



General Assembly

Amendment

February Session, 2024

LCO No. 4912



Offered by:

REP. D'AGOSTINO, 91st Dist.

SEN. MARONEY, 14th Dist.

To: House Bill No. 5150

File No. 199

Cal. No. 152

"AN ACT CONCERNING CANNABIS AND HEMP REGULATION."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Section 21a-240 of the 2024 supplement to the general
4 statutes is repealed and the following is substituted in lieu thereof
5 (*Effective July 1, 2024*):

6 The following words and phrases, as used in this chapter, shall have
7 the following meanings, unless the context otherwise requires:

8 (1) "Abuse of drugs" means the use of controlled substances solely for
9 their stimulant, depressant or hallucinogenic effect upon the higher
10 functions of the central nervous system and not as a therapeutic agent
11 prescribed in the course of medical treatment or in a program of
12 research operated under the direction of a physician or pharmacologist.

13 (2) "Administer" means the direct application of a controlled

14 substance, whether by injection, inhalation, ingestion or any other
15 means, to the body of a patient or research subject by: (A) A practitioner,
16 or, in the practitioner's presence, by the practitioner's authorized agent;
17 [, or] (B) the patient or research subject at the direction and in the
18 presence of the practitioner; [,] or (C) a nurse or intern under the
19 direction and supervision of a practitioner.

20 (3) "Agent" means an authorized person who acts on behalf of or at
21 the direction of a manufacturer, distributor, dispenser or prescribing
22 practitioner, but does not include a common or contract carrier, public
23 warehouseman [,] or employee of the carrier or warehouseman.

24 (4) "Amphetamine-type substances" include amphetamine, optical
25 isomers thereof, salts of amphetamine and its isomers, and chemical
26 compounds which are similar thereto in chemical structure or which are
27 similar thereto in physiological effect, and which show a like potential
28 for abuse, which are controlled substances under this chapter unless
29 modified.

30 (5) "Barbiturate-type drugs" include barbituric acid and its salts,
31 derivatives thereof and chemical compounds which are similar thereto
32 in chemical structure or which are similar thereto in physiological effect,
33 and which show a like potential for abuse, which are controlled
34 substances under this chapter unless modified.

35 (6) "Bureau" means the Bureau of Narcotics and Dangerous Drugs,
36 United States Department of Justice, or its successor agency.

37 (7) "Cannabis-type substances" include all parts of any plant, or
38 species of the genus cannabis or any infra specific taxon thereof whether
39 growing or not; [the seeds thereof;] the resin extracted from any part of
40 such a plant; and every compound, manufacture, salt, derivative,
41 mixture or preparation of such plant, [its seeds] or its resin; but shall not
42 include the mature stalks of such plant, fiber produced from such stalks,
43 oil or cake made from the seeds of such plant, any other compound,
44 manufacture, salt, derivative, mixture or preparation of such mature
45 stalks, except the resin extracted therefrom, fiber, oil or cake, the

46 [sterilized] seed of such plant, [which is incapable of germination,] or
47 hemp, as defined in 7 USC 1639o, as amended from time to time.
48 Included are cannabimon, cannabimol, cannabidiol and chemical
49 compounds which are similar to cannabimon, cannabimol or cannabidiol
50 in chemical structure or which are similar thereto in physiological effect,
51 and which show a like potential for abuse, which are controlled
52 substances under this chapter unless derived from hemp, as defined in
53 section 22-61l, as amended by this act.

54 (8) "Controlled drugs" are those drugs which contain any quantity of
55 a substance which has been designated as subject to the federal
56 Controlled Substances Act, or which has been designated as a
57 depressant or stimulant drug pursuant to federal food and drug laws,
58 or which has been designated by the Commissioner of Consumer
59 Protection pursuant to section 21a-243, as having a stimulant,
60 depressant or hallucinogenic effect upon the higher functions of the
61 central nervous system and as having a tendency to promote abuse or
62 psychological or physiological dependence, or both. Such controlled
63 drugs are classifiable as amphetamine-type, barbiturate-type, cannabis-
64 type, cocaine-type, hallucinogenic, morphine-type and other stimulant
65 and depressant drugs. Specifically excluded from controlled drugs and
66 controlled substances are alcohol, nicotine and caffeine.

67 (9) "Controlled substance" means a drug, substance [,] or immediate
68 precursor in schedules I to V, inclusive, of the Connecticut controlled
69 substance scheduling regulations adopted pursuant to section 21a-243.

70 (10) "Counterfeit substance" means a controlled substance which, or
71 the container or labeling of which, without authorization, bears the
72 trademark, trade name or other identifying mark, imprint, number or
73 device, or any likeness thereof, of a manufacturer, distributor or
74 dispenser other than the person who in fact manufactured, distributed
75 or dispensed the substance.

76 (11) "Deliver or delivery" means the actual, constructive or attempted
77 transfer from one person to another of a controlled substance, whether

78 or not there is an agency relationship.

79 (12) "Dentist" means a person authorized by law to practice dentistry
80 in this state.

81 (13) "Dispense" means to deliver a controlled substance to an ultimate
82 user or research subject by or pursuant to the lawful order of a
83 practitioner, including the prescribing, administering, packaging,
84 labeling or compounding necessary to prepare the substance for the
85 delivery.

86 (14) "Dispenser" means a practitioner who dispenses.

87 (15) "Distribute" means to deliver other than by administering or
88 dispensing a controlled substance.

89 (16) "Distributor" means a person who distributes and includes a
90 wholesaler who is a person supplying or distributing controlled drugs
91 which the person personally has not produced or prepared to hospitals,
92 clinics, practitioners, pharmacies, other wholesalers, manufacturers and
93 federal, state and municipal agencies.

94 (17) "Drug" means: (A) [substances] Substances recognized as drugs
95 in the official United States Pharmacopoeia, official Homeopathic
96 Pharmacopoeia of the United States, or official National Formulary, or
97 any supplement to any of them; (B) substances intended for use in the
98 diagnosis, cure, mitigation, treatment or prevention of disease in man
99 or animals; (C) substances, other than food, intended to affect the
100 structure or any function of the body of man or animals; and (D)
101 substances intended for use as a component of any article specified in
102 subparagraph (A), (B) or (C) of this subdivision. [It] "Drug" does not
103 include devices or their components, parts or accessories.

104 (18) "Drug dependence" means a psychoactive substance dependence
105 on drugs as that condition is defined in the most recent edition of the
106 "Diagnostic and Statistical Manual of Mental Disorders" of the American
107 Psychiatric Association.

108 (19) "Drug-dependent person" means a person who has a
109 psychoactive substance dependence on drugs as that condition is
110 defined in the most recent edition of the "Diagnostic and Statistical
111 Manual of Mental Disorders" of the American Psychiatric Association.

112 (20) (A) "Drug paraphernalia" means equipment, products and
113 materials of any kind that are used, intended for use or designed for use
114 in planting, propagating, cultivating, growing, harvesting,
115 manufacturing, compounding, converting, producing, processing,
116 preparing, testing, analyzing, packaging, repackaging, storing,
117 containing or concealing, or ingesting, inhaling or otherwise
118 introducing into the human body, any controlled substance contrary to
119 the provisions of this chapter, including, but not limited to: (i) Kits
120 intended for use or designed for use in planting, propagating,
121 cultivating, growing or harvesting of any species of plant that is a
122 controlled substance or from which a controlled substance can be
123 derived; (ii) kits used, intended for use or designed for use in
124 manufacturing, compounding, converting, producing, processing or
125 preparing controlled substances; (iii) isomerization devices used or
126 intended for use in increasing the potency of any species of plant that is
127 a controlled substance; (iv) testing equipment used, intended for use or
128 designed for use in identifying or analyzing the strength, effectiveness
129 or purity of controlled substances; (v) dilutents and adulterants,
130 including, but not limited to, quinine hydrochloride, mannitol, mannite,
131 dextrose and lactose used, intended for use or designed for use in
132 cutting controlled substances; (vi) separation gins and sifters used,
133 intended for use or designed for use in removing twigs and seeds from,
134 or in otherwise cleaning or refining, marijuana; (vii) capsules and other
135 containers used, intended for use or designed for use in packaging small
136 quantities of controlled substances; (viii) containers and other objects
137 used, intended for use or designed for use in storing or concealing
138 controlled substances; and (ix) objects used, intended for use or
139 designed for use in ingesting, inhaling, or otherwise introducing
140 marijuana, cocaine, hashish [,] or hashish oil into the human body,
141 including, but not limited to, wooden, acrylic, glass, stone, plastic or

142 ceramic pipes with screens, permanent screens, hashish heads or
143 punctured metal bowls; water pipes; carburetion tubes and devices;
144 smoking and carburetion masks; roach clips; miniature cocaine spoons
145 and cocaine vials; chamber pipes; carburetor pipes; electric pipes; air-
146 driven pipes; chillums; bongs; ice pipes and chillers. "Drug
147 paraphernalia" does not include a product used by a manufacturer
148 licensed pursuant to this chapter for the activities permitted under the
149 license or by an individual to test any substance prior to injection,
150 inhalation or ingestion of the substance to prevent accidental overdose
151 by injection, inhalation or ingestion of the substance, provided the
152 licensed manufacturer or individual is not using the product to engage
153 in the unlicensed manufacturing or distribution of controlled
154 substances. As used in this subdivision, "roach clip" means an object
155 used to hold burning material, including, but not limited to, a marijuana
156 cigarette, that has become too small or too short to be held between the
157 fingers.

158 (B) "Factory" means any place used for the manufacturing, mixing,
159 compounding, refining, processing, packaging, distributing, storing,
160 keeping, holding, administering or assembling illegal substances
161 contrary to the provisions of this chapter, or any building, rooms or
162 location which contains equipment or paraphernalia used for this
163 purpose.

164 (21) "Federal Controlled Substances Act, 21 USC 801 et seq." means
165 Public Law 91-513, the Comprehensive Drug Abuse Prevention and
166 Control Act of 1970.

167 (22) "Federal food and drug laws" means the federal Food, Drug and
168 Cosmetic Act, as amended, Title 21 USC 301 et seq.

169 (23) "Hallucinogenic substances" are psychodysleptic substances,
170 other than cannabis-type substances, which assert a confusional or
171 disorganizing effect upon mental processes or behavior and mimic
172 acute psychotic disturbances. Exemplary of such drugs are mescaline,
173 peyote, psilocyn and d-lysergic acid diethylamide, which are controlled

174 substances under this chapter unless modified.

175 (24) "Hospital", as used in sections 21a-243 to 21a-283, inclusive,
176 means an institution for the care and treatment of the sick and injured,
177 approved by the Department of Public Health or the Department of
178 Mental Health and Addiction Services as proper to be entrusted with
179 the custody of controlled drugs and substances and professional use of
180 controlled drugs and substances under the direction of a licensed
181 practitioner.

182 (25) "Intern" means a person who holds a degree of doctor of
183 medicine or doctor of dental surgery or medicine and whose period of
184 service has been recorded with the Department of Public Health and
185 who has been accepted and is participating in training by a hospital or
186 institution in this state. Doctors meeting the foregoing requirements and
187 commonly designated as "residents" and "fellows" shall be regarded as
188 interns for purposes of this chapter.

189 (26) "Immediate precursor" means a substance which the
190 Commissioner of Consumer Protection has found to be, and by
191 regulation designates as being, the principal compound commonly used
192 or produced primarily for use, and which is an immediate chemical
193 intermediary used or likely to be used, in the manufacture of a
194 controlled substance, the control of which is necessary to prevent, curtail
195 or limit manufacture.

196 (27) "Laboratory" means a laboratory approved by the Department of
197 Consumer Protection as proper to be entrusted with the custody of
198 controlled substances and the use of controlled substances for scientific
199 and medical purposes and for purposes of instruction, research or
200 analysis.

201 (28) "Manufacture" means the production, preparation, cultivation,
202 growing, propagation, compounding, conversion or processing of a
203 controlled substance, either directly or indirectly by extraction from
204 substances of natural origin, or independently by means of chemical
205 synthesis, or by a combination of extraction and chemical synthesis, and

206 includes any packaging or repackaging of the substance or labeling or
207 relabeling of its container, except that this term does not include the
208 preparation or compounding of a controlled substance by an individual
209 for the individual's own use or the preparation, compounding,
210 packaging or labeling of a controlled substance: (A) By a practitioner as
211 an incident to the practitioner administering or dispensing of a
212 controlled substance in the course of such practitioner's professional
213 practice; [] or (B) by a practitioner, or by the practitioner's authorized
214 agent under such practitioner's supervision, for the purpose of, or as an
215 incident to, research, teaching or chemical analysis and not for sale.

216 (29) "Marijuana" means all parts of any plant, or species of the genus
217 cannabis or any infra specific taxon thereof, whether growing or not;
218 [the seeds thereof;] the resin extracted from any part of the plant; every
219 compound, manufacture, salt, derivative, mixture [] or preparation of
220 such plant, or its [seeds or] resin; [] any high-THC hemp product;
221 manufactured cannabinoids; [, synthetic cannabinoids, except as
222 provided in subparagraph (E) of this subdivision;] or cannabinon,
223 cannabiniol or cannabidiol and chemical compounds which are similar
224 to cannabinon, cannabiniol or cannabidiol in chemical structure or which
225 are similar thereto in physiological effect, which are controlled
226 substances under this chapter, except cannabidiol derived from hemp,
227 as defined in section 22-61l, as amended by this act, that is not a high-
228 THC hemp product. "Marijuana" does not include: (A) The mature
229 stalks of such plant, fiber produced from such stalks, oil or cake made
230 from the seeds of such plant, any other compound, manufacture, salt,
231 derivative, mixture or preparation of such mature stalks, except the
232 resin extracted from such mature stalks or fiber, oil or cake; (B) the
233 [sterilized] seed of such plant; [which is incapable of germination;] (C)
234 hemp, as defined in section 22-61l, as amended by this act, (i) with a total
235 THC concentration of not more than three-tenths per cent on a dry-
236 weight basis, and (ii) that is not a high-THC hemp product; (D) any
237 substance approved by the federal Food and Drug Administration or
238 successor agency as a drug and reclassified in any schedule of controlled
239 substances or unscheduled by the federal Drug Enforcement

240 Administration or successor agency which is included in the same
241 schedule designated by the federal Drug Enforcement Administration
242 or successor agency; or (E) [synthetic cannabinoids which are controlled
243 substances that are designated by the Commissioner of Consumer
244 Protection, by whatever official, common, usual, chemical or trade name
245 designation, as controlled substances and are classified in the
246 appropriate schedule in accordance with subsections (i) and (j) of section
247 21a-243] infused beverages, as defined in section 26 of this act.

248 (30) "Narcotic substance" means any of the following, whether
249 produced directly or indirectly by extraction from a substance of
250 vegetable origin, or independently by means of chemical synthesis, or
251 by a combination of extraction and chemical synthesis: (A) Morphine-
252 type: (i) Opium or opiate, or any salt, compound, derivative, or
253 preparation of opium or opiate which is similar to any such substance
254 in chemical structure or which is similar to any such substance in
255 physiological effect and which shows a like potential for abuse, which
256 is a controlled substance under this chapter unless modified; (ii) any
257 salt, compound, isomer, derivative, or preparation of any such
258 substance which is chemically equivalent or identical to any substance
259 referred to in clause (i) of this [subdivision] subparagraph, but not
260 including the isoquinoline alkaloids of opium; (iii) opium poppy or
261 poppy straw; or (iv) (I) fentanyl or any salt, compound, derivative or
262 preparation of fentanyl which is similar to any such substance in
263 chemical structure or which is similar to any such substance in
264 physiological effect and which shows a like potential for abuse, which
265 is a controlled substance under this chapter unless modified, or (II) any
266 salt, compound, isomer, derivative or preparation of any such substance
267 which is chemically equivalent or identical to any substance referred to
268 in subclause (I) of this clause; or (B) cocaine-type; coca leaves or any salt,
269 compound, derivative or preparation of coca leaves, or any salt,
270 compound, isomer, derivatives or preparation of any such substance
271 which is chemically equivalent or identical to any such substance or
272 which is similar to any such substance in physiological effect and which
273 shows a like potential for abuse, but not including decocainized coca

274 leaves or extractions of coca leaves which do not contain cocaine or
275 ecgonine.

276 (31) "Nurse" means a person performing nursing as defined in section
277 20-87a.

278 (32) "Official written order" means an order for controlled substances
279 written on a form provided by the bureau for that purpose under the
280 federal Controlled Substances Act.

281 (33) "Opiate" means any substance having an addiction-forming or
282 addiction-sustaining liability similar to morphine or being capable of
283 conversion into a drug having addiction-forming or addiction-
284 sustaining liability; it does not include, unless specifically designated as
285 controlled under this chapter, the dextrorotatory isomer of 3-methoxy-
286 n-methylmorphinan and its salts (dextro-methorphan) but shall include
287 its racemic and levorotatory forms.

288 (34) "Opium poppy" means the plant of the species papaver
289 somniferum L., except its seed.

290 (35) Repealed by P.A. 99-102, S. 51.

291 (36) "Other stimulant and depressant drugs" means controlled
292 substances other than amphetamine-type, barbiturate-type, cannabis-
293 type, cocaine-type, hallucinogenics and morphine-type which are found
294 to exert a stimulant and depressant effect upon the higher functions of
295 the central nervous system and which are found to have a potential for
296 abuse and are controlled substances under this chapter.

297 (37) "Person" includes any corporation, limited liability company,
298 association or partnership, or one or more individuals, government or
299 governmental subdivisions or agency, business trust, estate, trust, or
300 any other legal entity. Words importing the plural number may include
301 the singular; words importing the masculine gender may be applied to
302 females.

303 (38) "Pharmacist" means a person authorized by law to practice

304 pharmacy pursuant to section 20-590, 20-591, 20-592 or 20-593.

305 (39) "Pharmacy" means an establishment licensed pursuant to section
306 20-594.

307 (40) "Physician" means a person authorized by law to practice
308 medicine in this state pursuant to section 20-9.

309 (41) "Podiatrist" means a person authorized by law to practice
310 podiatry in this state.

311 (42) "Poppy straw" means all parts, except the seeds, of the opium
312 poppy, after mowing.

313 (43) "Practitioner" means: (A) A physician, dentist, veterinarian,
314 podiatrist, scientific investigator or other person licensed, registered or
315 otherwise permitted to distribute, dispense, conduct research with
316 respect to or to administer a controlled substance in the course of
317 professional practice or research in this state; and (B) a pharmacy,
318 hospital or other institution licensed, registered or otherwise permitted
319 to distribute, dispense, conduct research with respect to or to administer
320 a controlled substance in the course of professional practice or research
321 in this state.

322 (44) "Prescribe" means order or designate a remedy or any
323 preparation containing controlled substances.

324 (45) "Prescription" means a written, oral or electronic order for any
325 controlled substance or preparation from a licensed practitioner to a
326 pharmacist for a patient.

327 (46) "Production" includes the manufacture, planting, cultivation,
328 growing or harvesting of a controlled substance.

329 (47) "Registrant" means any person licensed by this state and
330 assigned a current federal Bureau of Narcotics and Dangerous Drug
331 Registry Number as provided under the federal Controlled Substances
332 Act.

333 (48) "Registry number" means the alphabetical or numerical
334 designation of identification assigned to a person by the federal Drug
335 Enforcement Administration, or other federal agency, which is
336 commonly known as the federal registry number.

337 (49) "Restricted drugs or substances" are the following substances
338 without limitation and for all purposes: *Datura stramonium*;
339 *hyoscyamus niger*; *atropa belladonna*, or the alkaloids atropine;
340 hyoscyamine; belladonnine; atropine; or any mixture of these
341 alkaloids such as daturine, or the synthetic homatropine or any salts of
342 these alkaloids, except that any drug or preparation containing any of
343 the above-mentioned substances which is permitted by federal food and
344 drug laws to be sold or dispensed without a prescription or written
345 order shall not be a controlled substance; amyl nitrite; the following
346 volatile substances to the extent that said chemical substances or
347 compounds containing said chemical substances are sold, prescribed,
348 dispensed, compounded, possessed or controlled or delivered or
349 administered to another person with the purpose that said chemical
350 substances shall be breathed, inhaled, sniffed or drunk to induce a
351 stimulant, depressant or hallucinogenic effect upon the higher functions
352 of the central nervous system: Acetone; benzene; butyl alcohol; butyl
353 nitrate and its salts, isomers, esters, ethers or their salts; cyclohexanone;
354 dichlorodifluoromethane; ether; ethyl acetate; formaldehyde; hexane;
355 isopropanol; methanol; methyl cellosolve acetate; methyl ethyl ketone;
356 methyl isobutyl ketone; nitrous oxide; pentochlorophenol; toluene;
357 toluol; trichloroethane; trichloroethylene; 1,4 butanediol.

358 (50) "Sale" is any form of delivery which includes barter, exchange or
359 gift, or offer therefor, and each such transaction made by any person
360 whether as principal, proprietor, agent, servant or employee.

361 (51) "State", when applied to a part of the United States, includes any
362 state, district, commonwealth, territory or insular possession thereof,
363 and any area subject to the legal authority of the United States of
364 America.

365 (52) "State food, drug and cosmetic laws" means the Uniform Food,
366 Drug and Cosmetic Act, section 21a-91 et seq.

367 (53) "Ultimate user" means a person who lawfully possesses a
368 controlled substance for the person's own use or for the use of a member
369 of such person's household or for administering to an animal owned by
370 such person or by a member of such person's household.

371 (54) "Veterinarian" means a person authorized by law to practice
372 veterinary medicine in this state.

373 (55) "Wholesaler" means a distributor or a person who supplies
374 controlled substances that the person personally has not produced or
375 prepared to registrants.

376 (56) "Reasonable times" means the time or times any office, care-
377 giving institution, pharmacy, clinic, wholesaler, manufacturer,
378 laboratory, warehouse, establishment, store or place of business, vehicle
379 or other place is open for the normal affairs or business or the practice
380 activities usually conducted by the registrant.

381 (57) "Unit dose drug distribution system" means a drug distribution
382 system used in a hospital or chronic and convalescent nursing home in
383 which drugs are supplied in individually labeled unit of use packages,
384 each patient's supply of drugs is exchanged between the hospital
385 pharmacy and the drug administration area or, in the case of a chronic
386 and convalescent nursing home between a pharmacy and the drug
387 administration area, at least once each twenty-four hours and each
388 patient's medication supply for this period is stored within a patient-
389 specific container, all of which is conducted under the direction of a
390 pharmacist licensed in Connecticut and, in the case of a hospital, directly
391 involved in the provision and supervision of pharmaceutical services at
392 such hospital at least thirty-five hours each week.

393 (58) "Cocaine in a free-base form" means any substance which
394 contains cocaine, or any compound, isomer, derivative or preparation
395 thereof, in a nonsalt form.

396 (59) "THC" means tetrahydrocannabinol, including, but not limited
397 to, delta-7, delta-8-tetrahydrocannabinol, delta-9-tetrahydrocannabinol
398 and delta-10-tetrahydrocannabinol, and any material, compound,
399 mixture or preparation which contain their salts, isomers and salts of
400 isomers, whenever the existence of such salts, isomers and salts of
401 isomers is possible within the specific chemical designation, regardless
402 of the source, except: (A) Dronabinol substituted in sesame oil and
403 encapsulated in a soft gelatin capsule in a federal Food and Drug
404 Administration or successor agency approved product; [] or (B) any
405 tetrahydrocannabinol product that has been approved by the federal
406 Food and Drug Administration or successor agency to have a medical
407 use and reclassified in any schedule of controlled substances or
408 unscheduled by the federal Drug Enforcement Administration or
409 successor agency.

410 (60) "Total THC" means the sum of the percentage by weight of
411 tetrahydrocannabinolic acid, multiplied by eight hundred seventy-
412 seven-thousandths, plus the percentage of weight of THC.

413 (61) "Manufactured cannabinoid" means cannabinoids [naturally
414 occurring from a source other than marijuana that are similar in
415 chemical structure or physiological effect to cannabinoids derived from
416 marijuana, as defined in section 21a-243, but are derived by a chemical
417 or biological process] created by directly converting one cannabinoid to
418 a different cannabinoid through: (A) Application of light or heat; (B)
419 decarboxylation of naturally occurring acidic forms of cannabinoids; or
420 (C) an alternate extraction or conversion process approved by the
421 Department of Consumer Protection and published on the department's
422 Internet web site.

423 (62) "Synthetic cannabinoid" (A) means [any material, compound,
424 mixture or preparation which contains any quantity of a substance
425 having a psychotropic response primarily by agonist activity at
426 cannabinoid-specific receptors affecting the central nervous system that
427 is produced artificially and not derived from an organic source naturally
428 containing cannabinoids, unless listed in another schedule pursuant to

429 section 21a-243] any substance converted, by a chemical process, to
430 create a cannabinoid or cannabinoid-like substance that (i) has
431 structural features which allow interaction with at least one of the
432 known cannabinoid-specific receptors, or (ii) has any physiological or
433 psychotropic response on at least one cannabinoid-specific receptor, (B)
434 includes, but is not limited to, hexahydrocannabinol (HHC and HXC)
435 and hydrox4phc (PHC), and (C) does not include any manufactured
436 cannabinoid.

437 (63) "High-THC hemp product" (A) prior to October 1, 2024, means a
438 manufacturer hemp product, as defined in section 22-61l, as amended
439 by this act, that has, or is advertised, labeled or offered for sale as having,
440 total THC that exceeds [(A)] (i) for a hemp edible, hemp topical or hemp
441 transdermal patch [(i)] (I) one milligram on a per-serving basis, or [(ii)]
442 (II) five milligrams on a per-container basis, [(B)] (ii) for a hemp tincture,
443 including, but not limited to, oil intended for ingestion by swallowing,
444 buccal administration or sublingual absorption [(i)] (I) one milligram on
445 a per-serving basis, or [(ii)] (II) twenty-five milligrams on a per-
446 container basis, [(C)] (iii) for a hemp concentrate or extract, including,
447 but not limited to, a vape oil, wax or shatter, twenty-five milligrams on
448 a per-container basis, or [(D)] (iv) for a manufacturer hemp product not
449 described in subparagraph [(A)] (A)(i), [(B)] (A)(ii) or [(C)] (A)(iii) of this
450 subdivision, [(i)] (I) one milligram on a per-serving basis, [(ii)] (II) five
451 milligrams on a per-container basis, or [(iii)] (III) three-tenths per cent
452 on a dry-weight basis for cannabis flower or cannabis trim, (B) on and
453 after October 1, 2024, means a manufacturer hemp product, as defined
454 in section 22-61l, as amended by this act, that has, or is advertised,
455 labeled or offered for sale as having, total THC that exceeds (i) one
456 milligram per serving with up to five milligrams per-container, or (ii)
457 three-tenths per cent on a dry-weight basis for cannabis flower or
458 cannabis trim, and (C) does not include an infused beverage, as defined
459 in section 26 of this act. As used in this subdivision, "container" means
460 an object that is offered, intended for sale or sold to a consumer and
461 directly contains a high-THC hemp product, and does not include an
462 object or packaging that indirectly contains, or contains in bulk for

463 transportation purposes, a high-THC hemp product.

464 Sec. 2. Section 21a-408 of the 2024 supplement to the general statutes
465 is repealed and the following is substituted in lieu thereof (*Effective July*
466 *1, 2024*):

467 As used in this section, sections 21a-408a to 21a-408o, inclusive, [and]
468 sections 21a-408r to 21a-408v, inclusive, and section 3 of this act, unless
469 the context otherwise requires:

470 (1) "Advanced practice registered nurse" means an advanced practice
471 registered nurse licensed pursuant to chapter 378;

472 (2) "Cannabis establishment" has the same meaning as provided in
473 section 21a-420, as amended by this act;

474 (3) "Cannabis testing laboratory" means a person who (A) is located
475 in this state, (B) is licensed by the department to analyze marijuana, and
476 (C) meets the licensure requirements established in section 21a-408r and
477 the regulations adopted pursuant to subsection (d) of section 21a-408r;

478 (4) "Cannabis testing laboratory employee" means a person who is
479 (A) employed at a cannabis testing laboratory, and (B) registered
480 pursuant to section 21a-408r and the regulations adopted pursuant to
481 subsection (d) of section 21a-408r;

482 (5) "Caregiver" means a person, other than the qualifying patient and
483 the qualifying patient's physician, physician assistant or advanced
484 practice registered nurse, who is eighteen years of age or older and has
485 agreed to undertake responsibility for managing the well-being of the
486 qualifying patient with respect to the palliative use of marijuana,
487 provided (A) in the case of a qualifying patient (i) under eighteen years
488 of age and not an emancipated minor, or (ii) otherwise lacking legal
489 capacity, such person shall be a parent, guardian or person having legal
490 custody of such qualifying patient, and (B) in the case of a qualifying
491 patient eighteen years of age or older or an emancipated minor, the need
492 for such person shall be evaluated by the qualifying patient's physician,

493 physician assistant or advanced practice registered nurse and such need
494 shall be documented in the written certification;

495 (6) "Cultivation" includes planting, propagating, cultivating, growing
496 and harvesting;

497 (7) "Debilitating medical condition" means (A) cancer, glaucoma,
498 positive status for human immunodeficiency virus or acquired immune
499 deficiency syndrome, Parkinson's disease, multiple sclerosis, damage to
500 the nervous tissue of the spinal cord with objective neurological
501 indication of intractable spasticity, epilepsy or uncontrolled intractable
502 seizure disorder, cachexia, wasting syndrome, Crohn's disease,
503 posttraumatic stress disorder, irreversible spinal cord injury with
504 objective neurological indication of intractable spasticity, cerebral palsy,
505 cystic fibrosis or terminal illness requiring end-of-life care, except, if the
506 qualifying patient is under eighteen years of age, "debilitating medical
507 condition" means terminal illness requiring end-of-life care, irreversible
508 spinal cord injury with objective neurological indication of intractable
509 spasticity, cerebral palsy, cystic fibrosis, severe epilepsy or uncontrolled
510 intractable seizure disorder, or (B) any medical condition, medical
511 treatment or disease approved for qualifying patients by the
512 Department of Consumer Protection and posted online pursuant to
513 section 21a-408l;

514 (8) "Dispensary facility" means a place of business where marijuana
515 may be dispensed, sold or distributed in accordance with this chapter
516 and any regulations adopted thereunder to qualifying patients and
517 caregivers and for which the department has issued a dispensary facility
518 license pursuant to this chapter;

519 (9) "Employee" has the same meaning as provided in section 21a-420,
520 as amended by this act;

521 (10) "Institutional animal care and use committee" means a committee
522 that oversees an organization's animal program, facilities and
523 procedures to ensure compliance with federal policies, guidelines and
524 principles related to the care and use of animals in research;

525 (11) "Institutional review board" means a specifically constituted
526 review body established or designated by an organization to protect the
527 rights and welfare of persons recruited to participate in biomedical,
528 behavioral or social science research;

529 (12) "Licensed dispensary" or "dispensary" means an individual who
530 is a licensed pharmacist employed by a dispensary facility or hybrid
531 retailer;

532 (13) "Marijuana" [means marijuana, as defined] has the same meaning
533 as provided in section 21a-240, as amended by this act;

534 (14) "Nurse" means a person who is licensed as a nurse under chapter
535 378;

536 (15) "Palliative use" means the acquisition, distribution, transfer,
537 possession, use or transportation of marijuana or paraphernalia relating
538 to marijuana, including the transfer of marijuana and paraphernalia
539 relating to marijuana from the patient's caregiver to the qualifying
540 patient, to alleviate a qualifying patient's symptoms of a debilitating
541 medical condition or the effects of such symptoms, but does not include
542 any such use of marijuana by any person other than the qualifying
543 patient;

544 (16) "Paraphernalia" means drug paraphernalia, as defined in section
545 21a-240, as amended by this act;

546 (17) "Physician" means a person who is licensed as a physician under
547 chapter 370;

548 (18) "Physician assistant" means a person who is licensed as a
549 physician assistant under chapter 370;

550 (19) "Producer" means a person who is licensed as a producer
551 pursuant to section 21a-408i;

552 (20) "Qualifying patient" means a person who [:] (A) [Is] is a resident
553 of Connecticut, (B) has been diagnosed by a physician, physician

554 assistant or advanced practice registered nurse as having a debilitating
555 medical condition, and (C) (i) is eighteen years of age or older, (ii) is an
556 emancipated minor, or (iii) has written consent from a custodial parent,
557 guardian or other person having legal custody of such person that
558 indicates that such person has permission from such parent, guardian
559 or other person for the palliative use of marijuana for a debilitating
560 medical condition and that such parent, guardian or other person will
561 (I) serve as a caregiver for the qualifying patient, and (II) control the
562 acquisition and possession of marijuana and any related paraphernalia
563 for palliative use on behalf of such person. "Qualifying patient" does not
564 include an inmate confined in a correctional institution or facility under
565 the supervision of the Department of Correction;

566 (21) "Research program" means a study approved by the Department
567 of Consumer Protection in accordance with this chapter and undertaken
568 to increase information or knowledge regarding the growth or
569 processing of marijuana, or the medical attributes, dosage forms,
570 administration or use of marijuana to treat or alleviate symptoms of any
571 medical conditions or the effects of such symptoms;

572 (22) "Research program employee" means a person who (A) is
573 registered as a research program employee under section 21a-408t, or
574 (B) holds a temporary certificate of registration issued pursuant to
575 section 21a-408t;

576 (23) "Research program subject" means a person registered as a
577 research program subject pursuant to section 21a-408v;

578 (24) "Usable marijuana" means the dried leaves and flowers of the
579 marijuana plant, and any mixtures or preparations of such leaves and
580 flowers, that are appropriate for the palliative use of marijuana, but does
581 not include the seeds, stalks and roots of the marijuana plant; and

582 (25) "Written certification" means a written certification issued by a
583 physician, physician assistant or advanced practice registered nurse
584 pursuant to section 21a-408c.

585 Sec. 3. (NEW) (*Effective July 1, 2024*) (a) Each cannabis establishment
586 shall submit marijuana samples to a cannabis testing laboratory for
587 testing as set forth in subsection (b) of this section.

588 (b) (1) A cannabis testing laboratory shall test each marijuana sample
589 submitted pursuant to subsection (a) of this section (A) for
590 microbiological contaminants, mycotoxins, heavy metals and pesticide
591 chemical residue, and (B) for purposes of conducting an active
592 ingredient analysis, if applicable.

593 (2) Microbiological contaminant testing conducted pursuant to
594 subparagraph (A) of subdivision (1) of this subsection shall include, but
595 not be limited to, microbiological contaminant testing for *Aspergillus*
596 species as set forth by the Department of Consumer Protection and
597 posted on the department's Internet web site.

598 (c) When conducting microbiological testing as set forth in subsection
599 (b) of this section, the marijuana sample shall be tested by using (1) a
600 molecular method that (A) includes quantitative polymerase chain
601 reaction, (B) is certified for identifying microbiological DNA, and (C) is
602 approved by (i) the Association of Official Analytical Collaboration
603 International, or (ii) a comparable national or international standards
604 organization designated by the Commissioner of Consumer Protection,
605 or (2) an alternative testing method approved by the Department of
606 Consumer Protection and posted on the department's Internet web site.

607 (d) If a marijuana sample does not pass the testing set forth in
608 subsection (b) of this section, the cannabis establishment that submitted
609 such failing marijuana sample to the cannabis testing laboratory shall:

610 (1) Repeat testing as set forth in subsections (a) and (b) of this section
611 on the marijuana batch from which such marijuana sample was taken,
612 in a form and manner approved by the Department of Consumer
613 Protection. If all repeated testing yields satisfactory results, the
614 marijuana batch from which the marijuana samples were taken shall be
615 released for sale;

616 (2) If such cannabis establishment submits to the Commissioner of
617 Consumer Protection a remediation plan that is sufficient to ensure
618 public health and safety, and the commissioner approves such
619 remediation plan, remediate the marijuana batch from which such
620 marijuana sample was taken and repeat all testing as set forth in
621 subsections (a) and (b) of this section on such remediated marijuana
622 batch, in a form and manner approved by the Department of Consumer
623 Protection. If all repeated testing yields satisfactory results, the
624 marijuana batch from which the marijuana samples were taken shall be
625 released for sale; or

626 (3) If such cannabis establishment does not comply with subdivision
627 (1) or (2) of this subsection, or if any subsequent laboratory testing does
628 not yield satisfactory results for the testing set forth in subsections (a)
629 and (b) of this section, dispose of the entire marijuana batch from which
630 the marijuana sample was taken in accordance with procedures
631 established by the Commissioner of Consumer Protection, as published
632 on the Department of Consumer Protection's Internet web site.

633 (e) For purposes of the testing set forth in subsections (a) and (b) of
634 this section, the quantity and number of marijuana samples taken shall
635 be sufficient to ensure representative sampling of the corresponding
636 marijuana batch size.

637 Sec. 4. Section 21a-420 of the 2024 supplement to the general statutes
638 is repealed and the following is substituted in lieu thereof (*Effective July*
639 *1, 2024*):

640 As used in RERACA, unless the context otherwise requires:

641 (1) "Responsible and Equitable Regulation of Adult-Use Cannabis
642 Act" or "RERACA" means this section, sections 2-56j, 7-294kk, 7-294ll,
643 12-330ll to 12-330nn, inclusive, 14-227p, 21a-278b, 21a-278c, 21a-279c,
644 21a-279d, 21a-420a to 21a-420j, inclusive, 21a-420l to 21a-421r, inclusive,
645 21a-421aa to 21a-421ff, inclusive, 21a-421aaa to 21a-421hhh, inclusive,
646 21a-422 to 21a-422c, inclusive, 21a-422e to 21a-422g, inclusive, 21a-422j
647 to 21a-422s, inclusive, 22-61n, as amended by this act, 23-4b, 47a-9a, 53-

648 247a, 53a-213a, 53a-213b, 54-33p, 54-56q, 54-56r, 54-125k and 54-142u,
649 sections 23, 60, 63 to 65, inclusive, 124, 144 and 165 of public act 21-1 of
650 the June special session, and the amendments in public act 21-1 of the
651 June special session to sections 7-148, 10-221, 12-30a, 12-35b, 12-412, 12-
652 650, 12-704d, 14-44k, 14-111e, 14-227a to 14-227c, inclusive, 14-227j, 15-
653 140q, 15-140r, 18-100h, 19a-342, 19a-342a, 21a-267, 21a-277, 21a-279, 21a-
654 279a, 21a-408 to 21a-408f, inclusive, as amended by this act, 21a-408h to
655 21a-408p, inclusive, 21a-408r to 21a-408v, inclusive, 30-89a, 31-40q, 32-
656 39, 46b-120, 51-164n, 53-394, 53a-39c, 54-1m, 54-33g, 54-41b, 54-56e, 54-
657 56g, 54-56i, 54-56k, 54-56n, 54-63d, 54-66a and 54-142e₂ [and] section 20
658 of public act 23-79 and sections 3, 5 and 6 of this act;

659 (2) "Backer" means any individual with a direct or indirect financial
660 interest in a cannabis establishment. "Backer" does not include an
661 individual with an investment interest in a cannabis establishment if (A)
662 the interest held by such individual and such individual's spouse,
663 parent or child, in the aggregate, does not exceed five per cent of the
664 total ownership or interest rights in such cannabis establishment, and
665 (B) such individual does not participate directly or indirectly in the
666 control, management or operation of the cannabis establishment;

667 (3) "Cannabis" means marijuana, as defined in section 21a-240, as
668 amended by this act;

669 (4) "Cannabis establishment" means a producer, dispensary facility,
670 cultivator, micro-cultivator, retailer, hybrid retailer, food and beverage
671 manufacturer, product manufacturer, product packager, delivery
672 service or transporter;

673 (5) "Cannabis flower" means the flower, including abnormal and
674 immature flowers, of a plant of the genus cannabis that has been
675 harvested, dried, cured, chopped or ground, and prior to any processing
676 whereby the flower material is transformed into a cannabis product.
677 "Cannabis flower" does not include (A) the leaves or stem of such plant,
678 or (B) hemp, as defined in section 22-61l, as amended by this act;

679 (6) "Cannabis testing laboratory" means a laboratory that (A) is

680 located in this state, (B) is licensed by the department to analyze
681 cannabis, and (C) meets the licensure requirements established in
682 section 21a-408r and the regulations adopted pursuant to subsection (d)
683 of section 21a-408r;

684 (7) "Cannabis testing laboratory employee" means an individual who
685 is (A) employed at a cannabis testing laboratory, and (B) registered
686 pursuant to section 21a-408r and the regulations adopted pursuant to
687 subsection (d) of section 21a-408r;

688 (8) "Cannabis trim" means all parts, including abnormal or immature
689 parts, of a plant of the genus cannabis, other than cannabis flower, that
690 have been harvested, dried and cured, and prior to any processing,
691 excluding chopping or grinding, whereby the plant material is
692 transformed into a cannabis product. "Cannabis trim" does not include
693 hemp, as defined in section 22-61l, as amended by this act;

694 (9) "Cannabis product" means cannabis, intended for use or
695 consumption, that is in the form of (A) a cannabis concentrate, or (B) a
696 product that contains cannabis and at least one other cannabis or
697 noncannabis ingredient or component, excluding cannabis flower;

698 (10) "Cannabis concentrate" means any form of concentration,
699 including, but not limited to, extracts, oils, tinctures, shatter and waxes,
700 that is extracted from cannabis;

701 (11) "Cannabis-type substances" have the same meaning as
702 "marijuana", as defined in section 21a-240, as amended by this act;

703 (12) "Commissioner" means the Commissioner of Consumer
704 Protection and includes any designee of the commissioner;

705 (13) "Consumer" means an individual who is twenty-one years of age
706 or older;

707 (14) "Control" means the power to direct, or cause the direction of, the
708 management and policies of a cannabis establishment, regardless of
709 whether such power is possessed directly or indirectly;

710 (15) "Cultivation" has the same meaning as provided in section 21a-
711 408, as amended by this act;

712 (16) "Cultivator" means a person that is licensed to engage in the
713 cultivation, growing and propagation of the cannabis plant at an
714 establishment with not less than fifteen thousand square feet of grow
715 space;

716 (17) "Delivery service" means a person that is licensed to deliver
717 cannabis from (A) micro-cultivators, retailers and hybrid retailers to
718 consumers and research program subjects, and (B) hybrid retailers and
719 dispensary facilities to qualifying patients, caregivers and research
720 program subjects, as defined in section 21a-408, as amended by this act,
721 or to hospices or other inpatient care facilities licensed by the
722 Department of Public Health pursuant to chapter 368v that have a
723 protocol for the handling and distribution of cannabis that has been
724 approved by the department, or a combination thereof;

725 (18) "Department" means the Department of Consumer Protection;

726 (19) "Dispensary facility" means a place of business where cannabis
727 may be dispensed, sold or distributed in accordance with chapter 420f
728 and any regulations adopted pursuant to said chapter, to qualifying
729 patients and caregivers, and to which the department has issued a
730 dispensary facility license pursuant to chapter 420f and any regulations
731 adopted pursuant to said chapter;

732 (20) "Disproportionately impacted area" means (A) for the period
733 beginning July 1, 2021, and ending July 31, 2023, a United States census
734 tract in the state that has, as determined by the Social Equity Council
735 under subdivision (1) of subsection (i) of section 21a-420d, as amended
736 by this act, (i) a historical conviction rate for drug-related offenses
737 greater than one-tenth, or (ii) an unemployment rate greater than ten
738 per cent, and (B) on and after August 1, 2023, a United States census tract
739 in this state that has been identified by the Social Equity Council
740 pursuant to subdivision (2) of subsection (i) of section 21a-420d;

741 (21) "Disqualifying conviction" means a conviction within the last ten
742 years which has not been the subject of an absolute pardon under the
743 provisions of section 54-130a, or an equivalent pardon process under the
744 laws of another state or the federal government, for an offense under (A)
745 section 53a-276, 53a-277 or 53a-278_z [;] (B) section 53a-291, 53a-292 or
746 53a-293_z [;] (C) section 53a-215_z [;] (D) section 53a-138 or 53a-139_z [;] (E)
747 section 53a-142a_z [;] (F) sections 53a-147 to 53a-162, inclusive_z [;] (G)
748 sections 53a-125c to 53a-125f, inclusive_z [;] (H) section 53a-129b, 53a-129c
749 or 53a-129d_z [;] (I) subsection (b) of section 12-737_z [;] (J) section 53a-48
750 or 53a-49, if the offense which is attempted or is an object of the
751 conspiracy is an offense under the statutes listed in subparagraphs (A)
752 to (I), inclusive, of this subdivision_z [;] or (K) the law of any other state
753 or of the federal government, if the offense on which such conviction is
754 based is defined by elements that substantially include the elements of
755 an offense under the statutes listed in subparagraphs (A) to (J), inclusive,
756 of this subdivision;

757 (22) "Dispensary technician" means an individual who has had an
758 active pharmacy technician or dispensary technician registration in this
759 state within the past five years, is affiliated with a dispensary facility or
760 hybrid retailer and is registered with the department in accordance with
761 chapter 420f and any regulations adopted pursuant to said chapter;

762 (23) "Edible cannabis product" means a cannabis product intended
763 for humans to eat or drink;

764 (24) "Employee" means any person who is not a backer, but is a
765 member of the board of a company with an ownership interest in a
766 cannabis establishment, and any person employed by a cannabis
767 establishment or who otherwise has access to such establishment or the
768 vehicles used to transport cannabis, including, but not limited to, an
769 independent contractor who has routine access to the premises of such
770 establishment or to the cannabis handled by such establishment;

771 (25) "Equity" and "equitable" means efforts, regulations, policies,
772 programs, standards, processes and any other functions of government

773 or principles of law and governance intended to [:] (A) [Identify]
774 identify and remedy past and present patterns of discrimination and
775 disparities of race, ethnicity, gender and sexual orientation, [:] (B) ensure
776 that such patterns of discrimination and disparities, whether intentional
777 or unintentional, are neither reinforced nor perpetuated, [:] and (C)
778 prevent the emergence and persistence of foreseeable future patterns of
779 discrimination or disparities of race, ethnicity, gender and sexual
780 orientation;

781 (26) "Equity joint venture" means a business entity that is controlled,
782 and at least fifty per cent owned, by an individual or individuals, or such
783 applicant is an individual, who meets the criteria of subparagraphs (A)
784 and (B) of subdivision [(50)] (51) of this section;

785 (27) "Extract" means the preparation, compounding, conversion or
786 processing of cannabis, either directly or indirectly by extraction or
787 independently by means of chemical synthesis, or by a combination of
788 extraction and chemical synthesis to produce a cannabis concentrate;

789 (28) "Financial interest" means any right to, ownership, an investment
790 or a compensation arrangement with another person, directly, through
791 business, investment or family. "Financial interest" does not include
792 ownership of investment securities in a publicly-held corporation that
793 is traded on a national exchange or over-the-counter market, provided
794 the investment securities held by such person and such person's spouse,
795 parent or child, in the aggregate, do not exceed one-half of one per cent
796 of the total number of shares issued by the corporation;

797 (29) "Food and beverage manufacturer" means a person that is
798 licensed to own and operate a place of business that acquires cannabis
799 and creates food and beverages;

800 (30) "Grow space" means the portion of a premises owned and
801 controlled by a producer, cultivator or micro-cultivator that is utilized
802 for the cultivation, growing or propagation of the cannabis plant, and
803 contains cannabis plants in an active stage of growth, measured starting
804 from the outermost wall of the room containing cannabis plants and

805 continuing around the outside of the room. "Grow space" does not
806 include space used to cure, process, store harvested cannabis or
807 manufacture cannabis once the cannabis has been harvested;

808 (31) "Historical conviction count for drug-related offenses" means, for
809 a given area, the number of convictions of residents of such area (A) for
810 violations of sections 21a-267, 21a-277, 21a-278, 21a-279 and 21a-279a,
811 and (B) who were arrested for such violations between January 1, 1982,
812 and December 31, 2020, inclusive, where such arrest was recorded in
813 databases maintained by the Department of Emergency Services and
814 Public Protection;

815 (32) "Historical conviction rate for drug-related offenses" means, for
816 a given area, the historical conviction count for drug-related offenses
817 divided by the population of such area, as determined by the five-year
818 estimates of the most recent American Community Survey conducted
819 by the United States Census Bureau;

820 (33) "Hybrid retailer" means a person that is licensed to purchase
821 cannabis and sell cannabis and medical marijuana products;

822 (34) "Infused beverage" has the same meaning as provided in section
823 26 of this act;

824 [(34)] (35) "Key employee" means an employee with the following
825 management position or an equivalent title within a cannabis
826 establishment: (A) President or chief officer, who is the top ranking
827 individual at the cannabis establishment and is responsible for all staff
828 and overall direction of business operations; (B) financial manager, who
829 is the individual who reports to the president or chief officer and who is
830 responsible for oversight of the financial operations of the cannabis
831 establishment, which financial operations include one or more of the
832 following: (i) Revenue and expense management; (ii) distributions; (iii)
833 tax compliance; (iv) budget development; and (v) budget management
834 and implementation; or (C) compliance manager, who is the individual
835 who reports to the president or chief officer and who is generally
836 responsible for ensuring the cannabis establishment complies with all

837 laws, regulations and requirements related to the operation of the
838 cannabis establishment;

839 [(35)] (36) "Labor peace agreement" means an agreement between a
840 cannabis establishment and a bona fide labor organization under section
841 21a-421d pursuant to which the owners and management of the
842 cannabis establishment agree not to lock out employees and that
843 prohibits the bona fide labor organization from engaging in picketing,
844 work stoppages or boycotts against the cannabis establishment;

845 [(36)] (37) "Manufacture" means to add or incorporate cannabis into
846 other products or ingredients or create a cannabis product;

847 [(37)] (38) "Medical marijuana product" means cannabis that may be
848 exclusively sold to qualifying patients and caregivers by dispensary
849 facilities and hybrid retailers and which are designated by the
850 commissioner as reserved for sale to qualifying patients and caregivers
851 and published on the department's Internet web site;

852 [(38)] (39) "Micro-cultivator" means a person licensed to engage in the
853 cultivation, growing and propagation of the cannabis plant at an
854 establishment containing not less than two thousand square feet and not
855 more than ten thousand square feet of grow space, prior to any
856 expansion authorized by the commissioner;

857 [(39)] (40) "Municipality" means any town, city or borough,
858 consolidated town and city or consolidated town and borough;

859 [(40)] (41) "Paraphernalia" means drug paraphernalia, as defined in
860 section 21a-240, as amended by this act;

861 [(41)] (42) "Person" means an individual, partnership, limited liability
862 company, society, association, joint stock company, corporation, estate,
863 receiver, trustee, assignee, referee or any other legal entity and any other
864 person acting in a fiduciary or representative capacity, whether
865 appointed by a court or otherwise, and any combination thereof;

866 [(42)] (43) "Producer" means a person that is licensed as a producer

867 pursuant to section 21a-408i and any regulations adopted pursuant to
868 said section;

869 [(43)] (44) "Product manufacturer" means a person that is licensed to
870 obtain cannabis, extract and manufacture products;

871 [(44)] (45) "Product packager" means a person that is licensed to
872 package and label cannabis;

873 [(45)] (46) "Qualifying patient" has the same meaning as provided in
874 section 21a-408, as amended by this act;

875 [(46)] (47) "Research program" has the same meaning as provided in
876 section 21a-408, as amended by this act;

877 [(47)] (48) "Retailer" means a person, excluding a dispensary facility
878 and hybrid retailer, that is licensed to purchase cannabis from
879 producers, cultivators, micro-cultivators, product manufacturers and
880 food and beverage manufacturers and to sell cannabis to consumers and
881 research programs;

882 [(48)] (49) "Sale" or "sell" has the same meaning as provided in section
883 21a-240, as amended by this act;

884 [(49)] (50) "Social Equity Council" or "council" means the council
885 established under section 21a-420d, as amended by this act;

886 [(50)] (51) "Social equity applicant" means a person that has applied
887 for a license for a cannabis establishment, where such applicant is
888 controlled, and at least sixty-five per cent owned, by an individual or
889 individuals, or such applicant is an individual, who:

890 (A) Had an average household income of less than three hundred per
891 cent of the state median household income over the three tax years
892 immediately preceding such individual's application; and

893 (B) (i) Was a resident of a disproportionately impacted area for not
894 less than five of the ten years immediately preceding the date of such

895 application; or

896 (ii) Was a resident of a disproportionately impacted area for not less
897 than nine years prior to attaining the age of eighteen;

898 [(51)] (52) "THC" has the same meaning as provided in section 21a-
899 240, as amended by this act;

900 [(52)] (53) "Third-party lottery operator" means a person, or a
901 constituent unit of the state system of higher education, that conducts
902 lotteries pursuant to section 21a-420g, as amended by this act, identifies
903 the cannabis establishment license applications for consideration
904 without performing any review of the applications that are identified
905 for consideration, and that has no direct or indirect oversight of or
906 investment in a cannabis establishment or a cannabis establishment
907 applicant;

908 [(53)] (54) "Transfer" means to transfer, change, give or otherwise
909 dispose of control over or interest in;

910 [(54)] (55) "Transport" means to physically move from one place to
911 another;

912 [(55)] (56) "Transporter" means a person licensed to transport
913 cannabis between cannabis establishments, cannabis testing
914 laboratories and research programs; and

915 [(56)] (57) "Unemployment rate" means, in a given area, the number
916 of people sixteen years of age or older who are in the civilian labor force
917 and unemployed divided by the number of people sixteen years of age
918 or older who are in the civilian labor force.

919 Sec. 5. (NEW) (*Effective July 1, 2024*) (a) (1) During the period
920 beginning July 1, 2024, and ending March 31, 2025, a social equity
921 applicant that has submitted an application to the department for a
922 cultivator license pursuant to subsection (a) of section 21a-420o of the
923 general statutes, as amended by this act, may withdraw such application
924 and apply for a micro-cultivator license pursuant to this section if:

925 (A) The Social Equity Council has verified that the applicant meets
926 the criteria for a social equity applicant pursuant to subdivision (1) of
927 subsection (a) of section 21a-420o of the general statutes, as amended by
928 this act;

929 (B) The social equity applicant is eligible to receive a provisional
930 cultivator license pursuant to subsection (a) of section 21a-420o of the
931 general statutes, as amended by this act;

932 (C) The department has not already issued a provisional cultivator
933 license to the social equity applicant pursuant to subsection (a) of section
934 21a-420o of the general statutes, as amended by this act; and

935 (D) The social equity applicant submits to the department, in a form
936 and manner prescribed by the commissioner, a written statement by the
937 social equity applicant withdrawing the social equity applicant's
938 application under subsection (a) of section 21a-420o of the general
939 statutes, as amended by this act.

940 (2) No social equity applicant that withdraws an application in the
941 manner set forth in subdivision (1) of this subsection shall be eligible to
942 receive a refund for any fee paid in connection with such withdrawn
943 application.

944 (b) During the period beginning July 1, 2024, and ending December
945 31, 2025, the department shall issue a provisional micro-cultivator
946 license to a social equity applicant pursuant to this section:

947 (1) If the social equity applicant meets the eligibility criteria
948 established in subdivision (1) of subsection (a) of this section;

949 (2) If during the period beginning July 1, 2024, and ending March 31,
950 2025, the social equity applicant submits to the department, in a form
951 and manner prescribed by the commissioner:

952 (A) A completed micro-cultivator license application and other
953 documentation required to determine eligibility as set forth in
954 subsections (e) to (l), inclusive, of section 21a-420g of the general

955 statutes, as amended by this act;

956 (B) A written statement by the social equity applicant disclosing
957 whether any change occurred in the ownership or control of the social
958 equity applicant after the Social Equity Council verified that the
959 applicant met the criteria for a social equity applicant pursuant to
960 subdivision (1) of subsection (a) of section 21a-420o of the general
961 statutes, as amended by this act; and

962 (C) The application fee required under subdivision (1) of subsection
963 (c) of this section; and

964 (3) If any change described in subparagraph (B) of subdivision (2) of
965 this subsection has occurred:

966 (A) Such change in ownership or control is allowed under (i) section
967 21a-420g of the general statutes, as amended by this act, and (ii) any
968 regulation adopted, or policy or procedure issued, pursuant to section
969 21a-420g of the general statutes, as amended by this act, or 21a-420h of
970 the general statutes; and

971 (B) Pursuant to subsection (d) of this section, (i) the Social Equity
972 Council has determined that the social equity applicant continues to
973 meet the criteria for a social equity applicant, and (ii) the department
974 has received a written notice from the Social Equity Council affirming
975 that the Social Equity Council has determined that the social equity
976 applicant continues to meet the criteria for a social equity applicant.

977 (c) (1) A social equity applicant that submits a micro-cultivator license
978 application pursuant to subsection (b) of this section shall submit to the
979 department an application fee in the amount of five hundred thousand
980 dollars. All application fees collected pursuant to this subdivision shall
981 be deposited in the consumer protection enforcement account
982 established in section 21a-8a of the general statutes.

983 (2) The fee to renew a final micro-cultivator license issued pursuant
984 to this section shall be the same as the fee to renew a final micro-

985 cultivator license as set forth in section 21a-420e of the general statutes,
986 as amended by this act. All renewal fees collected pursuant to this
987 subdivision shall be paid to the State Treasurer and credited to the
988 General Fund.

989 (d) If any change described in subparagraph (B) of subdivision (2) of
990 subsection (b) of this section has occurred, the Social Equity Council
991 shall (1) determine whether the social equity applicant continues to meet
992 the criteria for a social equity applicant, and (2) submit to the
993 department, in a form and manner prescribed by the commissioner, a
994 written notice disclosing such determination.

995 (e) No social equity applicant that receives a micro-cultivator license
996 under this section shall be eligible to apply for a provisional license and
997 a final license to create more than one equity joint venture to be
998 approved by the Social Equity Council under section 21a-420d of the
999 general statutes, as amended by this act, and no such social equity
1000 applicant shall operate any such equity joint venture unless such social
1001 equity applicant has received a micro-cultivator license under this
1002 section, commenced cultivation activities under such micro-cultivator
1003 license and submitted to the department both the application fee
1004 required under subdivision (1) of subsection (c) of this section and a
1005 conversion fee in the amount of five hundred thousand dollars. The
1006 conversion fee collected pursuant to this subsection shall be deposited
1007 in the Cannabis Social Equity and Innovation Fund established in
1008 section 21a-420f of the general statutes.

1009 (f) Each application submitted to the department pursuant to
1010 subsection (b) of this section, and all information included in, or
1011 submitted with, any application submitted pursuant to said subsection,
1012 shall be subject to the provisions of subsection (g) of section 21a-420e of
1013 the general statutes.

1014 (g) Notwithstanding any other provision of RERACA, and except as
1015 otherwise provided in subsections (a) to (f), inclusive, of this section:

1016 (1) Each application submitted pursuant to subsection (b) of this

1017 section shall be processed as any other micro-cultivator application that
1018 has been selected through the lottery; and

1019 (2) Each social equity applicant, application submitted pursuant to
1020 subsection (b) of this section and micro-cultivator license issued
1021 pursuant to this section shall be subject to subsections (e) to (l), inclusive,
1022 of section 21a-420g of the general statutes, as amended by this act.

1023 Sec. 6. (NEW) (*Effective July 1, 2024*) (a) For the purposes of this
1024 section:

1025 (1) "Container" (A) means an object that is offered, intended for sale
1026 or sold to a consumer and directly contains an infused beverage or
1027 legacy infused beverage, and (B) does not include an object or packaging
1028 that indirectly contains, or contains in bulk for transportation purposes,
1029 an infused beverage or legacy infused beverage; and

1030 (2) "Legacy infused beverage" has the same meaning as provided in
1031 section 26 of this act.

1032 (b) A fee of one dollar shall be assessed by a dispensary facility,
1033 hybrid retailer or retailer on each infused beverage container and legacy
1034 infused beverage container sold by such cannabis establishment. Such
1035 fee shall not be subject to any sales tax or treated as income pursuant to
1036 any provision of the general statutes.

1037 (c) On October 1, 2024, and every six months thereafter, each
1038 dispensary facility, hybrid retailer or retailer shall remit payment to the
1039 department for each infused beverage container and legacy infused
1040 beverage container sold during the preceding six-month period. The
1041 funds received by the department from infused beverage sales and
1042 legacy infused beverage sales shall be deposited in the consumer
1043 protection enforcement account established in section 21a-8a of the
1044 general statutes for the purposes of (1) protecting public health and
1045 safety, (2) educating consumers and licensees, and (3) ensuring
1046 compliance with cannabis and liquor control laws.

1047 Sec. 7. Section 21a-420c of the general statutes is repealed and the
1048 following is substituted in lieu thereof (*Effective July 1, 2024*):

1049 (a) Except as provided in RERACA and chapter 420b or 420f, (1) no
1050 person, other than a retailer, hybrid retailer, micro-cultivator or delivery
1051 service, or an employee thereof in the course of [his or her] such
1052 employee's employment, may sell or offer cannabis to a consumer, and
1053 (2) no person, other than a hybrid retailer, dispensary facility or a
1054 delivery service, or an employee thereof in the course of [his or her] such
1055 employee's employment, may sell or offer cannabis to qualifying
1056 patients and caregivers.

1057 (b) No person except a delivery service, or an employee [thereof] of a
1058 delivery service, subject to the restrictions set forth in section 21a-420z,
1059 acting in the course of [his or her] such employee's employment may
1060 deliver cannabis to consumers, patients or caregivers. [except that
1061 retailers, hybrid retailers, micro-cultivators and dispensary facilities
1062 may utilize their own employees to deliver cannabis to the same
1063 individuals they may sell to pursuant to subsection (a) of this section
1064 until thirty days after the date the first five delivery service licensees
1065 have commenced public operation, which date shall be published by the
1066 commissioner on the department's Internet web site, and thereafter all
1067 delivery to consumers, patients or caregivers shall be done through a
1068 delivery service licensee.]

1069 Sec. 8. Section 21a-420c of the general statutes, as amended by section
1070 7 of this act, is repealed and the following is substituted in lieu thereof
1071 (*Effective October 1, 2024*):

1072 (a) Except as provided in RERACA and chapter 420b or 420f, (1) no
1073 person, other than a retailer, hybrid retailer, micro-cultivator or delivery
1074 service, or an employee thereof in the course of such employee's
1075 employment, may sell or offer cannabis to a consumer, and (2) no
1076 person, other than a hybrid retailer, dispensary facility or a delivery
1077 service, or an employee thereof in the course of such employee's
1078 employment, may sell or offer cannabis to qualifying patients and

1079 caregivers.

1080 (b) No person except a delivery service, or an employee of a delivery
1081 service, subject to the restrictions set forth in section 21a-420z, acting in
1082 the course of such employee's employment may deliver cannabis to
1083 consumers, patients or caregivers.

1084 (c) Any violation of the provisions of this section shall be deemed an
1085 unfair or deceptive trade practice under subsection (a) of section 42-
1086 110b.

1087 (d) (1) Any municipality may, by vote of its legislative body, prohibit
1088 the operation of any business within such municipality that is found to
1089 be in violation of the provisions of this section or if such operation poses
1090 an immediate threat to public health and safety.

1091 (2) If the chief executive officer of a municipality determines that a
1092 business within the municipality is operating in violation of the
1093 provisions of this section or poses an immediate threat to public health
1094 and safety, the chief executive officer may apply to the Superior Court
1095 for an order under subdivision (3) of this subsection.

1096 (3) Upon an application under subdivision (2) of this subsection, the
1097 Superior Court, upon a finding that a business within the municipality
1098 is operating in violation of the provisions of this section or poses an
1099 immediate threat to public health and safety, may issue forthwith, ex
1100 parte and without a hearing, an order that shall direct the chief law
1101 enforcement officer of the municipality to take from such business
1102 possession and control of any merchandise related to such violation or
1103 immediate threat to public health and safety, which merchandise shall
1104 include, but need not be limited to, (A) any cannabis or cannabis
1105 product, (B) any cigarette, tobacco or tobacco product, (C) any
1106 merchandise related to the merchandise described in subparagraphs (A)
1107 and (B) of this subdivision, and (D) any proceeds related to the
1108 merchandise described in subparagraphs (A) to (C), inclusive, of this
1109 subdivision.

1110 (4) As used in this subsection, (A) "cigarette" has the same meaning
1111 as provided in section 4-28h, (B) "immediate threat to public health and
1112 safety" includes, but is not limited to, the presence of (i) any cannabis or
1113 cannabis product in connection with a violation of this section, or (ii)
1114 any cigarette or tobacco product alongside any cannabis or cannabis
1115 product, and (C) "operation" and "operating" mean engaging in the sale
1116 of, or otherwise offering for sale, goods and services to the general
1117 public, including, but not limited to, through indirect retail sales.

1118 (e) (1) Any person who violates any provision of this section shall be
1119 assessed a civil penalty of thirty thousand dollars for each violation.
1120 Each day that such violation continues shall constitute a separate
1121 offense.

1122 (2) Any person who aids or abets any violation of the provisions of
1123 this section shall be assessed a civil penalty of thirty thousand dollars
1124 for each violation. Each day that such person aids or abets such violation
1125 shall constitute a separate offense. For the purposes of this subdivision,
1126 no person shall be deemed to have aided or abetted a violation of the
1127 provisions of this section unless (A) such person was the owner, officer,
1128 controlling shareholder or in a similar position of authority that allowed
1129 such person to make command or control decisions regarding the
1130 operations and management of another person who (i) is prohibited
1131 from selling or offering any cannabis or cannabis product under this
1132 section, and (ii) sold or offered any cannabis or cannabis product in
1133 violation of this section, (B) such person knew that such other person (i)
1134 is prohibited from selling or offering any cannabis or cannabis product
1135 under this section, and (ii) sold or offered any cannabis or cannabis
1136 product in violation of this section, (C) such person provided substantial
1137 assistance or encouragement in connection with the sale or offer of such
1138 cannabis or cannabis product in violation of this section, and (D) such
1139 person's conduct was a substantial factor in furthering the sale or offer
1140 of such cannabis or cannabis product in violation of this section.

1141 (3) Any person who manages or controls a commercial property, or
1142 who manages or controls a commercial building, room, space or

1143 enclosure, in such person's capacity as an owner, lessee, agent,
1144 employee or mortgagor, who knowingly leases, rents or makes such
1145 property, building, room, space or enclosure available for use, with or
1146 without compensation, for the purpose of any sale or offer of any
1147 cannabis or cannabis product in violation of this section shall be
1148 assessed a civil penalty of ten thousand dollars for each violation. Each
1149 day that such violation continues shall constitute a separate offense.

1150 (4) No person other than the Attorney General, upon complaint of the
1151 Commissioner of Consumer Protection, or a municipality in which the
1152 violation of this section occurred shall assess any civil penalty under this
1153 subsection or institute a civil action to recover any civil penalty imposed
1154 under this subsection. If a municipality institutes a civil action to recover
1155 any civil penalty imposed under this subsection, such penalty shall be
1156 paid first to the municipality to reimburse such municipality for the
1157 costs incurred in instituting such action. One-half of the remainder, if
1158 any, shall be payable to the treasurer of such municipality and one-half
1159 of such remainder shall be payable to the Treasurer and deposited in the
1160 General Fund.

1161 (f) Nothing in this section shall be construed to prohibit the
1162 imposition of any criminal penalty on any person who (1) is prohibited
1163 from selling or offering any cannabis or cannabis product under this
1164 section, and (2) sells or offers any cannabis or cannabis product in
1165 violation of this section.

1166 Sec. 9. Subsection (k) of section 21a-420d of the 2024 supplement to
1167 the general statutes is repealed and the following is substituted in lieu
1168 thereof (*Effective July 1, 2024*):

1169 (k) The council shall develop criteria for evaluating the ownership
1170 and control of any equity joint venture created under section 21a-420m,
1171 as amended by this act, 21a-420u, as amended by this act, [or] 21a-420j
1172 or section 5 of this act and shall review and approve or deny in writing
1173 such equity joint venture prior to such equity joint venture being
1174 licensed under section 21a-420m, as amended by this act, 21a-420u, as

1175 amended by this act, [or] 21a-420j or section 5 of this act. After
1176 developing criteria for social equity plans as described in subdivision
1177 (5) of subsection (h) of this section, the council shall review and approve
1178 or deny in writing any such plan submitted by a cannabis establishment
1179 as part of its final license application. The council shall not approve any
1180 equity joint venture applicant which shares with an equity joint venture
1181 any individual owner who meets the criteria established in
1182 subparagraphs (A) and (B) of subdivision [(50)] (51) of section 21a-420,
1183 as amended by this act, other than an individual owner in their capacity
1184 as a backer licensed under section 21a-420o, as amended by this act.

1185 Sec. 10. Subsection (c) of section 21a-420e of the 2024 supplement to
1186 the general statutes is repealed and the following is substituted in lieu
1187 thereof (*Effective July 1, 2024*):

1188 (c) Except as provided in subsection (d) of this section, the following
1189 fees shall be paid by each applicant:

1190 (1) For a retailer license, the fee to enter the lottery shall be five
1191 hundred dollars, the fee to receive a provisional license shall be five
1192 thousand dollars and the fee to receive a final license or a renewal of a
1193 final license shall be twenty-five thousand dollars.

1194 (2) For a hybrid retailer license, the fee to enter the lottery shall be five
1195 hundred dollars, the fee to receive a provisional license shall be five
1196 thousand dollars and the fee to receive a final license or a renewal of a
1197 final license shall be twenty-five thousand dollars.

1198 (3) For a cultivator license, the fee to enter the lottery shall be one
1199 thousand dollars, the fee to receive a provisional license shall be twenty-
1200 five thousand dollars and the fee to receive a final license or a renewal
1201 of a final license shall be seventy-five thousand dollars.

1202 (4) For a micro-cultivator license, the fee to enter the lottery shall be
1203 two hundred fifty dollars, the fee to receive a provisional license shall
1204 be five hundred dollars and the fee to receive a final license or a renewal
1205 of a final license shall be one thousand dollars.

1206 (5) (A) For a product manufacturer license, the fee to enter the lottery
1207 shall be seven hundred fifty dollars, the fee to receive a provisional
1208 license shall be five thousand dollars and the fee to receive a final license
1209 or a renewal of a final license shall be twenty-five thousand dollars.

1210 (B) For a product manufacturer seeking authorization to expand the
1211 product manufacturer's authorized activities to include the authorized
1212 activities of a food and beverage manufacturer, the application fee for
1213 such expanded authorization shall be five thousand dollars and the fee
1214 to renew such expanded authorization shall be five thousand dollars.
1215 The fees due under this subparagraph shall be in addition to the fees
1216 due under subparagraph (A) of this subdivision.

1217 (6) (A) For a food and beverage manufacturer license, the fee to enter
1218 the lottery shall be two hundred fifty dollars, the fee to receive a
1219 provisional license shall be one thousand dollars and the fee to receive
1220 a final license or a renewal of a final license shall be five thousand
1221 dollars.

1222 (B) For a food and beverage manufacturer seeking authorization to
1223 expand the food and beverage manufacturer's authorized activities to
1224 include the authorized activities of a product manufacturer, the
1225 application fee for such expanded authorization shall be twenty-five
1226 thousand dollars and the fee to renew such expanded authorization
1227 shall be twenty-five thousand dollars. The fees due under this
1228 subparagraph shall be in addition to the fees due under subparagraph
1229 (A) of this subdivision.

1230 (7) (A) For a product packager license, the fee to enter the lottery shall
1231 be five hundred dollars, the fee to receive a provisional license shall be
1232 five thousand dollars and the fee to receive a final license or a renewal
1233 of a final license shall be twenty-five thousand dollars.

1234 (B) For a product packager seeking authorization to expand the
1235 product packager's authorized activities to include the authorized
1236 activities of a product manufacturer, the application fee for such
1237 expanded authorization shall be thirty thousand dollars and the fee to

1238 renew such expanded authorization shall be twenty-five thousand
1239 dollars. The fees due under this subparagraph shall be in lieu of the fees
1240 due under subparagraph (A) of this subdivision.

1241 (8) For a delivery service or transporter license, the fee to enter the
1242 lottery shall be two hundred fifty dollars, the fee to receive a provisional
1243 license shall be one thousand dollars and the fee to receive a final license
1244 or a renewal of a final license shall be five thousand dollars.

1245 (9) For an initial or renewal of a backer license, the fee shall be one
1246 hundred dollars.

1247 (10) For an initial or renewal of a key employee license, the fee shall
1248 be one hundred dollars.

1249 (11) For an initial or renewal of a registration of an employee who is
1250 not a key employee, the fee shall be fifty dollars.

1251 (12) The license conversion fee for a dispensary facility to become a
1252 hybrid retailer shall be one million dollars, except as provided in section
1253 21a-420u, as amended by this act.

1254 (13) The license conversion fee for a producer to engage in the adult
1255 use cannabis market shall be three million dollars, except as provided in
1256 section 21a-420l.

1257 (14) For a dispensary facility license, the fee to enter the lottery shall
1258 be five hundred dollars, the fee to receive a provisional license shall be
1259 five thousand dollars and the fee to receive a final license or a renewal
1260 of a final license shall be five thousand dollars.

1261 (15) For a producer license, the fee to enter the lottery shall be one
1262 thousand dollars, the fee to receive a provisional license shall be twenty-
1263 five thousand dollars and the fee to receive a final license or a renewal
1264 of a final license shall be seventy-five thousand dollars.

1265 Sec. 11. Subsection (b) of section 21a-420g of the 2024 supplement to
1266 the general statutes is repealed and the following is substituted in lieu

1267 thereof (*Effective July 1, 2024*):

1268 (b) Except as provided in section 21a-420o, as amended by this act,
1269 and section 5 of this act, prior to the first date that the department begins
1270 accepting applications for a license type, the department shall determine
1271 the maximum number of applications that shall be considered for such
1272 license type and post such information on its Internet web site. Fifty per
1273 cent of the maximum number of applications that shall be considered
1274 for each license type (1) shall be selected through a social equity lottery
1275 for such license type, and (2) shall be reserved by the department for
1276 social equity applicants. If, upon the close of the application period for
1277 a license type, the department receives more applications than the
1278 maximum number to be considered in total or to be reserved for social
1279 equity applicants as set forth in this subsection, a third-party lottery
1280 operator shall conduct a lottery to identify applications for review by
1281 the department and the Social Equity Council.

1282 Sec. 12. Subsection (b) of section 21a-420m of the 2024 supplement to
1283 the general statutes is repealed and the following is substituted in lieu
1284 thereof (*Effective July 1, 2024*):

1285 (b) The equity joint venture shall be in any cannabis establishment
1286 licensed business, other than a cultivator license, provided such equity
1287 joint venture is at least fifty per cent owned and controlled by an
1288 individual or individuals who meet, or the equity joint venture
1289 applicant is an individual who meets, the criteria established in
1290 subparagraphs (A) and (B) of subdivision [(50)] (51) of section 21a-420,
1291 as amended by this act.

1292 Sec. 13. Section 21a-420o of the 2024 supplement to the general
1293 statutes is repealed and the following is substituted in lieu thereof
1294 (*Effective July 1, 2024*):

1295 (a) Thirty days after the Social Equity Council posts the criteria for
1296 social equity applicants on its Internet web site, the department shall
1297 open up a three-month application period for cultivators during which
1298 a social equity applicant may apply to the department for a provisional

1299 cultivator license and final license for a cultivation facility located in a
1300 disproportionately impacted area without participating in a lottery or
1301 request for proposals. Such application for a provisional license shall be
1302 granted upon: (1) ~~[verification]~~ Verification by the Social Equity Council
1303 that the applicant meets the criteria for a social equity applicant; (2) the
1304 applicant submitting to and passing a criminal background check; and
1305 (3) payment of a three-million-dollar fee to be deposited in the Cannabis
1306 Social Equity and Innovation Fund established in section 21a-420f. Upon
1307 granting such provisional license, the department shall notify the
1308 applicant of the project labor agreement requirements of section 21a-
1309 421e, as amended by this act. The department shall not grant an
1310 application for a provisional cultivator license under this subsection
1311 after December 31, 2025.

1312 (b) To obtain a final cultivator license under this section, the social
1313 equity applicant shall provide evidence of: (1) [a] A contract with an
1314 entity providing an approved electronic tracking system as described in
1315 section 21a-421n; (2) a right to exclusively occupy [a] the location [in a
1316 disproportionately impacted area] at which the cultivation facility will
1317 be located, which location shall be situated (A) in a disproportionately
1318 impacted area, (B) on any reservation, as defined in section 47-63, of the
1319 Schaghticoke, Paucatuck Eastern Pequot or Golden Hill Paugussett
1320 indigenous tribe recognized by this state under subsection (b) of section
1321 47-59a, provided such reservation includes at least ten acres of
1322 contiguous land and such land comprised part of such reservation on
1323 July 1, 2024, (C) on any parcel of land owned in fee simple by any
1324 indigenous tribe recognized by this state under subsection (b) of section
1325 47-59a, provided such parcel includes at least ten acres of contiguous
1326 land and is located in a municipality that, prior to July 1, 2024, contained
1327 any portion of a disproportionately impacted area, or (D) in the case of
1328 an exclusively outdoor grow, in a municipality containing any portion
1329 of a disproportionately impacted area, provided (i) such outdoor grow
1330 is conducted on land that such municipality has approved for
1331 agricultural or farming uses, and (ii) all cultivation complies with the
1332 provisions of the regulations adopted, and policies and procedures

1333 issued, pursuant to section 21a-421j, as amended by this act, permitting
1334 the outdoor cultivation of cannabis; (3) any necessary local zoning
1335 approval and permits for the cultivation facility; (4) a business plan; (5)
1336 a social equity plan approved by the Social Equity Council; (6) written
1337 policies for preventing diversion and misuse of cannabis and sales of
1338 cannabis to underage persons; and (7) blueprints of the facility and all
1339 other security requirements of the department.

1340 Sec. 14. Section 21a-420p of the 2024 supplement to the general
1341 statutes is repealed and the following is substituted in lieu thereof
1342 (*Effective July 1, 2024*):

1343 (a) On and after July 1, 2021, the department may issue or renew a
1344 license for a person to be a micro-cultivator. No person may act as a
1345 micro-cultivator or represent that such person is a licensed micro-
1346 cultivator unless such person has obtained a license from the
1347 department pursuant to this section.

1348 (b) A micro-cultivator is authorized to cultivate, grow, propagate,
1349 manufacture and package the cannabis plant at an establishment
1350 containing not less than two thousand square feet and not more than ten
1351 thousand square feet of grow space, prior to any expansion authorized
1352 by the commissioner, provided such micro-cultivator complies with the
1353 provisions of any regulations adopted under section 21a-420q
1354 concerning grow space. A micro-cultivator business shall meet physical
1355 security controls set forth and required by the commissioner.

1356 (c) A micro-cultivator may apply for expansion of its grow space, in
1357 increments of five thousand square feet, on an annual basis, from the
1358 date of initial licensure, if such licensee is not subject to any pending or
1359 final administrative actions or judicial findings. If there are any pending
1360 or final administrative actions or judicial findings against the licensee,
1361 the department shall conduct a suitability review to determine whether
1362 such expansion shall be granted, which determination shall be final and
1363 appealable only to the Superior Court. The micro-cultivator may apply
1364 for an expansion of its business annually upon renewal of its credential

1365 until such licensee reaches a maximum of twenty-five thousand square
1366 feet of grow space. If a micro-cultivator desires to expand beyond
1367 twenty-five thousand square feet of grow space, the micro-cultivator
1368 licensee may apply for a cultivator license one year after its last
1369 expansion request. The micro-cultivator licensee shall not be required to
1370 apply through the lottery application process to convert its license to a
1371 cultivator license. If a micro-cultivator maintains its license and meets
1372 all of the application and licensure requirements for a cultivator license,
1373 including payment of the cultivator license fee established under section
1374 21a-420e, as amended by this act, the micro-cultivator licensee shall be
1375 granted a cultivator license.

1376 (d) A micro-cultivator may label, manufacture, package and perform
1377 extractions on any cannabis cultivated, grown and propagated at its
1378 licensed establishment provided it meets all licensure and application
1379 requirements for a food and beverage manufacturer, product
1380 manufacturer or product packager, as applicable.

1381 (e) A micro-cultivator may sell, transfer or transport its cannabis to a
1382 dispensary facility, hybrid retailer, retailer, delivery service, food and
1383 beverage manufacturer, product manufacturer, research program,
1384 cannabis testing laboratory or product packager, provided the cannabis
1385 is cultivated, grown and propagated at the micro-cultivator's licensed
1386 establishment and transported utilizing the micro-cultivator's own
1387 employees or a transporter. A micro-cultivator shall not gift or transfer
1388 cannabis or cannabis products at no cost to a consumer as part of a
1389 commercial transaction.

1390 (f) [A] (1) Subject to the requirements of this subsection and
1391 subsection (b) of section 21a-420c, as amended by this act, a micro-
1392 cultivator may sell its own cannabis, including, but not limited to, its
1393 own cannabis seedlings, to consumers, excluding qualifying patients
1394 and caregivers, [either] through a delivery service, [or utilizing its own
1395 employees, subject to the requirements of subsection (b) of section 21a-
1396 420c. Any micro-cultivator that engages in the delivery of cannabis shall
1397 maintain a secure location, in a manner approved by the commissioner,

1398 at the micro-cultivator's premises where cannabis that is unable to be
1399 delivered may be returned to the micro-cultivator. Such secure cannabis
1400 return location shall meet specifications set forth by the commissioner
1401 and published on the department's Internet web site or included in
1402 regulations adopted by the department. A micro-cultivator shall cease
1403 delivery of cannabis to consumers if it converts to being a cultivator.]
1404 No cannabis establishment other than a micro-cultivator shall sell
1405 cannabis seedlings to consumers, and no cannabis establishment other
1406 than a delivery service shall deliver cannabis seedlings sold by a micro-
1407 cultivator to consumers.

1408 (2) No micro-cultivator shall sell a cannabis seedling to a consumer
1409 unless:

1410 (A) The micro-cultivator cultivated the cannabis seedling in this state
1411 from seed or clone;

1412 (B) The cannabis seedling (i) has a standing height of not more than
1413 six inches measured from the base of the stem to the tallest point of the
1414 plant, (ii) does not contain any bud or flower, and (iii) has been tested
1415 for pesticides and heavy metals in accordance with the laboratory
1416 testing standards established in the policies and procedures issued, and
1417 final regulations adopted, by the commissioner pursuant to section 21a-
1418 421j, as amended by this act; and

1419 (C) A label or informational tag is affixed to the cannabis seedling
1420 disclosing the following in legible English, black lettering, Times New
1421 Roman font, flat regular typeface, on a contrasting background and in
1422 uniform size of not less than one-tenth of one inch, based on a capital
1423 letter "K":

1424 (i) The name of the micro-cultivator;

1425 (ii) A product description for the cannabis seedling;

1426 (iii) One of the following chemotypes anticipated after flowering: (I)
1427 "High THC, Low CBD"; (II) "Low THC, High CBD"; or (III) "50/50 THC

- 1428 and CBD";
- 1429 (iv) The results of the testing required under subparagraph (B)(iii) of
1430 this subdivision;
- 1431 (v) Directions for optimal care of the cannabis seedling;
- 1432 (vi) Unobscured symbols, in a size of not less than one-half inch by
1433 one-half inch and in a format approved by the commissioner, which
1434 symbols shall indicate that the cannabis seedling contains THC and is
1435 not legal or safe for individuals younger than twenty-one years of age;
1436 and
- 1437 (vii) A unique identifier generated by a cannabis analytic tracking
1438 system maintained by the department and used to track cannabis under
1439 the policies and procedures issued, and final regulations adopted, by
1440 the commissioner pursuant to section 21a-421j, as amended by this act.
- 1441 (3) Notwithstanding section 21a-421j, as amended by this act, no
1442 cannabis seedling shall be required to be sold in child-resistant
1443 packaging.
- 1444 (4) No micro-cultivator shall knowingly sell more than three cannabis
1445 seedlings to a consumer in any six-month period.
- 1446 (5) No micro-cultivator shall accept any returned cannabis seedling.
- 1447 Sec. 15. Subsection (b) of section 21a-420u of the 2024 supplement to
1448 the general statutes is repealed and the following is substituted in lieu
1449 thereof (*Effective July 1, 2024*):
- 1450 (b) Any equity joint venture created under this section shall be
1451 created for the development of a cannabis establishment, other than a
1452 cultivator, provided such equity joint venture is at least fifty per cent
1453 owned and controlled by an individual or individuals who meet, or the
1454 equity joint venture applicant is an individual who meets, the criteria
1455 established in subparagraphs (A) and (B) of subdivision [(50)] (51) of
1456 section 21a-420, as amended by this act.

1457 Sec. 16. Subsection (d) of section 21a-420w of the 2024 supplement to
1458 the general statutes is repealed and the following is substituted in lieu
1459 thereof (*Effective July 1, 2024*):

1460 (d) A food and beverage manufacturer may sell, transfer or transport
1461 its own products to a cannabis establishment, cannabis testing
1462 laboratory or research program, or obtain cannabis from a cannabis
1463 establishment, cannabis testing laboratory or research program for
1464 manufacturing purposes, provided such transportation is performed by
1465 utilizing its own employees or a transporter. A food and beverage
1466 manufacturer may not deliver any cannabis, cannabis products or food
1467 or beverage incorporating cannabis to a consumer, directly or through
1468 a delivery service.

1469 Sec. 17. Subsection (d) of section 21a-420x of the 2024 supplement to
1470 the general statutes is repealed and the following is substituted in lieu
1471 thereof (*Effective July 1, 2024*):

1472 (d) A product manufacturer may sell, transfer or transport its own
1473 products to a cannabis establishment, cannabis testing laboratory or
1474 research program, or obtain cannabis from a cannabis establishment,
1475 cannabis testing laboratory or research program for manufacturing
1476 purposes, provided such transportation is performed by utilizing its
1477 own employees or a transporter. A product manufacturer may not
1478 deliver any cannabis to a consumer directly or through a delivery
1479 service.

1480 Sec. 18. Section 21a-420y of the 2024 supplement to the general
1481 statutes is repealed and the following is substituted in lieu thereof
1482 (*Effective July 1, 2024*):

1483 (a) On and after July 1, 2021, the department may issue or renew a
1484 license for a person to be a product packager. No person may act as a
1485 product packager or represent that such person is a product packager
1486 unless such person has obtained a license from the department pursuant
1487 to this section.

1488 (b) A product packager may obtain cannabis from a producer,
1489 cultivator, micro-cultivator, food and beverage manufacturer or a
1490 product manufacturer, provided the product packager utilizes its own
1491 employees or a transporter. The product packager may sell, transfer or
1492 transport cannabis to and from any cannabis establishment, cannabis
1493 testing laboratory or research program, provided the product packager
1494 only transports cannabis packaged at its licensed establishment and
1495 utilizing its own employees or a transporter.

1496 (c) A product packager shall be responsible for ensuring that
1497 cannabis products are labeled and packaged in compliance with the
1498 provisions of RERACA and the policies and procedures issued by the
1499 commissioner to implement, and any regulations adopted pursuant to,
1500 RERACA.

1501 (d) A product packager shall ensure all equipment utilized for
1502 processing and packaging cannabis is sanitary and inspected regularly
1503 to deter the adulteration of cannabis.

1504 (e) (1) A product packager may expand the product packager's
1505 authorized activities to include the authorized activities of a product
1506 manufacturer if: (A) The product packager submits to the department
1507 (i) a completed license expansion application on a form and in a manner
1508 prescribed by the commissioner, and (ii) the fee prescribed in
1509 subparagraph (B) of subdivision (7) of subsection (c) of section 21a-420e,
1510 as amended by this act; and (B) the commissioner authorizes the product
1511 packager, in writing, to expand such product packager's authorized
1512 activities to include the authorized activities of a product manufacturer.

1513 (2) A product packager that expands the product packager's
1514 authorized activities to include the authorized activities of a product
1515 manufacturer under this subsection shall comply with all provisions of
1516 this chapter, and all regulations, policies and procedures prescribed
1517 pursuant to this chapter, concerning product manufacturers. In the
1518 event of a conflict between any provision of this chapter, or any
1519 regulation, policy or procedure prescribed pursuant to this chapter,

1520 concerning product packagers and any such provision, regulation,
1521 policy or procedure concerning product manufacturers, the provision,
1522 regulation, policy or procedure imposing the more stringent public
1523 health and safety standard shall prevail.

1524 Sec. 19. Section 21a-421e of the general statutes is repealed and the
1525 following is substituted in lieu thereof (*Effective July 1, 2024*):

1526 (a) As used in this section: [, "project labor agreement"]

1527 (1) "Affiliated business entity" means a business entity that, either
1528 directly or indirectly through one or more intermediaries, is controlled
1529 by, or is under common control with, a cannabis establishment;

1530 (2) "Control" means the power to direct, or cause the direction of, the
1531 management and policies of a business entity;

1532 (3) "Covered project" means a project that is (A) for the construction
1533 or renovation of any facility for the operation of a cannabis
1534 establishment, (B) in an amount of at least five million dollars, and (C)
1535 performed by or on behalf of (i) a cannabis establishment, or (ii) an
1536 affiliated business entity;

1537 (4) "Labor organization" (A) means any organization that exists and
1538 is constituted, in whole or in part, for the purpose of (i) collective
1539 bargaining, or (ii) dealing with employers concerning grievances, terms
1540 or conditions of employment or other mutual aid or protection, and (B)
1541 does not include a company union, as defined in section 31-101; and

1542 (5) "Project labor agreement" means [an agreement between a
1543 subcontractor or contractor and a cannabis establishment that: (1) Binds
1544 all contractors and subcontractors on the covered project to the project
1545 labor] a prehire collective bargaining agreement that (A) is entered into
1546 by and between (i) a cannabis establishment or an affiliated business
1547 entity, (ii) one or more contractors or subcontractors at any tier, and (iii)
1548 one or more labor organizations, (B) establishes the terms and
1549 conditions of employment in connection with performance of a covered

1550 project, (C) binds each affiliated entity, contractor and subcontractor to
1551 adhere to the terms of such collective bargaining agreement through the
1552 inclusion of specifications in all relevant solicitation provisions and
1553 contract documents [; (2)] concerning performance of the covered
1554 project, (D) allows [all contractors and subcontractors] each contractor
1555 or subcontractor to compete for contracts and subcontracts on the
1556 covered project without regard to whether [they are] such contractor or
1557 subcontractor is otherwise [parties to] a party to a collective bargaining
1558 [agreements; (3)] agreement, (E) establishes uniform terms and
1559 conditions of employment for all construction labor employed [on the
1560 projects; (4)] in connection with performance of the covered project, (F)
1561 guarantees against strikes, lockouts and similar job disruptions [; (5)] in
1562 connection with performance of the covered project, (G) sets forth
1563 mutually binding procedures for resolving labor disputes arising
1564 during the [project labor] term of such collective bargaining agreement,
1565 [;] and [(6)] (H) includes any other provisions as negotiated by the
1566 parties to such collective bargaining agreement to promote successful
1567 [delivery] performance of the covered project. [; and "employee
1568 organization" means any lawful association, labor organization,
1569 federation or council having as a primary purpose the improvement of
1570 wages, hours and other conditions of employment for employees of
1571 cannabis establishments.]

1572 (b) [A project for the construction or renovation of any facility for the
1573 operation of a cannabis establishment in an amount of five million
1574 dollars or greater] Each covered project shall be the subject of a project
1575 labor agreement. [between the contractors and subcontractors of such
1576 project and the cannabis establishment.] A contractor, subcontractor or
1577 [employee] labor organization may enforce the provisions of this
1578 section, or seek remedies for noncompliance with a project labor
1579 agreement entered into under this section, by commencing a civil action
1580 in the Superior Court in the judicial district [where the cannabis
1581 establishment project is located] in which the covered project is to be
1582 performed or is performed. The court, after hearing, may order penalties
1583 of not more than ten thousand dollars per day for each violation of the

1584 project labor agreement by the cannabis establishment or affiliated
1585 business entity. A failure of a cannabis establishment or affiliated
1586 business entity to comply with the provisions of this section shall not be
1587 the basis for any administrative action by the Department of Consumer
1588 Protection.

1589 Sec. 20. Subsection (b) of section 21a-421j of the 2024 supplement to
1590 the general statutes is repealed and the following is substituted in lieu
1591 thereof (*Effective July 1, 2024*):

1592 (b) The commissioner shall adopt regulations in accordance with
1593 chapter 54 to implement the provisions of RERACA. Notwithstanding
1594 the requirements of sections 4-168 to 4-172, inclusive, in order to
1595 effectuate the purposes of RERACA and protect public health and
1596 safety, prior to adopting such regulations the commissioner shall issue
1597 policies and procedures to implement the provisions of RERACA that
1598 shall have the force and effect of law. The commissioner shall post all
1599 policies and procedures on the department's Internet web site and
1600 submit such policies and procedures to the Secretary of the State for
1601 posting on the eRegulations System, at least fifteen days prior to the
1602 effective date of any policy or procedure. The commissioner shall also
1603 provide such policies and procedures, in a manner prescribed by the
1604 commissioner, to each licensee. Any such policy or procedure shall no
1605 longer be effective upon the earlier of either the adoption of the policy
1606 or procedure as a final regulation under section 4-172 or forty-eight
1607 months from June 22, 2021, if such regulations have not been submitted
1608 to the legislative regulation review committee for consideration under
1609 section 4-170. The commissioner shall issue policies and procedures and
1610 thereafter final regulations that include, but are not limited to, the
1611 following:

1612 (1) Setting appropriate dosage, potency, concentration and serving
1613 size limits and delineation requirements for cannabis, provided a
1614 standardized serving of edible cannabis product or beverage, other than
1615 a medical marijuana product, shall contain not more than five
1616 milligrams of THC.

1617 (2) Requiring that each single standardized serving of cannabis
1618 product in a multiple-serving edible product or beverage is physically
1619 demarked in a way that enables a reasonable person to determine how
1620 much of the product constitutes a single serving and a maximum
1621 amount of THC per multiple-serving edible cannabis product or
1622 beverage.

1623 (3) Requiring that, if it is impracticable to clearly demark every
1624 standardized serving of cannabis product or to make each standardized
1625 serving easily separable in an edible cannabis product or beverage, the
1626 product, other than cannabis concentrate or medical marijuana product,
1627 shall contain not more than five milligrams of THC per unit of sale.

1628 (4) Establishing, in consultation with the Department of Mental
1629 Health and Addiction Services, consumer health materials that shall be
1630 posted or distributed, as specified by the commissioner, by cannabis
1631 establishments to maximize dissemination to cannabis consumers.
1632 Consumer health materials may include pamphlets, packaging inserts,
1633 signage, online and printed advertisements and advisories and printed
1634 health materials.

1635 (5) Imposing labeling and packaging requirements for cannabis sold
1636 by a cannabis establishment that include, but are not limited to, the
1637 following:

1638 (A) Inclusion of universal symbols to indicate that cannabis, or a
1639 cannabis product, contains THC and is not legal or safe for individuals
1640 younger than twenty-one years of age, and prescribe how such product
1641 and product packaging shall utilize and exhibit such symbols.

1642 (B) A disclosure concerning the length of time it typically takes for
1643 the cannabis to affect an individual, including that certain forms of
1644 cannabis take longer to have an effect.

1645 (C) A notation of the amount of cannabis the cannabis product is
1646 considered the equivalent to.

1647 (D) A list of ingredients and all additives for cannabis.

1648 (E) [Child-resistant] Except as provided in subdivision (3) of
1649 subsection (f) of section 21a-420p, as amended by this act, child-
1650 resistant, tamper-resistant and light-resistant packaging. [, including
1651 requiring that an edible product be individually wrapped.] For the
1652 purposes of this subparagraph, packaging shall be deemed to be (i)
1653 child-resistant if the packaging satisfies the standard for special
1654 packaging established in 16 CFR 1700.1(b)(4), as amended from time to
1655 time, (ii) tamper-resistant if the packaging has at least one barrier to, or
1656 indicator of, entry that would preclude the contents of such packaging
1657 from being accessed or adulterated without indicating to a reasonable
1658 person that such packaging has been breached, and (iii) light-resistant if
1659 the packaging is entirely and uniformly opaque and protects the entirety
1660 of the contents of such packaging from the effects of light.

1661 (F) [Packaging for] Except as provided in subdivision (3) of
1662 subsection (f) of section 21a-420p, as amended by this act, (i) packaging
1663 for cannabis intended for multiple servings to be resealable in such a
1664 manner so as to render such packaging continuously child-resistant, as
1665 described in subparagraph (E)(i) of this subdivision, and preserve the
1666 integrity of the contents of such packaging, and (ii) if packaging for
1667 cannabis intended for multiple servings contains any edible cannabis
1668 product, for each single standardized serving to be easily discernible
1669 and (I) individually wrapped, or (II) physically demarked and
1670 delineated as required under this subsection.

1671 (G) Impervious packaging that protects the contents of such
1672 packaging from contamination and exposure to any toxic or harmful
1673 substance, including, but not limited to, any glue or other adhesive or
1674 substance that is incorporated in such packaging.

1675 (H) Product tracking information sufficient to determine where and
1676 when the cannabis was grown and manufactured such that a product
1677 recall could be effectuated.

1678 (I) A net weight statement.

1679 (J) A recommended use by or expiration date.

1680 (K) Standard and uniform packaging and labeling, including, but not
1681 limited to, requirements (i) regarding branding or logos, (ii) that all
1682 packaging be opaque, and (iii) that amounts and concentrations of THC
1683 and cannabidiol, per serving and per package, be clearly marked on the
1684 packaging or label of any cannabis product sold.

1685 (L) For any cannabis concentrate cannabis product that contains a
1686 total THC percentage greater than thirty per cent, a warning that such
1687 cannabis product is a high-potency product and may increase the risk
1688 of psychosis.

1689 (M) Chemotypes, which shall be displayed as (i) "High THC, Low
1690 CBD" where the ratio of THC to CBD is greater than five to one and the
1691 total THC percentage is at least fifteen per cent, (ii) "Moderate THC,
1692 Moderate CBD" where the ratio of THC to CBD is at least one to five but
1693 not greater than five to one and the total THC percentage is greater than
1694 five per cent but less than fifteen per cent, (iii) "Low THC, High CBD"
1695 where the ratio of THC to CBD is less than one to five and the total THC
1696 percentage is not greater than five per cent, or (iv) the chemotype
1697 described in clause (i), (ii) or (iii) of this subparagraph that most closely
1698 fits the cannabis or cannabis product, as determined by mathematical
1699 analysis of the ratio of THC to CBD, where such cannabis or cannabis
1700 product does not fit a chemotype described in clause (i), (ii) or (iii) of
1701 this subparagraph.

1702 (N) A requirement that, prior to being sold and transferred to a
1703 consumer, qualifying patient or caregiver, cannabis packaging be
1704 clearly labeled, whether printed directly on such packaging or affixed
1705 by way of a separate label, other than an extended content label, with:

1706 (i) A unique identifier generated by a cannabis analytic tracking
1707 system maintained by the department and used to track cannabis under
1708 the policies and procedures issued, and final regulations adopted, by
1709 the commissioner pursuant to this section; and

1710 (ii) The following information concerning the cannabis contained in
1711 such packaging, which shall be in legible English, black lettering, Times
1712 New Roman font, flat regular typeface, on a contrasting background
1713 and in uniform size of not less than one-tenth of one inch, based on a
1714 capital letter "K", which information shall also be available on the
1715 Internet web site of the cannabis establishment that sells and transfers
1716 such cannabis:

1717 (I) The name of such cannabis, as registered with the department
1718 under the policies and procedures issued, and final regulations adopted,
1719 by the commissioner pursuant to this section.

1720 (II) The expiration date, which shall not account for any refrigeration
1721 after such cannabis is sold and transferred to the consumer, qualifying
1722 patient or caregiver.

1723 (III) The net weight or volume, expressed in metric and imperial
1724 units.

1725 (IV) The standardized serving size, expressed in customary units, and
1726 the number of servings included in such packaging, if applicable.

1727 (V) Directions for use and storage.

1728 (VI) Each active ingredient comprising at least one per cent of such
1729 cannabis, including cannabinoids, isomers, esters, ethers and salts and
1730 salts of isomers, esters and ethers, and all quantities thereof expressed
1731 in metric units and as a percentage of volume.

1732 (VII) A list of all known allergens, as identified by the federal Food
1733 and Drug Administration, contained in such cannabis, or the denotation
1734 "no known FDA identified allergens" if such cannabis does not contain
1735 any allergen identified by the federal Food and Drug Administration.

1736 (VIII) The following warning statement within, and outlined by, a red
1737 box:

1738 "This product is not FDA-approved, may be intoxicating, cause long-

1739 term physical and mental health problems, and have delayed side
1740 effects. It is illegal to operate a vehicle or machinery under the influence
1741 of cannabis. Keep away from children."

1742 (IX) At least one of the following warning statements, rotated
1743 quarterly on an alternating basis:

1744 "Warning: Frequent and prolonged use of cannabis can contribute to
1745 mental health problems over time, including anxiety, depression,
1746 stunted brain development and impaired memory."

1747 "Warning: Consumption while pregnant or breastfeeding may be
1748 harmful."

1749 "Warning: Cannabis has intoxicating effects and may be habit-
1750 forming and addictive."

1751 "Warning: Consuming more than the recommended amount may
1752 result in adverse effects requiring medical attention."

1753 (X) All information necessary to comply with labeling requirements
1754 imposed under the laws of this state [or] and federal law, including, but
1755 not limited to, sections 21a-91 to 21a-120, inclusive, and 21a-151 to 21a-
1756 159, inclusive, the Federal Food, Drug and Cosmetic Act, 21 USC 301 et
1757 seq., as amended from time to time, and the federal Fair Packaging and
1758 Labeling Act, 15 USC 1451 et seq., as amended from time to time, for
1759 similar products that do not contain cannabis.

1760 (XI) Such additional warning labels for certain cannabis products as
1761 the commissioner may require and post on the department's Internet
1762 web site.

1763 (6) Establishing laboratory testing standards, consumer disclosures
1764 concerning mold and yeast in cannabis and permitted remediation
1765 practices.

1766 (7) Restricting forms of cannabis products and cannabis product
1767 delivery systems to ensure consumer safety and deter public health

1768 concerns.

1769 (8) Prohibiting certain manufacturing methods, or inclusion of
1770 additives to cannabis products, including, but not limited to, (A) added
1771 flavoring, terpenes or other additives unless approved by the
1772 department, or (B) any form of nicotine or other additive containing
1773 nicotine.

1774 (9) Prohibiting cannabis product types that appeal to children.

1775 (10) Establishing physical and cyber security requirements related to
1776 build out, monitoring and protocols for cannabis establishments as a
1777 requirement for licensure.

1778 (11) Placing temporary limits on the sale of cannabis in the adult-use
1779 market, if deemed appropriate and necessary by the commissioner, in
1780 response to a shortage of cannabis for qualifying patients.

1781 (12) Requiring retailers and hybrid retailers to make best efforts to
1782 provide access to (A) low-dose THC products, including products that
1783 have one milligram and two and a half milligrams of THC per dose, and
1784 (B) high-dose CBD products.

1785 (13) Requiring producers, cultivators, micro-cultivators, product
1786 manufacturers and food and beverage manufacturers to register brand
1787 names for cannabis, in accordance with the policies and procedures and
1788 subject to the fee set forth in, regulations adopted under chapter 420f.

1789 (14) Prohibiting a cannabis establishment from selling, other than the
1790 sale of medical marijuana products between cannabis establishments
1791 and the sale of cannabis to qualified patients and caregivers, (A)
1792 cannabis flower or other cannabis plant material with a total THC
1793 concentration greater than thirty per cent on a dry-weight basis, and (B)
1794 any cannabis product other than cannabis flower and cannabis plant
1795 material with a total THC concentration greater than sixty per cent on a
1796 dry-weight basis, except that the provisions of subparagraph (B) of this
1797 subdivision shall not apply to the sale of prefilled cartridges for use in

1798 an electronic cannabis delivery system, as defined in section 19a-342a
1799 and the department may adjust the percentages set forth in
1800 subparagraph (A) or (B) of this subdivision in regulations adopted
1801 pursuant to this section for purposes of public health or to address
1802 market access or shortage. As used in this subdivision, "cannabis plant
1803 material" means material from the cannabis plant, as defined in section
1804 21a-279a.

1805 (15) Permitting the outdoor cultivation of cannabis.

1806 (16) Prohibiting packaging that is (A) visually similar to any
1807 commercially similar product that does not contain cannabis, or (B) used
1808 for any good that is marketed to individuals reasonably expected to be
1809 younger than twenty-one years of age.

1810 (17) Allowing packaging to include a picture of the cannabis product
1811 and contain a logo of one cannabis establishment, which logo may be
1812 comprised of not more than three colors and provided neither black nor
1813 white shall be considered one of such three colors.

1814 (18) Requiring packaging to (A) be entirely and uniformly one color,
1815 and (B) not incorporate any information, print, embossing, debossing,
1816 graphic or hidden feature, other than any permitted or required label.

1817 (19) Requiring that packaging and labeling for an edible cannabis
1818 product, excluding the warning labels required under this subsection
1819 and a picture of the cannabis product described in subdivision (17) of
1820 this subsection but including, but not limited to, the logo of the cannabis
1821 establishment, shall only be comprised of black and white or a
1822 combination thereof.

1823 (20) (A) Except as provided in subparagraph (B) of this subdivision,
1824 requiring that delivery device cartridges be labeled, in a clearly legible
1825 manner and in as large a font as the size of the device reasonably allows,
1826 with only the following information (i) the name of the cannabis
1827 establishment where the cannabis is grown or manufactured, (ii) the
1828 cannabis brand, (iii) the total THC and total CBD content contained

1829 within the delivery device cartridge, (iv) the expiration date, and (v) the
1830 unique identifier generated by a cannabis analytic tracking system
1831 maintained by the department and used to track cannabis under the
1832 policies and procedures issued, and final regulations adopted, by the
1833 commissioner pursuant to this section.

1834 (B) A cannabis establishment may emboss, deboss or similarly print
1835 the name of the cannabis establishment's business entity, and one logo
1836 with not more than three colors, on a delivery device cartridge.

1837 (21) Prescribing signage to be prominently displayed at dispensary
1838 facilities, retailers and hybrid retailers disclosing (A) possible health
1839 risks related to mold, and (B) the use and possible health risks related to
1840 the use of mold remediation techniques.

1841 Sec. 21. Subsection (b) of section 21a-421l of the general statutes is
1842 repealed and the following is substituted in lieu thereof (*Effective July 1,*
1843 *2024*):

1844 (b) A cannabis establishment shall (1) store all cannabis in such a
1845 manner as to prevent diversion, theft or loss, (2) make cannabis
1846 accessible only to the minimum number of specifically authorized
1847 employees essential for efficient operation, and (3) return any cannabis
1848 to a secure location at the end of the scheduled business day. For the
1849 purposes of this subsection, a location shall be deemed to be secure if
1850 the location satisfies the requirements imposed in subsection (b) of
1851 section 21a-262-4 of the regulations of Connecticut state agencies for
1852 controlled substances listed in schedules III, IV and V of the Connecticut
1853 controlled substance scheduling regulations adopted pursuant to
1854 section 21a-243.

1855 Sec. 22. Subsection (b) of section 21a-421bb of the 2024 supplement to
1856 the general statutes is repealed and the following is substituted in lieu
1857 thereof (*Effective July 1, 2024*):

1858 (b) Except as provided in subsection (d) of this section, cannabis
1859 establishments shall not:

1860 (1) Advertise, including, but not limited to, through a business name
1861 or logo, cannabis, cannabis paraphernalia or goods or services related to
1862 cannabis:

1863 (A) In ways that target or are designed to appeal to individuals under
1864 twenty-one years of age, including, but not limited to, spokespersons or
1865 celebrities who appeal to individuals under the legal age to purchase
1866 cannabis or cannabis products, depictions of a person under twenty-five
1867 years of age consuming cannabis, or, the inclusion of objects, such as
1868 toys, characters or cartoon characters, suggesting the presence of a
1869 person under twenty-one years of age, or any other depiction designed
1870 in any manner to be appealing to a person under twenty-one years of
1871 age; or

1872 (B) By using any image, or any other visual representation, of the
1873 cannabis plant or any part of the cannabis plant, including, but not
1874 limited to, the leaf of the cannabis plant;

1875 (2) Engage in any advertising by means of any form of billboard
1876 within one thousand five hundred feet of an elementary or secondary
1877 school ground or a house of worship, recreation center or facility, child
1878 care center, playground, public park or library, or engage in any
1879 advertising by means of a billboard between the hours of six o'clock a.m.
1880 and eleven o'clock p.m.;

1881 (3) Engage in advertising by means of any television, radio, Internet,
1882 mobile application, social media or other electronic communication,
1883 billboard or other outdoor signage, or print publication unless the
1884 cannabis establishment has reliable evidence that at least ninety per cent
1885 of the audience for the advertisement is reasonably expected to be
1886 twenty-one years of age or older;

1887 (4) Engage in advertising or marketing directed toward location-
1888 based devices, including, but not limited to, cellular phones, unless the
1889 marketing is a mobile device application installed on the device by the
1890 owner of the device who is twenty-one years of age or older and
1891 includes a permanent and easy opt-out feature and warnings that the

1892 use of cannabis is restricted to persons twenty-one years of age or older;

1893 (5) Advertise cannabis or cannabis products in a manner claiming or
1894 implying, or permit any employee of the cannabis establishment to
1895 claim or imply, that such products have curative or therapeutic effects,
1896 or that any other medical claim is true, or allow any employee to
1897 promote cannabis for a wellness purpose unless such claims are
1898 substantiated as set forth in regulations adopted under chapter 420f or
1899 verbally conveyed by a licensed pharmacist or other licensed medical
1900 practitioner in the course of business in, or while representing, a hybrid
1901 retail or dispensary facility;

1902 (6) Sponsor charitable, sports, musical, artistic, cultural, social or
1903 other similar events or advertising at, or in connection with, such an
1904 event unless the cannabis establishment has reliable evidence that (A)
1905 not more than ten per cent of the in-person audience at the event is
1906 reasonably expected to be under the legal age to purchase cannabis or
1907 cannabis products, and (B) not more than ten per cent of the audience
1908 that will watch, listen or participate in the event is expected to be under
1909 the legal age to purchase cannabis products;

1910 (7) Advertise cannabis, cannabis products or cannabis paraphernalia
1911 in any physical form visible to the public within five hundred feet of an
1912 elementary or secondary school ground or a recreation center or facility,
1913 child care center, playground, public park or library;

1914 (8) Cultivate cannabis or manufacture cannabis products for
1915 distribution outside of this state in violation of federal law, advertise in
1916 any way that encourages the transportation of cannabis across state lines
1917 or otherwise encourages illegal activity;

1918 (9) Except for dispensary facilities and hybrid retailers, exhibit within
1919 or upon the outside of the facility used in the operation of a cannabis
1920 establishment, or include in any advertisement, the word "dispensary"
1921 or any variation of such term or any other words, displays or symbols
1922 indicating that such store, shop or place of business is a dispensary;

1923 (10) Exhibit within or upon the outside of the premises subject to the
1924 cannabis establishment license, or include in any advertisement the
1925 words "drug store", "pharmacy", "apothecary", "drug", "drugs" or
1926 "medicine shop" or any combination of such terms or any other words,
1927 displays or symbols indicating that such store, shop or place of business
1928 is a pharmacy;

1929 (11) Advertise on or in public or private vehicles or at bus stops, taxi
1930 stands, transportation waiting areas, train stations, airports or other
1931 similar transportation venues including, but not limited to, vinyl-
1932 wrapped vehicles or signs or logos on transportation vehicles not
1933 owned by a cannabis establishment;

1934 (12) Display cannabis, cannabis products or any image, or any other
1935 visual representation, of the cannabis plant or any part of the cannabis
1936 plant, including, but not limited to, the leaf of the cannabis plant, so as
1937 to be clearly visible to a person from the exterior of the facility used in
1938 the operation of a cannabis establishment, or display signs or other
1939 printed material advertising any brand or any kind of cannabis or
1940 cannabis product, or including any image, or any other visual
1941 representation, of the cannabis plant or any part of the cannabis plant,
1942 including, but not limited to, the leaf of the cannabis plant, on the
1943 exterior of any facility used in the operation of a cannabis establishment;

1944 (13) Utilize radio or loudspeaker, in a vehicle or in or outside of a
1945 facility used in the operation of a cannabis establishment, for the
1946 purposes of advertising the sale of cannabis or cannabis products; [or]

1947 (14) Operate any web site advertising or depicting cannabis, cannabis
1948 products or cannabis paraphernalia unless such web site verifies that
1949 the entrants or users are twenty-one years of age or older; or

1950 (15) Engage in advertising or marketing that includes a discounted
1951 price or other promotional offering as an inducement to purchase any
1952 cannabis or cannabis product that is not a medical marijuana product,
1953 except a discounted price or promotional offering may be offered, as an
1954 inducement to purchase cannabis, (A) within a dispensary facility,

1955 retailer or hybrid retailer, (B) through a delivery service, or (C) on an
1956 Internet web site maintained by or for a dispensary facility, retailer or
1957 hybrid retailer where cannabis or cannabis products may be lawfully
1958 ordered.

1959 Sec. 23. Subdivision (30) of section 22-61l of the 2024 supplement to
1960 the general statutes is repealed and the following is substituted in lieu
1961 thereof (*Effective July 1, 2024*):

1962 (30) "Manufacturer hemp product" (A) means a commodity
1963 manufactured from the hemp plant, for commercial or research
1964 purposes, that is intended for human ingestion, inhalation, absorption
1965 or other internal consumption, that contains a THC concentration of not
1966 more than 0.3 per cent on a dry weight basis or per volume or weight of
1967 such manufacturer hemp product, and (B) does not include an infused
1968 beverage, as defined in section 26 of this act;

1969 Sec. 24. Section 22-61m of the 2024 supplement to the general statutes
1970 is repealed and the following is substituted in lieu thereof (*Effective July*
1971 *1, 2024*):

1972 (a) No person shall manufacture in the state without a license to
1973 manufacture issued by the Commissioner of Consumer Protection.
1974 Nothing in this section shall be construed to prohibit a person who is
1975 licensed in another state to manufacture, handle, store and market
1976 manufacturer hemp products from applying for and obtaining a license
1977 in accordance with the provisions of this section.

1978 (b) Each applicant for a manufacturer license shall submit an
1979 application on a form and in a manner prescribed by the Commissioner
1980 of Consumer Protection.

1981 (c) The following fees shall apply for a license to manufacture:

1982 (1) A nonrefundable license application fee of seventy-five dollars;
1983 and

1984 (2) A nonrefundable licensing fee of three hundred seventy-five

1985 dollars for a license to manufacture hemp.

1986 (d) A license to manufacture issued by the Commissioner of
1987 Consumer Protection pursuant to this section shall expire triennially on
1988 June thirtieth. Such licenses shall not be transferable.

1989 (e) In accordance with a hearing held pursuant to chapter 54, the
1990 Commissioner of Consumer Protection may deny, suspend or revoke a
1991 manufacturer license, issue fines of not more than [two thousand five
1992 hundred] five thousand dollars per violation and place conditions upon
1993 a manufacturer licensee who violates the provisions of this section and
1994 any regulation adopted pursuant to this section.

1995 (f) (1) Any individual who manufactures in this state without
1996 obtaining a license pursuant to this section or who manufactures in this
1997 state after such entity's license is suspended or revoked shall be fined
1998 [two hundred fifty] ten thousand dollars in accordance with the
1999 provisions of section 51-164n.

2000 (2) Any entity who manufactures in this state without obtaining a
2001 license pursuant to this section, or who manufactures in this state after
2002 having a license suspended, shall be fined not more than [two thousand
2003 five hundred] five thousand dollars per violation after a hearing
2004 conducted in accordance with the provisions of chapter 54.

2005 (g) Nothing in this chapter or any regulations adopted pursuant to
2006 this chapter shall be construed to apply to persons licensed pursuant to
2007 section 21a-408i nor to require persons licensed pursuant to said section
2008 to obtain a license pursuant to this chapter.

2009 (h) The Commissioner of Consumer Protection may inspect and shall
2010 have access to the buildings, equipment, supplies, vehicles, records, real
2011 property and other information of any manufacturer applicant or
2012 licensee that the commissioner deems necessary to carry out the
2013 commissioner's duties pursuant to this section.

2014 (i) (1) Each manufacturer shall follow the protocol in this subsection

2015 for disposing of cannabis in the event that any hemp or hemp product
2016 is deemed to exceed the prescribed THC concentration, as determined
2017 by the Commissioner of Consumer Protection, or a manufacturer
2018 licensee in possession of hemp or hemp products who desires to dispose
2019 of obsolete, misbranded, excess or otherwise undesired product. Each
2020 manufacturer licensee shall be responsible for all costs of disposal of
2021 hemp samples and any hemp produced by such licensee that violates
2022 the provisions of this section or any regulation adopted pursuant to this
2023 section. Any cannabis that exceeds the prescribed THC concentration
2024 allowable in hemp or hemp products shall be immediately embargoed
2025 by such manufacturer and clearly labeled as adulterated by such
2026 licensee and such licensee shall immediately notify both the Department
2027 of Consumer Protection and the Department of Agriculture, in writing,
2028 of such adulterated product. Such adulterated product shall be
2029 destroyed and disposed of by the following method, as determined by
2030 the Commissioner of Consumer Protection:

2031 (A) Surrender, without compensation, of such hemp or hemp product
2032 to the Commissioner of Consumer Protection who shall be responsible
2033 for the destruction and disposal of such adulterated product; or

2034 (B) By disposal in a manner prescribed by the Commissioner of
2035 Consumer Protection.

2036 (2) Notwithstanding the provisions of subdivision (1) of this
2037 subsection, upon written request of a manufacturer, the Commissioner
2038 of Consumer Protection may permit such manufacturer to combine
2039 different batches of raw hemp plant material to achieve a THC
2040 concentration of 0.3 per cent on a dry weight basis, in lieu of embargo
2041 or destruction.

2042 (j) The manufacturer or manufacturer's authorized designee
2043 disposing of the hemp or hemp products shall maintain and make
2044 available to the Commissioner of Consumer Protection a record of each
2045 such disposal or destruction of product indicating:

2046 (1) The date, time and location of disposal or destruction;

- 2047 (2) The manner of disposal or destruction;
- 2048 (3) The batch or lot information and quantity of hemp or hemp
2049 product disposed of or destroyed; and
- 2050 (4) The signatures of the persons disposing of the hemp or hemp
2051 products, the authorized representative of the Commissioner of
2052 Consumer Protection and any other persons present during the
2053 disposal.
- 2054 (k) Any hemp intended to be manufactured by a manufacturer into a
2055 manufacturer hemp product shall be tested by an independent testing
2056 laboratory located in this state. A manufacturer licensee shall make
2057 available samples, in an amount and type determined by the
2058 Commissioner of Consumer Protection, of hemp for an independent
2059 testing laboratory employee to select random samples. The independent
2060 testing laboratory shall test each sample in accordance with the
2061 laboratory testing standards established in policies, procedures and
2062 regulations adopted by the commissioner pursuant to section 21a-421j,
2063 as amended by this act.
- 2064 (l) Once a batch of hemp, intended to be sold as a manufacturer hemp
2065 product, has been homogenized for sample testing and eventual
2066 packaging and sale, until the independent testing laboratory provides
2067 the results from its tests and analysis, the manufacturer shall segregate
2068 and withhold from use the entire batch of hemp that is intended for use
2069 as a manufacturer hemp product, except the samples that have been
2070 removed by the independent testing laboratory for testing. During this
2071 period of segregation, the manufacturer licensee shall maintain the
2072 hemp batch in a secure, cool and dry location, as prescribed by the
2073 Commissioner of Consumer Protection, so as to prevent the hemp from
2074 becoming adulterated. Such manufacturer shall not manufacture or sell
2075 a manufacturer hemp product prior to the time that the independent
2076 testing laboratory completes testing and analysis and provides such
2077 results, in writing, to the manufacturer licensee who initiated such
2078 testing.

2079 (m) An independent testing laboratory shall immediately return or
2080 dispose of any hemp or manufacturer hemp product upon the
2081 completion of any testing, use or research. If an independent testing
2082 laboratory disposes of hemp or manufacturer hemp products, the
2083 laboratory shall dispose of such hemp in the following manner, as
2084 determined by the Commissioner of Consumer Protection:

2085 (1) By surrender, without compensation, of such hemp or
2086 manufacturer hemp product to the Commissioner of Consumer
2087 Protection who shall be responsible for the destruction and disposal of
2088 such hemp or hemp product; or

2089 (2) By disposal in a manner prescribed by the Commissioner of
2090 Consumer Protection.

2091 (n) If a sample does not pass the microbiological, mycotoxin, heavy
2092 metal or pesticide chemical residue test, based on the laboratory testing
2093 standards established in policies, procedures and regulations adopted
2094 by the Commissioner of Consumer Protection pursuant to section 21a-
2095 421j, as amended by this act, the manufacturer licensee who sent such
2096 batch for testing shall:

2097 (1) Retest and reanalyze the hemp from which the sample was taken
2098 by having an employee from the same laboratory randomly select
2099 another sample from the same hemp batch. If the sample used to retest
2100 or reanalyze such hemp yields satisfactory results for all testing
2101 required under this section, an employee from a different laboratory
2102 shall randomly select a different sample from the same hemp batch for
2103 testing. If both samples yield satisfactory results for all testing required
2104 under this section, the hemp batch from which the samples were taken
2105 shall be released for manufacturing, processing and sale;

2106 (2) If a remediation plan sufficient to ensure public health and safety
2107 is submitted to and approved by the commissioner, remediate the hemp
2108 batch from which the sample was taken and have a laboratory employee
2109 randomly select a sample from such remediated hemp batch for testing.
2110 If such randomly selected sample yields satisfactory results for any

2111 testing required under this section, an employee from a different
2112 laboratory shall randomly select a different sample from the same hemp
2113 batch for testing. If both samples yield satisfactory results for all testing
2114 required under this section, the hemp batch from which the samples
2115 were taken may be released for manufacturing, processing or sale; or

2116 (3) If the manufacturer does not retest or remediate, or if any
2117 subsequent laboratory testing does not yield satisfactory results for any
2118 testing required under this section, dispose of the entire batch from
2119 which the sample was taken in accordance with procedures established
2120 by the Commissioner of Consumer Protection pursuant to subdivision
2121 (1) of subsection (i) of this section.

2122 (o) If a sample passes the microbiological, mycotoxin, heavy metal
2123 and pesticide chemical residue test, the independent testing laboratory
2124 shall release the entire batch for manufacturing, processing or sale.

2125 (p) The independent testing laboratory shall file with the Department
2126 of Consumer Protection an electronic copy of each laboratory test result
2127 for any batch that does not pass the microbiological, mycotoxin, heavy
2128 metal or pesticide chemical residue test, at the same time that it
2129 transmits such results to the manufacturer licensee who requested such
2130 testing. Each independent testing laboratory shall maintain the test
2131 results of each tested batch for a period of three years and shall make
2132 such results available to the Department of Consumer Protection upon
2133 request.

2134 (q) Manufacturers shall maintain records required by the federal act,
2135 this section, any regulation adopted pursuant to this section and the
2136 policies, procedures and regulations adopted by the Commissioner of
2137 Consumer Protection pursuant to section 21a-421j, as amended by this
2138 act. Each manufacturer shall make such records available to the
2139 Department of Consumer Protection immediately upon request and in
2140 electronic format, if available.

2141 (r) The Commissioner of Consumer Protection may adopt
2142 regulations, in accordance with the provisions of chapter 54, to

2143 implement the provisions of this section including, but not limited to,
2144 establishing sampling and testing procedures to ensure compliance
2145 with this section, prescribing storage and disposal procedures for hemp,
2146 marijuana and manufacturer hemp products that fail to pass
2147 Department of Consumer Protection prescribed independent testing
2148 laboratory testing standards and establishing advertising and labeling
2149 requirements for manufacturer hemp products.

2150 (s) Any claim of health impacts, medical effects or physical or mental
2151 benefits shall be prohibited on any advertising for, labeling of or
2152 marketing of manufacturer hemp products regardless of whether such
2153 manufacturer hemp products were manufactured in this state or
2154 another jurisdiction. Any violation of this subsection shall be deemed an
2155 unfair or deceptive trade practice under subsection (a) of section 42-
2156 110b.

2157 (t) Not later than February 1, 2020, the Commissioners of Agriculture
2158 and Consumer Protection shall submit a report, in accordance with
2159 section 11-4a, to the joint standing committee of the general assembly
2160 having cognizance of matters relating to the environment on the status
2161 of the pilot program, the development of the state plan and any
2162 regulations for such pilot program or state plan. Such report shall also
2163 include any legislative recommendations, including, but not limited to,
2164 any recommendations for requiring the registration of any
2165 manufacturer hemp product offered for sale in this state.

2166 (u) (1) Any person who sells manufacturer hemp products shall not
2167 be required to be licensed, provided such person only engages in: (A)
2168 The retail or wholesale sale of manufacturer hemp products in which no
2169 further manufacturing of hemp occurs, provided such manufacturer
2170 hemp products are acquired from a person authorized to manufacture
2171 the manufacturer hemp products under the laws of this state or another
2172 state, territory or possession of the United States or another sovereign
2173 entity; (B) the acquisition of manufacturer hemp products for the sole
2174 purpose of product distribution for resale; and (C) the retail sale of
2175 manufacturer hemp products that is authorized under federal or state

2176 law.

2177 (2) The Commissioner of Consumer Protection or Commissioner of
2178 Revenue Services may, pursuant to section 4-182, summarily suspend
2179 any credential the Department of Consumer Protection or Department
2180 of Revenue Services, respectively, issued to any person who [sells
2181 manufacturer hemp products in violation of subdivision (1) of this
2182 subsection or subsections (v) to (y), inclusive, of this section] violates
2183 any provision of this section or chapter 214c, 228d, 420f or 420h.

2184 (v) No manufacturer hemp product offered for sale in this state, or to
2185 a consumer in this state, shall contain any synthetic cannabinoid, as
2186 defined in section 21a-240, as amended by this act.

2187 (w) No manufacturer hemp product offered for sale in this state, or
2188 to a consumer in this state, shall be packaged, presented or advertised
2189 in a manner that is likely to mislead a consumer by incorporating any
2190 statement, brand, design, representation, picture, illustration or other
2191 depiction that: (1) Bears a reasonable resemblance to trademarked or
2192 characteristic packaging of (A) cannabis offered for sale (i) in this state
2193 by a cannabis establishment licensed in this state, or (ii) on tribal land
2194 by a tribal-credentialed cannabis entity, or (B) a commercially available
2195 product other than a cannabis product, as defined in section 21a-420, as
2196 amended by this act; or (2) implies that the manufacturer hemp product
2197 (A) is a cannabis product, as defined in section 21a-420, as amended by
2198 this act, (B) contains a total THC concentration greater than three-tenths
2199 per cent on a dry-weight basis, or (C) is a high-THC hemp product, as
2200 defined in section 21a-240, as amended by this act.

2201 (x) No manufacturer hemp product that is a food, beverage, oil or
2202 other product intended for human ingestion shall be distributed or sold
2203 in this state unless such product is contained within a package, or a label
2204 is affixed to such package, that includes:

2205 (1) A scannable barcode, Internet web site address or quick response
2206 code that is linked to the certificate of analysis of the final form product
2207 batch by an independent testing laboratory and discloses:

- 2208 (A) The name of such product;
- 2209 (B) The name, address and telephone number of such product's
2210 manufacturer, packer and distributor, as applicable;
- 2211 (C) The batch number, which shall match the batch number on such
2212 package or label; and
- 2213 (D) The concentration of cannabinoids present in such product,
2214 including, but not limited to, total THC and any cannabinoids or active
2215 ingredients comprising at least one per cent of such product;
- 2216 (2) The expiration or best by date for such product, if applicable;
- 2217 (3) A clear and conspicuous statement disclosing that:
- 2218 (A) Children, or those who are pregnant or breastfeeding, should
2219 avoid using such product prior to consulting with a health care
2220 professional concerning such product's safety;
- 2221 (B) Products containing cannabinoids should be kept out of reach of
2222 children; and
- 2223 (C) The federal Food and Drug Administration has not evaluated
2224 such product for safety or efficacy; and
- 2225 (4) If such product is intended to be inhaled, a clear and conspicuous
2226 warning statement disclosing that smoking or vaporizing is hazardous
2227 to human health.
- 2228 (y) No manufacturer hemp product that is a topical, soap or cosmetic,
2229 as defined in section 21a-92, shall be distributed or sold in this state
2230 unless such product is contained within a package, or a label is affixed
2231 to such package, that includes:
- 2232 (1) A scannable barcode, Internet web site address or quick response
2233 code that is linked to the certificate of analysis of the final form extract
2234 or final form product batch by an independent testing laboratory and
2235 discloses:

- 2236 (A) The name of such product;
- 2237 (B) The name, address and telephone number of such product's
2238 manufacturer, packer and distributor, as applicable;
- 2239 (C) The batch number, which shall match the batch number on such
2240 package or label; and
- 2241 (D) The concentration of cannabinoids present in such batch,
2242 including, but not limited to, total THC and any marketed cannabinoids;
- 2243 (2) The expiration or best by date for such product, if applicable; and
- 2244 (3) A clear and conspicuous statement disclosing the following:
- 2245 "THE FDA HAS NOT EVALUATED THIS PRODUCT FOR SAFETY
2246 OR EFFICACY."
- 2247 [(z) Any violation of subsections (u) to (y), inclusive, of this section
2248 shall be deemed an unfair or deceptive trade practice under subsection
2249 (a) of section 42-110b.]
- 2250 [(aa) (z) Not later than October 31, 2023, and annually thereafter, the
2251 Department of Emergency Services and Public Protection shall, in
2252 consultation with the Department of Consumer Protection, publish a
2253 training bulletin to inform local law enforcement agencies and officers
2254 regarding the investigation and enforcement standards concerning
2255 cannabis and high-THC hemp products.
- 2256 [(bb) (aa) Notwithstanding any provision of the general statutes: (1)
2257 CBD that is found in manufacturer hemp products shall not be
2258 considered a controlled substance, as defined in section 21a-240, as
2259 amended by this act, or legend drug, as defined in section 20-571; and
2260 (2) CBD derived from hemp and contained in manufacturer hemp
2261 products shall not be considered a controlled substance or adulterant.
- 2262 (bb) Nothing in this section shall be construed to prohibit the
2263 shipment or transportation through this state of any hemp that is

2264 lawfully produced under federal law.

2265 Sec. 25. Subsection (c) of section 22-61n of the 2024 supplement to the
2266 general statutes is repealed and the following is substituted in lieu
2267 thereof (*Effective July 1, 2024*):

2268 (c) Hemp or hemp products purchased by a producer, cultivator,
2269 micro-cultivator, [or] product manufacturer or food and beverage
2270 manufacturer from a third party shall be tracked as a separate batch
2271 throughout the manufacturing process in order to document the
2272 disposition of such hemp or hemp products. Once hemp or hemp
2273 products are received by a producer, cultivator, micro-cultivator, [or]
2274 product manufacturer or food and beverage manufacturer, such hemp
2275 or hemp products shall be deemed cannabis and shall comply with the
2276 requirements for cannabis contained in the applicable provisions of the
2277 general statutes and any regulations adopted pursuant to such
2278 provisions. A producer, cultivator, micro-cultivator, [and] product
2279 manufacturer and food and beverage manufacturer shall retain a copy
2280 of the certificate of analysis for purchased hemp or hemp products and
2281 invoice and transport documents that evidence the quantity purchased
2282 and date received.

2283 Sec. 26. (NEW) (*Effective July 1, 2024*) For the purposes of this section
2284 and sections 27 and 28 of this act:

2285 (1) "Cannabis" means marijuana, as defined in section 21a-240 of the
2286 general statutes, as amended by this act;

2287 (2) "Cannabis establishment" has the same meaning as provided in
2288 section 21a-420 of the general statutes, as amended by this act;

2289 (3) "Cannabis product" has the same meaning as provided in section
2290 21a-420 of the general statutes, as amended by this act;

2291 (4) "Cannabis testing laboratory" has the same meaning as provided
2292 in section 21a-408 of the general statutes, as amended by this act;

2293 (5) "Commissioner" means the Commissioner of Consumer

2294 Protection;

2295 (6) "Consumer" has the same meaning as provided in section 21a-420
2296 of the general statutes, as amended by this act;

2297 (7) "Container" (A) means an object that is offered, intended for sale
2298 or sold to a consumer and directly contains an infused beverage, and (B)
2299 does not include an object or packaging that indirectly contains, or
2300 contains in bulk for transportation purposes, an infused beverage;

2301 (8) "Cultivator" has the same meaning as provided in section 21a-420
2302 of the general statutes, as amended by this act;

2303 (9) "Department" means the Department of Consumer Protection;

2304 (10) "Dispensary facility" has the same meaning as provided in
2305 section 21a-420 of the general statutes, as amended by this act;

2306 (11) "Food and beverage manufacturer" has the same meaning as
2307 provided in section 21a-420 of the general statutes, as amended by this
2308 act;

2309 (12) "Hemp" has the same meaning as provided in section 22-61l of
2310 the general statutes, as amended by this act;

2311 (13) "Hemp producer" means producer, as defined in section 22-61l
2312 of the general statutes, as amended by this act;

2313 (14) "Hemp products" has the same meaning as provided in section
2314 22-61l of the general statutes, as amended by this act;

2315 (15) "Hybrid retailer" has the same meaning as provided in section
2316 21a-420 of the general statutes, as amended by this act;

2317 (16) "Infused beverage" means a beverage that (A) is not an alcoholic
2318 beverage, as defined in section 30-1 of the general statutes, (B) is
2319 intended for human consumption, and (C) contains, or is advertised,
2320 labeled or offered for sale as containing, total THC that is not greater
2321 than three milligrams per container;

2322 (17) "Infused beverage manufacturer" means a person licensed by the
2323 Commissioner of Consumer Protection pursuant to section 27 of this act;

2324 (18) "Legacy infused beverage" means a beverage that (A) is not an
2325 alcoholic beverage, as defined in section 30-1 of the general statutes, (B)
2326 is intended for human consumption, (C) contains, or is advertised,
2327 labeled or offered for sale as containing, THC, as defined in section 21a-
2328 240 of the general statutes, as amended by this act, and (D) as of June 30,
2329 2024, is in compliance with (i) the provisions of RERACA, as defined in
2330 section 21a-420 of the general statutes, as amended by this act, and (ii)
2331 the policies and procedures issued by the Commissioner of Consumer
2332 Protection to implement, and any regulations adopted pursuant to,
2333 RERACA, as defined in section 21a-420 of the general statutes, as
2334 amended by this act;

2335 (19) "Micro-cultivator" has the same meaning as provided in section
2336 21a-420 of the general statutes, as amended by this act;

2337 (20) "Manufacturer hemp product" has the same meaning as
2338 provided in section 22-61l of the general statutes, as amended by this
2339 act;

2340 (21) "Producer" has the same meaning as provided in section 21a-420
2341 of the general statutes, as amended by this act;

2342 (22) "Product manufacturer" has the same meaning as provided in
2343 section 21a-420 of the general statutes, as amended by this act;

2344 (23) "Retailer" has the same meaning as provided in section 21a-420
2345 of the general statutes, as amended by this act; and

2346 (24) "Total THC" has the same meaning as provided in section 21a-
2347 240 of the general statutes, as amended by this act.

2348 Sec. 27. (NEW) (*Effective July 1, 2024*) (a) Notwithstanding the
2349 provisions of sections 22-61m of the general statutes, as amended by this
2350 act, and 22-61n of the general statutes, as amended by this act, and
2351 except as provided in subsection (c) of this section, no person shall, on

2352 or after October 1, 2024, manufacture any infused beverage that is
2353 intended to be sold or offered for sale in this state unless such person
2354 has received an infused beverage manufacturer license issued by the
2355 Commissioner of Consumer Protection pursuant to this section.

2356 (b) A person seeking an infused beverage manufacturer license under
2357 this section shall submit to the Department of Consumer Protection, in
2358 a form and manner prescribed by the Commissioner of Consumer
2359 Protection, an application accompanied by an application fee in the
2360 amount of five thousand dollars. Each license issued pursuant to this
2361 section shall be valid for a period of one year, and shall be renewable for
2362 additional one-year periods upon submission of a renewal application
2363 in the manner, and payment of a renewal fee in the amount, set forth for
2364 an initial application under this subsection. All fees collected under this
2365 subsection shall be deposited in the consumer protection enforcement
2366 account established in section 21a-8a of the general statutes.

2367 (c) (1) A cultivator, micro-cultivator, food and beverage manufacturer
2368 or product manufacturer, or a producer that has received expanded
2369 authorization to engage in the adult use cannabis market under the
2370 producer's license issued pursuant to section 21a-408i of the general
2371 statutes, may, beginning on October 1, 2024, manufacture infused
2372 beverages in this state that are intended to be sold or offered for sale in
2373 this state if such cultivator, micro-cultivator, food and beverage
2374 manufacturer, product manufacturer or producer submits to the
2375 Department of Consumer Protection, in a form and manner prescribed
2376 by the Commissioner of Consumer Protection, a written request to
2377 manufacture such infused beverages, and the commissioner approves
2378 such written request.

2379 (2) A cultivator, micro-cultivator, food and beverage manufacturer,
2380 product manufacturer or producer that receives approval from the
2381 Commissioner of Consumer Protection under subdivision (1) of this
2382 subsection shall be subject to all provisions of this section, and all
2383 regulations, policies and procedures adopted or issued pursuant to
2384 subsection (k) of this section, applicable to infused beverage

2385 manufacturers, except no such cultivator, micro-cultivator, food and
2386 beverage manufacturer, product manufacturer or producer shall be
2387 subject to the provisions of subsections (a) and (b) of this section.

2388 (d) (1) Beginning on October 1, 2024, no infused beverage
2389 manufacturer shall obtain any hemp product for the purpose of
2390 manufacturing any infused beverage that is intended to be sold or
2391 offered for sale in this state unless such hemp product is in the form of
2392 hemp oil, and no such infused beverage manufacturer shall use any
2393 hemp product other than hemp oil to manufacture any such infused
2394 beverage.

2395 (2) Beginning on October 1, 2024, no infused beverage manufacturer
2396 shall obtain any hemp oil for the purpose of manufacturing any infused
2397 beverage that is intended to be sold or offered for sale in this state unless
2398 such hemp oil:

2399 (A) Is derived from hemp;

2400 (B) (i) Was extracted from hemp grown by (I) a hemp producer, as
2401 evidenced by a certificate of authenticity issued by the hemp producer,
2402 or (II) a licensed hemp grower regulated by a state, territory or federally
2403 recognized Indian tribe, and in accordance with a state or tribal plan
2404 approved by the United States Department of Agriculture, as evidenced
2405 by a certificate of authenticity issued by such licensed hemp grower, or
2406 (ii) was extracted (I) by a person who is actively credentialed by a state
2407 or federally recognized Indian tribe to extract hemp, and (II) in a facility
2408 that is credentialed by a state or federally recognized Indian tribe; and

2409 (C) Was extracted from hemp by using (i) a Class 3 residual solvent
2410 within the meaning of the most recent United States Pharmacopeia,
2411 Chapter 467, as amended from time to time, (ii) a solvent generally
2412 recognized as safe pursuant to the Federal Food, Drug and Cosmetic
2413 Act, or (iii) a solvent approved by the Department of Consumer
2414 Protection and posted on the department's Internet web site.

2415 (3) Beginning on October 1, 2024, each infused beverage

2416 manufacturer that manufactures any infused beverage that is intended
2417 to be sold or offered for sale in this state shall:

2418 (A) Not manufacture any such infused beverage with total THC that
2419 exceeds three milligrams per container;

2420 (B) Manufacture such infused beverage by using equipment that is
2421 exclusively used to manufacture an infused beverage or prepared in
2422 accordance with good manufacturing practices as set forth in 21 CFR
2423 Parts 110 and 111, as amended from time to time, as applicable; and

2424 (C) Ensure that all hemp oil such infused beverage manufacturer
2425 possesses to manufacture such infused beverage is (i) stored in a secure,
2426 locked location separate from any cannabis, (ii) clearly and
2427 conspicuously labeled as hemp oil solely for use in manufacturing an
2428 infused beverage, and (iii) solely used for the purpose of manufacturing
2429 an infused beverage.

2430 (e) (1) Beginning on October 1, 2024, no infused beverage that is sold
2431 or offered for sale in this state shall include (A) any additive that (i) is
2432 psychotropic, or (ii) could increase the potency, toxicity or addictive
2433 properties of the infused beverage, including, but not limited to, caffeine
2434 other than caffeine naturally occurring in chocolate, or (B) total THC that
2435 exceeds three milligrams per container.

2436 (2) (A) Beginning on October 1, 2024, each lot of an infused beverage
2437 in final form shall be tested by a cannabis testing laboratory. A
2438 statistically significant number of samples shall be collected from such
2439 lot and submitted to the cannabis testing laboratory for final product
2440 testing in a manner approved by the Department of Consumer
2441 Protection. Such sampling and final product testing shall be conducted
2442 by using a representative sample of such lot and by collecting a
2443 minimum number of sample increments relative to the size of such lot.

2444 (B) Beginning on October 1, 2024, no infused beverage shall be sold
2445 or offered for sale in this state unless the infused beverage meets (i) the
2446 laboratory testing standards for cannabis established in, and any

2447 regulations, policies and procedures adopted or issued pursuant to,
2448 section 21a-421j of the general statutes, as amended by this act, or (ii)
2449 such other testing standards as may be approved by the Department of
2450 Consumer Protection and posted on the department's Internet web site.

2451 (3) Beginning on October 1, 2024, no infused beverage sold or offered
2452 for sale in this state shall be packaged, labeled or advertised in any
2453 manner that is likely to mislead an individual by incorporating any
2454 statement, brand, design, representation, picture, illustration or other
2455 depiction that:

2456 (A) Bears a reasonable resemblance to trademarked or characteristic
2457 packaging of (i) cannabis offered for sale (I) in this state by a cannabis
2458 establishment licensed in this state, or (II) on tribal land by a tribal-
2459 credentialed cannabis entity, or (ii) a commercially available product
2460 other than a cannabis product; or

2461 (B) Appeals to individuals who are younger than twenty-one years of
2462 age by, among other things, (i) making use of any spokesperson or
2463 celebrity who appeals to such individuals, (ii) depicting any individual
2464 who is younger than twenty-five years of age consuming cannabis or an
2465 infused beverage, (iii) including any object, such as a toy, character or
2466 cartoon character, which suggests the presence of any individual who is
2467 younger than twenty-one years of age, or (iv) making use of any other
2468 method that is designed to appeal to any individual who is younger
2469 than twenty-one years of age.

2470 (4) Beginning on October 1, 2024, each infused beverage container
2471 sold or offered for sale in this state shall prominently display a symbol,
2472 in a size of not less than one-half inch by one-half inch and in a format
2473 approved by the Commissioner of Consumer Protection, that indicates
2474 that such infused beverage is not legal or safe for individuals younger
2475 than twenty-one years of age.

2476 (f) (1) Beginning on October 1, 2024, no infused beverage
2477 manufacturer shall sell an infused beverage to any person in this state
2478 other than (A) a dispensary facility, (B) a hybrid retailer, (C) a retailer,

2479 or (D) the holder of a wholesaler permit or a wholesaler permit for beer
2480 issued under section 30-17 of the general statutes.

2481 (2) Beginning on October 1, 2024, a dispensary facility, hybrid retailer
2482 or retailer, before selling an infused beverage to a consumer in this state,
2483 or wholesaler permittee, before selling an infused beverage to a package
2484 store permittee under subsection (b) of section 30-20 of the general
2485 statutes, as amended by this act, shall, based on a representative sample
2486 of the infused beverage containers included in the shipment that
2487 includes such infused beverage, (A) verify that the infused beverages
2488 included in such shipment satisfy the requirements established in
2489 subdivision (3) of subsection (e) of this section and any regulations
2490 adopted, and policies and procedures issued, pursuant to subsection (k)
2491 of this section, and (B) for the purpose of preserving public health and
2492 safety, verify that the infused beverages included in such shipment were
2493 manufactured in accordance with requirements that are substantially
2494 similar to the requirements established in subsections (d) and (e) of this
2495 section and any regulations adopted, and policies and procedures
2496 issued, pursuant to subsection (k) of this section if such infused
2497 beverages were manufactured (i) in a facility located in, and regulated
2498 by, another state, and (ii) by a person who is regulated as a food or
2499 nonalcoholic beverage manufacturer.

2500 (g) Beginning on October 1, 2024, no cannabis establishment or
2501 infused beverage manufacturer, or agent or employee of a cannabis
2502 establishment or infused beverage manufacturer, shall gift or transfer
2503 any infused beverage to a consumer, at no cost to the consumer, as part
2504 of a commercial transaction.

2505 (h) Beginning on October 1, 2024, the Commissioner of Consumer
2506 Protection may request that an infused beverage manufacturer submit
2507 to the Department of Consumer Protection, in a form and manner
2508 prescribed by the commissioner, documentation sufficient to
2509 demonstrate that the infused beverage manufacturer is in compliance
2510 with the provisions of this section. The infused beverage manufacturer
2511 shall promptly provide such documentation to the department.

2512 (i) Beginning on October 1, 2024, each infused beverage manufacturer
2513 shall be subject to the investigation and enforcement provisions set forth
2514 in section 21a-421p of the general statutes.

2515 (j) Beginning on October 1, 2024, if the Commissioner of Consumer
2516 Protection determines, after consulting with the Attorney General, that
2517 the Agriculture Improvement Act of 2018, P.L. 115-334, as amended
2518 from time to time, has been amended in a manner that conflicts with any
2519 provision of this section, the commissioner shall prepare and submit a
2520 report, in coordination with the Attorney General and in accordance
2521 with the provisions of section 11-4a of the general statutes, to the joint
2522 standing committee of the General Assembly having cognizance of
2523 matters relating to consumer protection. Such report shall, at a
2524 minimum, set forth the scope of such conflict and recommendations to
2525 resolve such conflict. The commissioner shall submit such report: (1)
2526 Not later than thirty days after the United States Department of
2527 Agriculture announces such amendment, if the General Assembly is in
2528 session; or (2) not later than sixty days after the United States
2529 Department of Agriculture announces such amendment, if the General
2530 Assembly is not in session.

2531 (k) The Commissioner of Consumer Protection may adopt
2532 regulations, in accordance with the provisions of chapter 54 of the
2533 general statutes, to implement the provisions of this section.
2534 Notwithstanding the requirements of sections 4-168 to 4-172, inclusive,
2535 of the general statutes, the commissioner shall, prior to adopting such
2536 regulations and in order to effectuate the provisions of this section, issue
2537 policies and procedures to implement the provisions of this section that
2538 shall have the force and effect of law. The commissioner shall post all
2539 policies and procedures on the Department of Consumer Protection's
2540 Internet web site, and submit such policies and procedures to the
2541 Secretary of the State for posting on the eRegulations System, at least
2542 fifteen days prior to the effective date of any policy or procedure. Any
2543 such policy or procedure shall no longer be effective upon the earlier of
2544 either the adoption of the policy or procedure as a final regulation under
2545 section 4-172 of the general statutes or forty-eight months from July 1,

2546 2024, if such regulations have not been submitted to the legislative
2547 regulation review committee for consideration under section 4-170 of
2548 the general statutes.

2549 (l) Beginning on October 1, 2024, and following a hearing conducted
2550 in accordance with chapter 54 of the general statutes, the Commissioner
2551 of Consumer Protection may impose an administrative civil penalty, not
2552 to exceed five thousand dollars per violation, and suspend, revoke or
2553 place conditions upon any infused beverage manufacturer that violates
2554 any provision of this section or any regulation adopted pursuant to
2555 subsection (k) of this section. All administrative civil penalties collected
2556 under this subsection shall be deposited in the consumer protection
2557 enforcement account established in section 21a-8a of the general
2558 statutes.

2559 (m) Beginning on October 1, 2024, the Commissioner of Consumer
2560 Protection may, pursuant to section 4-182 of the general statutes,
2561 summarily suspend any credential the commissioner or Department of
2562 Consumer Protection has issued to any person who violates any
2563 provision of this section.

2564 (n) Any violation of the provisions of this section shall be deemed an
2565 unfair or deceptive trade practice under subsection (a) of section 42-110b
2566 of the general statutes.

2567 Sec. 28. (NEW) (*Effective July 1, 2024*) (a) (1) Beginning on October 1,
2568 2024, no infused beverage shall be sold, offered for sale or distributed in
2569 this state unless:

2570 (A) The infused beverage is sold or offered for sale (i) on premises
2571 operating under a package store permit issued pursuant to subsection
2572 (b) of section 30-20 of the general statutes, as amended by this act, or (ii)
2573 at a dispensary facility, hybrid retailer or retailer;

2574 (B) If the infused beverage is sold at a dispensary facility, hybrid
2575 retailer or retailer, the infused beverage is stored and displayed
2576 separately from any cannabis, in the same manner provided for

2577 manufacturer hemp products, in accordance with section 21a-409, 21a-
2578 420s or 21a-420r of the general statutes, respectively; and

2579 (C) The infused beverage meets the standards set forth for
2580 manufacturer hemp products in subsections (v) and (x) of section 22-
2581 61m of the general statutes, as amended by this act.

2582 (2) Beginning on July 1, 2024, no infused beverage shall be sold, or
2583 offered for sale, at retail to any individual in this state by way of any
2584 indirect means, including, but not limited to, by way of mail or any
2585 telephonic or other electronic means.

2586 (b) No infused beverage shall be sold to any individual who is
2587 younger than twenty-one years of age. No owner, agent or employee of
2588 a package store permitted under subsection (b) of section 30-20 of the
2589 general statutes, as amended by this act, or of a dispensary facility,
2590 hybrid retailer or retailer, shall sell any infused beverage to an
2591 individual without first verifying the individual's age with a valid
2592 government-issued driver's license or identity card to establish that such
2593 individual is twenty-one years of age or older.

2594 (c) Beginning on October 1, 2024, no person shall sell, or offer for sale,
2595 any infused beverage in any container containing less than twelve fluid
2596 ounces, or any packaging comprised of more than four containers.

2597 (d) Notwithstanding the provisions of subsections (a) to (c), inclusive,
2598 of this section, a dispensary facility, hybrid retailer, retailer or package
2599 store that has received a waiver from the Commissioner of Consumer
2600 Protection under section 30 of this act may, during the period beginning
2601 on July 1, 2024, and ending on September 30, 2024, sell legacy infused
2602 beverages in accordance with such waiver and the requirements set
2603 forth in section 30 of this act.

2604 (e) Any violation of the provisions of this section shall be deemed an
2605 unfair or deceptive trade practice under subsection (a) of section 42-110b
2606 of the general statutes.

2607 Sec. 29. (NEW) (*Effective from passage*) (a) For the purposes of this
2608 section:

2609 (1) "Business" means any individual or sole proprietorship,
2610 partnership, firm, corporation, trust, limited liability company, limited
2611 liability partnership, joint stock company, joint venture, association or
2612 other legal entity through which business for profit or not-for-profit is
2613 conducted;

2614 (2) "Commissioner" means the Commissioner of Consumer
2615 Protection;

2616 (3) "Container" (A) means an object that is intended for sale to a
2617 consumer, as defined in section 21a-420 of the general statutes, as
2618 amended by this act, and directly contains an infused beverage or legacy
2619 infused beverage, and (B) does not include an object or packaging that
2620 indirectly contains, or contains in bulk for transportation purposes, an
2621 infused beverage or legacy infused beverage;

2622 (4) "Dispensary facility" has the same meaning as provided in section
2623 21a-420 of the general statutes, as amended by this act;

2624 (5) "Hybrid retailer" has the same meaning as provided in section 21a-
2625 420 of the general statutes, as amended by this act;

2626 (6) "Infused beverage" means a beverage that (A) is not an alcoholic
2627 beverage, as defined in section 30-1 of the general statutes, (B) is
2628 intended for human consumption, and (C) contains, or is advertised,
2629 labeled or offered for sale as containing, total THC, as defined in section
2630 21a-240 of the general statutes, as amended by this act, that is not greater
2631 than three milligrams per container;

2632 (7) "Legacy infused beverage" means a beverage that (A) is not an
2633 alcoholic beverage, as defined in section 30-1 of the general statutes, (B)
2634 is intended for human consumption, (C) contains, or is advertised,
2635 labeled or offered for sale as containing, THC, as defined in section 21a-
2636 240 of the general statutes, as amended by this act, and (D) as of the

2637 effective date of this section, is in compliance with (i) the provisions of
2638 RERACA, as defined in section 21a-420 of the general statutes, as
2639 amended by this act, and (ii) the policies and procedures issued by the
2640 Commissioner of Consumer Protection to implement, and any
2641 regulations adopted pursuant to, RERACA, as defined in section 21a-
2642 420 of the general statutes, as amended by this act;

2643 (8) "Package store" means premises operating under a permit issued
2644 under subsection (b) of section 30-20 of the general statutes, as amended
2645 by this act; and

2646 (9) "Retailer" has the same meaning as provided in section 21a-420 of
2647 the general statutes, as amended by this act.

2648 (b) (1) Beginning on May 15, 2024, no business, other than a
2649 dispensary facility, hybrid retailer, retailer or package store, shall sell
2650 any infused beverage or legacy infused beverage in this state unless
2651 such business has satisfied the requirements established in subdivision
2652 (1) of subsection (c) of this section.

2653 (2) Beginning on October 1, 2024, no business, other than a dispensary
2654 facility, hybrid retailer, retailer or package store, shall sell, or possess
2655 with intent to sell, any infused beverage or legacy infused beverage in
2656 this state unless such business has satisfied the requirements established
2657 in subsection (c) of this section.

2658 (c) (1) Not later than May 14, 2024, each business, other than a
2659 dispensary facility, hybrid retailer, retailer or package store, that owns
2660 and possesses any infused beverage or legacy infused beverage in this
2661 state on said date shall take an inventory of all containers such business
2662 owns and possesses in this state on said date.

2663 (2) Not later than June 15, 2024, each business, other than a
2664 dispensary facility, hybrid retailer, retailer or package store, shall
2665 submit to the Department of Consumer Protection, in a form and
2666 manner prescribed by the Commissioner of Consumer Protection:

2667 (A) A report disclosing the results of the inventory conducted
2668 pursuant to subdivision (1) of this section; and

2669 (B) A fee in the amount of one dollar per container included in such
2670 inventory.

2671 (3) If any business, other than a dispensary facility, hybrid retailer,
2672 retailer or package store, fails to submit the report and pay the fee
2673 required under subdivision (2) of this subsection on or before June 15,
2674 2024, the Commissioner of Consumer Protection shall:

2675 (A) Make a good faith estimate, based on the information available to
2676 the commissioner, of the number of containers that such business
2677 owned, and were in such business's possession, in this state on May 14,
2678 2024; and

2679 (B) Invoice such business for a fee in the amount of one dollar per
2680 container described in subparagraph (A) of this subdivision.

2681 (d) All fees received by the Department of Consumer Protection
2682 under this section shall be deposited in the consumer protection
2683 enforcement account established in section 21a-8a of the general
2684 statutes.

2685 (e) If any business, other than a dispensary facility, hybrid retailer,
2686 retailer or package store, fails to submit the report and pay the fee
2687 required under subdivision (2) of subsection (c) of this section on or
2688 before June 15, 2024, the Commissioner of Consumer Protection may,
2689 subject to the provisions of chapter 54 of the general statutes, revoke,
2690 place conditions upon or suspend any certificate, license, permit,
2691 registration or other credential the Department of Consumer Protection
2692 has issued to or for such business.

2693 Sec. 30. (NEW) (*Effective from passage*) (a) For the purposes of this
2694 section:

2695 (1) "Dispensary facility" has the same meaning as provided in section
2696 21a-420 of the general statutes, as amended by this act;

2697 (2) "Hybrid retailer" has the same meaning as provided in section 21a-
2698 420 of the general statutes, as amended by this act;

2699 (3) "Legacy infused beverage" means a beverage that (A) is not an
2700 alcoholic beverage, as defined in section 30-1 of the general statutes, (B)
2701 is intended for human consumption, (C) contains, or is advertised,
2702 labeled or offered for sale as containing, THC, as defined in section 21a-
2703 240 of the general statutes, as amended by this act, and (D) as of June 30,
2704 2024, is in compliance with (i) the provisions of RERACA, and (ii) the
2705 policies and procedures issued by the Commissioner of Consumer
2706 Protection to implement, and any regulations adopted pursuant to,
2707 RERACA;

2708 (4) "RERACA" has the same meaning as provided in section 21a-420
2709 of the general statutes, as amended by this act; and

2710 (5) "Retailer" has the same meaning as provided in section 21a-420 of
2711 the general statutes, as amended by this act.

2712 (b) During the period beginning on the effective date of this section
2713 and ending on June 30, 2024, a dispensary facility, hybrid retailer or
2714 retailer, or the holder of a package store permit issued under subsection
2715 (b) of section 30-20 of the general statutes, as amended by this act, may
2716 submit to the Department of Consumer Protection, in a form and
2717 manner prescribed by the Commissioner of Consumer Protection, an
2718 application for a waiver to, during the period beginning on July 1, 2024,
2719 and ending on September 30, 2024, sell the legacy infused beverages
2720 that, on the effective date of this section, are in the possession, and
2721 included in the inventory, of such dispensary facility, hybrid retailer,
2722 retailer or package store.

2723 (c) A waiver issued by the Commissioner of Consumer Protection
2724 pursuant to subsection (b) of this section shall allow the dispensary
2725 facility, hybrid retailer, retailer or package store to, during the period
2726 beginning on July 1, 2024, and ending on September 30, 2024, sell the
2727 legacy infused beverages that, on the effective date of this section, are in
2728 the possession, and included in the inventory, of such dispensary

2729 facility, hybrid retailer, retailer or package store, provided all such sales
2730 are made (1) to individuals twenty-one years of age or older, and (2) in
2731 compliance with all applicable provisions of RERACA and the policies
2732 and procedures issued by the Commissioner of Consumer Protection to
2733 implement, and any regulations adopted pursuant to, RERACA.

2734 (d) No dispensary facility, hybrid retailer, retailer or package store
2735 shall sell any legacy infused beverage during the period beginning on
2736 July 1, 2024, and ending on September 30, 2024, unless the
2737 Commissioner of Consumer Protection has issued a waiver, pursuant to
2738 subsection (b) of this section, to the dispensary facility, hybrid retailer
2739 or retailer or the holder of the package store permit issued under
2740 subsection (b) of section 30-20 of the general statutes, as amended by
2741 this act.

2742 Sec. 31. (NEW) (*Effective January 1, 2025*) (a) As used in this section:

2743 (1) "Cannabis establishment" has the same meaning as provided in
2744 section 21a-420 of the general statutes, as amended by this act;

2745 (2) "Consumer" has the same meaning as provided in section 21a-420
2746 of the general statutes, as amended by this act;

2747 (3) "Container" (A) means an object that is offered, intended for sale
2748 or sold to a consumer and directly contains (i) a manufacturer hemp
2749 product, or (ii) a moderate-THC hemp product, and (B) does not include
2750 an object or packaging that indirectly contains, or contains in bulk for
2751 transportation purposes, (i) a manufacturer hemp product, or (ii) a
2752 moderate-THC hemp product;

2753 (4) "Manufacturer hemp product" has the same meaning as provided
2754 in section 22-611 of the general statutes, as amended by this act;

2755 (5) "Moderate-THC hemp product" (A) means a manufacturer hemp
2756 product that has total THC, as defined in section 21a-240 of the general
2757 statutes, as amended by this act, of not less than one-half of one
2758 milligram, and not more than five milligrams, on a per-container basis,

2759 and (B) does not include (i) an infused beverage, as defined in section 26
2760 of this act, or (ii) a legacy infused beverage, as defined in section 26 of
2761 this act; and

2762 (6) "Moderate-THC hemp product vendor" means a person that (A)
2763 holds a certificate of registration issued by the Commissioner of
2764 Consumer Protection pursuant to this section, and (B) is not a cannabis
2765 establishment.

2766 (b) Beginning on January 1, 2025, no person shall sell any moderate-
2767 THC hemp product in the state unless such person is a cannabis
2768 establishment or holds a certificate of registration issued by the
2769 Commissioner of Consumer Protection pursuant to this section.

2770 (c) (1) (A) Beginning on January 1, 2025, a person seeking a certificate
2771 of registration as a moderate-THC hemp product vendor shall submit
2772 to the Commissioner of Consumer Protection, in a form and manner
2773 prescribed by the commissioner, an application accompanied by a
2774 nonrefundable application fee in the amount of two thousand dollars.
2775 Such application shall, at a minimum, disclose:

2776 (i) The location in the state where such person currently sells or
2777 proposes to sell, at retail, moderate-THC hemp products to consumers;
2778 and

2779 (ii) Except as provided in subparagraph (C) of this subdivision,
2780 information sufficient for the commissioner to determine that:

2781 (I) During the preceding year, at least eighty-five per cent of the
2782 average monthly gross revenue generated at such existing retail location
2783 was derived from sales, at retail, of moderate-THC hemp products to
2784 consumers; or

2785 (II) It is reasonably likely that at least eighty-five per cent of the
2786 average monthly gross revenue to be generated at such proposed retail
2787 location will be derived from sales, at retail, of moderate-THC hemp
2788 products to consumers.

2789 (B) Except as provided in subparagraph (C) of this subdivision, the
2790 commissioner shall not issue a certificate of registration as a moderate-
2791 THC hemp product vendor unless the commissioner has determined
2792 that the applicant satisfies, or is reasonably likely to satisfy, the
2793 minimum sales threshold established in subparagraph (A) of this
2794 subdivision. Each such certificate shall expire annually, and shall allow
2795 the moderate-THC hemp product vendor to sell, at retail, moderate-
2796 THC hemp products to consumers at such location.

2797 (C) No person seeking a certificate of registration as a moderate-THC
2798 hemp product vendor shall be required to disclose information
2799 sufficient for the Commissioner of Consumer Protection to determine
2800 that such person satisfies, or is reasonably likely to satisfy, the minimum
2801 sales threshold established in subparagraph (A) of this subdivision if
2802 such person manufactures moderate-THC hemp products at the
2803 location in the state where such person sells or proposes to sell, at retail,
2804 moderate-THC hemp products to consumers. The commissioner may
2805 issue a certificate of registration as a moderate-THC hemp product
2806 vendor to a person that satisfies the criteria set forth in this
2807 subparagraph even if such person does not satisfy the minimum sales
2808 threshold established in subparagraph (A) of this subdivision.

2809 (2) (A) Each certificate issued pursuant to this section shall be
2810 renewable for additional one-year periods. Each moderate-THC hemp
2811 product vendor seeking renewal shall submit to the Commissioner of
2812 Consumer Protection, in a form and manner prescribed by the
2813 commissioner, a renewal application accompanied by a nonrefundable
2814 renewal application fee in the amount of two thousand dollars. Such
2815 application shall, at a minimum and except as provided in
2816 subparagraph (B) of this subdivision, disclose information sufficient for
2817 the commissioner to determine that, during the preceding registration
2818 year, at least eighty-five per cent of the average monthly gross revenue
2819 generated at the moderate-THC hemp product vendor's registered retail
2820 location was derived from sales, at retail, of moderate-THC hemp
2821 products to consumers. Except as provided in subparagraph (B) of this
2822 subdivision, the commissioner shall not issue a renewal to a moderate-

2823 THC hemp product vendor unless the commissioner has determined
2824 that the moderate-THC hemp product vendor satisfied such minimum
2825 sales threshold.

2826 (B) No moderate-THC hemp product vendor seeking renewal of a
2827 certificate issued pursuant to this section shall be required to disclose
2828 information sufficient for the Commissioner of Consumer Protection to
2829 determine that such moderate-THC hemp product vendor satisfied the
2830 minimum sales threshold established in subparagraph (A) of this
2831 subdivision if such moderate-THC hemp product vendor manufactures
2832 moderate-THC hemp products at such moderate-THC hemp product
2833 vendor's registered retail location. The commissioner may issue a
2834 renewal to a moderate-THC hemp product vendor that satisfies the
2835 criteria set forth in this subparagraph even if the moderate-THC hemp
2836 product vendor did not satisfy the minimum sales threshold established
2837 in subparagraph (A) of this subdivision.

2838 (3) All fees collected by the department under this section shall be
2839 deposited in the consumer protection enforcement account established
2840 in section 21a-8a of the general statutes.

2841 (d) No person may act as a moderate-THC hemp product vendor, or
2842 represent that such person is a moderate-THC hemp product vendor,
2843 unless such person has obtained and actively holds a certificate of
2844 registration as a moderate-THC hemp product vendor issued by the
2845 Commissioner of Consumer Protection pursuant to this section.

2846 (e) No cannabis establishment or moderate-THC hemp product
2847 vendor, or agent or employee of a cannabis establishment or moderate-
2848 THC hemp product vendor, shall sell a moderate-THC hemp product to
2849 any individual who is younger than twenty-one years of age. Prior to
2850 selling any moderate-THC hemp product to an individual, the cannabis
2851 establishment, moderate-THC hemp product vendor, agent or
2852 employee shall first verify the individual's age with a valid government-
2853 issued driver's license or identity card to establish that such individual
2854 is twenty-one years of age or older.

2855 (f) No person shall sell any moderate-THC hemp product intended
2856 for human ingestion in packaging that includes more than two
2857 containers.

2858 (g) All moderate-THC hemp products shall meet the standards set
2859 forth for manufacturer hemp products in subsections (v), (w) and (x) of
2860 section 22-61m of the general statutes, as amended by this act.

2861 (h) All moderate-THC hemp products shall meet (1) the testing
2862 standards for manufacturer hemp products established in, and any
2863 regulations adopted pursuant to, section 22-61m of the general statutes,
2864 as amended by this act, or (2) such other testing standards for
2865 manufacturer hemp products as the Commissioner of Consumer
2866 Protection, in the commissioner's discretion, may designate.

2867 (i) Each moderate-THC hemp product container shall prominently
2868 display a symbol, in a size of not less than one-half inch by one-half inch
2869 and in a format approved by the Commissioner of Consumer Protection,
2870 that indicates that such moderate-THC hemp product is not legal or safe
2871 for individuals younger than twenty-one years of age.

2872 (j) No cannabis establishment or moderate-THC hemp product
2873 vendor, or agent or employee of a cannabis establishment or moderate-
2874 THC hemp product vendor, shall gift or transfer any moderate-THC
2875 hemp product at no cost to a consumer as part of a commercial
2876 transaction.

2877 (k) Each moderate-THC hemp product vendor shall be subject to the
2878 investigation and enforcement provisions set forth in section 21a-421p
2879 of the general statutes.

2880 (l) The Commissioner of Consumer Protection shall adopt
2881 regulations, in accordance with the provisions of chapter 54 of the
2882 general statutes, to implement the provisions of this section.
2883 Notwithstanding the requirements of sections 4-168 to 4-172, inclusive,
2884 of the general statutes, the commissioner shall, prior to adopting such
2885 regulations and in order to effectuate the provisions of this section, issue

2886 policies and procedures to implement the provisions of this section that
2887 shall have the force and effect of law. The commissioner shall post all
2888 policies and procedures on the Department of Consumer Protection's
2889 Internet web site, and submit such policies and procedures to the
2890 Secretary of the State for posting on the eRegulations System, at least
2891 fifteen days prior to the effective date of any policy or procedure. Any
2892 such policy or procedure shall no longer be effective upon the earlier of
2893 either the adoption of the policy or procedure as a final regulation under
2894 section 4-172 of the general statutes or forty-eight months from July 1,
2895 2024, if such regulations have not been submitted to the legislative
2896 regulation review committee for consideration under section 4-170 of
2897 the general statutes.

2898 (m) Following a hearing conducted in accordance with chapter 54 of
2899 the general statutes, the Commissioner of Consumer Protection may
2900 impose an administrative civil penalty, not to exceed five thousand
2901 dollars per violation, and suspend, revoke or place conditions upon any
2902 moderate-THC hemp product vendor that violates any provision of this
2903 section or any regulation adopted pursuant to subsection (l) of this
2904 section. Any administrative civil penalty collected under this subsection
2905 shall be deposited in the consumer protection enforcement account
2906 established in section 21a-8a of the general statutes.

2907 Sec. 32. Section 21a-93 of the 2024 supplement to the general statutes
2908 is repealed and the following is substituted in lieu thereof (*Effective*
2909 *January 1, 2025*):

2910 The following acts and the causing thereof shall be prohibited: (1) The
2911 sale in intrastate commerce of any food, drug, device or cosmetic that is
2912 adulterated or misbranded; (2) the adulteration or misbranding of any
2913 food, drug, device or cosmetic in intrastate commerce; (3) the receipt in
2914 intrastate commerce of any food, drug, device or cosmetic that is
2915 adulterated or misbranded, and the sale thereof in such commerce for
2916 pay or otherwise; (4) the introduction or delivery for introduction into
2917 intrastate commerce of (A) any food in violation of section 21a-103 or (B)
2918 any new drug in violation of section 21a-110; (5) the dissemination

2919 within this state, in any manner or by any means or through any
2920 medium, of any false advertisement; (6) the refusal to permit (A) entry
2921 and the taking of a sample or specimen or the making of an investigation
2922 as authorized by section 21a-116, or (B) access to or copying of any
2923 record as authorized by section 21a-117; (7) the refusal to permit entry
2924 or inspection as authorized by section 21a-118; (8) the giving of a
2925 guaranty or undertaking in intrastate commerce, referred to in
2926 subsection (c) of section 21a-95, that is false; (9) the forging,
2927 counterfeiting, simulating or falsely representing, or, without proper
2928 authority, using, any mark, stamp, tag, label or other identification
2929 device authorized or required by regulations promulgated under the
2930 provisions of this chapter or of the federal act; (10) the alteration,
2931 mutilation, destruction, obliteration or removal of the whole or any part
2932 of the labeling of a food, drug, device or cosmetic, or the doing of any
2933 other act with respect to a food, drug, device or cosmetic, or the labeling
2934 or advertisement thereof, which results in a violation of this chapter; (11)
2935 the using in interstate commerce, in the labeling or advertisement of any
2936 drug, of any representation or suggestion that an application with
2937 respect to such drug is effective under Section 355 of the federal act or
2938 under section 21a-110, or that such drug complies with the provisions
2939 of either such section; (12) the violation of any provision of section 21a-
2940 108; (13) in the case of a prescription drug distributed or offered for sale
2941 in this state, the failure of the manufacturer, packer or distributor
2942 thereof to maintain for transmittal, or to transmit, to any practitioner
2943 licensed by applicable state law to administer such drug who makes
2944 written request for information as to such drug, true and correct copies
2945 of all printed matter which is required to be included in any package in
2946 which that drug is distributed or sold, or such other printed matter as is
2947 approved by the commissioner or under the federal act. Nothing in this
2948 subdivision shall be construed to exempt any person from any labeling
2949 requirement imposed by or under other provisions of this chapter
2950 unless specifically exempted under the federal act, as effective on April
2951 26, 1974; (14) the using by any person to his own advantage, or
2952 revealing, other than to the commissioner or his duly authorized agents
2953 or to the courts when relevant in any judicial proceeding under this

2954 chapter, of any information acquired under authority of this chapter
2955 concerning any method, process, substance or any other subject which
2956 as a trade secret is entitled to protection; (15) (A) placing or causing to
2957 be placed upon any drug or device or upon the container of any drug or
2958 device, with intent to defraud, the trademark, trade name or other
2959 identifying mark, imprint or device of another or any likeness thereof;
2960 or (B) selling, dispensing, disposing of or causing to be sold, dispensed
2961 or disposed of or concealing or keeping in possession, control or
2962 custody, with intent to sell, dispense or dispose of, any drug, device or
2963 any container thereof transported, received or held for transportation in
2964 commerce, with knowledge that the trademark, trade name or other
2965 identifying mark, imprint or device of another or any likeness thereof
2966 has been placed thereon in a manner prohibited by subparagraph (A) of
2967 this subdivision; or (C) making, selling, disposing of or causing to be
2968 made, sold or disposed of or keeping in possession, control or custody,
2969 or concealing, with intent to defraud, any punch, die, plate, stone or
2970 other thing designed to print, imprint or reproduce the trademark, trade
2971 name or other identifying mark, imprint or device of another or any
2972 likeness thereof upon any drug, device or container thereof; (16) failing
2973 to demonstrate adherence to applicable provisions of United States
2974 Pharmacopeia, Chapter 797, Pharmaceutical Compounding - Sterile
2975 Preparations, as amended from time to time, concerning compounding
2976 or preparation of sterile drugs; [or] (17) failing to demonstrate
2977 adherence to applicable provisions of United States Pharmacopeia,
2978 Chapter 795, Pharmaceutical Compounding - Nonsterile Preparations,
2979 as amended from time to time, concerning compounding or preparation
2980 of nonsterile drugs; or (18) selling any moderate-THC hemp product, as
2981 defined in section 31 of this act, without first obtaining a license as a
2982 cannabis establishment, as defined in section 21a-420, as amended by
2983 this act, or registering as a moderate-THC hemp product vendor
2984 pursuant to section 31 of this act.

2985 Sec. 33. Subsection (b) of section 30-20 of the general statutes is
2986 repealed and the following is substituted in lieu thereof (*Effective July 1,*
2987 *2024*):

2988 (b) (1) A package store permit shall allow the retail sale of alcoholic
2989 liquor in sealed bottles or containers not to be consumed on the permit
2990 premises. The holder of a package store permit may, in accordance with
2991 regulations adopted by the Department of Consumer Protection
2992 pursuant to the provisions of chapter 54, (A) offer free samples of
2993 alcoholic liquor for tasting on the permit premises, (B) conduct fee-
2994 based wine education and tasting classes and demonstrations, and (C)
2995 conduct tastings or demonstrations provided by a permittee or backer
2996 of the package store for a nominal charge to charitable nonprofit
2997 organizations. Any offering, tasting, wine education and tasting class or
2998 demonstration held on permit premises shall be conducted only during
2999 the hours the package store may sell alcoholic liquor under section 30-
3000 91. No tasting of wine on the permit premises shall be offered from more
3001 than ten uncorked bottles at any one time.

3002 (2) No store operating under a package store permit shall sell any
3003 commodity other than alcoholic liquor except, notwithstanding any
3004 other provision of law, such store may sell (A) cigarettes and cigars, (B)
3005 publications, (C) bar utensils, including, but not limited to, corkscrews,
3006 beverage strainers, stirrers or other similar items used to consume, or
3007 related to the consumption of, alcoholic liquor, (D) gift packages of
3008 alcoholic liquor shipped into the state by a manufacturer or out-of-state
3009 shipper, which gift packages may include nonalcoholic items, other than
3010 food or tobacco products, if the dollar value of the nonalcoholic items in
3011 such gift package does not exceed the dollar value of the alcoholic items
3012 in such gift package, (E) complementary fresh fruits used in the
3013 preparation of mixed alcoholic beverages, (F) cheese, crackers or both,
3014 (G) olives, (H) nonalcoholic beverages, (I) concentrates used in the
3015 preparation of mixed alcoholic beverages, (J) beer and wine-making kits
3016 and products related to such kits, (K) ice in any form, (L) articles of
3017 clothing imprinted with advertising related to the alcoholic liquor
3018 industry, (M) gift baskets or other containers of alcoholic liquor, (N)
3019 multiple packages of alcoholic liquors, provided in all such cases the
3020 minimum retail selling price for such alcoholic liquor shall apply, (O)
3021 lottery tickets authorized by the Department of Consumer Protection, if

3022 licensed as an agent to sell such tickets by the department, (P) devices
3023 and related accessories designed primarily for accessing and extracting
3024 a beverage containing alcohol from prepackaged containers, including,
3025 but not limited to, pods, pouches or similar containers, but excluding
3026 devices, including, but not limited to, household blenders, that are not
3027 designed primarily for such purposes, (Q) alcohol-infused confections
3028 containing not more than one-half of one per cent of alcohol by weight
3029 and which the commissioner has approved for sale under section 21a-
3030 101, [and] (R) gift baskets containing only containers of alcoholic liquor
3031 and commodities authorized for sale under subparagraphs (A) to (Q),
3032 inclusive, of this subdivision, (S) infused beverages, as defined in section
3033 26 of this act, provided (i) the package store permittee (I) paid to the
3034 department the annual fee for an infused beverage endorsement
3035 pursuant to this subdivision, and (II) purchased such infused beverages
3036 from the holder of a wholesaler permit or a wholesaler permit for beer
3037 issued under section 30-17, and (ii) such sales are made in accordance
3038 with the provisions of section 28 of this act, and (T) legacy infused
3039 beverages, as defined in section 30 of this act, provided all such sales
3040 shall be made (i) during the period beginning on July 1, 2024, and
3041 ending September 30, 2024, and (ii) in accordance with (I) a waiver
3042 issued pursuant to section 30 of this act, and (II) the requirements set
3043 forth in section 30 of this act. A package store permit shall also allow the
3044 taking and transmitting of orders for delivery of such merchandise in
3045 other states. Notwithstanding any other provision of law, a package
3046 store permit shall allow the participation in any lottery ticket promotion
3047 or giveaway sponsored by the department. The annual fee for a package
3048 store permit shall be five hundred thirty-five dollars. The annual fee for
3049 an infused beverage endorsement to a package store permit shall be five
3050 hundred dollars, and shall be deposited by the department in the
3051 consumer protection enforcement account established in section 21a-8a.

3052 Sec. 34. Section 30-63 of the general statutes is repealed and the
3053 following is substituted in lieu thereof (*Effective July 1, 2024*):

3054 (a) No holder of any manufacturer, wholesaler or out-of-state
3055 shipper's permit shall ship, transport or deliver within this state, or sell

3056 or offer for sale, any alcoholic liquors, except for beer manufactured by
3057 a permittee in this state and sold for consumption only on the
3058 permittee's premises, unless the name of the brand, trade name or other
3059 distinctive characteristic by which such alcoholic liquors are bought and
3060 sold, the name and address of the manufacturer thereof and the name
3061 and address of each wholesaler permittee who is authorized by the
3062 manufacturer or his authorized representative to sell such alcoholic
3063 liquors are registered with the Department of Consumer Protection and
3064 until such brand, trade name or other distinctive characteristic has been
3065 approved by the department. Such registration shall be valid for a
3066 period of three years. The fee for such registration, or renewal thereof,
3067 shall be two hundred dollars for out-of-state shippers and fifteen dollars
3068 for Connecticut manufacturers for each brand so registered, payable by
3069 the manufacturer or such manufacturer's authorized representative
3070 when such liquors are manufactured in the United States and by the
3071 importer or such importer's authorized representative when such
3072 liquors are imported into the United States. The department shall not
3073 approve the brand registration of any fortified wine, as defined in
3074 section 12-433, which is labeled, packaged or canned so as to appear to
3075 be a wine or liquor cooler, as defined in section 12-433.

3076 (b) No manufacturer, wholesaler or out-of-state shipper permittee
3077 shall discriminate in any manner in price discounts between one
3078 permittee and another on sales or purchases of alcoholic liquors bearing
3079 the same brand or trade name and of like age, size and quality, nor shall
3080 such manufacturer, wholesaler or out-of-state shipper permittee allow
3081 in any form any discount, rebate, free goods, allowance or other
3082 inducement for the purpose of making sales or purchases. Nothing in
3083 this subsection shall be construed to prohibit beer manufacturers, beer
3084 wholesalers or beer out-of-state shipper permittees from differentiating
3085 in the manner in which their products are packaged on the basis of on-
3086 site or off-site consumption.

3087 (c) For alcoholic liquor other than beer, each manufacturer,
3088 wholesaler and out-of-state shipper permittee shall post with the
3089 department, on a monthly basis, the bottle, can and case price of any

3090 brand of goods offered for sale in Connecticut, which price when so
3091 posted shall be the controlling price for such manufacturer, wholesaler
3092 or out-of-state permittee for the month following such posting. On and
3093 after July 1, 2005, for beer, each manufacturer, wholesaler and out-of-
3094 state shipper permittee shall post with the department, on a monthly
3095 basis, the bottle, can and case price, and the price per keg or barrel or
3096 fractional unit thereof for any brand of goods offered for sale in
3097 Connecticut which price when so posted shall be the controlling price
3098 for such brand of goods offered for sale in this state for the month
3099 following such posting. Such manufacturer, wholesaler and out-of-state
3100 shipper permittee may also post additional prices for such bottle, can,
3101 case, keg or barrel or fractional unit thereof for a specified portion of the
3102 following month which prices when so posted shall be the controlling
3103 prices for such bottle, can, case, keg or barrel or fractional unit thereof
3104 for such specified portion of the following month. Notice of all
3105 manufacturer, wholesaler and out-of-state shipper permittee prices
3106 shall be given to permittee purchasers by direct mail, Internet web site
3107 or advertising in a trade publication having circulation among the retail
3108 permittees except a wholesaler permittee may give such notice by hand
3109 delivery. Price postings with the department setting forth wholesale
3110 prices to retailers shall be available for inspection during regular
3111 business hours at the offices of the department by manufacturers and
3112 wholesalers until three o'clock p.m. of the first business day after the last
3113 day for posting prices. A manufacturer or wholesaler may amend such
3114 manufacturer's or wholesaler's posted price for any month to meet a
3115 lower price posted by another manufacturer or wholesaler with respect
3116 to alcoholic liquor bearing the same brand or trade name and of like age,
3117 vintage, quality and unit container size; provided that any such
3118 amended price posting shall be filed before three o'clock p.m. of the
3119 fourth business day after the last day for posting prices; and provided
3120 further such amended posting shall not set forth prices lower than those
3121 being met. Any manufacturer or wholesaler posting an amended price
3122 shall, at the time of posting, identify in writing the specific posting being
3123 met. On and after July 1, 2005, all wholesaler postings, other than for
3124 beer, for the following month shall be provided to retail permittees not

3125 later than the twenty-seventh day of the month prior to such posting.
3126 All wholesaler postings for beer shall be provided to retail permittees
3127 not later than the twentieth day of the month prior to such posting.

3128 (d) Monthly price schedules on a family brand case shall contain the
3129 bottle price for each item contained in the family brand case, the unit
3130 price and the case price. The bottle price posted for a family brand case
3131 shall be equal to the bottle price posted for the same month in a case
3132 containing the one class and specific brand of alcoholic liquor. For
3133 purposes of this subsection, "family brand" means a group of different
3134 products belonging to a single brand that are marketed under a parent
3135 brand. Family brand cases shall be assembled and packaged by the
3136 supplier or by a third party, on behalf of the supplier, and shall not be
3137 assembled by the wholesaler.

3138 (e) The provisions of this section shall not apply to the sale or
3139 distribution of infused beverages or legacy infused beverages, as such
3140 terms are defined in section 26 of this act.

3141 Sec. 35. (NEW) (*Effective July 1, 2024*) (a) For the purposes of this
3142 section:

3143 (1) "Container" has the same meaning as provided in section 26 of this
3144 act; and

3145 (2) "Infused beverage" has the same meaning as provided in section
3146 26 of this act.

3147 (b) A fee of one dollar shall be assessed by the holder of a wholesaler
3148 permit or a wholesaler permit for beer issued under section 30-17 of the
3149 general statutes on each infused beverage container sold to the holder
3150 of a package store permit issued under subsection (b) of section 30-20 of
3151 the general statutes, as amended by this act. Such fee shall not be subject
3152 to any sales tax or treated as income pursuant to any provision of the
3153 general statutes.

3154 (c) On January 2, 2025, and every six months thereafter, each holder

3155 of a wholesaler permit or a wholesaler permit for beer issued under
 3156 section 30-17 of the general statutes shall remit payment to the
 3157 department for each infused beverage container sold during the
 3158 preceding six-month period. The funds received by the department
 3159 from infused beverage sales shall be deposited in the consumer
 3160 protection enforcement account established in section 21a-8a of the
 3161 general statutes for the purposes of (1) protecting public health and
 3162 safety, (2) educating consumers and licensees, and (3) ensuring
 3163 compliance with cannabis and liquor control laws.

3164 Sec. 36. (NEW) (*Effective July 1, 2024*) Notwithstanding the provisions
 3165 of section 21a-8a of the general statutes, the Commissioner of Consumer
 3166 Protection shall, upon request by the Attorney General, execute an
 3167 agreement with the Attorney General pursuant to which the
 3168 Department of Consumer Protection shall provide to the Office of the
 3169 Attorney General, from such funds as may be available in the consumer
 3170 protection enforcement account established in said section, such funds
 3171 as the commissioner and Attorney General may agree are necessary to
 3172 pay for any personal services and other enforcement expenses incurred
 3173 by said office in enforcing the provisions of section 21a-420c of the
 3174 general statutes, as amended by this act."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2024</i>	21a-240
Sec. 2	<i>July 1, 2024</i>	21a-408
Sec. 3	<i>July 1, 2024</i>	New section
Sec. 4	<i>July 1, 2024</i>	21a-420
Sec. 5	<i>July 1, 2024</i>	New section
Sec. 6	<i>July 1, 2024</i>	New section
Sec. 7	<i>July 1, 2024</i>	21a-420c
Sec. 8	<i>October 1, 2024</i>	21a-420c
Sec. 9	<i>July 1, 2024</i>	21a-420d(k)
Sec. 10	<i>July 1, 2024</i>	21a-420e(c)
Sec. 11	<i>July 1, 2024</i>	21a-420g(b)
Sec. 12	<i>July 1, 2024</i>	21a-420m(b)
Sec. 13	<i>July 1, 2024</i>	21a-420o

Sec. 14	<i>July 1, 2024</i>	21a-420p
Sec. 15	<i>July 1, 2024</i>	21a-420u(b)
Sec. 16	<i>July 1, 2024</i>	21a-420w(d)
Sec. 17	<i>July 1, 2024</i>	21a-420x(d)
Sec. 18	<i>July 1, 2024</i>	21a-420y
Sec. 19	<i>July 1, 2024</i>	21a-421e
Sec. 20	<i>July 1, 2024</i>	21a-421j(b)
Sec. 21	<i>July 1, 2024</i>	21a-421l(b)
Sec. 22	<i>July 1, 2024</i>	21a-421bb(b)
Sec. 23	<i>July 1, 2024</i>	22-61l(30)
Sec. 24	<i>July 1, 2024</i>	22-61m
Sec. 25	<i>July 1, 2024</i>	22-61n(c)
Sec. 26	<i>July 1, 2024</i>	New section
Sec. 27	<i>July 1, 2024</i>	New section
Sec. 28	<i>July 1, 2024</i>	New section
Sec. 29	<i>from passage</i>	New section
Sec. 30	<i>from passage</i>	New section
Sec. 31	<i>January 1, 2025</i>	New section
Sec. 32	<i>January 1, 2025</i>	21a-93
Sec. 33	<i>July 1, 2024</i>	30-20(b)
Sec. 34	<i>July 1, 2024</i>	30-63
Sec. 35	<i>July 1, 2024</i>	New section
Sec. 36	<i>July 1, 2024</i>	New section