

1.1 **Senator Hoffman from the Committee on Human Services, to which was re-referred**

1.2 **S.F. No. 73:** A bill for an act relating to cannabis; establishing the Office of Cannabis
1.3 Management; establishing advisory councils; requiring reports relating to cannabis use and
1.4 sales; legalizing and limiting the possession and use of cannabis by adults; providing for
1.5 the licensing, inspection, and regulation of cannabis businesses; requiring testing of cannabis
1.6 flower and cannabinoid products; requiring labeling of cannabis flower and cannabinoid
1.7 products; limiting the advertisement of cannabis flower, cannabinoid products, and cannabis
1.8 businesses; providing for the cultivation of cannabis in private residences; transferring
1.9 regulatory authority for the medical cannabis program; taxing the sale of adult-use cannabis;
1.10 establishing grant and loan programs; amending criminal penalties; prohibiting the use or
1.11 possession of cannabis flower and cannabinoid products on a street or highway; establishing
1.12 expungement procedures for certain individuals; establishing labor standards for the use of
1.13 cannabis by employees and testing of employees; providing for the temporary regulation
1.14 of certain edible cannabinoid products; providing for professional licensing protections;
1.15 amending the scheduling of marijuana and tetrahydrocannabinols; classifying data; making
1.16 miscellaneous cannabis-related changes and additions; making clarifying and technical
1.17 changes; appropriating money; amending Minnesota Statutes 2022, sections 13.411, by
1.18 adding a subdivision; 13.871, by adding a subdivision; 16B.2975, subdivision 8; 34A.01,
1.19 subdivision 4; 144.99, subdivision 1; 151.72; 152.01, by adding subdivisions; 152.02,
1.20 subdivisions 2, 4; 152.021, subdivision 2; 152.022, subdivisions 1, 2; 152.023, subdivisions
1.21 1, 2; 152.024, subdivision 1; 152.025, subdivisions 1, 2; 181.938, subdivision 2; 181.950,
1.22 subdivisions 2, 4, 5, 8, 13, by adding a subdivision; 181.951, by adding subdivisions;
1.23 181.952, by adding a subdivision; 181.953; 181.954; 181.955; 181.957, subdivision 1;
1.24 244.05, subdivision 2; 245C.08, subdivision 1; 256.01, subdivision 18c; 256B.0625,
1.25 subdivision 13d; 256D.024, subdivisions 1, 3; 256J.26, subdivisions 1, 3; 273.13, subdivision
1.26 24; 275.025, subdivision 2; 290.0132, subdivision 29; 290.0134, subdivision 19; 297A.61,
1.27 subdivision 3; 297A.67, subdivisions 2, 7; 297A.70, subdivisions 2, 18; 297A.99, by adding
1.28 a subdivision; 297D.01; 297D.04; 297D.06; 297D.07; 297D.08; 297D.085; 297D.09,
1.29 subdivision 1a; 297D.10; 297D.11; 340A.412, subdivision 14; 609.135, subdivision 1;
1.30 609.5311, subdivision 1; 609.5314, subdivision 1; 609.5316, subdivision 2; 609A.01;
1.31 609A.03, subdivisions 5, 9; 609B.425, subdivision 2; 609B.435, subdivision 2; 624.712,
1.32 by adding subdivisions; 624.713, subdivision 1; 624.714, subdivision 6; 624.7142,
1.33 subdivision 1; 624.7151; proposing coding for new law in Minnesota Statutes, chapters 3;
1.34 116J; 116L; 120B; 144; 152; 169A; 289A; 295; 340A; 609A; 624; proposing coding for
1.35 new law as Minnesota Statutes, chapter 342; repealing Minnesota Statutes 2022, sections
1.36 151.72; 152.027, subdivisions 3, 4; 152.21; 152.22, subdivisions 1, 2, 3, 4, 5, 5a, 5b, 6, 7,
1.37 8, 9, 10, 11, 12, 13, 14; 152.23; 152.24; 152.25, subdivisions 1, 1a, 1b, 1c, 2, 3, 4; 152.26;
1.38 152.261; 152.27, subdivisions 1, 2, 3, 4, 5, 6, 7; 152.28, subdivisions 1, 2, 3; 152.29,
1.39 subdivisions 1, 2, 3, 3a, 4; 152.30; 152.31; 152.32, subdivisions 1, 2, 3; 152.33, subdivisions
1.40 1, 1a, 2, 3, 4, 5, 6; 152.34; 152.35; 152.36, subdivisions 1, 1a, 2, 3, 4, 5; 152.37; Minnesota
1.41 Rules, parts 4770.0100; 4770.0200; 4770.0300; 4770.0400; 4770.0500; 4770.0600;
1.42 4770.0800; 4770.0900; 4770.1000; 4770.1100; 4770.1200; 4770.1300; 4770.1400;
1.43 4770.1460; 4770.1500; 4770.1600; 4770.1700; 4770.1800; 4770.1900; 4770.2000;
1.44 4770.2100; 4770.2200; 4770.2300; 4770.2400; 4770.2700; 4770.2800; 4770.4000;
1.45 4770.4002; 4770.4003; 4770.4004; 4770.4005; 4770.4007; 4770.4008; 4770.4009;
1.46 4770.4010; 4770.4012; 4770.4013; 4770.4014; 4770.4015; 4770.4016; 4770.4017;
1.47 4770.4018; 4770.4030.

1.48 Reports the same back with the recommendation that the bill be amended as follows:

1.49 Page 8, after line 14, insert:

1.50 "Subd. 39a. **Indian lands.** "Indian lands" means all lands within the limits of any Indian
1.51 reservation within the boundaries of Minnesota and any lands within the boundaries of

2.1 Minnesota title to which are either held in trust by the United States or over which an Indian
2.2 Tribe exercises governmental power."

2.3 Page 13, after line 7, insert:

2.4 "Subd. 62a. **Tribal medical cannabis board.** "Tribal medical cannabis board" means
2.5 an agency established by each federally recognized Tribal government and duly authorized
2.6 by that Tribe's governing body to perform regulatory oversight and monitor compliance
2.7 with a Tribal medical cannabis program and applicable regulations.

2.8 Subd. 62b. **Tribal medical cannabis program.** "Tribal medical cannabis program"
2.9 means a program established by a federally recognized Tribal government within the
2.10 boundaries of Minnesota regarding the commercial production, processing, sale or
2.11 distribution, and possession of medical cannabis and medical cannabis products.

2.12 Subd. 62c. **Tribal medical cannabis program manufacturer.** "Tribal medical cannabis
2.13 program manufacturer" means an entity designated by a Tribal medical cannabis board
2.14 within the boundaries of Minnesota or a federally recognized Tribal government within the
2.15 boundaries of Minnesota to engage in production, processing, and sale or distribution of
2.16 medical cannabis and medical cannabis products under that Tribe's Tribal medical cannabis
2.17 program.

2.18 Subd. 62d. **Tribal medical cannabis program patient.** "Tribal medical cannabis program
2.19 patient" means a person who possesses a valid registration verification card or equivalent
2.20 document that is issued under the laws or regulations of a Tribal nation within the boundaries
2.21 of Minnesota and that verifies that the person is enrolled in or authorized to participate in
2.22 that Tribal nation's Tribal medical cannabis program."

2.23 Page 18, line 18, delete "patient or caregiver of a parent" and insert "parent or caregiver
2.24 of a patient"

2.25 Page 18, line 20, delete "and"

2.26 Page 19, line 5, delete the period and insert "; and"

2.27 Page 19, after line 5, insert:

2.28 "(39) a representative from the Local Public Health Association of Minnesota appointed
2.29 by the association."

2.30 Page 21, line 16, delete "women" and insert "individuals" and delete "women" and insert
2.31 "individuals"

2.32 Page 21, line 17, delete "women" and insert "individuals"

3.1 Page 22, lines 18 and 20, after "businesses" insert "and Tribal medical cannabis program
3.2 manufacturers"

3.3 Page 88, after line 5, insert:

3.4 "Sec. 46. [342.461] TRIBAL MEDICAL CANNABIS PROGRAM.

3.5 Subdivision 1. Tribal medical cannabis program manufacturer transportation. (a)
3.6 A Tribal medical cannabis program manufacturer may transport medical cannabis to testing
3.7 laboratories in the state and to other Indian lands.

3.8 (b) A Tribal medical cannabis program manufacturer must staff a motor vehicle used to
3.9 transport medical cannabis with at least two employees of the manufacturer. Each employee
3.10 in the transport vehicle must carry identification specifying that the employee is an employee
3.11 of the manufacturer, and one employee in the transport vehicle must carry a detailed
3.12 transportation manifest that includes the place and time of departure, the address of the
3.13 destination, and a description and count of the medical cannabis being transported.

3.14 Subd. 2. Distribution to Tribal medical cannabis program patient. (a) A Tribal
3.15 medical cannabis manufacturer may distribute medical cannabis in accordance with section
3.16 342.46 to a Tribal medical cannabis program patient.

3.17 (b) Prior to distribution, the Tribal medical cannabis program patient must provide to
3.18 the Tribal medical cannabis manufacturer:

3.19 (1) a valid medical cannabis registration verification card or equivalent document issued
3.20 by a Tribal medical cannabis program that indicates that the Tribal medical cannabis program
3.21 patient is authorized to use medical cannabis on Indian lands over which the Tribe has
3.22 jurisdiction; and

3.23 (2) a valid photographic identification card issued by the Tribal medical cannabis
3.24 program, a valid driver's license, or a valid state identification card.

3.25 (c) A manufacturer shall distribute medical cannabis to a Tribal medical cannabis program
3.26 patient only in a form allowed under section 342.47, subdivision 8.

3.27 Subd. 3. Use of statewide monitoring system. A Tribal medical cannabis manufacturer
3.28 must use the statewide monitoring system for the tracking of the sale or distribution of
3.29 medical cannabis to Tribal medical cannabis program patients. Sale or distribution of medical
3.30 cannabis by a Tribal medical cannabis manufacturer must be recorded in the statewide
3.31 monitoring system within the time established by rule.

4.1 Subd. 4. **Limitations.** All the limitations under section 342.51 apply to Tribal medical
4.2 cannabis program patients.

4.3 Subd. 5. **Protections for Tribal medical cannabis program participants.** All the
4.4 protections under section 342.52 apply to Tribal medical cannabis program patients.

4.5 **EFFECTIVE DATE.** This section is effective January 1, 2024."

4.6 Page 116, line 30, delete "women" and insert "individuals"

4.7 Page 116, line 31, delete "women" and insert "individuals" and delete "women" and
4.8 insert "individuals"

4.9 Page 186, line 4, delete "women" and insert "individuals"

4.10 Page 186, line 7, after "health" insert ", in collaboration with local health departments,"

4.11 Page 186, line 14, delete "women" and insert "individuals" and delete "women" and
4.12 insert "individuals"

4.13 Page 186, line 17, delete "women" and insert "individuals" and delete "women" and
4.14 insert "individuals" and delete "women" and insert "individuals"

4.15 Page 186, line 21, delete "women" and insert "individuals"

4.16 Page 186, after line 34, insert:

4.17 "Subd. 4. **Local and Tribal health departments.** The commissioner of health shall
4.18 distribute grants to local health departments and Tribal health departments for these
4.19 departments to create and disseminate educational materials on cannabis flower and
4.20 cannabinoid products and to provide safe use and prevention training, education, technical
4.21 assistance, and community engagement regarding cannabis flower and cannabinoid products."

4.22 Page 187, before line 1, insert:

4.23 "Sec. 10. Minnesota Statutes 2022, section 152.22, is amended by adding a subdivision
4.24 to read:

4.25 Subd. 5d. **Indian lands.** (a) "Indian lands" means all lands within the limits of any Indian
4.26 reservation within the boundaries of Minnesota and any lands within the boundaries of
4.27 Minnesota title to which are either held in trust by the United States or over which an Indian
4.28 Tribe exercises governmental power.

4.29 (b) This subdivision expires January 1, 2024.

5.1 Sec. 11. Minnesota Statutes 2022, section 152.22, is amended by adding a subdivision to
5.2 read:

5.3 Subd. 15. Tribal medical cannabis board. (a) "Tribal medical cannabis board" means
5.4 an agency established by each federally recognized Tribal government and duly authorized
5.5 by that Tribe's governing body to perform regulatory oversight and monitor compliance
5.6 with a Tribal medical cannabis program and applicable regulations.

5.7 (b) The subdivision expires January 1, 2024.

5.8 Sec. 12. Minnesota Statutes 2022, section 152.22, is amended by adding a subdivision to
5.9 read:

5.10 Subd. 16. Tribal medical cannabis program. (a) "Tribal medical cannabis program"
5.11 means a program established by a federally recognized Tribal government within the
5.12 boundaries of Minnesota regarding the commercial production, processing, sale or
5.13 distribution, and possession of medical cannabis and medical cannabis products.

5.14 (b) This subdivision expires January 1, 2024.

5.15 Sec. 13. Minnesota Statutes 2022, section 152.22, is amended by adding a subdivision to
5.16 read:

5.17 Subd. 17. Tribal medical cannabis program manufacturer. (a)"Tribal medical cannabis
5.18 program manufacturer" means an entity designated by a Tribal medical cannabis board
5.19 within the boundaries of Minnesota or a federally recognized Tribal government within the
5.20 boundaries of Minnesota to engage in production, processing, and sale or distribution of
5.21 medical cannabis and medical cannabis products under that Tribe's Tribal medical cannabis
5.22 program.

5.23 (b) This subdivision expires January 1, 2024.

5.24 Sec. 14. Minnesota Statutes 2022, section 152.22, is amended by adding a subdivision to
5.25 read:

5.26 Subd. 18. Tribal medical cannabis program patient. (a) "Tribal medical cannabis
5.27 program patient" means a person who possesses a valid registration verification card or
5.28 equivalent document that is issued under the laws or regulations of a Tribal nation within
5.29 the boundaries of Minnesota and that verifies that the person is enrolled in or authorized to
5.30 participate in that Tribal nation's Tribal medical cannabis program.

5.31 (b) This subdivision expires January 1, 2024.

6.1 Sec. 15. Minnesota Statutes 2022, section 152.29, subdivision 4, is amended to read:

6.2 Subd. 4. **Report.** (a) Each manufacturer shall report to the commissioner on a monthly
6.3 basis the following information on each individual patient for the month prior to the report:

6.4 (1) the amount and dosages of medical cannabis distributed;

6.5 (2) the chemical composition of the medical cannabis; and

6.6 (3) the tracking number assigned to any medical cannabis distributed.

6.7 (b) For transactions involving Tribal medical cannabis program patients, each
6.8 manufacturer shall report to the commissioner on a weekly basis the following information
6.9 on each individual Tribal medical cannabis program patient for the week prior to the report:

6.10 (1) the name of the Tribal medical cannabis program in which the Tribal medical cannabis
6.11 program patient is enrolled;

6.12 (2) the amount and dosages of medical cannabis distributed;

6.13 (3) the chemical composition of the medical cannabis distributed; and

6.14 (4) the tracking number assigned to the medical cannabis distributed.

6.15 Sec. 16. Minnesota Statutes 2022, section 152.29, is amended by adding a subdivision to
6.16 read:

6.17 Subd. 5. **Distribution to Tribal medical cannabis program patient.** (a) A manufacturer
6.18 may distribute medical cannabis in accordance with subdivisions 1 to 4 to a Tribal medical
6.19 cannabis program patient.

6.20 (b) Prior to distribution, the Tribal medical cannabis program patient must provide to
6.21 the manufacturer:

6.22 (1) a valid medical cannabis registration verification card or equivalent document issued
6.23 by a Tribal medical cannabis program that indicates that the Tribal medical cannabis program
6.24 patient is authorized to use medical cannabis on Indian lands over which the Tribe has
6.25 jurisdiction; and

6.26 (2) a valid photographic identification card issued by the Tribal medical cannabis
6.27 program, a valid driver's license, or a valid state identification card.

6.28 (c) A manufacturer shall distribute medical cannabis to a Tribal medical cannabis program
6.29 patient only in a form allowed under section 152.22, subdivision 6.

6.30 (d) This subdivision expires January 1, 2024.

7.1 **Sec. 17. [152.291] TRIBAL MEDICAL CANNABIS PROGRAM MANUFACTURER**
7.2 **TRANSPORTATION.**

7.3 (a) A Tribal medical cannabis program manufacturer may transport medical cannabis
7.4 to testing laboratories in the state and to other Indian lands.

7.5 (b) A Tribal medical cannabis program manufacturer must staff a motor vehicle used to
7.6 transport medical cannabis with at least two employees of the manufacturer. Each employee
7.7 in the transport vehicle must carry identification specifying that the employee is an employee
7.8 of the manufacturer, and one employee in the transport vehicle must carry a detailed
7.9 transportation manifest that includes the place and time of departure, the address of the
7.10 destination, and a description and count of the medical cannabis being transported.

7.11 (c) This section expires January 1, 2024.

7.12 Sec. 18. Minnesota Statutes 2022, section 152.30, is amended to read:

7.13 **152.30 PATIENT DUTIES.**

7.14 (a) A patient shall apply to the commissioner for enrollment in the registry program by
7.15 submitting an application as required in section 152.27 and an annual registration fee as
7.16 determined under section 152.35.

7.17 (b) As a condition of continued enrollment, patients shall agree to:

7.18 (1) continue to receive regularly scheduled treatment for their qualifying medical
7.19 condition from their health care practitioner; and

7.20 (2) report changes in their qualifying medical condition to their health care practitioner.

7.21 (c) A patient shall only receive medical cannabis from a registered manufacturer or
7.22 Tribal medical cannabis program but is not required to receive medical cannabis products
7.23 from only a registered manufacturer or Tribal medical cannabis program.

7.24 Sec. 19. Minnesota Statutes 2022, section 152.32, is amended to read:

7.25 **152.32 PROTECTIONS FOR REGISTRY PROGRAM OR TRIBAL MEDICAL**
7.26 **CANNABIS PROGRAM PARTICIPATION.**

7.27 Subdivision 1. **Presumption.** (a) There is a presumption that a patient enrolled in the
7.28 registry program under sections 152.22 to 152.37 or a Tribal medical cannabis program
7.29 patient is engaged in the authorized use of medical cannabis.

7.30 (b) The presumption may be rebutted by evidence that:

8.1 (1) a patient's conduct related to use of medical cannabis was not for the purpose of
8.2 treating or alleviating the patient's qualifying medical condition or symptoms associated
8.3 with the patient's qualifying medical condition; or

8.4 (2) a Tribal medical cannabis program patient's use of medical cannabis was not for a
8.5 purpose authorized by the Tribal medical cannabis program.

8.6 **Subd. 2. Criminal and civil protections.** (a) Subject to section 152.23, the following
8.7 are not violations under this chapter:

8.8 (1) use or possession of medical cannabis or medical cannabis products by a patient
8.9 enrolled in the registry program, ~~or~~; possession by a registered designated caregiver or the
8.10 parent, legal guardian, or spouse of a patient if the parent, legal guardian, or spouse is listed
8.11 on the registry verification; or use or possession of medical cannabis or medical cannabis
8.12 products by a Tribal medical cannabis program patient;

8.13 (2) possession, dosage determination, or sale of medical cannabis or medical cannabis
8.14 products by a medical cannabis manufacturer, employees of a manufacturer, a Tribal medical
8.15 cannabis program manufacturer, employees of a Tribal medical cannabis program
8.16 manufacturer, a laboratory conducting testing on medical cannabis, or employees of the
8.17 laboratory; and

8.18 (3) possession of medical cannabis or medical cannabis products by any person while
8.19 carrying out the duties required under sections 152.22 to 152.37.

8.20 (b) Medical cannabis obtained and distributed pursuant to sections 152.22 to 152.37 and
8.21 associated property is not subject to forfeiture under sections 609.531 to 609.5316.

8.22 (c) The commissioner, members of a Tribal medical cannabis board, the commissioner's
8.23 or Tribal medical cannabis board's staff, the commissioner's or Tribal medical cannabis
8.24 board's agents or contractors, and any health care practitioner are not subject to any civil or
8.25 disciplinary penalties by the Board of Medical Practice, the Board of Nursing, or by any
8.26 business, occupational, or professional licensing board or entity, solely for the participation
8.27 in the registry program under sections 152.22 to 152.37 or in a Tribal medical cannabis
8.28 program. A pharmacist licensed under chapter 151 is not subject to any civil or disciplinary
8.29 penalties by the Board of Pharmacy when acting in accordance with the provisions of
8.30 sections 152.22 to 152.37. Nothing in this section affects a professional licensing board
8.31 from taking action in response to violations of any other section of law.

8.32 (d) Notwithstanding any law to the contrary, the commissioner, the governor of
8.33 Minnesota, or an employee of any state agency may not be held civilly or criminally liable

9.1 for any injury, loss of property, personal injury, or death caused by any act or omission
 9.2 while acting within the scope of office or employment under sections 152.22 to 152.37.

9.3 (e) Federal, state, and local law enforcement authorities are prohibited from accessing
 9.4 the patient registry under sections 152.22 to 152.37 except when acting pursuant to a valid
 9.5 search warrant.

9.6 (f) Notwithstanding any law to the contrary, neither the commissioner nor a public
 9.7 employee may release data or information about an individual contained in any report,
 9.8 document, or registry created under sections 152.22 to 152.37 or any information obtained
 9.9 about a patient participating in the program, except as provided in sections 152.22 to 152.37.

9.10 (g) No information contained in a report, document, or registry or obtained from a patient
 9.11 under sections 152.22 to 152.37 or from a Tribal medical cannabis program patient may be
 9.12 admitted as evidence in a criminal proceeding unless independently obtained or in connection
 9.13 with a proceeding involving a violation of sections 152.22 to 152.37.

9.14 (h) Notwithstanding section 13.09, any person who violates paragraph (e) or (f) is guilty
 9.15 of a gross misdemeanor.

9.16 (i) An attorney may not be subject to disciplinary action by the Minnesota Supreme
 9.17 Court, a Tribal court, or the professional responsibility board for providing legal assistance
 9.18 to prospective or registered manufacturers or others related to activity that is no longer
 9.19 subject to criminal penalties under state law pursuant to sections 152.22 to 152.37, or for
 9.20 providing legal assistance to a Tribal medical cannabis program or a Tribal medical cannabis
 9.21 program manufacturer.

9.22 (j) ~~Possession of a registry verification or application for enrollment in the program by~~
 9.23 ~~a person entitled to possess or apply for enrollment in the registry program does~~ The
 9.24 following do not constitute probable cause or reasonable suspicion, nor and shall it not be
 9.25 used to support a search of the person or property of the person possessing or applying for
 9.26 the registry verification or equivalent, or otherwise subject the person or property of the
 9.27 person to inspection by any governmental agency-;

9.28 (1) possession of a registry verification or application for enrollment in the registry
 9.29 program by a person entitled to possess a registry verification or apply for enrollment in
 9.30 the registry program; or

9.31 (2) possession of a verification or equivalent issued by a Tribal medical cannabis program
 9.32 or application for enrollment in a Tribal medical cannabis program by a person entitled to
 9.33 possess such a verification or application.

10.1 Subd. 3. **Discrimination prohibited.** (a) No school or landlord may refuse to enroll or
10.2 lease to and may not otherwise penalize a person solely for the person's status as a patient
10.3 enrolled in the registry program under sections 152.22 to 152.37 or for the person's status
10.4 as a Tribal medical cannabis program patient, unless failing to do so would violate federal
10.5 law or regulations or cause the school or landlord to lose a monetary or licensing-related
10.6 benefit under federal law or regulations.

10.7 (b) For the purposes of medical care, including organ transplants, a registry program
10.8 enrollee's use of medical cannabis under sections 152.22 to 152.37, or a Tribal medical
10.9 cannabis program patient's use of medical cannabis as authorized by the Tribal medical
10.10 cannabis program, is considered the equivalent of the authorized use of any other medication
10.11 used at the discretion of a physician, advanced practice registered nurse, or physician assistant
10.12 and does not constitute the use of an illicit substance or otherwise disqualify a patient from
10.13 needed medical care.

10.14 (c) Unless a failure to do so would violate federal law or regulations or cause an employer
10.15 to lose a monetary or licensing-related benefit under federal law or regulations, an employer
10.16 may not discriminate against a person in hiring, termination, or any term or condition of
10.17 employment, or otherwise penalize a person, if the discrimination is based upon ~~either~~ any
10.18 of the following:

10.19 (1) the person's status as a patient enrolled in the registry program under sections 152.22
10.20 to 152.37; ~~or~~

10.21 (2) the person's status as a Tribal medical cannabis program patient; or

10.22 ~~(2)~~ (3) a patient's positive drug test for cannabis components or metabolites, unless the
10.23 patient used, possessed, or was impaired by medical cannabis on the premises of the place
10.24 of employment or during the hours of employment.

10.25 (d) An employee who is required to undergo employer drug testing pursuant to section
10.26 181.953 may present verification of enrollment in the patient registry or of enrollment in a
10.27 Tribal medical cannabis program as part of the employee's explanation under section 181.953,
10.28 subdivision 6.

10.29 (e) A person shall not be denied custody of a minor child or visitation rights or parenting
10.30 time with a minor child solely based on the person's status as a patient enrolled in the registry
10.31 program under sections 152.22 to 152.37, or on the person's status as a Tribal medical
10.32 cannabis program patient. There shall be no presumption of neglect or child endangerment
10.33 for conduct allowed under sections 152.22 to 152.37 or under a Tribal medical cannabis

11.1 program, unless the person's behavior is such that it creates an unreasonable danger to the
11.2 safety of the minor as established by clear and convincing evidence.

11.3 Sec. 20. Minnesota Statutes 2022, section 152.33, subdivision 1, is amended to read:

11.4 Subdivision 1. **Intentional diversion; criminal penalty.** In addition to any other
11.5 applicable penalty in law, a manufacturer or an agent of a manufacturer who intentionally
11.6 transfers medical cannabis to a person other than another registered manufacturer, a patient,
11.7 a Tribal medical cannabis program patient, a registered designated caregiver or, if listed on
11.8 the registry verification, a parent, legal guardian, or spouse of a patient is guilty of a felony
11.9 punishable by imprisonment for not more than two years or by payment of a fine of not
11.10 more than \$3,000, or both. A person convicted under this subdivision may not continue to
11.11 be affiliated with the manufacturer and is disqualified from further participation under
11.12 sections 152.22 to 152.37."

11.13 Page 246, line 13, delete "women" and insert "individuals"

11.14 Page 246, after line 27, insert:

11.15 "(f) Of the amount appropriated under paragraph (a), \$..... in fiscal year 2024 and \$.....
11.16 in fiscal year 2025 are for grants to local health departments for: (1) creation and
11.17 dissemination of educational materials on cannabis flower and cannabinoid products; and
11.18 (2) community education, technical assistance, and outreach on prevention and safe use
11.19 regarding cannabis flower and cannabinoid products. The commissioner shall distribute
11.20 these grants according to a contract with the Local Public Health Association of Minnesota.
11.21 Of the appropriations in this paragraph, the commissioner may withhold up to ten percent
11.22 for grant administration and technical assistance to local health departments. The base for
11.23 this appropriation is \$..... in fiscal year 2026 and thereafter.

11.24 (g) Of the amount appropriated under paragraph (a), \$..... in fiscal year 2024 and \$.....
11.25 in fiscal year 2025 are for grants to Tribal health departments for: (1) creation and
11.26 dissemination of educational materials on cannabis flower and cannabinoid products; and
11.27 (2) community education, technical assistance, and outreach on prevention and safe use
11.28 regarding cannabis flower and cannabinoid products. Of the appropriations in this paragraph,
11.29 the commissioner may withhold up to ten percent for grant administration and technical
11.30 assistance to Tribal health departments. The base for this appropriation is \$..... in fiscal
11.31 year 2026 and thereafter."

11.32 Renumber the sections in sequence

12.1 Amend the title as follows:

12.2 Page 1, line 10, after the first semicolon, insert "allowing Tribal medical cannabis program
 12.3 manufacturers to distribute medical cannabis to Tribal medical cannabis program patients;
 12.4 providing for transportation of medical cannabis by Tribal medical cannabis manufacturers;"

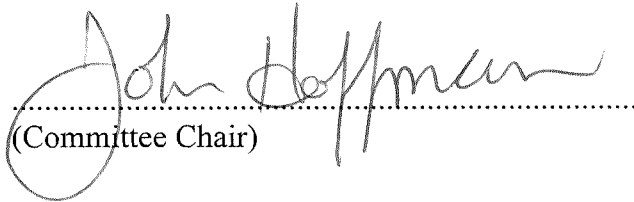
Amend the title numbers accordingly

12.5 And when so amended the bill do pass and be re-referred to the Committee on Labor.

12.6 Amendments adopted. Report adopted.

12.7

12.8



(Committee Chair)

12.9

12.10

March 1, 2023.....
 (Date of Committee recommendation)