

HOUSE No. 181

The Commonwealth of Massachusetts

PRESENTED BY:

Andres X. Vargas

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act ensuring transparency in host community agreements.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Andres X. Vargas</i>	<i>3rd Essex</i>	<i>2/17/2021</i>
<i>Christina A. Minicucci</i>	<i>14th Essex</i>	<i>2/26/2021</i>
<i>Carlos González</i>	<i>10th Hampden</i>	<i>2/26/2021</i>
<i>Elizabeth A. Malia</i>	<i>11th Suffolk</i>	<i>3/15/2021</i>

HOUSE No. 181

By Mr. Vargas of Haverhill, a petition (accompanied by bill, House, No. 181) of Andres X. Vargas and others relative to ensuring transparency in host community agreements for marijuana establishments or medical marijuana treatment centers. Cannabis Policy.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Second General Court
(2021-2022)**

An Act ensuring transparency in host community agreements.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1: (a) Notwithstanding any other general or special law to the contrary,
2 Section 3(d) of Chapter 94G of the General Laws, as appearing in the 2018 Official Edition, is
3 hereby amended by inserting in the last sentence after the word “any” the following word: -
4 annual.

5 (b) Notwithstanding any other general or special law to the contrary, Section 3(d) of said
6 Chapter 94G, as so appearing, is hereby further amended by inserting after the word
7 “documented” the following words: - by March 15 of the succeeding year.

8 (c) Notwithstanding any other general or special law to the contrary, Section 3(d) of
9 Chapter 94G of the General Laws, as appearing in the 2018 Official Edition, is hereby amended
10 by inserting after the last sentence the following: -

11 Said documentation of costs may be subject to audit performed by an independent
12 certified public accountant, the cost of which shall be borne by the marijuana establishment or a

13 medical marijuana treatment center. If the community impact fee collected by the city or town
14 exceeds the costs imposed upon the city or town by the operation of the marijuana establishment
15 or medical marijuana treatment center during the applicable calendar year, the sum difference
16 between the fees collected and the costs imposed shall be rebated to the establishment or
17 treatment center. Failure by the city or town to so document the above-referenced costs may be
18 the subject of a civil action to obtain relief formerly available by writ of mandamus pursuant to
19 section 5 of chapter 249 of the General Laws to implement the requisite documentation of costs.