective from passage*) No commissioner of the
535 Marijuana Control Commission and no employee of the Department of

536 Consumer Protection who carries out the duties and responsibilities of
 537 sections 2 to 16, inclusive, of this act, and the regulations enacted
 538 thereunder may, directly or indirectly, individually or as a member of
 539 a partnership or as a shareholder of a corporation, have any interest
 540 whatsoever in dealing in or in the manufacture, sale or testing of
 541 marijuana, nor receive any commission or profit whatsoever from nor
 542 have any interest whatsoever in the purchases or sales made by the
 543 persons authorized by this chapter to manufacture, sell or test
 544 marijuana. No provision of this section shall prevent any such
 545 commissioner or employee from purchasing and keeping in his
 546 possession, for the personal use of himself or members of his family or
 547 guests, any marijuana which may be purchased or kept by any person
 548 by virtue of sections 2 to 16, inclusive, of this act.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section
Sec. 2	<i>July 1, 2018</i>	New section
Sec. 3	<i>July 1, 2018</i>	New section
Sec. 4	<i>July 1, 2018</i>	New section
Sec. 5	<i>from passage</i>	New section
Sec. 6	<i>from passage</i>	New section
Sec. 7	<i>from passage</i>	New section
Sec. 8	<i>from passage</i>	New section
Sec. 9	<i>from passage</i>	New section
Sec. 10	<i>from passage</i>	New section
Sec. 11	<i>from passage</i>	New section
Sec. 12	<i>from passage</i>	New section
Sec. 13	<i>July 1, 2018</i>	New section
Sec. 14	<i>from passage</i>	21a-6
Sec. 15	<i>from passage</i>	New section
Sec. 16	<i>from passage</i>	New section

Statement of Purpose:

To regulate the retail sale, personal growth and recreational use of marijuana by persons twenty-one years of age or older.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]