



General Assembly

Amendment

February Session, 2024

LCO No. 4211



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4 statutes is repealed and the following is substituted in lieu thereof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.

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, that is not a high-THC hemp product.
228 "Marijuana" does not include: (A) The mature stalks of such plant, fiber
229 produced from such stalks, oil or cake made from the seeds of such
230 plant, any other compound, manufacture, salt, derivative, mixture or
231 preparation of such mature stalks, except the resin extracted from such
232 mature stalks or fiber, oil or cake; (B) the [sterilized] seed of such plant;
233 [which is incapable of germination;] (C) hemp, as defined in section 22-
234 61l, (i) with a total THC concentration of not more than three-tenths per
235 cent on a dry-weight basis, and (ii) that is not a high-THC hemp product;
236 (D) any substance approved by the federal Food and Drug
237 Administration or successor agency as a drug and reclassified in any
238 schedule of controlled substances or unscheduled by the federal Drug
239 Enforcement Administration or successor agency which is included in

240 the same schedule designated by the federal Drug Enforcement
241 Administration or successor agency; or (E) [synthetic cannabinoids
242 which are controlled substances that are designated by the
243 Commissioner of Consumer Protection, by whatever official, common,
244 usual, chemical or trade name designation, as controlled substances and
245 are classified in the appropriate schedule in accordance with
246 subsections (i) and (j) of section 21a-243] infused beverages, as defined
247 in section 21a-420, as amended by 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; apatropine; 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, that has, or is
439 advertised, labeled or offered for sale as having, total THC that exceeds
440 [(A)] (i) for a hemp edible, hemp topical or hemp transdermal patch [(i)]
441 (I) one milligram on a per-serving basis, or [(ii)] (II) five milligrams on a
442 per-container basis, [(B)] (ii) for a hemp tincture, including, but not
443 limited to, oil intended for ingestion by swallowing, buccal
444 administration or sublingual absorption [(i)] (I) one milligram on a per-
445 serving basis, or [(ii)] (II) twenty-five milligrams on a per-container
446 basis, [(C)] (iii) for a hemp concentrate or extract, including, but not
447 limited to, a vape oil, wax or shatter, twenty-five milligrams on a per-
448 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, that has, or is advertised, labeled or offered for sale as
455 having, total THC that exceeds (i) one milligram per serving with up to
456 five milligrams per-container, or (ii) three-tenths per cent on a dry-
457 weight basis for cannabis flower or cannabis trim, and (C) does not
458 include an infused beverage, as defined in section 21a-420, as amended
459 by this act. As used in this subdivision, "container" means an object that
460 is offered, intended for sale or sold to a consumer and directly contains
461 a high-THC hemp product, and does not include an object or packaging
462 that indirectly contains, or contains in bulk for transportation purposes,

463 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) Beginning on October 1, 2024,
586 each cannabis establishment shall submit marijuana samples to a
587 cannabis testing laboratory for testing as set forth in subsection (b) of
588 this section.

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

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

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

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

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

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

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

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

638 Sec. 4. Section 21a-420 of the 2024 supplement to the general statutes
639 is repealed and the following is substituted in lieu thereof (*Effective July*
640 *1, 2024*):

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

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

649 247a, 53a-213a, 53a-213b, 54-33p, 54-56q, 54-56r, 54-125k and 54-142u,
650 sections 23, 60, 63 to 65, inclusive, 124, 144 and 165 of public act 21-1 of
651 the June special session, and the amendments in public act 21-1 of the
652 June special session to sections 7-148, 10-221, 12-30a, 12-35b, 12-412, 12-
653 650, 12-704d, 14-44k, 14-111e, 14-227a to 14-227c, inclusive, 14-227j, 15-
654 140q, 15-140r, 18-100h, 19a-342, 19a-342a, 21a-267, 21a-277, 21a-279, 21a-
655 279a, 21a-408 to 21a-408f, inclusive, as amended by this act, 21a-408h to
656 21a-408p, inclusive, 21a-408r to 21a-408v, inclusive, 30-89a, 31-40q, 32-
657 39, 46b-120, 51-164n, 53-394, 53a-39c, 54-1m, 54-33g, 54-41b, 54-56e, 54-
658 56g, 54-56i, 54-56k, 54-56n, 54-63d, 54-66a and 54-142e, [and] section 20
659 of public act 23-79, section 3 of this act and sections 5 to 8, inclusive, of
660 this act;

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

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

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

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

681 (6) "Cannabis testing laboratory" means a laboratory that (A) is
682 located in this state, (B) is licensed by the department to analyze
683 cannabis, and (C) meets the licensure requirements established in
684 section 21a-408r and the regulations adopted pursuant to subsection (d)
685 of section 21a-408r;

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

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

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

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

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

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

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

709 (14) "Control" means the power to direct, or cause the direction of, the
710 management and policies of a cannabis establishment, regardless of

711 whether such power is possessed directly or indirectly;

712 (15) "Cultivation" has the same meaning as provided in section 21a-
713 408, as amended by this act;

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

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

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

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

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

742 pursuant to subdivision (2) of subsection (i) of section 21a-420d;

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

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

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

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

773 (25) "Equity" and "equitable" means efforts, regulations, policies,

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

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

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

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

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

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

806 from the outermost wall of the room containing cannabis plants and
807 continuing around the outside of the room. "Grow space" does not
808 include space used to cure, process, store harvested cannabis or
809 manufacture cannabis once the cannabis has been harvested;

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

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

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

824 (34) "Infused beverage" means a beverage that (A) is not an alcoholic
825 beverage, as defined in section 30-1, (B) is intended for human
826 consumption, and (C) contains, or is advertised, labeled or offered for
827 sale as containing, total THC, as defined in section 21a-240, as amended
828 by this act, that is not greater than three milligrams per container, as
829 defined in section 6 of this act;

830 [(34)] (35) "Key employee" means an employee with the following
831 management position or an equivalent title within a cannabis
832 establishment: (A) President or chief officer, who is the top ranking
833 individual at the cannabis establishment and is responsible for all staff
834 and overall direction of business operations; (B) financial manager, who
835 is the individual who reports to the president or chief officer and who is
836 responsible for oversight of the financial operations of the cannabis
837 establishment, which financial operations include one or more of the

838 following: (i) Revenue and expense management; (ii) distributions; (iii)
839 tax compliance; (iv) budget development; and (v) budget management
840 and implementation; or (C) compliance manager, who is the individual
841 who reports to the president or chief officer and who is generally
842 responsible for ensuring the cannabis establishment complies with all
843 laws, regulations and requirements related to the operation of the
844 cannabis establishment;

845 [(35)] (36) "Labor peace agreement" means an agreement between a
846 cannabis establishment and a bona fide labor organization under section
847 21a-421d pursuant to which the owners and management of the
848 cannabis establishment agree not to lock out employees and that
849 prohibits the bona fide labor organization from engaging in picketing,
850 work stoppages or boycotts against the cannabis establishment;

851 [(36)] (37) "Manufacture" means to add or incorporate cannabis into
852 other products or ingredients or create a cannabis product;

853 [(37)] (38) "Medical marijuana product" means cannabis that may be
854 exclusively sold to qualifying patients and caregivers by dispensary
855 facilities and hybrid retailers and which are designated by the
856 commissioner as reserved for sale to qualifying patients and caregivers
857 and published on the department's Internet web site;

858 [(38)] (39) "Micro-cultivator" means a person licensed to engage in the
859 cultivation, growing and propagation of the cannabis plant at an
860 establishment containing not less than two thousand square feet and not
861 more than ten thousand square feet of grow space, prior to any
862 expansion authorized by the commissioner;

863 [(39)] (40) "Municipality" means any town, city or borough,
864 consolidated town and city or consolidated town and borough;

865 [(40)] (41) "Paraphernalia" means drug paraphernalia, as defined in
866 section 21a-240, as amended by this act;

867 [(41)] (42) "Person" means an individual, partnership, limited liability

868 company, society, association, joint stock company, corporation, estate,
869 receiver, trustee, assignee, referee or any other legal entity and any other
870 person acting in a fiduciary or representative capacity, whether
871 appointed by a court or otherwise, and any combination thereof;

872 [(42)] (43) "Producer" means a person that is licensed as a producer
873 pursuant to section 21a-408i and any regulations adopted pursuant to
874 said section;

875 [(43)] (44) "Product manufacturer" means a person that is licensed to
876 obtain cannabis, extract and manufacture products;

877 [(44)] (45) "Product packager" means a person that is licensed to
878 package and label cannabis;

879 [(45)] (46) "Qualifying patient" has the same meaning as provided in
880 section 21a-408, as amended by this act;

881 [(46)] (47) "Research program" has the same meaning as provided in
882 section 21a-408, as amended by this act;

883 [(47)] (48) "Retailer" means a person, excluding a dispensary facility
884 and hybrid retailer, that is licensed to purchase cannabis from
885 producers, cultivators, micro-cultivators, product manufacturers and
886 food and beverage manufacturers and to sell cannabis to consumers and
887 research programs;

888 [(48)] (49) "Sale" or "sell" has the same meaning as provided in section
889 21a-240, as amended by this act;

890 [(49)] (50) "Social Equity Council" or "council" means the council
891 established under section 21a-420d, as amended by this act;

892 [(50)] (51) "Social equity applicant" means a person that has applied
893 for a license for a cannabis establishment, where such applicant is
894 controlled, and at least sixty-five per cent owned, by an individual or
895 individuals, or such applicant is an individual, who:

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

899 (B) (i) Was a resident of a disproportionately impacted area for not
900 less than five of the ten years immediately preceding the date of such
901 application; or

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

904 [(51)] (52) "THC" has the same meaning as provided in section 21a-
905 240, as amended by this act;

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

914 [(53)] (54) "Transfer" means to transfer, change, give or otherwise
915 dispose of control over or interest in;

916 [(54)] (55) "Transport" means to physically move from one place to
917 another;

918 [(55)] (56) "Transporter" means a person licensed to transport
919 cannabis between cannabis establishments, cannabis testing
920 laboratories and research programs; and

921 [(56)] (57) "Unemployment rate" means, in a given area, the number
922 of people sixteen years of age or older who are in the civilian labor force
923 and unemployed divided by the number of people sixteen years of age
924 or older who are in the civilian labor force.

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

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

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

938 (C) The department has not already issued a provisional cultivator
939 license to the social equity applicant pursuant to subsection (a) of section
940 21a-420o of the general statutes, as amended by this act; and

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

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

950 (b) During the period beginning July 1, 2024, and ending December
951 31, 2025, the department shall issue a provisional micro-cultivator
952 license to a social equity applicant pursuant to this section:

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

955 (2) If during the period beginning July 1, 2024, and ending March 31,
956 2025, the social equity applicant submits to the department, in a form
957 and manner prescribed by the commissioner:

958 (A) A completed micro-cultivator license application and other
959 documentation required to determine eligibility as set forth in
960 subsections (e) to (l), inclusive, of section 21a-420g of the general
961 statutes, as amended by this act;

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

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

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

972 (A) Such change in ownership or control is allowed under (i) section
973 21a-420g of the general statutes, as amended by this act, and (ii) any
974 regulation adopted, or policy or procedure issued, pursuant to section
975 21a-420g of the general statutes, as amended by this act, or 21a-420h of
976 the general statutes; and

977 (B) Pursuant to subsection (d) of this section, (i) the Social Equity
978 Council has determined that the social equity applicant continues to
979 meet the criteria for a social equity applicant, and (ii) the department
980 has received a written notice from the Social Equity Council affirming
981 that the Social Equity Council has determined that the social equity
982 applicant continues to meet the criteria for a social equity applicant.

983 (c) (1) A social equity applicant that submits a micro-cultivator license
984 application pursuant to subsection (b) of this section shall submit to the

985 department an application fee in the amount of five hundred thousand
986 dollars. All application fees collected pursuant to this subdivision shall
987 be deposited in the consumer protection enforcement account
988 established in section 21a-8a of the general statutes.

989 (2) The fee to renew a final micro-cultivator license issued pursuant
990 to this section shall be the same as the fee to renew a final micro-
991 cultivator license as set forth in section 21a-420e of the general statutes,
992 as amended by this act. All renewal fees collected pursuant to this
993 subdivision shall be paid to the State Treasurer and credited to the
994 General Fund.

995 (d) If any change described in subparagraph (B) of subdivision (2) of
996 subsection (b) of this section has occurred, the Social Equity Council
997 shall (1) determine whether the social equity applicant continues to meet
998 the criteria for a social equity applicant, and (2) submit to the
999 department, in a form and manner prescribed by the commissioner, a
1000 written notice disclosing such determination.

1001 (e) No social equity applicant that receives a micro-cultivator license
1002 under this section shall be eligible to apply for a provisional license and
1003 a final license to create more than one equity joint venture to be
1004 approved by the Social Equity Council under section 21a-420d of the
1005 general statutes, as amended by this act, and no such social equity
1006 applicant shall operate any such equity joint venture unless such social
1007 equity applicant has received a micro-cultivator license under this
1008 section, commenced cultivation activities under such micro-cultivator
1009 license and submitted to the department a fee in the amount of five
1010 hundred thousand dollars. All fees collected pursuant to this subsection
1011 shall be deposited in the Cannabis Social Equity and Innovation Fund
1012 established in section 21a-420f of the general statutes.

1013 (f) Each application submitted to the department pursuant to
1014 subsection (b) of this section, and all information included in, or
1015 submitted with, any application submitted pursuant to said subsection,
1016 shall be subject to the provisions of subsection (g) of section 21a-420e of

1017 the general statutes.

1018 (g) Notwithstanding any other provision of RERACA, and except as
1019 otherwise provided in subsections (a) to (f), inclusive, of this section:

1020 (1) Each application submitted pursuant to subsection (b) of this
1021 section shall be processed as any other micro-cultivator application that
1022 has been selected through the lottery; and

1023 (2) Each social equity applicant, application submitted pursuant to
1024 subsection (b) of this section and micro-cultivator license issued
1025 pursuant to this section shall be subject to subsections (e) to (l), inclusive,
1026 of section 21a-420g of the general statutes, as amended by this act.

1027 Sec. 6. (NEW) (*Effective July 1, 2024*) (a) For the purposes of this
1028 section:

1029 (1) "Container" (A) means an object that is offered, intended for sale
1030 or sold to a consumer and directly contains an infused beverage, and (B)
1031 does not include an object or packaging that indirectly contains, or
1032 contains in bulk for transportation purposes, an infused beverage; and

1033 (2) "Manufacturer hemp product" has the same meaning as provided
1034 in section 22-61l of the general statutes.

1035 (b) No infused beverage shall be sold or distributed in this state
1036 unless:

1037 (1) The infused beverage is sold (A) on premises operating under a
1038 package store permit issued pursuant to subsection (b) of section 30-20
1039 of the general statutes, as amended by this act, or (B) at a dispensary
1040 facility, hybrid retailer or retailer;

1041 (2) If the infused beverage is sold at a dispensary facility, hybrid
1042 retailer or retailer, the infused beverage is stored and displayed
1043 separately from any cannabis, in the same manner provided for
1044 manufacturer hemp products, in accordance with section 21a-409, 21a-
1045 420s or 21a-420r of the general statutes, respectively;

1046 (3) The infused beverage meets the standards set forth for
1047 manufacturer hemp products in subsections (v), (w) and (x) of section
1048 22-61m of the general statutes, as amended by this act; and

1049 (4) The infused beverage meets (A) the testing standards for
1050 manufacturer hemp products established in, and any regulations
1051 adopted pursuant to, section 22-61m of the general statutes, as amended
1052 by this act, or (B) such other testing standards for manufacturer hemp
1053 products as the Commissioner of Consumer Protection, in the
1054 commissioner's discretion, may designate.

1055 (c) No infused beverage shall be sold to any individual who is
1056 younger than twenty-one years of age. No owner, agent or employee of
1057 a package store permitted under subsection (b) of section 30-20 of the
1058 general statutes, as amended by this act, or of a dispensary facility,
1059 hybrid retailer or retailer, shall sell any infused beverage to an
1060 individual without first verifying the individual's age with a valid
1061 government-issued driver's license or identity card to establish that such
1062 individual is twenty-one years of age or older.

1063 (d) No person shall sell, or offer for sale, any infused beverage in any
1064 container containing less than twelve fluid ounces, or any packaging
1065 comprised of more than four containers.

1066 (e) Each infused beverage container shall prominently display a
1067 symbol, in a size of not less than one-half inch by one-half inch and in a
1068 format approved by the Commissioner of Consumer Protection, that
1069 indicates that such infused beverage is not legal or safe for individuals
1070 younger than twenty-one years of age.

1071 (f) Notwithstanding the provisions of subsections (a) to (e), inclusive,
1072 of this section, a dispensary facility, hybrid retailer, retailer or package
1073 store that has received a waiver from the Commissioner of Consumer
1074 Protection under section 7 of this act may, during the period beginning
1075 on July 1, 2024, and ending on September 30, 2024, sell legacy infused
1076 beverages, as defined in section 7 of this act, in accordance with such
1077 waiver and the requirements set forth in section 7 of this act.

1078 (g) Any violation of the provisions of this section shall be deemed an
1079 unfair or deceptive trade practice under subsection (a) of section 42-110b
1080 of the general statutes.

1081 Sec. 7. (NEW) (*Effective from passage*) (a) For the purposes of this
1082 section:

1083 (1) "Consumer" has the same meaning as provided in section 21a-420
1084 of the general statutes, as amended by this act;

1085 (2) "Dispensary facility" has the same meaning as provided in section
1086 21a-420 of the general statutes, as amended by this act;

1087 (3) "Hybrid retailer" has the same meaning as provided in section 21a-
1088 420 of the general statutes, as amended by this act;

1089 (4) "Legacy infused beverage" means a beverage that (A) is not an
1090 alcoholic beverage, as defined in section 30-1 of the general statutes, (B)
1091 is intended for human consumption, (C) contains, or is advertised,
1092 labeled or offered for sale as containing, THC, as defined in section 21a-
1093 240 of the general statutes, as amended by this act, and (D) as of June 30,
1094 2024, is in compliance with (i) the provisions of RERACA, and (ii) the
1095 policies and procedures issued by the Commissioner of Consumer
1096 Protection to implement, and any regulations adopted pursuant to,
1097 RERACA; and

1098 (5) "Retailer" has the same meaning as provided in section 21a-420 of
1099 the general statutes, as amended by this act.

1100 (b) During the period beginning on the effective date of this section
1101 and ending on June 30, 2024, a dispensary facility, hybrid retailer or
1102 retailer, or the holder of a package store permit issued under subsection
1103 (b) of section 30-20 of the general statutes, as amended by this act, may
1104 submit to the Department of Consumer Protection, in a form and
1105 manner prescribed by the Commissioner of Consumer Protection, an
1106 application for a waiver to, during the period beginning on July 1, 2024,
1107 and ending on September 30, 2024, sell the legacy infused beverages

1108 that, on the effective date of this section, are in the possession, and
1109 included in the inventory, of such dispensary facility, hybrid retailer,
1110 retailer or package store.

1111 (c) A waiver issued by the Commissioner of Consumer Protection
1112 pursuant to subsection (b) of this section shall allow the dispensary
1113 facility, hybrid retailer, retailer or package store to, during the period
1114 beginning on July 1, 2024, and ending on September 30, 2024, sell the
1115 legacy infused beverages that, on the effective date of this section, are in
1116 the possession, and included in the inventory, of such dispensary
1117 facility, hybrid retailer, retailer or package store, provided all such sales
1118 are made in compliance with all applicable provisions of (1) RERACA,
1119 other than section 6 of this act, and (2) the policies and procedures issued
1120 by the Commissioner of Consumer Protection to implement, and any
1121 regulations adopted pursuant to, RERACA.

1122 Sec. 8. (NEW) (*Effective July 1, 2024*) (a) For the purposes of this
1123 section:

1124 (1) "Container" (A) means an object that is offered, intended for sale
1125 or sold to a consumer and directly contains an infused beverage or
1126 legacy infused beverage, and (B) does not include an object or packaging
1127 that indirectly contains, or contains in bulk for transportation purposes,
1128 an infused beverage or legacy infused beverage; and

1129 (2) "Legacy infused beverage" has the same meaning as provided in
1130 section 7 of this act.

1131 (b) A fee of one dollar shall be assessed by a dispensary facility,
1132 hybrid retailer or retailer on each infused beverage container and legacy
1133 infused beverage container sold by such cannabis establishment. Such
1134 fee shall not be subject to any sales tax or treated as income pursuant to
1135 any provision of the general statutes.

1136 (c) On October 1, 2024, and every six months thereafter, each
1137 dispensary facility, hybrid retailer or retailer shall remit payment to the
1138 department for each infused beverage container and legacy infused

1139 beverage container sold during the preceding six-month period. The
1140 funds received by the department from infused beverage sales and
1141 legacy infused beverage sales shall be deposited in the consumer
1142 protection enforcement account established in section 21a-8a of the
1143 general statutes for the purposes of (1) protecting public health and
1144 safety, (2) educating consumers and licensees, and (3) ensuring
1145 compliance with cannabis and liquor control laws.

1146 Sec. 9. Section 21a-420c of the general statutes is repealed and the
1147 following is substituted in lieu thereof (*Effective July 1, 2024*):

1148 (a) Except as provided in RERACA and chapter 420b or 420f, (1) no
1149 person, other than a retailer, hybrid retailer, micro-cultivator or delivery
1150 service, or an employee thereof in the course of [his or her] such
1151 employee's employment, may sell or offer cannabis to a consumer, and
1152 (2) no person, other than a hybrid retailer, dispensary facility or a
1153 delivery service, or an employee thereof in the course of [his or her] such
1154 employee's employment, may sell or offer cannabis to qualifying
1155 patients and caregivers.

1156 (b) No person except a delivery service, or an employee [thereof] of a
1157 delivery service, subject to the restrictions set forth in section 21a-420z,
1158 acting in the course of [his or her] such employee's employment may
1159 deliver cannabis to consumers, patients or caregivers. [except that
1160 retailers, hybrid retailers, micro-cultivators and dispensary facilities
1161 may utilize their own employees to deliver cannabis to the same
1162 individuals they may sell to pursuant to subsection (a) of this section
1163 until thirty days after the date the first five delivery service licensees
1164 have commenced public operation, which date shall be published by the
1165 commissioner on the department's Internet web site, and thereafter all
1166 delivery to consumers, patients or caregivers shall be done through a
1167 delivery service licensee.]

1168 Sec. 10. Section 21a-420c of the general statutes, as amended by
1169 section 9 of this act, is repealed and the following is substituted in lieu
1170 thereof (*Effective October 1, 2024*):

1171 (a) Except as provided in RERACA and chapter 420b or 420f, (1) no
1172 person, other than a retailer, hybrid retailer, micro-cultivator or delivery
1173 service, or an employee thereof in the course of such employee's
1174 employment, may sell or offer cannabis to a consumer, and (2) no
1175 person, other than a hybrid retailer, dispensary facility or a delivery
1176 service, or an employee thereof in the course of such employee's
1177 employment, may sell or offer cannabis to qualifying patients and
1178 caregivers.

1179 (b) No person except a delivery service, or an employee of a delivery
1180 service, subject to the restrictions set forth in section 21a-420z, acting in
1181 the course of such employee's employment may deliver cannabis to
1182 consumers.

1183 (c) Any violation of the provisions of this section shall be deemed an
1184 unfair or deceptive trade practice under subsection (a) of section 42-
1185 110b.

1186 (d) (1) Any municipality may, by vote of its legislative body, prohibit
1187 the operation of any business within such municipality that is found to
1188 be in violation of the provisions of this section or if such operation poses
1189 an immediate threat to public health and safety.

1190 (2) If the chief executive officer of a municipality determines that a
1191 business within the municipality is operating in violation of the
1192 provisions of this section or poses an immediate threat to public health
1193 and safety, the chief executive officer may apply to the Superior Court
1194 for an order under subdivision (3) of this subsection.

1195 (3) Upon an application under subdivision (2) of this subsection, the
1196 Superior Court, upon a finding that a business within the municipality
1197 is operating in violation of the provisions of this section or poses an
1198 immediate threat to public health and safety, may issue forthwith, ex
1199 parte and without a hearing, an order that shall direct the chief law
1200 enforcement officer of the municipality to take from such business
1201 possession and control of any merchandise related to such violation or
1202 immediate threat to public health and safety, which merchandise shall

1203 include, but need not be limited to, (A) any cannabis or cannabis
1204 product, (B) any cigarette, tobacco or tobacco product, (C) any
1205 merchandise related to the merchandise described in subparagraphs (A)
1206 and (B) of this subdivision, and (D) any proceeds related to the
1207 merchandise described in subparagraphs (A) to (C), inclusive, of this
1208 subdivision.

1209 (4) As used in this subsection, (A) "cigarette" has the same meaning
1210 as provided in section 4-28h, (B) "immediate threat to public health and
1211 safety" includes, but is not limited to, the presence of (i) any cannabis or
1212 cannabis product in connection with a violation of this section, or (ii)
1213 any cigarette or tobacco product alongside any cannabis or cannabis
1214 product, and (C) "operation" and "operating" mean engaging in the sale
1215 of, or otherwise offering for sale, goods and services to the general
1216 public, including, but not limited to, through indirect retail sales.

1217 (e) (1) Any person who violates any provision of this section shall be
1218 assessed a civil penalty of thirty thousand dollars for each violation.
1219 Each day that such violation continues shall constitute a separate
1220 offense.

1221 (2) Any person who aids or abets any violation of the provisions of
1222 this section shall be assessed a civil penalty of thirty thousand dollars
1223 for each violation. Each day that such person aids or abets such violation
1224 shall constitute a separate offense. For the purposes of this subdivision,
1225 no person shall be deemed to have aided or abetted a violation of the
1226 provisions of this section unless (A) such person was the owner, officer,
1227 controlling shareholder or in a similar position of authority that allowed
1228 such person to make command or control decisions regarding the
1229 operations and management of another person who (i) is prohibited
1230 from selling or offering any cannabis or cannabis product under this
1231 section, and (ii) sold or offered any cannabis or cannabis product in
1232 violation of this section, (B) such person knew that such other person (i)
1233 is prohibited from selling or offering any cannabis or cannabis product
1234 under this section, and (ii) sold or offered any cannabis or cannabis
1235 product in violation of this section, (C) such person provided substantial

1236 assistance or encouragement in connection with the sale or offer of such
1237 cannabis or cannabis product in violation of this section, and (D) such
1238 person's conduct was a substantial factor in furthering the sale or offer
1239 of such cannabis or cannabis product in violation of this section.

1240 (3) Any person who manages or controls a commercial property, or
1241 who manages or controls a commercial building, room, space or
1242 enclosure, in such person's capacity as an owner, lessee, agent,
1243 employee or mortgagor, who knowingly leases, rents or makes such
1244 property, building, room, space or enclosure available for use, with or
1245 without compensation, for the purpose of any sale or offer of any
1246 cannabis or cannabis product in violation of this section shall be
1247 assessed a civil penalty of ten thousand dollars for each violation. Each
1248 day that such violation continues shall constitute a separate offense.

1249 (4) No person other than the Attorney General, upon complaint of the
1250 Commissioner of Consumer Protection, or a municipality in which the
1251 violation of this section occurred shall assess any civil penalty under this
1252 subsection or institute a civil action to recover any civil penalty imposed
1253 under this subsection. If a municipality institutes a civil action to recover
1254 any civil penalty imposed under this subsection, such penalty shall be
1255 paid first to the municipality to reimburse such municipality for the
1256 costs incurred in instituting such action. One-half of the remainder, if
1257 any, shall be payable to the treasurer of such municipality and one-half
1258 of such remainder shall be payable to the Treasurer and deposited in the
1259 General Fund.

1260 (f) Nothing in this section shall be construed to prohibit the
1261 imposition of any criminal penalty on any person who (1) is prohibited
1262 from selling or offering any cannabis or cannabis product under this
1263 section, and (2) sells or offers any cannabis or cannabis product in
1264 violation of this section.

1265 Sec. 11. Subsection (k) of section 21a-420d 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 (k) The council shall develop criteria for evaluating the ownership
1269 and control of any equity joint venture created under section 21a-420m,
1270 as amended by this act, 21a-420u, as amended by this act, [or] 21a-420j
1271 or section 5 of this act and shall review and approve or deny in writing
1272 such equity joint venture prior to such equity joint venture being
1273 licensed under section 21a-420m, as amended by this act, 21a-420u, as
1274 amended by this act, [or] 21a-420j or section 5 of this act. After
1275 developing criteria for social equity plans as described in subdivision
1276 (5) of subsection (h) of this section, the council shall review and approve
1277 or deny in writing any such plan submitted by a cannabis establishment
1278 as part of its final license application. The council shall not approve any
1279 equity joint venture applicant which shares with an equity joint venture
1280 any individual owner who meets the criteria established in
1281 subparagraphs (A) and (B) of subdivision [(50)] (51) of section 21a-420,
1282 as amended by this act, other than an individual owner in their capacity
1283 as a backer licensed under section 21a-420o, as amended by this act.

1284 Sec. 12. Subsection (c) of section 21a-420e of the 2024 supplement to
1285 the general statutes is repealed and the following is substituted in lieu
1286 thereof (*Effective July 1, 2024*):

1287 (c) Except as provided in subsection (d) of this section, the following
1288 fees shall be paid by each applicant:

1289 (1) For a retailer license, the fee to enter the lottery shall be five
1290 hundred dollars, the fee to receive a provisional license shall be five
1291 thousand dollars and the fee to receive a final license or a renewal of a
1292 final license shall be twenty-five thousand dollars.

1293 (2) For a hybrid retailer license, the fee to enter the lottery shall be five
1294 hundred dollars, the fee to receive a provisional license shall be five
1295 thousand dollars and the fee to receive a final license or a renewal of a
1296 final license shall be twenty-five thousand dollars.

1297 (3) For a cultivator license, the fee to enter the lottery shall be one
1298 thousand dollars, the fee to receive a provisional license shall be twenty-
1299 five thousand dollars and the fee to receive a final license or a renewal

1300 of a final license shall be seventy-five thousand dollars.

1301 (4) For a micro-cultivator license, the fee to enter the lottery shall be
1302 two hundred fifty dollars, the fee to receive a provisional license shall
1303 be five hundred dollars and the fee to receive a final license or a renewal
1304 of a final license shall be one thousand dollars.

1305 (5) (A) For a product manufacturer license, the fee to enter the lottery
1306 shall be seven hundred fifty dollars, the fee to receive a provisional
1307 license shall be five thousand dollars and the fee to receive a final license
1308 or a renewal of a final license shall be twenty-five thousand dollars.

1309 (B) For a product manufacturer seeking authorization to expand the
1310 product manufacturer's authorized activities to include the authorized
1311 activities of a food and beverage manufacturer, the application fee for
1312 such expanded authorization shall be five thousand dollars and the fee
1313 to renew such expanded authorization shall be five thousand dollars.
1314 The fees due under this subparagraph shall be in addition to the fees
1315 due under subparagraph (A) of this subdivision.

1316 (6) (A) For a food and beverage manufacturer license, the fee to enter
1317 the lottery shall be two hundred fifty dollars, the fee to receive a
1318 provisional license shall be one thousand dollars and the fee to receive
1319 a final license or a renewal of a final license shall be five thousand
1320 dollars.

1321 (B) For a food and beverage manufacturer seeking authorization to
1322 expand the food and beverage manufacturer's authorized activities to
1323 include the authorized activities of a product manufacturer, the
1324 application fee for such expanded authorization shall be twenty-five
1325 thousand dollars and the fee to renew such expanded authorization
1326 shall be twenty-five thousand dollars. The fees due under this
1327 subparagraph shall be in addition to the fees due under subparagraph
1328 (A) of this subdivision.

1329 (7) (A) For a product packager license, the fee to enter the lottery shall
1330 be five hundred dollars, the fee to receive a provisional license shall be

1331 five thousand dollars and the fee to receive a final license or a renewal
1332 of a final license shall be twenty-five thousand dollars.

1333 (B) For a product packager seeking authorization to expand the
1334 product packager's authorized activities to include the authorized
1335 activities of a product manufacturer, the application fee for such
1336 expanded authorization shall be thirty thousand dollars and the fee to
1337 renew such expanded authorization shall be twenty-five thousand
1338 dollars. The fees due under this subparagraph shall be in lieu of the fees
1339 due under subparagraph (A) of this subdivision.

1340 (8) For a delivery service or transporter license, the fee to enter the
1341 lottery shall be two hundred fifty dollars, the fee to receive a provisional
1342 license shall be one thousand dollars and the fee to receive a final license
1343 or a renewal of a final license shall be five thousand dollars.

1344 (9) For an initial or renewal of a backer license, the fee shall be one
1345 hundred dollars.

1346 (10) For an initial or renewal of a key employee license, the fee shall
1347 be one hundred dollars.

1348 (11) For an initial or renewal of a registration of an employee who is
1349 not a key employee, the fee shall be fifty dollars.

1350 (12) The license conversion fee for a dispensary facility to become a
1351 hybrid retailer shall be one million dollars, except as provided in section
1352 21a-420u, as amended by this act.

1353 (13) The license conversion fee for a producer to engage in the adult
1354 use cannabis market shall be three million dollars, except as provided in
1355 section 21a-420l.

1356 (14) For a dispensary facility license, the fee to enter the lottery shall
1357 be five hundred dollars, the fee to receive a provisional license shall be
1358 five thousand dollars and the fee to receive a final license or a renewal
1359 of a final license shall be five thousand dollars.

1360 (15) For a producer license, the fee to enter the lottery shall be one
1361 thousand dollars, the fee to receive a provisional license shall be twenty-
1362 five thousand dollars and the fee to receive a final license or a renewal
1363 of a final license shall be seventy-five thousand dollars.

1364 Sec. 13. Subsection (b) of section 21a-420g of the 2024 supplement to
1365 the general statutes is repealed and the following is substituted in lieu
1366 thereof (*Effective July 1, 2024*):

1367 (b) Except as provided in section 21a-420o, as amended by this act,
1368 and section 5 of this act, prior to the first date that the department begins
1369 accepting applications for a license type, the department shall determine
1370 the maximum number of applications that shall be considered for such
1371 license type and post such information on its Internet web site. Fifty per
1372 cent of the maximum number of applications that shall be considered
1373 for each license type (1) shall be selected through a social equity lottery
1374 for such license type, and (2) shall be reserved by the department for
1375 social equity applicants. If, upon the close of the application period for
1376 a license type, the department receives more applications than the
1377 maximum number to be considered in total or to be reserved for social
1378 equity applicants as set forth in this subsection, a third-party lottery
1379 operator shall conduct a lottery to identify applications for review by
1380 the department and the Social Equity Council.

1381 Sec. 14. Subsection (b) of section 21a-420m of the 2024 supplement to
1382 the general statutes is repealed and the following is substituted in lieu
1383 thereof (*Effective July 1, 2024*):

1384 (b) The equity joint venture shall be in any cannabis establishment
1385 licensed business, other than a cultivator license, provided such equity
1386 joint venture is at least fifty per cent owned and controlled by an
1387 individual or individuals who meet, or the equity joint venture
1388 applicant is an individual who meets, the criteria established in
1389 subparagraphs (A) and (B) of subdivision [(50)] (51) of section 21a-42o,
1390 as amended by this act.

1391 Sec. 15. Section 21a-420o of the 2024 supplement to the general

1392 statutes is repealed and the following is substituted in lieu thereof
1393 (*Effective July 1, 2024*):

1394 (a) Thirty days after the Social Equity Council posts the criteria for
1395 social equity applicants on its Internet web site, the department shall
1396 open up a three-month application period for cultivators during which
1397 a social equity applicant may apply to the department for a provisional
1398 cultivator license and final license for a cultivation facility located in a
1399 disproportionately impacted area without participating in a lottery or
1400 request for proposals. Such application for a provisional license shall be
1401 granted upon: (1) [verification] Verification by the Social Equity Council
1402 that the applicant meets the criteria for a social equity applicant; (2) the
1403 applicant submitting to and passing a criminal background check; and
1404 (3) payment of a three-million-dollar fee to be deposited in the Cannabis
1405 Social Equity and Innovation Fund established in section 21a-420f. Upon
1406 granting such provisional license, the department shall notify the
1407 applicant of the project labor agreement requirements of section 21a-
1408 421e, as amended by this act. The department shall not grant an
1409 application for a provisional cultivator license under this subsection
1410 after December 31, 2025.

1411 (b) To obtain a final cultivator license under this section, the social
1412 equity applicant shall provide evidence of: (1) [a] A contract with an
1413 entity providing an approved electronic tracking system as described in
1414 section 21a-421n; (2) a right to exclusively occupy [a] the location [in a
1415 disproportionately impacted area] at which the cultivation facility will
1416 be located, which location shall be situated (A) in a disproportionately
1417 impacted area, (B) on any reservation, as defined in section 47-63, of the
1418 Schaghticoke, Paucatuck Eastern Pequot or Golden Hill Paugussett
1419 indigenous tribe recognized by this state under subsection (b) of section
1420 47-59a, provided such reservation includes at least ten acres of
1421 contiguous land and such land comprised part of such reservation on
1422 July 1, 2024, (C) on any parcel of land owned in fee simple by any
1423 indigenous tribe recognized by this state under subsection (b) of section
1424 47-59a, provided such parcel includes at least ten acres of contiguous
1425 land and is located in a municipality that, prior to July 1, 2024, contained

1426 any portion of a disproportionately impacted area, or (D) in the case of
1427 an exclusively outdoor grow, in a municipality containing any portion
1428 of a disproportionately impacted area, provided (i) such outdoor grow
1429 is conducted on land that such municipality has approved for
1430 agricultural or farming uses, and (ii) all cultivation complies with the
1431 provisions of the regulations adopted, and policies and procedures
1432 issued, pursuant to section 21a-421j, as amended by this act, permitting
1433 the outdoor cultivation of cannabis; (3) any necessary local zoning
1434 approval and permits for the cultivation facility; (4) a business plan; (5)
1435 a social equity plan approved by the Social Equity Council; (6) written
1436 policies for preventing diversion and misuse of cannabis and sales of
1437 cannabis to underage persons; and (7) blueprints of the facility and all
1438 other security requirements of the department.

1439 Sec. 16. Section 21a-420p of the 2024 supplement to the general
1440 statutes is repealed and the following is substituted in lieu thereof
1441 (*Effective July 1, 2024*):

1442 (a) On and after July 1, 2021, the department may issue or renew a
1443 license for a person to be a micro-cultivator. No person may act as a
1444 micro-cultivator or represent that such person is a licensed micro-
1445 cultivator unless such person has obtained a license from the
1446 department pursuant to this section.

1447 (b) A micro-cultivator is authorized to cultivate, grow, propagate,
1448 manufacture and package the cannabis plant at an establishment
1449 containing not less than two thousand square feet and not more than ten
1450 thousand square feet of grow space, prior to any expansion authorized
1451 by the commissioner, provided such micro-cultivator complies with the
1452 provisions of any regulations adopted under section 21a-420q
1453 concerning grow space. A micro-cultivator business shall meet physical
1454 security controls set forth and required by the commissioner.

1455 (c) A micro-cultivator may apply for expansion of its grow space, in
1456 increments of five thousand square feet, on an annual basis, from the
1457 date of initial licensure, if such licensee is not subject to any pending or

1458 final administrative actions or judicial findings. If there are any pending
1459 or final administrative actions or judicial findings against the licensee,
1460 the department shall conduct a suitability review to determine whether
1461 such expansion shall be granted, which determination shall be final and
1462 appealable only to the Superior Court. The micro-cultivator may apply
1463 for an expansion of its business annually upon renewal of its credential
1464 until such licensee reaches a maximum of twenty-five thousand square
1465 feet of grow space. If a micro-cultivator desires to expand beyond
1466 twenty-five thousand square feet of grow space, the micro-cultivator
1467 licensee may apply for a cultivator license one year after its last
1468 expansion request. The micro-cultivator licensee shall not be required to
1469 apply through the lottery application process to convert its license to a
1470 cultivator license. If a micro-cultivator maintains its license and meets
1471 all of the application and licensure requirements for a cultivator license,
1472 including payment of the cultivator license fee established under section
1473 21a-420e, as amended by this act, the micro-cultivator licensee shall be
1474 granted a cultivator license.

1475 (d) A micro-cultivator may label, manufacture, package and perform
1476 extractions on any cannabis cultivated, grown and propagated at its
1477 licensed establishment provided it meets all licensure and application
1478 requirements for a food and beverage manufacturer, product
1479 manufacturer or product packager, as applicable.

1480 (e) A micro-cultivator may sell, transfer or transport its cannabis to a
1481 dispensary facility, hybrid retailer, retailer, delivery service, food and
1482 beverage manufacturer, product manufacturer, research program,
1483 cannabis testing laboratory or product packager, provided the cannabis
1484 is cultivated, grown and propagated at the micro-cultivator's licensed
1485 establishment and transported utilizing the micro-cultivator's own
1486 employees or a transporter. A micro-cultivator shall not gift or transfer
1487 cannabis or cannabis products at no cost to a consumer as part of a
1488 commercial transaction.

1489 (f) [A] (1) Subject to the requirements of this subsection and
1490 subsection (b) of section 21a-420c, as amended by this act, a micro-

1491 cultivator may sell its own cannabis, including, but not limited to, its
1492 own cannabis seedlings, to consumers, excluding qualifying patients
1493 and caregivers, either through a delivery service or utilizing its own
1494 employees. [, subject to the requirements of subsection (b) of section 21a-
1495 420c] No cannabis establishment other than a micro-cultivator shall sell
1496 cannabis seedlings to consumers.

1497 (2) No micro-cultivator shall sell a cannabis seedling to a consumer
1498 unless:

1499 (A) The micro-cultivator cultivated the cannabis seedling in this state
1500 from seed or clone;

1501 (B) The cannabis seedling (i) has a standing height of not more than
1502 six inches measured from the base of the stem to the tallest point of the
1503 plant, (ii) does not contain any bud or flower, and (iii) has been tested
1504 for pesticides and heavy metals in accordance with the laboratory
1505 testing standards established in the policies and procedures issued, and
1506 final regulations adopted, by the commissioner pursuant to section 21a-
1507 421j, as amended by this act; and

1508 (C) A label or informational tag is affixed to the cannabis seedling
1509 disclosing the following in legible English, black lettering, Times New
1510 Roman font, flat regular typeface, on a contrasting background and in
1511 uniform size of not less than one-tenth of one inch, based on a capital
1512 letter "K":

1513 (i) The name of the micro-cultivator;

1514 (ii) A product description for the cannabis seedling;

1515 (iii) One of the following chemotypes anticipated after flowering: (I)
1516 "High THC, Low CBD"; (II) "Low THC, High CBD"; or (III) "50/50 THC
1517 and CBD";

1518 (iv) The results of the testing required under subparagraph (B)(iii) of
1519 this subdivision;

- 1520 (v) Directions for optimal care of the cannabis seedling;
- 1521 (vi) Unobscured symbols, in a size of not less than one-half inch by
1522 one-half inch and in a format approved by the commissioner, which
1523 symbols shall indicate that the cannabis seedling contains THC and is
1524 not legal or safe for individuals younger than twenty-one years of age;
1525 and
- 1526 (vii) A unique identifier generated by a cannabis analytic tracking
1527 system maintained by the department and used to track cannabis under
1528 the policies and procedures issued, and final regulations adopted, by
1529 the commissioner pursuant to section 21a-421j, as amended by this act.
- 1530 (3) Notwithstanding section 21a-421j, as amended by this act, no
1531 cannabis seedling shall be required to be sold in child-resistant
1532 packaging.
- 1533 (4) No micro-cultivator shall knowingly sell more than three cannabis
1534 seedlings to a consumer in any six-month period.
- 1535 (5) No micro-cultivator shall accept any returned cannabis seedling.
- 1536 (6) Any micro-cultivator that engages in the delivery of cannabis as
1537 set forth in subdivision (1) of this subsection shall maintain a secure
1538 location, in a manner approved by the commissioner, at the micro-
1539 cultivator's premises where cannabis that is unable to be delivered may
1540 be returned to the micro-cultivator. Such secure cannabis return location
1541 shall meet specifications set forth by the commissioner and published
1542 on the department's Internet web site or included in regulations adopted
1543 by the department. A micro-cultivator shall cease delivery of cannabis
1544 to consumers if [it] the micro-cultivator converts to being a cultivator.
- 1545 Sec. 17. Subsection (b) of section 21a-420u of the 2024 supplement to
1546 the general statutes is repealed and the following is substituted in lieu
1547 thereof (*Effective July 1, 2024*):
- 1548 (b) Any equity joint venture created under this section shall be
1549 created for the development of a cannabis establishment, other than a

1550 cultivator, provided such equity joint venture is at least fifty per cent
1551 owned and controlled by an individual or individuals who meet, or the
1552 equity joint venture applicant is an individual who meets, the criteria
1553 established in subparagraphs (A) and (B) of subdivision [(50)] (51) of
1554 section 21a-420, as amended by this act.

1555 Sec. 18. Subsection (d) of section 21a-420w of the 2024 supplement to
1556 the general statutes is repealed and the following is substituted in lieu
1557 thereof (*Effective July 1, 2024*):

1558 (d) A food and beverage manufacturer may sell, transfer or transport
1559 its own products to a cannabis establishment, cannabis testing
1560 laboratory or research program, or obtain cannabis from a cannabis
1561 establishment, cannabis testing laboratory or research program for
1562 manufacturing purposes, provided such transportation is performed by
1563 utilizing its own employees or a transporter. A food and beverage
1564 manufacturer may not deliver any cannabis, cannabis products or food
1565 or beverage incorporating cannabis to a consumer, directly or through
1566 a delivery service.

1567 Sec. 19. Subsection (d) of section 21a-420x of the 2024 supplement to
1568 the general statutes is repealed and the following is substituted in lieu
1569 thereof (*Effective July 1, 2024*):

1570 (d) A product manufacturer may sell, transfer or transport its own
1571 products to a cannabis establishment, cannabis testing laboratory or
1572 research program, or obtain cannabis from a cannabis establishment,
1573 cannabis testing laboratory or research program for manufacturing
1574 purposes, provided such transportation is performed by utilizing its
1575 own employees or a transporter. A product manufacturer may not
1576 deliver any cannabis to a consumer directly or through a delivery
1577 service.

1578 Sec. 20. Section 21a-420y of the 2024 supplement to the general
1579 statutes is repealed and the following is substituted in lieu thereof
1580 (*Effective July 1, 2024*):

1581 (a) On and after July 1, 2021, the department may issue or renew a
1582 license for a person to be a product packager. No person may act as a
1583 product packager or represent that such person is a product packager
1584 unless such person has obtained a license from the department pursuant
1585 to this section.

1586 (b) A product packager may obtain cannabis from a producer,
1587 cultivator, micro-cultivator, food and beverage manufacturer or a
1588 product manufacturer, provided the product packager utilizes its own
1589 employees or a transporter. The product packager may sell, transfer or
1590 transport cannabis to and from any cannabis establishment, cannabis
1591 testing laboratory or research program, provided the product packager
1592 only transports cannabis packaged at its licensed establishment and
1593 utilizing its own employees or a transporter.

1594 (c) A product packager shall be responsible for ensuring that
1595 cannabis products are labeled and packaged in compliance with the
1596 provisions of RERACA and the policies and procedures issued by the
1597 commissioner to implement, and any regulations adopted pursuant to,
1598 RERACA.

1599 (d) A product packager shall ensure all equipment utilized for
1600 processing and packaging cannabis is sanitary and inspected regularly
1601 to deter the adulteration of cannabis.

1602 (e) (1) A product packager may expand the product packager's
1603 authorized activities to include the authorized activities of a product
1604 manufacturer if: (A) The product packager submits to the department
1605 (i) a completed license expansion application on a form and in a manner
1606 prescribed by the commissioner, and (ii) the fee prescribed in
1607 subparagraph (B) of subdivision (7) of subsection (c) of section 21a-420e,
1608 as amended by this act; and (B) the commissioner authorizes the product
1609 packager, in writing, to expand such product packager's authorized
1610 activities to include the authorized activities of a product manufacturer.

1611 (2) A product packager that expands the product packager's
1612 authorized activities to include the authorized activities of a product

1613 manufacturer under this subsection shall comply with all provisions of
1614 this chapter, and all regulations, policies and procedures prescribed
1615 pursuant to this chapter, concerning product manufacturers. In the
1616 event of a conflict between any provision of this chapter, or any
1617 regulation, policy or procedure prescribed pursuant to this chapter,
1618 concerning product packagers and any such provision, regulation,
1619 policy or procedure concerning product manufacturers, the provision,
1620 regulation, policy or procedure imposing the more stringent public
1621 health and safety standard shall prevail.

1622 Sec. 21. Section 21a-421e of the general statutes is repealed and the
1623 following is substituted in lieu thereof (*Effective July 1, 2024*):

1624 (a) As used in this section: ["project labor agreement"]

1625 (1) "Affiliated business entity" means a business entity that, either
1626 directly or indirectly through one or more intermediaries, is controlled
1627 by, or is under common control with, a cannabis establishment;

1628 (2) "Control" means the power to direct, or cause the direction of, the
1629 management and policies of a business entity;

1630 (3) "Covered project" means a project that is (A) for the construction
1631 or renovation of any facility for the operation of a cannabis
1632 establishment, (B) in an amount of at least five million dollars, and (C)
1633 performed by or on behalf of (i) a cannabis establishment, or (ii) an
1634 affiliated business entity;

1635 (4) "Labor organization" (A) means any organization that exists and
1636 is constituted, in whole or in part, for the purpose of (i) collective
1637 bargaining, or (ii) dealing with employers concerning grievances, terms
1638 or conditions of employment or other mutual aid or protection, and (B)
1639 does not include a company union, as defined in section 31-101; and

1640 (5) "Project labor agreement" means [an agreement between a
1641 subcontractor or contractor and a cannabis establishment that: (1) Binds
1642 all contractors and subcontractors on the covered project to the project

1643 labor] a prehire collective bargaining agreement that (A) is entered into
1644 by and between (i) a cannabis establishment or an affiliated business
1645 entity, (ii) one or more contractors or subcontractors at any tier, and (iii)
1646 one or more labor organizations, (B) establishes the terms and
1647 conditions of employment in connection with performance of a covered
1648 project, (C) binds each affiliated entity, contractor and subcontractor to
1649 adhere to the terms of such collective bargaining agreement through the
1650 inclusion of specifications in all relevant solicitation provisions and
1651 contract documents [; (2)] concerning performance of the covered
1652 project, (D) allows [all contractors and subcontractors] each contractor
1653 or subcontractor to compete for contracts and subcontracts on the
1654 covered project without regard to whether [they are] such contractor or
1655 subcontractor is otherwise [parties to] a party to a collective bargaining
1656 [agreements; (3)] agreement, (E) establishes uniform terms and
1657 conditions of employment for all construction labor employed [on the
1658 projects; (4)] in connection with performance of the covered project, (F)
1659 guarantees against strikes, lockouts and similar job disruptions [; (5)] in
1660 connection with performance of the covered project, (G) sets forth
1661 mutually binding procedures for resolving labor disputes arising
1662 during the [project labor] term of such collective bargaining agreement,
1663 [;] and [(6)] (H) includes any other provisions as negotiated by the
1664 parties to such collective bargaining agreement to promote successful
1665 [delivery] performance of the covered project. [; and "employee
1666 organization" means any lawful association, labor organization,
1667 federation or council having as a primary purpose the improvement of
1668 wages, hours and other conditions of employment for employees of
1669 cannabis establishments.]

1670 (b) [A project for the construction or renovation of any facility for the
1671 operation of a cannabis establishment in an amount of five million
1672 dollars or greater] Each covered project shall be the subject of a project
1673 labor agreement. [between the contractors and subcontractors of such
1674 project and the cannabis establishment.] A contractor, subcontractor or
1675 [employee] labor organization may enforce the provisions of this
1676 section, or seek remedies for noncompliance with a project labor

1677 agreement entered into under this section, by commencing a civil action
1678 in the Superior Court in the judicial district [where the cannabis
1679 establishment project is located] in which the covered project is to be
1680 performed or is performed. The court, after hearing, may order penalties
1681 of not more than ten thousand dollars per day for each violation of the
1682 project labor agreement by the cannabis establishment or affiliated
1683 business entity. A failure of a cannabis establishment or affiliated
1684 business entity to comply with the provisions of this section shall not be
1685 the basis for any administrative action by the Department of Consumer
1686 Protection.

1687 Sec. 22. Subsection (b) of section 21a-421j of the 2024 supplement to
1688 the general statutes is repealed and the following is substituted in lieu
1689 thereof (*Effective July 1, 2024*):

1690 (b) The commissioner shall adopt regulations in accordance with
1691 chapter 54 to implement the provisions of RERACA. Notwithstanding
1692 the requirements of sections 4-168 to 4-172, inclusive, in order to
1693 effectuate the purposes of RERACA and protect public health and
1694 safety, prior to adopting such regulations the commissioner shall issue
1695 policies and procedures to implement the provisions of RERACA that
1696 shall have the force and effect of law. The commissioner shall post all
1697 policies and procedures on the department's Internet web site and
1698 submit such policies and procedures to the Secretary of the State for
1699 posting on the eRegulations System, at least fifteen days prior to the
1700 effective date of any policy or procedure. The commissioner shall also
1701 provide such policies and procedures, in a manner prescribed by the
1702 commissioner, to each licensee. Any such policy or procedure shall no
1703 longer be effective upon the earlier of either the adoption of the policy
1704 or procedure as a final regulation under section 4-172 or forty-eight
1705 months from June 22, 2021, if such regulations have not been submitted
1706 to the legislative regulation review committee for consideration under
1707 section 4-170. The commissioner shall issue policies and procedures and
1708 thereafter final regulations that include, but are not limited to, the
1709 following:

1710 (1) Setting appropriate dosage, potency, concentration and serving
1711 size limits and delineation requirements for cannabis, provided a
1712 standardized serving of edible cannabis product or beverage, other than
1713 a medical marijuana product, shall contain not more than five
1714 milligrams of THC.

1715 (2) Requiring that each single standardized serving of cannabis
1716 product in a multiple-serving edible product or beverage is physically
1717 demarked in a way that enables a reasonable person to determine how
1718 much of the product constitutes a single serving and a maximum
1719 amount of THC per multiple-serving edible cannabis product or
1720 beverage.

1721 (3) Requiring that, if it is impracticable to clearly demark every
1722 standardized serving of cannabis product or to make each standardized
1723 serving easily separable in an edible cannabis product or beverage, the
1724 product, other than cannabis concentrate or medical marijuana product,
1725 shall contain not more than five milligrams of THC per unit of sale.

1726 (4) Establishing, in consultation with the Department of Mental
1727 Health and Addiction Services, consumer health materials that shall be
1728 posted or distributed, as specified by the commissioner, by cannabis
1729 establishments to maximize dissemination to cannabis consumers.
1730 Consumer health materials may include pamphlets, packaging inserts,
1731 signage, online and printed advertisements and advisories and printed
1732 health materials.

1733 (5) Imposing labeling and packaging requirements for cannabis sold
1734 by a cannabis establishment that include, but are not limited to, the
1735 following:

1736 (A) Inclusion of universal symbols to indicate that cannabis, or a
1737 cannabis product, contains THC and is not legal or safe for individuals
1738 younger than twenty-one years of age, and prescribe how such product
1739 and product packaging shall utilize and exhibit such symbols.

1740 (B) A disclosure concerning the length of time it typically takes for

1741 the cannabis to affect an individual, including that certain forms of
1742 cannabis take longer to have an effect.

1743 (C) A notation of the amount of cannabis the cannabis product is
1744 considered the equivalent to.

1745 (D) A list of ingredients and all additives for cannabis.

1746 (E) [Child-resistant] Except as provided in subdivision (3) of
1747 subsection (f) of section 21a-420p, as amended by this act, child-
1748 resistant, tamper-resistant and light-resistant packaging. [, including
1749 requiring that an edible product be individually wrapped.] For the
1750 purposes of this subparagraph, packaging shall be deemed to be (i)
1751 child-resistant if the packaging satisfies the standard for special
1752 packaging established in 16 CFR 1700.1(b)(4), as amended from time to
1753 time, (ii) tamper-resistant if the packaging has at least one barrier to, or
1754 indicator of, entry that would preclude the contents of such packaging
1755 from being accessed or adulterated without indicating to a reasonable
1756 person that such packaging has been breached, and (iii) light-resistant if
1757 the packaging is entirely and uniformly opaque and protects the entirety
1758 of the contents of such packaging from the effects of light.

1759 (F) [Packaging for] Except as provided in subdivision (3) of
1760 subsection (f) of section 21a-420p, as amended by this act, (i) packaging
1761 for cannabis intended for multiple servings to be resealable in such a
1762 manner so as to render such packaging continuously child-resistant, as
1763 described in subparagraph (E)(i) of this subdivision, and preserve the
1764 integrity of the contents of such packaging, and (ii) if packaging for
1765 cannabis intended for multiple servings contains any edible cannabis
1766 product, for each single standardized serving to be easily discernible
1767 and (I) individually wrapped, or (II) physically demarked and
1768 delineated as required under this subsection.

1769 (G) Impervious packaging that protects the contents of such
1770 packaging from contamination and exposure to any toxic or harmful
1771 substance, including, but not limited to, any glue or other adhesive or
1772 substance that is incorporated in such packaging.

1773 (H) Product tracking information sufficient to determine where and
1774 when the cannabis was grown and manufactured such that a product
1775 recall could be effectuated.

1776 (I) A net weight statement.

1777 (J) A recommended use by or expiration date.

1778 (K) Standard and uniform packaging and labeling, including, but not
1779 limited to, requirements (i) regarding branding or logos, (ii) that all
1780 packaging be opaque, and (iii) that amounts and concentrations of THC
1781 and cannabidiol, per serving and per package, be clearly marked on the
1782 packaging or label of any cannabis product sold.

1783 (L) For any cannabis concentrate cannabis product that contains a
1784 total THC percentage greater than thirty per cent, a warning that such
1785 cannabis product is a high-potency product and may increase the risk
1786 of psychosis.

1787 (M) Chemotypes, which shall be displayed as (i) "High THC, Low
1788 CBD" where the ratio of THC to CBD is greater than five to one and the
1789 total THC percentage is at least fifteen per cent, (ii) "Moderate THC,
1790 Moderate CBD" where the ratio of THC to CBD is at least one to five but
1791 not greater than five to one and the total THC percentage is greater than
1792 five per cent but less than fifteen per cent, (iii) "Low THC, High CBD"
1793 where the ratio of THC to CBD is less than one to five and the total THC
1794 percentage is not greater than five per cent, or (iv) the chemotype
1795 described in clause (i), (ii) or (iii) of this subparagraph that most closely
1796 fits the cannabis or cannabis product, as determined by mathematical
1797 analysis of the ratio of THC to CBD, where such cannabis or cannabis
1798 product does not fit a chemotype described in clause (i), (ii) or (iii) of
1799 this subparagraph.

1800 (N) A requirement that, prior to being sold and transferred to a
1801 consumer, qualifying patient or caregiver, cannabis packaging be
1802 clearly labeled, whether printed directly on such packaging or affixed
1803 by way of a separate label, other than an extended content label, with:

1804 (i) A unique identifier generated by a cannabis analytic tracking
1805 system maintained by the department and used to track cannabis under
1806 the policies and procedures issued, and final regulations adopted, by
1807 the commissioner pursuant to this section; and

1808 (ii) The following information concerning the cannabis contained in
1809 such packaging, which shall be in legible English, black lettering, Times
1810 New Roman font, flat regular typeface, on a contrasting background
1811 and in uniform size of not less than one-tenth of one inch, based on a
1812 capital letter "K", which information shall also be available on the
1813 Internet web site of the cannabis establishment that sells and transfers
1814 such cannabis:

1815 (I) The name of such cannabis, as registered with the department
1816 under the policies and procedures issued, and final regulations adopted,
1817 by the commissioner pursuant to this section.

1818 (II) The expiration date, which shall not account for any refrigeration
1819 after such cannabis is sold and transferred to the consumer, qualifying
1820 patient or caregiver.

1821 (III) The net weight or volume, expressed in metric and imperial
1822 units.

1823 (IV) The standardized serving size, expressed in customary units, and
1824 the number of servings included in such packaging, if applicable.

1825 (V) Directions for use and storage.

1826 (VI) Each active ingredient comprising at least one per cent of such
1827 cannabis, including cannabinoids, isomers, esters, ethers and salts and
1828 salts of isomers, esters and ethers, and all quantities thereof expressed
1829 in metric units and as a percentage of volume.

1830 (VII) A list of all known allergens, as identified by the federal Food
1831 and Drug Administration, contained in such cannabis, or the denotation
1832 "no known FDA identified allergens" if such cannabis does not contain
1833 any allergen identified by the federal Food and Drug Administration.

1834 (VIII) The following warning statement within, and outlined by, a red
1835 box:

1836 "This product is not FDA-approved, may be intoxicating, cause long-
1837 term physical and mental health problems, and have delayed side
1838 effects. It is illegal to operate a vehicle or machinery under the influence
1839 of cannabis. Keep away from children."

1840 (IX) At least one of the following warning statements, rotated
1841 quarterly on an alternating basis:

1842 "Warning: Frequent and prolonged use of cannabis can contribute to
1843 mental health problems over time, including anxiety, depression,
1844 stunted brain development and impaired memory."

1845 "Warning: Consumption while pregnant or breastfeeding may be
1846 harmful."

1847 "Warning: Cannabis has intoxicating effects and may be habit-
1848 forming and addictive."

1849 "Warning: Consuming more than the recommended amount may
1850 result in adverse effects requiring medical attention."

1851 (X) All information necessary to comply with labeling requirements
1852 imposed under the laws of this state [or] and federal law, including, but
1853 not limited to, sections 21a-91 to 21a-120, inclusive, and 21a-151 to 21a-
1854 159, inclusive, the Federal Food, Drug and Cosmetic Act, 21 USC 301 et
1855 seq., as amended from time to time, and the federal Fair Packaging and
1856 Labeling Act, 15 USC 1451 et seq., as amended from time to time, for
1857 similar products that do not contain cannabis.

1858 (XI) Such additional warning labels for certain cannabis products as
1859 the commissioner may require and post on the department's Internet
1860 web site.

1861 (6) Establishing laboratory testing standards, consumer disclosures
1862 concerning mold and yeast in cannabis and permitted remediation

1863 practices.

1864 (7) Restricting forms of cannabis products and cannabis product
1865 delivery systems to ensure consumer safety and deter public health
1866 concerns.

1867 (8) Prohibiting certain manufacturing methods, or inclusion of
1868 additives to cannabis products, including, but not limited to, (A) added
1869 flavoring, terpenes or other additives unless approved by the
1870 department, or (B) any form of nicotine or other additive containing
1871 nicotine.

1872 (9) Prohibiting cannabis product types that appeal to children.

1873 (10) Establishing physical and cyber security requirements related to
1874 build out, monitoring and protocols for cannabis establishments as a
1875 requirement for licensure.

1876 (11) Placing temporary limits on the sale of cannabis in the adult-use
1877 market, if deemed appropriate and necessary by the commissioner, in
1878 response to a shortage of cannabis for qualifying patients.

1879 (12) Requiring retailers and hybrid retailers to make best efforts to
1880 provide access to (A) low-dose THC products, including products that
1881 have one milligram and two and a half milligrams of THC per dose, and
1882 (B) high-dose CBD products.

1883 (13) Requiring producers, cultivators, micro-cultivators, product
1884 manufacturers and food and beverage manufacturers to register brand
1885 names for cannabis, in accordance with the policies and procedures and
1886 subject to the fee set forth in, regulations adopted under chapter 420f.

1887 (14) Prohibiting a cannabis establishment from selling, other than the
1888 sale of medical marijuana products between cannabis establishments
1889 and the sale of cannabis to qualified patients and caregivers, (A)
1890 cannabis flower or other cannabis plant material with a total THC
1891 concentration greater than thirty per cent on a dry-weight basis, and (B)
1892 any cannabis product other than cannabis flower and cannabis plant

1893 material with a total THC concentration greater than sixty per cent on a
1894 dry-weight basis, except that the provisions of subparagraph (B) of this
1895 subdivision shall not apply to the sale of prefilled cartridges for use in
1896 an electronic cannabis delivery system, as defined in section 19a-342a
1897 and the department may adjust the percentages set forth in
1898 subparagraph (A) or (B) of this subdivision in regulations adopted
1899 pursuant to this section for purposes of public health or to address
1900 market access or shortage. As used in this subdivision, "cannabis plant
1901 material" means material from the cannabis plant, as defined in section
1902 21a-279a.

1903 (15) Permitting the outdoor cultivation of cannabis.

1904 (16) Prohibiting packaging that is (A) visually similar to any
1905 commercially similar product that does not contain cannabis, or (B) used
1906 for any good that is marketed to individuals reasonably expected to be
1907 younger than twenty-one years of age.

1908 (17) Allowing packaging to include a picture of the cannabis product
1909 and contain a logo of one cannabis establishment, which logo may be
1910 comprised of not more than three colors and provided neither black nor
1911 white shall be considered one of such three colors.

1912 (18) Requiring packaging to (A) be entirely and uniformly one color,
1913 and (B) not incorporate any information, print, embossing, debossing,
1914 graphic or hidden feature, other than any permitted or required label.

1915 (19) Requiring that packaging and labeling for an edible cannabis
1916 product, excluding the warning labels required under this subsection
1917 and a picture of the cannabis product described in subdivision (17) of
1918 this subsection but including, but not limited to, the logo of the cannabis
1919 establishment, shall only be comprised of black and white or a
1920 combination thereof.

1921 (20) (A) Except as provided in subparagraph (B) of this subdivision,
1922 requiring that delivery device cartridges be labeled, in a clearly legible
1923 manner and in as large a font as the size of the device reasonably allows,

1924 with only the following information (i) the name of the cannabis
1925 establishment where the cannabis is grown or manufactured, (ii) the
1926 cannabis brand, (iii) the total THC and total CBD content contained
1927 within the delivery device cartridge, (iv) the expiration date, and (v) the
1928 unique identifier generated by a cannabis analytic tracking system
1929 maintained by the department and used to track cannabis under the
1930 policies and procedures issued, and final regulations adopted, by the
1931 commissioner pursuant to this section.

1932 (B) A cannabis establishment may emboss, deboss or similarly print
1933 the name of the cannabis establishment's business entity, and one logo
1934 with not more than three colors, on a delivery device cartridge.

1935 (21) Prescribing signage to be prominently displayed at dispensary
1936 facilities, retailers and hybrid retailers disclosing (A) possible health
1937 risks related to mold, and (B) the use and possible health risks related to
1938 the use of mold remediation techniques.

1939 Sec. 23. Subsection (b) of section 21a-421l of the general statutes is
1940 repealed and the following is substituted in lieu thereof (*Effective July 1,*
1941 *2024*):

1942 (b) (1) A cannabis establishment shall [(1)] (A) store all cannabis in
1943 such a manner as to prevent diversion, theft or loss, [(2)] (B) make
1944 cannabis accessible only to the minimum number of specifically
1945 authorized employees essential for efficient operation, and [(3)] (C)
1946 return any cannabis to a secure location at the end of the scheduled
1947 business day.

1948 (2) For the purposes of this subsection, a location within a dispensary
1949 facility, hybrid retailer or retailer shall be deemed to be secure if the
1950 location stores all cannabis in (A) a vault that is approved by the
1951 department, (B) a safe that is (i) equipped with a separate effective
1952 electrical alarm system, and (ii) approved by the department, or (C) a
1953 secure locked room or enclosure that (i) is solely used for storage of
1954 cannabis and paraphernalia, (ii) is individually equipped with an
1955 electrical alarm system, (iii) has solid walls reinforced with a heavy

1956 gauge wire mesh, and (iv) is approved by the department.

1957 Sec. 24. Subsection (b) of section 21a-421bb of the 2024 supplement to
1958 the general statutes is repealed and the following is substituted in lieu
1959 thereof (*Effective July 1, 2024*):

1960 (b) Except as provided in subsection (d) of this section, cannabis
1961 establishments shall not:

1962 (1) Advertise, including, but not limited to, through a business name
1963 or logo, cannabis, cannabis paraphernalia or goods or services related to
1964 cannabis:

1965 (A) In ways that target or are designed to appeal to individuals under
1966 twenty-one years of age, including, but not limited to, spokespersons or
1967 celebrities who appeal to individuals under the legal age to purchase
1968 cannabis or cannabis products, depictions of a person under twenty-five
1969 years of age consuming cannabis, or, the inclusion of objects, such as
1970 toys, characters or cartoon characters, suggesting the presence of a
1971 person under twenty-one years of age, or any other depiction designed
1972 in any manner to be appealing to a person under twenty-one years of
1973 age; or

1974 (B) By using any image, or any other visual representation, of the
1975 cannabis plant or any part of the cannabis plant, including, but not
1976 limited to, the leaf of the cannabis plant;

1977 (2) Engage in any advertising by means of any form of billboard
1978 within one thousand five hundred feet of an elementary or secondary
1979 school ground or a house of worship, recreation center or facility, child
1980 care center, playground, public park or library, or engage in any
1981 advertising by means of a billboard between the hours of six o'clock a.m.
1982 and eleven o'clock p.m.;

1983 (3) Engage in advertising by means of any television, radio, Internet,
1984 mobile application, social media or other electronic communication,
1985 billboard or other outdoor signage, or print publication unless the

1986 cannabis establishment has reliable evidence that at least ninety per cent
1987 of the audience for the advertisement is reasonably expected to be
1988 twenty-one years of age or older;

1989 (4) Engage in advertising or marketing directed toward location-
1990 based devices, including, but not limited to, cellular phones, unless the
1991 marketing is a mobile device application installed on the device by the
1992 owner of the device who is twenty-one years of age or older and
1993 includes a permanent and easy opt-out feature and warnings that the
1994 use of cannabis is restricted to persons twenty-one years of age or older;

1995 (5) Advertise cannabis or cannabis products in a manner claiming or
1996 implying, or permit any employee of the cannabis establishment to
1997 claim or imply, that such products have curative or therapeutic effects,
1998 or that any other medical claim is true, or allow any employee to
1999 promote cannabis for a wellness purpose unless such claims are
2000 substantiated as set forth in regulations adopted under chapter 420f or
2001 verbally conveyed by a licensed pharmacist or other licensed medical
2002 practitioner in the course of business in, or while representing, a hybrid
2003 retail or dispensary facility;

2004 (6) Sponsor charitable, sports, musical, artistic, cultural, social or
2005 other similar events or advertising at, or in connection with, such an
2006 event unless the cannabis establishment has reliable evidence that (A)
2007 not more than ten per cent of the in-person audience at the event is
2008 reasonably expected to be under the legal age to purchase cannabis or
2009 cannabis products, and (B) not more than ten per cent of the audience
2010 that will watch, listen or participate in the event is expected to be under
2011 the legal age to purchase cannabis products;

2012 (7) Advertise cannabis, cannabis products or cannabis paraphernalia
2013 in any physical form visible to the public within five hundred feet of an
2014 elementary or secondary school ground or a recreation center or facility,
2015 child care center, playground, public park or library;

2016 (8) Cultivate cannabis or manufacture cannabis products for
2017 distribution outside of this state in violation of federal law, advertise in

2018 any way that encourages the transportation of cannabis across state lines
2019 or otherwise encourages illegal activity;

2020 (9) Except for dispensary facilities and hybrid retailers, exhibit within
2021 or upon the outside of the facility used in the operation of a cannabis
2022 establishment, or include in any advertisement, the word "dispensary"
2023 or any variation of such term or any other words, displays or symbols
2024 indicating that such store, shop or place of business is a dispensary;

2025 (10) Exhibit within or upon the outside of the premises subject to the
2026 cannabis establishment license, or include in any advertisement the
2027 words "drug store", "pharmacy", "apothecary", "drug", "drugs" or
2028 "medicine shop" or any combination of such terms or any other words,
2029 displays or symbols indicating that such store, shop or place of business
2030 is a pharmacy;

2031 (11) Advertise on or in public or private vehicles or at bus stops, taxi
2032 stands, transportation waiting areas, train stations, airports or other
2033 similar transportation venues including, but not limited to, vinyl-
2034 wrapped vehicles or signs or logos on transportation vehicles not
2035 owned by a cannabis establishment;

2036 (12) Display cannabis, cannabis products or any image, or any other
2037 visual representation, of the cannabis plant or any part of the cannabis
2038 plant, including, but not limited to, the leaf of the cannabis plant, so as
2039 to be clearly visible to a person from the exterior of the facility used in
2040 the operation of a cannabis establishment, or display signs or other
2041 printed material advertising any brand or any kind of cannabis or
2042 cannabis product, or including any image, or any other visual
2043 representation, of the cannabis plant or any part of the cannabis plant,
2044 including, but not limited to, the leaf of the cannabis plant, on the
2045 exterior of any facility used in the operation of a cannabis establishment;

2046 (13) Utilize radio or loudspeaker, in a vehicle or in or outside of a
2047 facility used in the operation of a cannabis establishment, for the
2048 purposes of advertising the sale of cannabis or cannabis products; [or]

2049 (14) Operate any web site advertising or depicting cannabis, cannabis
2050 products or cannabis paraphernalia unless such web site verifies that
2051 the entrants or users are twenty-one years of age or older; or

2052 (15) Engage in advertising or marketing that includes a discounted
2053 price or other promotional offering as an inducement to purchase any
2054 cannabis or cannabis product that is not a medical marijuana product,
2055 except a discounted price or promotional offering may be offered within
2056 a dispensary facility, retailer or hybrid retailer, or through a delivery
2057 service, as an inducement to purchase cannabis.

2058 Sec. 25. Section 22-61m of the 2024 supplement to the general statutes
2059 is repealed and the following is substituted in lieu thereof (*Effective July*
2060 *1, 2024*):

2061 (a) No person shall manufacture in the state without a license to
2062 manufacture issued by the Commissioner of Consumer Protection.
2063 Nothing in this section shall be construed to prohibit a person who is
2064 licensed in another state to manufacture, handle, store and market
2065 manufacturer hemp products from applying for and obtaining a license
2066 in accordance with the provisions of this section.

2067 (b) Each applicant for a manufacturer license shall submit an
2068 application on a form and in a manner prescribed by the Commissioner
2069 of Consumer Protection.

2070 (c) The following fees shall apply for a license to manufacture:

2071 (1) A nonrefundable license application fee of seventy-five dollars;
2072 and

2073 (2) A nonrefundable licensing fee of three hundred seventy-five
2074 dollars for a license to manufacture hemp.

2075 (d) A license to manufacture issued by the Commissioner of
2076 Consumer Protection pursuant to this section shall expire triennially on
2077 June thirtieth. Such licenses shall not be transferable.

2078 (e) In accordance with a hearing held pursuant to chapter 54, the
2079 Commissioner of Consumer Protection may deny, suspend or revoke a
2080 manufacturer license, issue fines of not more than [two thousand five
2081 hundred] five thousand dollars per violation and place conditions upon
2082 a manufacturer licensee who violates the provisions of this section and
2083 any regulation adopted pursuant to this section.

2084 (f) (1) Any individual who manufactures in this state without
2085 obtaining a license pursuant to this section or who manufactures in this
2086 state after such entity's license is suspended or revoked shall be fined
2087 [two hundred fifty] ten thousand dollars in accordance with the
2088 provisions of section 51-164n.

2089 (2) Any entity who manufactures in this state without obtaining a
2090 license pursuant to this section, or who manufactures in this state after
2091 having a license suspended, shall be fined not more than [two thousand
2092 five hundred] five thousand dollars per violation after a hearing
2093 conducted in accordance with the provisions of chapter 54.

2094 (g) Nothing in this chapter or any regulations adopted pursuant to
2095 this chapter shall be construed to apply to persons licensed pursuant to
2096 section 21a-408i nor to require persons licensed pursuant to said section
2097 to obtain a license pursuant to this chapter.

2098 (h) The Commissioner of Consumer Protection may inspect and shall
2099 have access to the buildings, equipment, supplies, vehicles, records, real
2100 property and other information of any manufacturer applicant or
2101 licensee that the commissioner deems necessary to carry out the
2102 commissioner's duties pursuant to this section.

2103 (i) (1) Each manufacturer shall follow the protocol in this subsection
2104 for disposing of cannabis in the event that any hemp or hemp product
2105 is deemed to exceed the prescribed THC concentration, as determined
2106 by the Commissioner of Consumer Protection, or a manufacturer
2107 licensee in possession of hemp or hemp products who desires to dispose
2108 of obsolete, misbranded, excess or otherwise undesired product. Each
2109 manufacturer licensee shall be responsible for all costs of disposal of

2110 hemp samples and any hemp produced by such licensee that violates
2111 the provisions of this section or any regulation adopted pursuant to this
2112 section. Any cannabis that exceeds the prescribed THC concentration
2113 allowable in hemp or hemp products shall be immediately embargoed
2114 by such manufacturer and clearly labeled as adulterated by such
2115 licensee and such licensee shall immediately notify both the Department
2116 of Consumer Protection and the Department of Agriculture, in writing,
2117 of such adulterated product. Such adulterated product shall be
2118 destroyed and disposed of by the following method, as determined by
2119 the Commissioner of Consumer Protection:

2120 (A) Surrender, without compensation, of such hemp or hemp product
2121 to the Commissioner of Consumer Protection who shall be responsible
2122 for the destruction and disposal of such adulterated product; or

2123 (B) By disposal in a manner prescribed by the Commissioner of
2124 Consumer Protection.

2125 (2) Notwithstanding the provisions of subdivision (1) of this
2126 subsection, upon written request of a manufacturer, the Commissioner
2127 of Consumer Protection may permit such manufacturer to combine
2128 different batches of raw hemp plant material to achieve a THC
2129 concentration of 0.3 per cent on a dry weight basis, in lieu of embargo
2130 or destruction.

2131 (j) The manufacturer or manufacturer's authorized designee
2132 disposing of the hemp or hemp products shall maintain and make
2133 available to the Commissioner of Consumer Protection a record of each
2134 such disposal or destruction of product indicating:

2135 (1) The date, time and location of disposal or destruction;

2136 (2) The manner of disposal or destruction;

2137 (3) The batch or lot information and quantity of hemp or hemp
2138 product disposed of or destroyed; and

2139 (4) The signatures of the persons disposing of the hemp or hemp

2140 products, the authorized representative of the Commissioner of
2141 Consumer Protection and any other persons present during the
2142 disposal.

2143 (k) Any hemp intended to be manufactured by a manufacturer into a
2144 manufacturer hemp product shall be tested by an independent testing
2145 laboratory located in this state. A manufacturer licensee shall make
2146 available samples, in an amount and type determined by the
2147 Commissioner of Consumer Protection, of hemp for an independent
2148 testing laboratory employee to select random samples. The independent
2149 testing laboratory shall test each sample in accordance with the
2150 laboratory testing standards established in policies, procedures and
2151 regulations adopted by the commissioner pursuant to section 21a-421j,
2152 as amended by this act.

2153 (l) Once a batch of hemp, intended to be sold as a manufacturer hemp
2154 product, has been homogenized for sample testing and eventual
2155 packaging and sale, until the independent testing laboratory provides
2156 the results from its tests and analysis, the manufacturer shall segregate
2157 and withhold from use the entire batch of hemp that is intended for use
2158 as a manufacturer hemp product, except the samples that have been
2159 removed by the independent testing laboratory for testing. During this
2160 period of segregation, the manufacturer licensee shall maintain the
2161 hemp batch in a secure, cool and dry location, as prescribed by the
2162 Commissioner of Consumer Protection, so as to prevent the hemp from
2163 becoming adulterated. Such manufacturer shall not manufacture or sell
2164 a manufacturer hemp product prior to the time that the independent
2165 testing laboratory completes testing and analysis and provides such
2166 results, in writing, to the manufacturer licensee who initiated such
2167 testing.

2168 (m) An independent testing laboratory shall immediately return or
2169 dispose of any hemp or manufacturer hemp product upon the
2170 completion of any testing, use or research. If an independent testing
2171 laboratory disposes of hemp or manufacturer hemp products, the
2172 laboratory shall dispose of such hemp in the following manner, as

2173 determined by the Commissioner of Consumer Protection:

2174 (1) By surrender, without compensation, of such hemp or
2175 manufacturer hemp product to the Commissioner of Consumer
2176 Protection who shall be responsible for the destruction and disposal of
2177 such hemp or hemp product; or

2178 (2) By disposal in a manner prescribed by the Commissioner of
2179 Consumer Protection.

2180 (n) If a sample does not pass the microbiological, mycotoxin, heavy
2181 metal or pesticide chemical residue test, based on the laboratory testing
2182 standards established in policies, procedures and regulations adopted
2183 by the Commissioner of Consumer Protection pursuant to section 21a-
2184 421j, as amended by this act, the manufacturer licensee who sent such
2185 batch for testing shall:

2186 (1) Retest and reanalyze the hemp from which the sample was taken
2187 by having an employee from the same laboratory randomly select
2188 another sample from the same hemp batch. If the sample used to retest
2189 or reanalyze such hemp yields satisfactory results for all testing
2190 required under this section, an employee from a different laboratory
2191 shall randomly select a different sample from the same hemp batch for
2192 testing. If both samples yield satisfactory results for all testing required
2193 under this section, the hemp batch from which the samples were taken
2194 shall be released for manufacturing, processing and sale;

2195 (2) If a remediation plan sufficient to ensure public health and safety
2196 is submitted to and approved by the commissioner, remediate the hemp
2197 batch from which the sample was taken and have a laboratory employee
2198 randomly select a sample from such remediated hemp batch for testing.
2199 If such randomly selected sample yields satisfactory results for any
2200 testing required under this section, an employee from a different
2201 laboratory shall randomly select a different sample from the same hemp
2202 batch for testing. If both samples yield satisfactory results for all testing
2203 required under this section, the hemp batch from which the samples
2204 were taken may be released for manufacturing, processing or sale; or

2205 (3) If the manufacturer does not retest or remediate, or if any
2206 subsequent laboratory testing does not yield satisfactory results for any
2207 testing required under this section, dispose of the entire batch from
2208 which the sample was taken in accordance with procedures established
2209 by the Commissioner of Consumer Protection pursuant to subdivision
2210 (1) of subsection (i) of this section.

2211 (o) If a sample passes the microbiological, mycotoxin, heavy metal
2212 and pesticide chemical residue test, the independent testing laboratory
2213 shall release the entire batch for manufacturing, processing or sale.

2214 (p) The independent testing laboratory shall file with the Department
2215 of Consumer Protection an electronic copy of each laboratory test result
2216 for any batch that does not pass the microbiological, mycotoxin, heavy
2217 metal or pesticide chemical residue test, at the same time that it
2218 transmits such results to the manufacturer licensee who requested such
2219 testing. Each independent testing laboratory shall maintain the test
2220 results of each tested batch for a period of three years and shall make
2221 such results available to the Department of Consumer Protection upon
2222 request.

2223 (q) Manufacturers shall maintain records required by the federal act,
2224 this section, any regulation adopted pursuant to this section and the
2225 policies, procedures and regulations adopted by the Commissioner of
2226 Consumer Protection pursuant to section 21a-421j, as amended by this
2227 act. Each manufacturer shall make such records available to the
2228 Department of Consumer Protection immediately upon request and in
2229 electronic format, if available.

2230 (r) The Commissioner of Consumer Protection may adopt
2231 regulations, in accordance with the provisions of chapter 54, to
2232 implement the provisions of this section including, but not limited to,
2233 establishing sampling and testing procedures to ensure compliance
2234 with this section, prescribing storage and disposal procedures for hemp,
2235 marijuana and manufacturer hemp products that fail to pass
2236 Department of Consumer Protection prescribed independent testing

2237 laboratory testing standards and establishing advertising and labeling
2238 requirements for manufacturer hemp products.

2239 (s) Any claim of health impacts, medical effects or physical or mental
2240 benefits shall be prohibited on any advertising for, labeling of or
2241 marketing of manufacturer hemp products regardless of whether such
2242 manufacturer hemp products were manufactured in this state or
2243 another jurisdiction. Any violation of this subsection shall be deemed an
2244 unfair or deceptive trade practice under subsection (a) of section 42-
2245 110b.

2246 (t) Not later than February 1, 2020, the Commissioners of Agriculture
2247 and Consumer Protection shall submit a report, in accordance with
2248 section 11-4a, to the joint standing committee of the general assembly
2249 having cognizance of matters relating to the environment on the status
2250 of the pilot program, the development of the state plan and any
2251 regulations for such pilot program or state plan. Such report shall also
2252 include any legislative recommendations, including, but not limited to,
2253 any recommendations for requiring the registration of any
2254 manufacturer hemp product offered for sale in this state.

2255 (u) (1) Any person who sells manufacturer hemp products shall not
2256 be required to be licensed, provided such person only engages in: (A)
2257 The retail or wholesale sale of manufacturer hemp products in which no
2258 further manufacturing of hemp occurs, provided such manufacturer
2259 hemp products are acquired from a person authorized to manufacture
2260 the manufacturer hemp products under the laws of this state or another
2261 state, territory or possession of the United States or another sovereign
2262 entity; (B) the acquisition of manufacturer hemp products for the sole
2263 purpose of product distribution for resale; and (C) the retail sale of
2264 manufacturer hemp products that is authorized under federal or state
2265 law.

2266 (2) The Commissioner of Consumer Protection or Commissioner of
2267 Revenue Services may, pursuant to section 4-182, summarily suspend
2268 any credential the Department of Consumer Protection or Department

2269 of Revenue Services, respectively, issued to any person who [sells
2270 manufacturer hemp products in violation of subdivision (1) of this
2271 subsection or subsections (v) to (y), inclusive, of this section] violates
2272 any provision of this section or chapter 214c, 228d, 420f or 420h.

2273 (v) No manufacturer hemp product offered for sale in this state, or to
2274 a consumer in this state, shall contain any synthetic cannabinoid, as
2275 defined in section 21a-240, as amended by this act.

2276 (w) No manufacturer hemp product offered for sale in this state, or
2277 to a consumer in this state, shall be packaged, presented or advertised
2278 in a manner that is likely to mislead a consumer by incorporating any
2279 statement, brand, design, representation, picture, illustration or other
2280 depiction that: (1) Bears a reasonable resemblance to trademarked or
2281 characteristic packaging of (A) cannabis offered for sale (i) in this state
2282 by a cannabis establishment licensed in this state, or (ii) on tribal land
2283 by a tribal-credentialed cannabis entity, or (B) a commercially available
2284 product other than a cannabis product, as defined in section 21a-420, as
2285 amended by this act; or (2) implies that the manufacturer hemp product
2286 (A) is a cannabis product, as defined in section 21a-420, as amended by
2287 this act, (B) contains a total THC concentration greater than three-tenths
2288 per cent on a dry-weight basis, or (C) is a high-THC hemp product, as
2289 defined in section 21a-240, as amended by this act.

2290 (x) No manufacturer hemp product that is a food, beverage, oil or
2291 other product intended for human ingestion shall be distributed or sold
2292 in this state unless such product is contained within a package, or a label
2293 is affixed to such package, that includes:

2294 (1) A scannable barcode, Internet web site address or quick response
2295 code that is linked to the certificate of analysis of the final form product
2296 batch by an independent testing laboratory and discloses:

2297 (A) The name of such product;

2298 (B) The name, address and telephone number of such product's
2299 manufacturer, packer and distributor, as applicable;

2300 (C) The batch number, which shall match the batch number on such
2301 package or label; and

2302 (D) The concentration of cannabinoids present in such product,
2303 including, but not limited to, total THC and any cannabinoids or active
2304 ingredients comprising at least one per cent of such product;

2305 (2) The expiration or best by date for such product, if applicable;

2306 (3) A clear and conspicuous statement disclosing that:

2307 (A) Children, or those who are pregnant or breastfeeding, should
2308 avoid using such product prior to consulting with a health care
2309 professional concerning such product's safety;

2310 (B) Products containing cannabinoids should be kept out of reach of
2311 children; and

2312 (C) The federal Food and Drug Administration has not evaluated
2313 such product for safety or efficacy; and

2314 (4) If such product is intended to be inhaled, a clear and conspicuous
2315 warning statement disclosing that smoking or vaporizing is hazardous
2316 to human health.

2317 (y) No manufacturer hemp product that is a topical, soap or cosmetic,
2318 as defined in section 21a-92, shall be distributed or sold in this state
2319 unless such product is contained within a package, or a label is affixed
2320 to such package, that includes:

2321 (1) A scannable barcode, Internet web site address or quick response
2322 code that is linked to the certificate of analysis of the final form extract
2323 or final form product batch by an independent testing laboratory and
2324 discloses:

2325 (A) The name of such product;

2326 (B) The name, address and telephone number of such product's
2327 manufacturer, packer and distributor, as applicable;

2328 (C) The batch number, which shall match the batch number on such
2329 package or label; and

2330 (D) The concentration of cannabinoids present in such batch,
2331 including, but not limited to, total THC and any marketed cannabinoids;

2332 (2) The expiration or best by date for such product, if applicable; and

2333 (3) A clear and conspicuous statement disclosing the following:

2334 "THE FDA HAS NOT EVALUATED THIS PRODUCT FOR SAFETY
2335 OR EFFICACY."

2336 [(z) Any violation of subsections (u) to (y), inclusive, of this section
2337 shall be deemed an unfair or deceptive trade practice under subsection
2338 (a) of section 42-110b.]

2339 [(aa)] (z) Not later than October 31, 2023, and annually thereafter, the
2340 Department of Emergency Services and Public Protection shall, in
2341 consultation with the Department of Consumer Protection, publish a
2342 training bulletin to inform local law enforcement agencies and officers
2343 regarding the investigation and enforcement standards concerning
2344 cannabis and high-THC hemp products.

2345 [(bb)] (aa) Notwithstanding any provision of the general statutes: (1)
2346 CBD that is found in manufacturer hemp products shall not be
2347 considered a controlled substance, as defined in section 21a-240, as
2348 amended by this act, or legend drug, as defined in section 20-571; and
2349 (2) CBD derived from hemp and contained in manufacturer hemp
2350 products shall not be considered a controlled substance or adulterant.

2351 (bb) Nothing in this section shall be construed to prohibit the
2352 shipment or transportation through this state of any hemp that is
2353 lawfully produced under federal law.

2354 Sec. 26. Subsection (c) of section 22-61n of the 2024 supplement to the
2355 general statutes is repealed and the following is substituted in lieu
2356 thereof (*Effective July 1, 2024*):

2357 (c) Hemp or hemp products purchased by a producer, cultivator,
2358 micro-cultivator, [or] product manufacturer or food and beverage
2359 manufacturer from a third party shall be tracked as a separate batch
2360 throughout the manufacturing process in order to document the
2361 disposition of such hemp or hemp products. Once hemp or hemp
2362 products are received by a producer, cultivator, micro-cultivator, [or]
2363 product manufacturer or food and beverage manufacturer, such hemp
2364 or hemp products shall be deemed cannabis and shall comply with the
2365 requirements for cannabis contained in the applicable provisions of the
2366 general statutes and any regulations adopted pursuant to such
2367 provisions. A producer, cultivator, micro-cultivator, [and] product
2368 manufacturer and food and beverage manufacturer shall retain a copy
2369 of the certificate of analysis for purchased hemp or hemp products and
2370 invoice and transport documents that evidence the quantity purchased
2371 and date received.

2372 Sec. 27. (NEW) (*Effective January 1, 2025*) (a) As used in this section:

2373 (1) "Cannabis establishment" has the same meaning as provided in
2374 section 21a-420 of the general statutes, as amended by this act;

2375 (2) "Consumer" has the same meaning as provided in section 21a-420
2376 of the general statutes, as amended by this act;

2377 (3) "Container" (A) means an object that is offered, intended for sale
2378 or sold to a consumer and directly contains (i) a manufacturer hemp
2379 product, or (ii) a moderate-THC hemp product, and (B) does not include
2380 an object or packaging that indirectly contains, or contains in bulk for
2381 transportation purposes, (i) a manufacturer hemp product, or (ii) a
2382 moderate-THC hemp product;

2383 (4) "Manufacturer hemp product" has the same meaning as provided
2384 in section 22-611 of the general statutes;

2385 (5) "Moderate-THC hemp product" (A) means a manufacturer hemp
2386 product that has total THC, as defined in section 21a-240 of the general
2387 statutes, as amended by this act, of not less than one-half of one

2388 milligram, and not more than five milligrams, on a per-container basis,
2389 and (B) does not include an infused beverage, as defined in section 21a-
2390 420 of the general statutes, as amended by this act; and

2391 (6) "Moderate-THC hemp product vendor" means a person that (A)
2392 holds a certificate of registration issued by the Commissioner of
2393 Consumer Protection pursuant to this section, and (B) is not a cannabis
2394 establishment.

2395 (b) Beginning on January 1, 2025, no person shall sell any moderate-
2396 THC hemp product in the state unless such person is a cannabis
2397 establishment or holds a certificate of registration issued by the
2398 Commissioner of Consumer Protection pursuant to this section.

2399 (c) (1) Beginning on January 1, 2025, a person seeking a certificate of
2400 registration as a moderate-THC hemp product vendor shall submit to
2401 the Commissioner of Consumer Protection, in a form and manner
2402 prescribed by the commissioner, an application accompanied by a
2403 nonrefundable application fee in the amount of two thousand dollars.
2404 Such application shall, at a minimum, disclose the location in the state
2405 where such person sells, at retail, moderate-THC hemp products to
2406 consumers, and information sufficient for the commissioner to
2407 determine that, during the preceding year, at least seventy-five per cent
2408 of the average monthly gross revenue generated at such location was
2409 derived from sales, at retail, of moderate-THC hemp products to
2410 consumers. The commissioner shall not issue a certificate of registration
2411 as a moderate-THC hemp product vendor unless the commissioner has
2412 determined that the applicant satisfies such minimum sales threshold.
2413 Each such certificate shall expire annually, and shall allow the
2414 moderate-THC hemp product vendor to sell, at retail, moderate-THC
2415 hemp products to consumers at such location.

2416 (2) Each certificate issued pursuant to this section shall be renewable
2417 for additional one-year periods. Each moderate-THC hemp product
2418 vendor seeking renewal shall submit to the Commissioner of Consumer
2419 Protection, in a form and manner prescribed by the commissioner, a

2420 renewal application accompanied by a nonrefundable renewal
2421 application fee in the amount of two thousand dollars. Such application
2422 shall, at a minimum, disclose information sufficient for the
2423 commissioner to determine that, during the preceding registration year,
2424 at least seventy-five per cent of the average monthly gross revenue
2425 generated at the moderate-THC hemp product vendor's registered retail
2426 location was derived from sales, at retail, of moderate-THC hemp
2427 products to consumers. The commissioner shall not issue a renewal to a
2428 moderate-THC hemp product vendor unless the commissioner has
2429 determined that the moderate-THC hemp product vendor satisfied such
2430 minimum sales threshold.

2431 (3) All fees collected by the department under this section shall be
2432 deposited in the consumer protection enforcement account established
2433 in section 21a-8a of the general statutes.

2434 (d) No person may act as a moderate-THC hemp product vendor, or
2435 represent that such person is a moderate-THC hemp product vendor,
2436 unless such person has obtained and actively holds a certificate of
2437 registration as a moderate-THC hemp product vendor issued by the
2438 Commissioner of Consumer Protection pursuant to this section.

2439 (e) No cannabis establishment or moderate-THC hemp product
2440 vendor, or agent or employee of a cannabis establishment or moderate-
2441 THC hemp product vendor, shall sell a moderate-THC hemp product to
2442 any individual who is younger than twenty-one years of age. Prior to
2443 selling any moderate-THC hemp product to an individual, the cannabis
2444 establishment, moderate-THC hemp product vendor, agent or
2445 employee shall first verify the individual's age with a valid government-
2446 issued driver's license or identity card to establish that such individual
2447 is twenty-one years of age or older.

2448 (f) No person shall sell any moderate-THC hemp product intended
2449 for human ingestion in packaging that includes more than two
2450 containers.

2451 (g) All moderate-THC hemp products shall meet the standards set

2452 forth for manufacturer hemp products in subsections (v), (w) and (x) of
2453 section 22-61m of the general statutes, as amended by this act.

2454 (h) All moderate-THC hemp products shall meet (1) the testing
2455 standards for manufacturer hemp products established in, and any
2456 regulations adopted pursuant to, section 22-61m of the general statutes,
2457 as amended by this act, or (2) such other testing standards for
2458 manufacturer hemp products as the Commissioner of Consumer
2459 Protection, in the commissioner's discretion, may designate.

2460 (i) Each moderate-THC hemp product container shall prominently
2461 display a symbol, in a size of not less than one-half inch by one-half inch
2462 and in a format approved by the Commissioner of Consumer Protection,
2463 that indicates that such moderate-THC hemp product is not legal or safe
2464 for individuals younger than twenty-one years of age.

2465 (j) No cannabis establishment or moderate-THC hemp product
2466 vendor, or agent or employee of a cannabis establishment or moderate-
2467 THC hemp product vendor, shall gift or transfer any moderate-THC
2468 hemp product at no cost to a consumer as part of a commercial
2469 transaction.

2470 (k) Each moderate-THC hemp product vendor shall be subject to the
2471 investigation and enforcement provisions set forth in section 21a-421p
2472 of the general statutes.

2473 (l) Following a hearing conducted in accordance with chapter 54 of
2474 the general statutes, the Commissioner of Consumer Protection may
2475 impose an administrative civil penalty, not to exceed five thousand
2476 dollars per violation, and suspend, revoke or place conditions upon any
2477 moderate-THC hemp product vendor that violates any provision of this
2478 section or any regulation adopted pursuant to subsection (m) of this
2479 section. Any administrative civil penalty collected under this subsection
2480 shall be deposited in the consumer protection enforcement account
2481 established in section 21a-8a of the general statutes.

2482 (m) The Commissioner of Consumer Protection shall adopt

2483 regulations, in accordance with the provisions of chapter 54 of the
2484 general statutes, to implement the provisions of this section.
2485 Notwithstanding the requirements of sections 4-168 to 4-172, inclusive,
2486 of the general statutes, the commissioner shall, prior to adopting such
2487 regulations and in order to effectuate the provisions of this section, issue
2488 policies and procedures to implement the provisions of this section that
2489 shall have the force and effect of law. The commissioner shall post all
2490 policies and procedures on the Department of Consumer Protection's
2491 Internet web site, and submit such policies and procedures to the
2492 Secretary of the State for posting on the eRegulations System, at least
2493 fifteen days prior to the effective date of any policy or procedure. Any
2494 such policy or procedure shall no longer be effective upon the earlier of
2495 either the adoption of the policy or procedure as a final regulation under
2496 section 4-172 of the general statutes or forty-eight months from July 1,
2497 2024, if such regulations have not been submitted to the legislative
2498 regulation review committee for consideration under section 4-170 of
2499 the general statutes.

2500 Sec. 28. Section 21a-93 of the 2024 supplement to the general statutes
2501 is repealed and the following is substituted in lieu thereof (*Effective*
2502 *January 1, 2025*):

2503 The following acts and the causing thereof shall be prohibited: (1) The
2504 sale in intrastate commerce of any food, drug, device or cosmetic that is
2505 adulterated or misbranded; (2) the adulteration or misbranding of any
2506 food, drug, device or cosmetic in intrastate commerce; (3) the receipt in
2507 intrastate commerce of any food, drug, device or cosmetic that is
2508 adulterated or misbranded, and the sale thereof in such commerce for
2509 pay or otherwise; (4) the introduction or delivery for introduction into
2510 intrastate commerce of (A) any food in violation of section 21a-103 or (B)
2511 any new drug in violation of section 21a-110; (5) the dissemination
2512 within this state, in any manner or by any means or through any
2513 medium, of any false advertisement; (6) the refusal to permit (A) entry
2514 and the taking of a sample or specimen or the making of an investigation
2515 as authorized by section 21a-116, or (B) access to or copying of any
2516 record as authorized by section 21a-117; (7) the refusal to permit entry

2517 or inspection as authorized by section 21a-118; (8) the giving of a
2518 guaranty or undertaking in intrastate commerce, referred to in
2519 subsection (c) of section 21a-95, that is false; (9) the forging,
2520 counterfeiting, simulating or falsely representing, or, without proper
2521 authority, using, any mark, stamp, tag, label or other identification
2522 device authorized or required by regulations promulgated under the
2523 provisions of this chapter or of the federal act; (10) the alteration,
2524 mutilation, destruction, obliteration or removal of the whole or any part
2525 of the labeling of a food, drug, device or cosmetic, or the doing of any
2526 other act with respect to a food, drug, device or cosmetic, or the labeling
2527 or advertisement thereof, which results in a violation of this chapter; (11)
2528 the using in interstate commerce, in the labeling or advertisement of any
2529 drug, of any representation or suggestion that an application with
2530 respect to such drug is effective under Section 355 of the federal act or
2531 under section 21a-110, or that such drug complies with the provisions
2532 of either such section; (12) the violation of any provision of section 21a-
2533 108; (13) in the case of a prescription drug distributed or offered for sale
2534 in this state, the failure of the manufacturer, packer or distributor
2535 thereof to maintain for transmittal, or to transmit, to any practitioner
2536 licensed by applicable state law to administer such drug who makes
2537 written request for information as to such drug, true and correct copies
2538 of all printed matter which is required to be included in any package in
2539 which that drug is distributed or sold, or such other printed matter as is
2540 approved by the commissioner or under the federal act. Nothing in this
2541 subdivision shall be construed to exempt any person from any labeling
2542 requirement imposed by or under other provisions of this chapter
2543 unless specifically exempted under the federal act, as effective on April
2544 26, 1974; (14) the using by any person to his own advantage, or
2545 revealing, other than to the commissioner or his duly authorized agents
2546 or to the courts when relevant in any judicial proceeding under this
2547 chapter, of any information acquired under authority of this chapter
2548 concerning any method, process, substance or any other subject which
2549 as a trade secret is entitled to protection; (15) (A) placing or causing to
2550 be placed upon any drug or device or upon the container of any drug or
2551 device, with intent to defraud, the trademark, trade name or other

2552 identifying mark, imprint or device of another or any likeness thereof;
2553 or (B) selling, dispensing, disposing of or causing to be sold, dispensed
2554 or disposed of or concealing or keeping in possession, control or
2555 custody, with intent to sell, dispense or dispose of, any drug, device or
2556 any container thereof transported, received or held for transportation in
2557 commerce, with knowledge that the trademark, trade name or other
2558 identifying mark, imprint or device of another or any likeness thereof
2559 has been placed thereon in a manner prohibited by subparagraph (A) of
2560 this subdivision; or (C) making, selling, disposing of or causing to be
2561 made, sold or disposed of or keeping in possession, control or custody,
2562 or concealing, with intent to defraud, any punch, die, plate, stone or
2563 other thing designed to print, imprint or reproduce the trademark, trade
2564 name or other identifying mark, imprint or device of another or any
2565 likeness thereof upon any drug, device or container thereof; (16) failing
2566 to demonstrate adherence to applicable provisions of United States
2567 Pharmacopeia, Chapter 797, Pharmaceutical Compounding - Sterile
2568 Preparations, as amended from time to time, concerning compounding
2569 or preparation of sterile drugs; [or] (17) failing to demonstrate
2570 adherence to applicable provisions of United States Pharmacopeia,
2571 Chapter 795, Pharmaceutical Compounding - Nonsterile Preparations,
2572 as amended from time to time, concerning compounding or preparation
2573 of nonsterile drugs; or (18) selling any moderate-THC hemp product, as
2574 defined in section 27 of this act, without first obtaining a license as a
2575 cannabis establishment, as defined in section 21a-420, as amended by
2576 this act, or registering as a moderate-THC hemp product vendor
2577 pursuant to section 27 of this act.

2578 Sec. 29. Subsection (b) of section 30-20 of the general statutes is
2579 repealed and the following is substituted in lieu thereof (*Effective July 1,*
2580 *2024*):

2581 (b) (1) A package store permit shall allow the retail sale of alcoholic
2582 liquor in sealed bottles or containers not to be consumed on the permit
2583 premises. The holder of a package store permit may, in accordance with
2584 regulations adopted by the Department of Consumer Protection
2585 pursuant to the provisions of chapter 54, (A) offer free samples of

2586 alcoholic liquor for tasting on the permit premises, (B) conduct fee-
2587 based wine education and tasting classes and demonstrations, and (C)
2588 conduct tastings or demonstrations provided by a permittee or backer
2589 of the package store for a nominal charge to charitable nonprofit
2590 organizations. Any offering, tasting, wine education and tasting class or
2591 demonstration held on permit premises shall be conducted only during
2592 the hours the package store may sell alcoholic liquor under section 30-
2593 91. No tasting of wine on the permit premises shall be offered from more
2594 than ten uncorked bottles at any one time.

2595 (2) No store operating under a package store permit shall sell any
2596 commodity other than alcoholic liquor except, notwithstanding any
2597 other provision of law, such store may sell (A) cigarettes and cigars, (B)
2598 publications, (C) bar utensils, including, but not limited to, corkscrews,
2599 beverage strainers, stirrers or other similar items used to consume, or
2600 related to the consumption of, alcoholic liquor, (D) gift packages of
2601 alcoholic liquor shipped into the state by a manufacturer or out-of-state
2602 shipper, which gift packages may include nonalcoholic items, other than
2603 food or tobacco products, if the dollar value of the nonalcoholic items in
2604 such gift package does not exceed the dollar value of the alcoholic items
2605 in such gift package, (E) complementary fresh fruits used in the
2606 preparation of mixed alcoholic beverages, (F) cheese, crackers or both,
2607 (G) olives, (H) nonalcoholic beverages, (I) concentrates used in the
2608 preparation of mixed alcoholic beverages, (J) beer and wine-making kits
2609 and products related to such kits, (K) ice in any form, (L) articles of
2610 clothing imprinted with advertising related to the alcoholic liquor
2611 industry, (M) gift baskets or other containers of alcoholic liquor, (N)
2612 multiple packages of alcoholic liquors, provided in all such cases the
2613 minimum retail selling price for such alcoholic liquor shall apply, (O)
2614 lottery tickets authorized by the Department of Consumer Protection, if
2615 licensed as an agent to sell such tickets by the department, (P) devices
2616 and related accessories designed primarily for accessing and extracting
2617 a beverage containing alcohol from prepackaged containers, including,
2618 but not limited to, pods, pouches or similar containers, but excluding
2619 devices, including, but not limited to, household blenders, that are not

2620 designed primarily for such purposes, (Q) alcohol-infused confections
2621 containing not more than one-half of one per cent of alcohol by weight
2622 and which the commissioner has approved for sale under section 21a-
2623 101, [and] (R) gift baskets containing only containers of alcoholic liquor
2624 and commodities authorized for sale under subparagraphs (A) to (Q),
2625 inclusive, of this subdivision, (S) infused beverages, as defined in section
2626 21a-420, as amended by this act, provided (i) the package store permittee
2627 (I) paid to the department the annual fee for an infused beverage
2628 endorsement pursuant to this subdivision, and (II) purchased such
2629 infused beverages from the holder of a wholesaler permit or a
2630 wholesaler permit for beer issued under section 30-17, and (ii) such sales
2631 are made in accordance with the provisions of section 6 of this act, and
2632 (T) legacy infused beverages, as defined in section 7 of this act, provided
2633 all such sales shall be made (i) during the period beginning on July 1,
2634 2024, and ending September 30, 2024, and (ii) in accordance with (I) a
2635 waiver issued pursuant to section 7 of this act, and (II) the requirements
2636 set forth in section 7 of this act. A package store permit shall also allow
2637 the taking and transmitting of orders for delivery of such merchandise
2638 in other states. Notwithstanding any other provision of law, a package
2639 store permit shall allow the participation in any lottery ticket promotion
2640 or giveaway sponsored by the department. The annual fee for a package
2641 store permit shall be five hundred thirty-five dollars. The annual fee for
2642 an infused beverage endorsement to a package store permit shall be five
2643 hundred dollars, and shall be deposited by the department in the
2644 consumer protection enforcement account established in section 21a-8a.

2645 Sec. 30. Section 30-63 of the general statutes is repealed and the
2646 following is substituted in lieu thereof (*Effective July 1, 2024*):

2647 (a) No holder of any manufacturer, wholesaler or out-of-state
2648 shipper's permit shall ship, transport or deliver within this state, or sell
2649 or offer for sale, any alcoholic liquors, except for beer manufactured by
2650 a permittee in this state and sold for consumption only on the
2651 permittee's premises, unless the name of the brand, trade name or other
2652 distinctive characteristic by which such alcoholic liquors are bought and
2653 sold, the name and address of the manufacturer thereof and the name

2654 and address of each wholesaler permittee who is authorized by the
2655 manufacturer or his authorized representative to sell such alcoholic
2656 liquors are registered with the Department of Consumer Protection and
2657 until such brand, trade name or other distinctive characteristic has been
2658 approved by the department. Such registration shall be valid for a
2659 period of three years. The fee for such registration, or renewal thereof,
2660 shall be two hundred dollars for out-of-state shippers and fifteen dollars
2661 for Connecticut manufacturers for each brand so registered, payable by
2662 the manufacturer or such manufacturer's authorized representative
2663 when such liquors are manufactured in the United States and by the
2664 importer or such importer's authorized representative when such
2665 liquors are imported into the United States. The department shall not
2666 approve the brand registration of any fortified wine, as defined in
2667 section 12-433, which is labeled, packaged or canned so as to appear to
2668 be a wine or liquor cooler, as defined in section 12-433.

2669 (b) No manufacturer, wholesaler or out-of-state shipper permittee
2670 shall discriminate in any manner in price discounts between one
2671 permittee and another on sales or purchases of alcoholic liquors bearing
2672 the same brand or trade name and of like age, size and quality, nor shall
2673 such manufacturer, wholesaler or out-of-state shipper permittee allow
2674 in any form any discount, rebate, free goods, allowance or other
2675 inducement for the purpose of making sales or purchases. Nothing in
2676 this subsection shall be construed to prohibit beer manufacturers, beer
2677 wholesalers or beer out-of-state shipper permittees from differentiating
2678 in the manner in which their products are packaged on the basis of on-
2679 site or off-site consumption.

2680 (c) For alcoholic liquor other than beer, each manufacturer,
2681 wholesaler and out-of-state shipper permittee shall post with the
2682 department, on a monthly basis, the bottle, can and case price of any
2683 brand of goods offered for sale in Connecticut, which price when so
2684 posted shall be the controlling price for such manufacturer, wholesaler
2685 or out-of-state permittee for the month following such posting. On and
2686 after July 1, 2005, for beer, each manufacturer, wholesaler and out-of-
2687 state shipper permittee shall post with the department, on a monthly

2688 basis, the bottle, can and case price, and the price per keg or barrel or
2689 fractional unit thereof for any brand of goods offered for sale in
2690 Connecticut which price when so posted shall be the controlling price
2691 for such brand of goods offered for sale in this state for the month
2692 following such posting. Such manufacturer, wholesaler and out-of-state
2693 shipper permittee may also post additional prices for such bottle, can,
2694 case, keg or barrel or fractional unit thereof for a specified portion of the
2695 following month which prices when so posted shall be the controlling
2696 prices for such bottle, can, case, keg or barrel or fractional unit thereof
2697 for such specified portion of the following month. Notice of all
2698 manufacturer, wholesaler and out-of-state shipper permittee prices
2699 shall be given to permittee purchasers by direct mail, Internet web site
2700 or advertising in a trade publication having circulation among the retail
2701 permittees except a wholesaler permittee may give such notice by hand
2702 delivery. Price postings with the department setting forth wholesale
2703 prices to retailers shall be available for inspection during regular
2704 business hours at the offices of the department by manufacturers and
2705 wholesalers until three o'clock p.m. of the first business day after the last
2706 day for posting prices. A manufacturer or wholesaler may amend such
2707 manufacturer's or wholesaler's posted price for any month to meet a
2708 lower price posted by another manufacturer or wholesaler with respect
2709 to alcoholic liquor bearing the same brand or trade name and of like age,
2710 vintage, quality and unit container size; provided that any such
2711 amended price posting shall be filed before three o'clock p.m. of the
2712 fourth business day after the last day for posting prices; and provided
2713 further such amended posting shall not set forth prices lower than those
2714 being met. Any manufacturer or wholesaler posting an amended price
2715 shall, at the time of posting, identify in writing the specific posting being
2716 met. On and after July 1, 2005, all wholesaler postings, other than for
2717 beer, for the following month shall be provided to retail permittees not
2718 later than the twenty-seventh day of the month prior to such posting.
2719 All wholesaler postings for beer shall be provided to retail permittees
2720 not later than the twentieth day of the month prior to such posting.

2721 (d) Monthly price schedules on a family brand case shall contain the

2722 bottle price for each item contained in the family brand case, the unit
2723 price and the case price. The bottle price posted for a family brand case
2724 shall be equal to the bottle price posted for the same month in a case
2725 containing the one class and specific brand of alcoholic liquor. For
2726 purposes of this subsection, "family brand" means a group of different
2727 products belonging to a single brand that are marketed under a parent
2728 brand. Family brand cases shall be assembled and packaged by the
2729 supplier or by a third party, on behalf of the supplier, and shall not be
2730 assembled by the wholesaler.

2731 (e) The provisions of this section shall not apply to the sale or
2732 distribution of infused beverages, as defined in section 21a-420, as
2733 amended by this act.

2734 Sec. 31. (NEW) (*Effective July 1, 2024*) (a) For the purposes of this
2735 section:

2736 (1) "Container" has the same meaning as provided in section 6 of this
2737 act; and

2738 (2) "Infused beverage" has the same meaning as provided in section
2739 21a-420 of the general statutes, as amended by this act.

2740 (b) A fee of one dollar shall be assessed by the holder of a wholesaler
2741 permit or a wholesaler permit for beer issued under section 30-17 of the
2742 general statutes on each infused beverage container sold to the holder
2743 of a package store permit issued under subsection (b) of section 30-20 of
2744 the general statutes, as amended by this act. Such fee shall not be subject
2745 to any sales tax or treated as income pursuant to any provision of the
2746 general statutes.

2747 (c) On January 2, 2025, and every six months thereafter, each holder
2748 of a wholesaler permit or a wholesaler permit for beer issued under
2749 section 30-17 of the general statutes shall remit payment to the
2750 department for each infused beverage container sold during the
2751 preceding six-month period. The funds received by the department
2752 from infused beverage sales shall be deposited in the consumer

2753 protection enforcement account established in section 21a-8a of the
 2754 general statutes for the purposes of (1) protecting public health and
 2755 safety, (2) educating consumers and licensees, and (3) ensuring
 2756 compliance with cannabis and liquor control laws.

2757 Sec. 32. (NEW) (*Effective July 1, 2024*) Notwithstanding the provisions
 2758 of section 21a-8a of the general statutes, the Commissioner of Consumer
 2759 Protection shall, upon request by the Attorney General, execute an
 2760 agreement with the Attorney General pursuant to which the
 2761 Department of Consumer Protection shall provide to the Office of the
 2762 Attorney General, from such funds as may be available in the consumer
 2763 protection enforcement account established in said section, such funds
 2764 as may be necessary for said office to pay for personal services and other
 2765 enforcement expenses incurred by said office in enforcing the provisions
 2766 of RERACA, as defined in section 21a-420 of the general statutes, as
 2767 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>from passage</i>	New section
Sec. 8	<i>July 1, 2024</i>	New section
Sec. 9	<i>July 1, 2024</i>	21a-420c
Sec. 10	<i>October 1, 2024</i>	21a-420c
Sec. 11	<i>July 1, 2024</i>	21a-420d(k)
Sec. 12	<i>July 1, 2024</i>	21a-420e(c)
Sec. 13	<i>July 1, 2024</i>	21a-420g(b)
Sec. 14	<i>July 1, 2024</i>	21a-420m(b)
Sec. 15	<i>July 1, 2024</i>	21a-420o
Sec. 16	<i>July 1, 2024</i>	21a-420p
Sec. 17	<i>July 1, 2024</i>	21a-420u(b)
Sec. 18	<i>July 1, 2024</i>	21a-420w(d)

Sec. 19	<i>July 1, 2024</i>	21a-420x(d)
Sec. 20	<i>July 1, 2024</i>	21a-420y
Sec. 21	<i>July 1, 2024</i>	21a-421e
Sec. 22	<i>July 1, 2024</i>	21a-421j(b)
Sec. 23	<i>July 1, 2024</i>	21a-421l(b)
Sec. 24	<i>July 1, 2024</i>	21a-421bb(b)
Sec. 25	<i>July 1, 2024</i>	22-61m
Sec. 26	<i>July 1, 2024</i>	22-61n(c)
Sec. 27	<i>January 1, 2025</i>	New section
Sec. 28	<i>January 1, 2025</i>	21a-93
Sec. 29	<i>July 1, 2024</i>	30-20(b)
Sec. 30	<i>July 1, 2024</i>	30-63
Sec. 31	<i>July 1, 2024</i>	New section
Sec. 32	<i>July 1, 2024</i>	New section