



State of New Jersey
CANNABIS REGULATORY COMMISSION
P.O. BOX 216
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PHILLIP D. MURPHY
Governor

SHEILA Y. OLIVER
Lt. Governor

DIANNA HOUENOU, *Chair*
SAMUEL DELGADO, *Vice Chair*
KRISTA NASH, *Commissioner*
MARIA DEL CID-KOSSO, *Commissioner*
CHARLES BARKER, *Commissioner*
JEFF BROWN, *Executive Director*

RESOLUTION 2022-34
WAIVER OF RULES TO ALLOW HOME DELIVERY AND CURBSIDE PICK-UP OF
MEDICAL CANNABIS ITEMS

WHEREAS, pursuant to N.J.A.C. 17:30A-7.11, the Commission, or the Commission's designee, in accordance with the general purpose and intent of N.J.S.A. 24:6I-1 et seq., may waive certain requirements regarding the operations of Alternative Treatment Centers (ATCs), if in the Commission's, or the Commission's designee's, determination, such a waiver is necessary to achieve the purpose of P.L. 2009, c.307 and provide access to patients who would otherwise qualify for the use of medicinal cannabis to alleviate suffering from debilitating medical conditions, and does not create a danger to the public health, safety or welfare; and

WHEREAS, pursuant to N.J.A.C. 17:30A-10.12, an alternative treatment center shall not deliver medical cannabis items to the home or residence of a registered qualifying patient or primary caregiver; and

WHEREAS, pursuant to N.J.A.C. 17:30A-7.9(a), an ATC shall conduct all operations authorized by N.J.S.A. 24:6I-1 et seq. at the address(es) identified on the permit issued by the Commission. The Commission shall not authorize or permit dispensing operations at any satellite locations. However, an ATC, as approved by the Commission, may cultivate marijuana at a location separate from the location where the ATC shall dispense medical cannabis, but both locations shall be within the same region; and

WHEREAS, pursuant to N.J.A.C. 17:30A-13.6(b), distribution of medical cannabis to qualified patients or their primary caregivers shall take place at the Commission-approved location identified on the ATC's permit; and

WHEREAS, allowing delivery to the home or residence of a registered qualifying patient or primary caregiver, as well as curbside delivery to qualifying patients and caregivers, will benefit the patient population by providing patients and caregivers more access to medical cannabis, alleviate suffering from debilitating medical conditions, and does not create a danger to the public health safety or welfare;

NOW, THEREFORE, BE IT RESOLVED, by the New Jersey Cannabis Regulatory Commission, that N.J.A.C. 17:30A-10.12, N.J.A.C. 17:30A-7.9(a), and N.J.A.C. 17:30A-13.6(b) are hereby waived, as indicated in the attached Certificate of Rule Waiver, allowing

delivery to the home or residence of a registered qualifying patient or primary caregiver and curbside pick-up of medical cannabis items purchased from an ATC. This waiver shall take effect immediately and shall remain in effect until modified or rescinded by the New Jersey Cannabis Regulatory Commission.

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 28th day of July, 2022.



Christopher Riggs, Chief Counsel

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