



State of New Jersey
CANNABIS REGULATORY COMMISSION
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Lt. Governor

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KRISTA NASH, *Commissioner*
MARIA DEL CID-KOSSO, *Commissioner*
CHARLES BARKER, *Commissioner*
JEFF BROWN, *Executive Director*

RESOLUTION 2022-22
AMENDMENT TO REMOVE ONE-YEAR REQUIREMENT FOR 2019 RFA
AWARDEES TO OPERATE EXCLUSIVELY IN THE MEDICINAL CANNABIS
MARKET PRIOR TO REQUESTING TO BECOME AN EXPANDED ATC

WHEREAS, P.L.2019, c.153, “Jake Honig Compassionate Use Medical Cannabis Act,” (“the Act”) authorizes a process for receipt of applications and issuance of permits to operate Alternative Treatment Centers (“ATCs”) in the state of New Jersey; and

WHEREAS, the authority to regulate and enforce activities related to medical cannabis previously was vested in the New Jersey Department of Health (“the Department”), and now vests in the New Jersey Cannabis Regulatory Commission (“the Commission”) pursuant to P.L. 2019, c.153; and

WHEREAS, on July 1, 2019, the Department posted a Request for Applications (“RFA” or “2019 RFA”) for select entities to operate ATCs; and

WHEREAS, Final Agency Decisions were issued to each applicant pursuant to the 2019 RFA on October 15, 2021, (for cultivation permit awards and vertically integrated permit awards) and December 7, 2021, (for dispensary permit awards); and

WHEREAS, the Final Agency Decisions provide that all awards are strictly for the cultivation, manufacturing, and/or dispensing of medicinal cannabis pursuant to P.L. 2009, c.307 and N.J.A.C. 8:64 (now N.J.A.C. 17:30A) and require awardees to operate in accordance with their award as presented in their Final Agency Decision for at least one (1) year prior to submitting to the Commission a request to become an “Expanded ATC.”

WHEREAS, the Commission has determined, following extensive review of the medicinal and personal-use cannabis markets, that it is both fair and equitable to amend the terms of the 2019 RFA Final Agency Decisions to allow the awardees to expand into the personal-use cannabis market without the imposition of a one-year requirement to remain in the medicinal cannabis market before expanding;

NOW, THEREFORE, BE IT RESOLVED, by the New Jersey Cannabis Regulatory Commission that the Final Agency Decisions issued to the 2019 RFA awardees on October 15, 2021, and December 7, 2021, are hereby **AMENDED** to remove the one (1) year requirement that the 2019 RFA awardees operate in the cultivation, manufacturing, and/or dispensing of medicinal

cannabis prior to submitting a request to the Commission to become an “Expanded ATC.” Awardees shall remain subject to all other terms and conditions of their Final Agency Decisions, including the requirement to demonstrate to the Commission that it has satisfied all commitments enunciated in their 2019 RFA application and that it has satisfied all expansion requirements pursuant to N.J.S.A. 24:6I-46(a) and N.J.A.C. 17:30-7.1

Submitted by:

Dianna Houenou, Chair

CERTIFICATION

I hereby certify that the foregoing is a true copy of the Resolution adopted by the Cannabis Regulatory Commission at its meeting held on the 24th day of May, 2022.

Christopher Riggs, Chief Counsel

Vote on the Approval of This Resolution	Motion	Second	Yes	No	Abstain	Absent
Commissioner Barker		X	X			
Commissioner Del Cid-Kosso			X			
Commissioner Delgado			X			
Chairwoman Houenou			X			
Commissioner Nash	X		X			