

Public Act No. 22-103

An Act Concerning Cannabis

- State law recognizes 11 different cannabis uses
- A state license is required for any of these businesses

<p>Growing</p>	<ol style="list-style-type: none"> 1. "Cultivator" means a person that is <i>licensed</i> to engage in the cultivation, growing and propagation of the cannabis plant at an establishment with not less than fifteen thousand square feet of grow space; 2. "Micro-cultivator" means a person <i>licensed</i> to engage in the cultivation, growing and propagation of the cannabis plant at an establishment containing not less than two thousand square feet and not more than ten thousand square feet of grow space, prior to any expansion authorized by the commissioner;
<p>Processing</p>	<ol style="list-style-type: none"> 3. "Producer" means a person that is <i>licensed</i> as a producer pursuant to section 21a-408i and any regulations adopted thereunder; 4. "Food and beverage manufacturer" means a person that is <i>licensed</i> to own and operate a place of business that acquires cannabis and creates food and beverages; 5. "Product manufacturer" means a person that is <i>licensed</i> to obtain cannabis, extract and manufacture products exclusive to such license type; 6. "Product packager" means a person that is <i>licensed</i> to package and label cannabis;
<p>Selling</p>	<ol style="list-style-type: none"> 7. "Dispensary facility" means a place of business where cannabis may be dispensed, sold or distributed in accordance with chapter 420f and any regulations adopted thereunder, <i>to qualifying patients and caregivers</i>, and to which the department has issued a dispensary facility <i>license</i> under chapter 420f and any regulations adopted thereunder; 8. "Retailer" means a person, excluding a dispensary facility and hybrid retailer, that is <i>licensed</i> to purchase cannabis from producers, cultivators, micro-cultivators, product manufacturers and food and beverage manufacturers and to sell cannabis to consumers and research programs; 9. "Hybrid retailer" means a person that is <i>licensed</i> to purchase cannabis and sell cannabis and medical marijuana products;
<p>Transporting</p>	<ol style="list-style-type: none"> 10. "Transporter" means a person <i>licensed</i> to transport cannabis between cannabis establishments, laboratories and research programs; 11. "Delivery service" means a person that is <i>licensed</i> to deliver cannabis from (A) micro-cultivators, retailers and hybrid retailers to consumers and research program subjects, and (B) hybrid retailers and dispensary facilities to qualifying patients, caregivers and research program subjects, as defined in section 21a-408, as amended by this act, or to hospices or other inpatient care facilities licensed by the Department of Public Health pursuant to chapter 368v that have a protocol for the handling and distribution of cannabis that has been approved by the department, or a combination thereof;

MUNICIPAL REGULATION (Section 9)

(c) ***Unless otherwise provided for by a municipality through its zoning regulations or ordinances, a cannabis establishment shall be zoned as if for any other similar use, other than a cannabis establishment, would be zoned.***

(b) Any municipality may, **by amendment to such municipality's zoning regulations or by local ordinance,**

- (1) ***prohibit*** the establishment of a cannabis establishment,
- (2) establish ***reasonable restrictions*** regarding the hours and signage within the limits of such municipality, or
- (3) establish ***restrictions on the proximity*** of cannabis establishments to any of the establishments listed in subdivision (1) of subsection (a) of section 30-46.

MUNICIPAL ENFORCEMENT (Sections 2 and 3)

Sec. 3. (NEW) (Effective from passage) Any **municipality may establish, by ordinance,** a fine for violations of section 2 of this act, provided the amount of any such fine shall not be greater than one thousand dollars per violation.

- Any police officer or other person authorized by the chief executive officer of the municipality may issue a citation to any person who commits such a violation.
- Any municipality that adopts an ordinance pursuant to this section shall also adopt a citation hearing procedure pursuant to section 7-152c of the general statutes.
- Any fine collected by a municipality pursuant to this section shall be deposited into the general fund of the municipality or in any special fund designated by the municipality.

Sec. 2. (NEW) (Effective from passage)

(a) Notwithstanding any provision of the general statutes, no person shall gift, sell or transfer cannabis to another person:

- (1) To induce, or in exchange for, any donation for any purpose, including, but not limited to, any charitable donation or any donation made to gain admission to any event;
- (2) at any location, other than a dispensary facility, retailer or hybrid-retailer,
 - (A) where a consumer may purchase any item other than cannabis, a cannabis product or services related to cannabis, or
 - (B) that requires consideration, including, but not limited to, membership in any club, in order to gain admission to such location; or
- (3) as part of any giveaway associated with attendance at any event, including, but not limited to, any giveaway made by way of a door prize, goodie bag or swag bag.