



State and Local Government and Veterans Committee: SF4782

Charlene Briner | Interim OCM Director

The goal of our legislative recommendations is to strengthen the underlying foundation of Chapter 342 and to build upon the intent of last year's legislation as developed together by legislators and advocates.

State and Local Government Proposals

Changes to Office Structure

1. Accelerate transfer of Office of Medical Cannabis from MDH to OCM on July 1, 2024
2. Modify Division of Medical Cannabis Structure
3. Align the authority of the OCM Director with sister state agencies

Improvements to the Application and Licensing Process

1. Clarifies order of operations in application and licensing process
2. Clarifies role of local government and the retail registration process
3. Consolidates license types

Technical Changes

Changes to Office Structure

2. Accelerate transfer of Office of Medical Cannabis from MDH to OCM on July 1, 2024

- Section 31 – [342.02] Amends subdivision 3
 - Changes the effective date of the planned transfer of the OMC and the medical program from the Department of Health to the Office of Cannabis Management on July 1, 2024
- Sections 3 - 9 [151.72] Amends subdivisions
 - Transitions the temporary regulatory authority of 151.72 from MDH to OCM to build continuity in operations and enforcement
- Sections 114, 115, 116
 - Transitions the employees responsible for hemp-derived product enforcement from MDH to OCM and transfers relevant data

3. Modify Division of Medical Cannabis Structure

- Sections 27, 29, 74, 75, 76, 77, 78, 79, 80, 82, 83, 84, 95
 - Replaces references to Division of Medical Cannabis with reference to Office of Cannabis Management

4. Align the authority of the OCM Director with sister state agencies

- Section 33 – [342.02] Amends subdivision 6

Improvements to Application and Licensing Process

1. Clarifies order of operations in application and licensing process

- Section 41 – [342.13] Amends the section
- Section 42 – [342.14] Amends the section
- Clarifies order of operations in application and licensing process
 - Provides clearer information to local partners
 - Maintains requirement to abide by local ordinances
 - Prevents bottlenecks and delays

Improvements to Application and Licensing Process

2. Clarifies role of local government and the retail registration process

- Section 56 – [342.22] Amends the section
 - Aligns the process with the consolidation of license types and the use of a retail endorsement
 - Aligns the authority of local compliance checks with local ordinances
 - Creates distinction between enforcement of Chapter 342 regulations and local ordinances for state inspectors and local inspectors
 - Maintains age verification checks and local authority regarding threats to health and safety of the public

Improvements to Application and Licensing Process

3. Consolidates license types and utilizes endorsement structure to streamline process

Section 72 – [342.51] Amends the section

- Creates medical retail endorsement as a substitute for medical specific license types
- Maintains access to products for medical cannabis patients in new licensing structure, including benefits of tax exemptions and access to consultation with medical professional

Technical Changes

- Section 32 [342.02] – Adds rulemaking clarification
- Section 45 [342.15] – Adds mechanism for determination by rule to consider civil and regulatory offenses
- Section 46 [342.151] – Modifies background check process
- Section 49 [342.18] – Amends license selection model and adds mechanism for determinations by rule

Thank You!

Charlene Briner

Charlene.Briner@state.mn.us