



General Assembly

Amendment

February Session, 2024

LCO No. 5030



Offered by:
REP. LANOUE, 45th Dist.

To: Subst. House Bill No. 5150 File No. 199 Cal. No. 152

(As Amended by House Amendment Schedule "A")

"AN ACT CONCERNING CANNABIS AND HEMP REGULATION."

1 Strike section 13 in its entirety and substitute the following in lieu
2 thereof:

3 "Sec. 13. Section 21a-420o 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4 statutes is repealed and the following is substituted in lieu thereof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 (a) Thirty days after the Social Equity Council posts the criteria for
7 social equity applicants on its Internet web site, the department shall
8 open up a three-month application period for cultivators during which
9 a social equity applicant may apply to the department for a provisional
10 cultivator license and final license for a cultivation facility located in a
11 disproportionately impacted area without participating in a lottery or
12 request for proposals. Such application for a provisional license shall be
13 granted upon: (1) [verification] Verification by the Social Equity Council
14 that the applicant meets the criteria for a social equity applicant; (2) the

15 applicant submitting to and passing a criminal background check; and
16 (3) payment of a three-million-dollar fee to be deposited in the Cannabis
17 Social Equity and Innovation Fund established in section 21a-420f. Upon
18 granting such provisional license, the department shall notify the
19 applicant of the project labor agreement requirements of section 21a-
20 421e, as amended by this act. The department shall not grant an
21 application for a provisional cultivator license under this subsection
22 after December 31, 2025.

23 (b) To obtain a final cultivator license under this section, the social
24 equity applicant shall provide evidence of: (1) [a] A contract with an
25 entity providing an approved electronic tracking system as described in
26 section 21a-421n; (2) a right to exclusively occupy [a] the location [in a
27 disproportionately impacted area] at which the cultivation facility will
28 be located, which location shall be situated (A) in a disproportionately
29 impacted area, (B) on any reservation, as defined in section 47-63, of the
30 Schaghticoke, Paucatuck Eastern Pequot or Golden Hill Paugussett
31 indigenous tribe recognized by this state under subsection (b) of section
32 47-59a, provided such reservation includes at least ten acres of
33 contiguous land and such land comprised part of such reservation on
34 July 1, 2024, (C) on any parcel of land owned in fee simple by any
35 indigenous tribe recognized by this state under subsection (b) of section
36 47-59a, provided such parcel includes at least ten acres of contiguous
37 land and is located in a municipality that, prior to July 1, 2024, contained
38 any portion of a disproportionately impacted area, or (D) in the case of
39 an exclusively outdoor grow, in a municipality containing any portion
40 of a disproportionately impacted area, provided (i) such outdoor grow
41 is conducted on land that such municipality has approved for
42 agricultural or farming uses, and (ii) all cultivation complies with the
43 provisions of the regulations adopted, and policies and procedures
44 issued, pursuant to section 21a-421j, as amended by this act, permitting
45 the outdoor cultivation of cannabis; (3) any necessary local zoning
46 approval and permits for the cultivation facility; (4) a business plan; (5)
47 a social equity plan approved by the Social Equity Council; (6) written
48 policies for preventing diversion and misuse of cannabis and sales of

49 cannabis to underage persons; and (7) blueprints of the facility and all
50 other security requirements of the department. Nothing in this
51 subsection shall be construed to preempt, invalidate or override any
52 municipal ordinance or regulation."