

CANNABIS CONTROL COMMISSION

**February 09, 2023**

**10:00 AM**

**Via Remote Participation via [Microsoft Teams Live\\*](#)**

PUBLIC MEETING MINUTES

**Documents:**

- Application Materials associated with:
  - Staff Recommendations on Changes of Ownership
    - East Boston Bloom LLC
    - Galil Greenery LLC d/b/a Balagan Cannabis
  - Staff Recommendations on Provisional Licenses
    - Arrow Cultivate, LLC (#MCN283773), Cultivation, Tier 11 / Outdoor
    - Botanica LLC (#MRN284664), Retail
    - Carbon Canopy Corporation d/b/a Carbon Canopy (#MCN283799), Cultivation, Tier 2 / Indoor
    - Carbon Canopy Corporation d/b/a Carbon Canopy (#MPN282237), Product Manufacturing
    - Caroline's Cannabis, LLC (MPN282232), Product Manufacturing
    - Catahoula Cannabis, LLC d/b/a Health for Life Fall River (#MRN284693), Retail
    - Ember Gardens NBR, LLC d/b/a Ember Gardens (#MRN283710), Retail
    - Green Collar Cannabis, LLC (#MPN282202), Product Manufacturing
    - Green Gold Group (#MRN284703), Retail
    - Healing Gardens, LLC (#MCN283774), Cultivation, Tier 2 / Indoor
    - Healing Gardens, LLC (#MPN282225), Product Manufacturing
    - Health Circle, Inc. (#MRN282585), Retail
    - Lunar Xtracts, Inc. (#MPN282247), Product Manufacturing
    - Mass Tree Holdings, LLC (#MCN283709), Cultivation, Tier 2 / Indoor
    - Projekt Flower, LLC (#MCN283727), Cultivation, Tier 4 / Indoor
    - Sanctuary Medicinals, Inc. (#MRN284210), Retail
    - Whately Cultivation Partners, LLC (#MCN282087), Cultivation, Tier 11 / Indoor
    - Wicked Cultivation LLC (#MCN283688), Cultivation, Tier 3 / Indoor
    - Green Gold Group (#RMDA3831), Vertically Integrated Medical Marijuana Treatment Center
  - Staff Recommendations on Final Licenses



- Advesa MA, Inc d/b/a Blue River Terps (#MR284113), Retail
- Bud's Goods and Provisions, Corp. (#MP281507), Product Manufacturing
- Cadella, LLC d/b/a Quincy Cannabis Company (#MR284556), Retail
- Cedar Roots LLC (#MC282746), Marijuana Cultivator, Tier 1 / Indoor
- Green Era, LLC (#MR282211), Retail
- Green Valley Analytics, LLC (#IL281359), Independent Testing Laboratory
- GTE Taunton, LLC (#MR282958), Retail
- Rockland Old Exit 14, LLC d/b/a Green Rock Cannabis (#MR284580), Retail
- Solar Therapeutics, Inc. d/b/a Solar Cannabis Co. (#MR282731), Retail
- Top Shelf Cannaseurs, LLC (#MC281604), Cultivation, Tier 3 / Indoor
- Staff Recommendations on Renewals
  - Agricultural Healing, Inc. (#MCR140411)
  - Artis, LLC (#DOR5182950)
  - Ascend Mass, LLC (#MRR206309)
  - Blossom Flower, LLC (#MDR272540)
  - Canna Provisions Inc (#MRR206315)
  - Caregiver-Patient Connection LLC (#MPR243931)
  - Coastal Healing, Inc. (#MCR140430)
  - Coastal Healing, Inc. (#MRR206339)
  - Debilitating Medical Condition Treatment Centers (#MCR140414)
  - Dris Corporation (#DOR5182954)
  - ELEVATION RETAIL II LLC (#MRR206354)
  - EMB Natural Ventures, LLC (#MCR140429)
  - Essex Apothecary, LLC (#MRR206359)
  - Freshly Baked Company (#MBR169300)
  - Frozen 4 Corporation (#MPR243928)
  - Full Harvest Moonz, Inc. (#MRR206325)
  - Green Analytics Massachusetts LLC (#ILR267914)
  - Green Choice Dispensaries, LLC (#MRR206350)
  - Greenfield Greenery LLC (#MCR140422)
  - Hadleaf Holistic Greens Dispensary LLC. (#MRR206332)
  - HÅVN Extracts, LLC. (#MPR243930)
  - Herbal Pathways (#MRR206337)
  - Holistic Industries, Inc (#MRR206326)
  - Lazy River Products, LLC (#MPR243922)
  - MA Craft Cultivation LLC (#MCR140428)
  - Metro Harvest, Inc. (#MRR206351)
  - Natural Agricultural Products, LLC (#MCR140298)
  - New Dia Fenway LLC (#MRR206331)
  - Nova Farms, LLC (#MRR206328)
  - Pharmacannis Massachusetts Inc. (#MPR243925)
  - Pharmacannis Massachusetts, Inc. (#MRR206341)



- Pure Industries, Inc. (#MCR140417)
- RC Cultivation LLC (#MPR243933)
- RC Retail Westfield LLC (#MRR206346)
- Regenerative LLC (#MPR243940)
- Regenerative LLC (#MCR140437)
- Rooted In, LLC (#MRR206349)
- The Corner Emporium LLC. (#DOR5182953)
- The Fresh Connection Boston LLC (#MCR140396)
- THE GRATEFUL MIND, LLC (#MRR206336)
- The Green Lady Dispensary, Inc. (#MRR206263)
- The Green Lady Dispensary, Inc. (#MPR243888)
- The Green Lady Dispensary, Inc. (#MCR140358)
- The Harvest Club, LLC (#MRR206342)
- Twisted Growers LLC (#MPR243927)
- Twisted Growers LLC (#MCR140415)
- Wellman Farm, Inc. (#MCR140420)
- 1622 Medical, LLC (#RMD1666)
- Beacon Compassion Center, Inc. (#RMD1728)
- Mass Alternative Care, Inc. (#RMD726)
- Pharmacannis Massachusetts, Inc. (#RMD3045)
- The Green Lady Dispensary, Inc. (#RMD885)
- [Meeting Packet](#)
- Memorandum re: February 2023 Government Affairs Update

**In Attendance:**

- Chair Shannon O'Brien
- Commissioner Nurys Z. Camargo
- Commissioner Ava Callender Concepcion
- Commissioner Kimberly Roy
- Commissioner Bruce Stebbins

**Minutes:**

- 1) Call to Order
  - The Chair recognized a quorum and called the meeting to order.
  - The Chair gave notice that the meeting is being recorded.
  - The Chair gave an overview of the agenda.
- 2) Chair's Comments and Updates – 00:01:22
  - Commissioner Stebbins noted that February was Black History Month and thanked the Commission staff, especially the renewal team, for helping Commissioners prepare for the public meeting. He also noted that Commissioner Camargo and himself spoke at the annual Massachusetts Municipal Association (MMA) and spoke



with officials about the changes stemming from Chapter 180 and other developments. He also noted that they were able to connect with officials from Holyoke, Fitchburg Northampton Athol, Pittsfield, and others as part of breakout sessions. He also mentioned his visit to the Heritage Club Dispensary in the Lost Village Neighborhood of Boston. He noted that he had the chance to meet the dispensary founder Nike John with a member of the Commission's Advisory Board, Laury Lucien. Finally, he noted a dialogue between State Senator Ryan C. Fattman, Commissioner Roy, the Executive Director, Director of Government Affairs and Policy, Matt Giancola, and about ten licensees across the Senator's district. He noted the conversation around the pending changes to the Commission's regulations and interest from the licensees around the Leadership awards in four critical categories.

- Commissioner Roy thanked staff at the Commission, with special recognition to Senior IT Support Specialist Freya Brocklehurst for her help in the past month. She also noted that February was an important month with various celebrations and observances, including Black History Month and Marijuana Awareness Month. She also announced Massachusetts marijuana establishments had surpassed \$4 billion in gross sales, with 71 retailers, 3 couriers, and 4 delivery operators generating over \$1 billion in sales in 2022. The milestone was significant as it comes less than one year since licensees surpassed \$3 billion and several months after the Commission's fifth anniversary. She emphasized that equity remains at the forefront of the Commission's work. She noted that The Commission had granted licenses to 18 Economic Empowerment Applicants, 29 Social Equity Program Participants, and 50 Disadvantaged Business Enterprises, hoping to add more communities to the disproportionate impact area designation for more economic opportunities. She added that the Commission was starting to interpret S3096 and Act Relative to Equity in the Cannabis Industry into regulation. She noted that the public comment period would begin soon and the important to hear about the impact of existing regulations and engage in robust dialogue around the current challenges facing the Massachusetts cannabis industry. She echoed Commissioner Stebbins's Comments about their participation in a cannabis roundtable hosted by Senator Fattman at Nichols College and attended by many licensees. She noted that she looked forward to more in-person engagements around regulations in the future. Lastly, she thanked Doctor ~~Marian~~ Marion McNabb and the Cannabis Advisory Board Research Subcommittee for their diligent work over the past few months, as last week, they unanimously passed thoughtful cannabis research recommendations for consideration by the Commission.
- Commissioner Concepcion noted that she was entering her third year with the Commission, congratulated Commissioners Stebbins and Camargo for entering their third year as Commissioners and acknowledged their progress so far. She noted that she looked forward to the public comment period for gaining insights and perspectives from different constituency groups. She acknowledged the importance of Black History Month and the agency's unique impact on communities of color, especially Black communities. As the first Black Commissioner on the Cannabis Control Commission, she brings her perspective into everything, doesn't take her role lightly, and was grateful for the opportunity to serve.



- Commissioner Camargo echoed previous Commissioner comments and noted and thanked Manager of Government Affairs and Policy Ernesto Reyes Hernandez, Project Coordinator Steven Carosello, and Multimedia Content Producer Fiona St. Pierre for their attendance in the Annual MMA session she and Commissioner Stebbins participated in. She also thanked the MMA for hosting the session and the continual relationship with the Commission. She also echoed Commissioner Roy's comments on February being National Heart Month and Black History Month. She quoted a conversation with a constituent who stated that she would enjoy diving into the regulations and meeting with people around the state and noted her excitement to begin that work. Lastly, she acknowledged Commissioner Concepcion's point about their tenure at the Commission, and her want to focus on the Commission Regulations to ensure innovation, public safety, public health, and equity in the industry.
- The Chair echoed previous comments from her fellow Commissioners. She wished everyone a happy Black History Month and was excited about the potential to expand the Commission's mission to promote equity within the cannabis market. She thanked Senior IT Support Specialist Freya Brocklehurst and Chief Technology and Innovation Officer Paul Clark for supporting her IT needs. She also acknowledged the importance of promoting Massachusetts as a leader in medical research for medical therapies for various disorders. She thanked the Cannabis Advisory Board Research Subcommittee for their work and leadership on the topic. She expressed her excitement about working with doctors Staci Gruber and ~~Marian~~ Marion McNabb and thanked Executive Director Collins for their input on leveraging hospitals, universities, and biotech industries to create additional options for people suffering from disorders that cannabis-related substances could help.

### 3) Minutes for Approval – 00:14:19

- December 8, 2022
  - The Chair asked if the Commissioners had a chance to review the minutes and whether there were questions or edits.
  - Commissioner Stebbins moved to approve the minutes for the December 8, 2022, Commission public meeting.
  - Commissioner Roy seconded the motion.
  - The Chair took a roll call vote:
    - Commissioner Camargo – Yes
    - Commissioner Concepcion – Yes
    - Commissioner Roy – Yes
    - Commissioner Stebbins – Yes
    - Chair O'Brien – Yes
- The Commission unanimously approved the minutes for the December 8, 2022, Commission public meeting.
- December 28, 2022
  - The Chair asked if the Commissioners had a chance to review the minutes and whether there were questions or edits.



- Commissioner Roy moved to approve the minutes for the December 28, 2022, Commission public meeting.
- Commissioner Concepcion seconded the motion.
- The Chair took a roll call vote:
  - Commissioner Camargo – Yes
  - Commissioner Concepcion – Yes
  - Commissioner Roy – Yes
  - Commissioner Stebbins – Yes
  - Chair O’Brien – Yes
- The Commission unanimously approved the minutes for the December 28, 2022, Commission public meeting.

#### 4) Executive Director’s Report – 00:16:00

- The Executive Director gave an overview of licensing data, starting on page 137 of the [Meeting Packet](#).
  - Commissioner Roy asked a clarifying question regarding the payment timeline for provisionally approved licenses.
    - The Executive Director noted that provisionally approved licenses had 90 days to make a payment.
  - Commissioner Roy noted that the Commission was on track to reach 500 licenses that had commenced operation within the calendar month.
  - Commissioner Concepcion asked a clarifying question regarding Disadvantaged Business Enterprises (DBE) and whether it included medical-use licenses.
    - The Executive Director confirmed that the DBE status figure did not include medical-use licenses.
  - Commissioner Stebbins asked a clarifying question regarding DBE status and the number of folks with Supplier Diversity Office (SDO) certification.
    - The Executive Director noted that he did not have the specific number but would follow up with the figure and provide further clarity on the SDO certification.
    - The Chair asked a follow-up question regarding the SDO certification.
    - The Executive Director provided further clarity regarding the SDO certification and some awkwardness in how the Commission uses it regarding the DBE status.
    - The Chair thanked the Executive Director for the explanation and his leadership related to the DBE status.
  - Commissioner Roy asked a clarifying question related to the recent expansion of the SDO's definition of DBE and asked Commissioner Stebbins to expand on his previous comments.
    - Commissioner Stebbins noted that the SDO had added additional certifications for LGBT and disabled veteran-owned businesses and pointed out that the Commission should incorporate those categories into



the regulations. He also thanked the Executive Director for his feedback and noted the benefits of SDO certification.

- The Chair noted that the Commission should list certified businesses on the Commission's website to make it easier for licenses to find the information.
  - The Executive Director noted his agreement with the Chair's comments.
  - Commissioner Stebbins noted that the new Diversity Guidance included a link to a list of businesses with SDO certification.
  - Commissioner Camargo provided a pathway to the list of businesses with SDO status on the Commission's website.
- Commissioner Roy noted that zero Craft Marijuana Cooperative had commenced operation and asked what the most significant obstacles and challenges faced by the license type were.
  - The Executive Director noted what the most significant obstacles and challenges are for the license type.
- The Chair noted some obstacles and challenges for the license type and the possibility of revisiting the topic in the upcoming regulatory review process.
  - The Executive Director provided background on how the Commission adopted the regulations related to the craft marijuana cooperative and the limitation and challenges that come with the federal illegality of cannabis.
- Commissioner Roy encouraged farmers to contact the Commission about their sentiments regarding the craft marijuana cooperatives license type. She also asked how many hemp farmers are in the Commonwealth.
  - The Executive Director noted that he needed clarification about the total number of hemp farmers in the Commonwealth. He emphasized the fact that there are fewer federal restrictions on growing hemp as opposed to cannabis.
- The Chair provided some further context on hemp and farmers' and licensees' ability to sell hemp in the Commonwealth.
  - The Executive Director provided context about hemp farmers' ability to sell their products in dispensaries and retailers.
  - The Chair noted the work and leadership of the Massachusetts Department of Agricultural Resources (MDAR) on the topic and said that it would be helpful to get feedback directly from MDAR or the American Farm Bureau on the topic.
- Commissioner Camargo thanked Commissioner Roy for noting that zero craft marijuana cooperative had commenced operation and stated that it was an example of a topic ripe for a revisit in the regulatory review and promulgation process.
- Commissioner Concepcion noted her want to understand what the numbers looked like for craft marijuana cooperatives last year and whether the numbers have been stagnant across pending applications and provisional licenses.
  - The Executive Director noted that the numbers have remained relatively stagnant across the licensing stages for Craft Marijuana Cooperative.





- Commissioner Concepcion noted that she had heard some confusion on the role of MDAR and the Commission as it relates to the regulation of hemp and asked the Executive Director to note the distinction between the work of the Commission and MDAR.
  - The Executive Director noted the distinction between the work of the Commission and MDAR as it related to the regulation of hemp.
- The Chair thanked the Executive Director for his feedback and provided further feedback on the use of pesticides and the fact that MDAR, in conjunction with the Commission, would be hosting some educational seminars around pesticide use and asked the Executive Director to provide further clarity on when the seminar would be held.
  - The Executive Director noted that the seminars were being scheduled, and the dates would be disseminated as soon as they were available.
  - Commissioner Concepcion thanked the Executive Director for the background and work on the topic.
  - The Chair thanked the Executive Director for providing background and work on the topic.
  - The Executive Director provided the dates of the virtual seminars and noted that a formal notice would be posted.
- Commissioner Roy noted that the Cannabis Advisory Board (CAB) Research Subcommittee was tackling the issue of pet hemp products. She stated that hemp farmers had shared their sentiments that pet products would be an excellent opportunity for their business. She asked if it was an appropriate conversation for the Commission.
  - The Executive Director noted the work of MDAR, the Department of Public Health (DPH), and the Food and Drug Administration (FDA) on the topic.
- The Chair asked a clarifying question regarding whether the cultivation tiers could be broken down by capacity.
  - The Executive Director noted that it could be broken down by capacity and noted some utility of breaking it down further.
- Commissioner Roy thanked the Executive Director for including the total maximum canopy by the square foot in his presentation, noted the pending square foot of canopy, and stated the need to be mindful of the effect of total canopy on the industry's supply chain.
  - The Executive Director noted that a percentage of pending canopy would not become operational and emphasized the effect that competition from other states becoming operational might have on the total canopy in the Commonwealth.
- The Executive Director gave a general update on the promulgation of Commission Regulations.
  - The Chair noted the formal process that the Commission must undertake to gather stakeholder feedback and once the Commission promulgates its initial regulations.





- The Executive Director provided further background on the formal regulatory review process.
- Commissioner Stebbins thanked the Executive Director for his presentation and noted that the Commission was engaging with several stakeholders ahead of the formal comment period and pointed out that the Commission must tackle the three major topics coming from Ch. 180 of the Acts of 2022 (Ch. 180) as they must be done before November 9, 2023. He also noted his want to discuss Host Community Agreements and whether they're in the right place in the licensing process.
  - The Executive Director noted that topics related to and topics that go beyond the scope of Ch. 180 would be addressed in the upcoming regulatory promulgation process. He also explained the process of gathering stakeholder feedback and some feedback already received from stakeholders.
- The Chair echoed the Executive Director's previous comments on how regulations came to be drafted and implemented in the past and noted that the landscape has changed since the Commission drafted and implemented the regulations.
  - Commissioner Stebbins noted his agreement with the Chair and stated the Commission was previously creating a license type for local ownership and control so the industry was not overtaken by multi-state operators (MSOs), and noted that the industry has matured since that time.
  - The Executive Director noted the impacts that this policy decision has had on micro-business and agent registration.
  - Commissioner Concepcion noted the impact the policy decision has had on suitability.
- Commissioner Roy thanked the Executive Director for his comments about micro-businesses and noted some of the feedback she has received from stakeholders around the license type, packaging, and independent testing lab. She also asked a question related to the Commission's authority to regulate.
  - The Executive Director noted that the Commission's authority to regulate was only limited by the formal regulatory process and provided further background insights on how other agencies tackle regulations and the regulatory process's effects on staff bandwidth and the industry.
- Commissioner Concepcion noted her want to have a conversation around the frequency that the Commission revisiting its regulations and explained the impact that the regulations have on small businesses, and her want to develop a way to help businesses anticipate the frequency of regulatory review. She also asked whether social consumption regulations were subject to the same promulgation deadline as other changes stemming from Ch. 180.
  - The Executive Director noted that they were subject to different deadlines and stressed the impact of the regulations on small towns that go through town meetings.



- Commissioner Camargo thanked the Executive Director for his comments and updates on the regulatory review process and noted that the Commissioners had also submitted topics. She echoed Commissioner Concepcion's comments on the frequency of regulatory review at the Commission and the timeline for social consumption regulations. She also noted her excitement to embark on the regulatory review process.
- Commissioner Concepcion stressed that the three topics stemming from Ch. 180 were the priority for the Commission ahead of the November 19, 2023, deadline.
  - The Chair agreed with Commissioner Concepcion and noted her want to have additional public meetings for broader policy discussions.
  - The Executive Director noted that historically the Commission had had multiple public meetings a month while in the regulatory review process. He also pointed out that the Commission had the time and resources to promulgate regulations outside the statutory mandate.
  - Commissioner Roy echoed the Chair's comments and noted her agreement with having multiple public meetings to tackle the regulatory review process.
  - The Executive Director noted that the process anticipated multiple public meetings and that it would ultimately be up to the Commission to decide on the frequency of the public meetings.
- Commissioner Roy noted the bills that were filed related to cannabis in the state legislature and that the Commission should not neglect to track those bills and lobby for those bills if the Commission deems it necessary.
- The Executive Director gave an update on hiring activity at the Commission.
  - The Chair noted the ongoing conversation around workplace safety and explained that the Commission was exploring possibly including whistleblower and other worker safety training within the core curriculum.
  - Commissioner Concepcion asked if the Commission was CORI-friendly within its hiring process.
    - The Executive Director confirmed that the Commission was CORI-friendly.
    - Commissioner Concepcion noted the reasoning behind asking the question.

Commissioner Concepcion moved to take a 30-minute lunch recess.

- Commissioner Roy seconded the motion.
- The Chair took a roll call vote:
  - Commissioner Camargo – Yes
  - Commissioner Concepcion – Yes
  - Commissioner Roy – Yes
  - Commissioner Stebbins – Yes
  - Chair O'Brien – Yes



- The Commission unanimously approved taking a 30-minute lunch recess, returning at 12:45 PM (02:48:54)

## 5) Staff Recommendations on Changes of Ownership

### 1. East Boston Bloom LLC

- Licensing Analyst Derek Chamberlin (Licensing Analyst Chamberlin) presented the Staff Recommendation for Change of Ownership.
- The Chair asked for questions or comments.
- Commissioner Stebbins moved to approve the Change of Ownership.
- Commissioner Roy seconded the motion.
- The Chair took a roll call vote:
  - Commissioner Camargo – Yes
  - Commissioner Concepcion – Yes
  - Commissioner Roy – Yes
  - Commissioner Stebbins – Yes
  - Chair O'Brien – Yes
- The Commission unanimously approved Change of Ownership.

### 2. Galil Greenery LLC d/b/a Balagan Cannabis

- Licensing Analyst Chamberlin presented the Staff Recommendation for Change of Ownership.
- The Chair asked for questions or comments.
- Commissioner Concepcion moved to approve the Change of Ownership.
- Commissioner Stebbins seconded the motion.
- The Chair took a roll call vote:
  - Commissioner Camargo – Yes
  - Commissioner Concepcion – Yes
  - Commissioner Roy – Yes
  - Commissioner Stebbins – Yes
  - Chair O'Brien – Yes
- The Commission unanimously approved the Change of Ownership.

## 6) Staff Recommendations on Provisional Licenses – 02:51:17

- Commissioner Stebbins noted his frustration with seeing identical diversity plans in different applications. He emphasized the need for unique diversity plans, reflecting each business's mission and potential location and the importance of setting realistic goals. He noted the Commission's guidance on the topic and indicated that he would continue to look for this issue in new applications.
- Commissioner Concepcion commended Catahoula Cannabis, LLC d/b/a Health for Life Fall River, Green Collar Cannabis, LLC, Healing Gardens, LLC, Lunar Xtracts, Inc., Mass Tree Holdings, LLC, and Whately Cultivation Partners, LLC for their



Positive Impact Plans and their work to positively impact individuals with past Cannabis related CORI records.

1. Arrow Cultivate, LLC (#MCN283773), Cultivation, Tier 11 / Outdoor

- Licensing Analyst Chamberlin presented the Staff Recommendation for Provisional License.
- The Chair asked for questions or comments.
- Commissioner Roy requested a condition.
  - Proposed condition: Prior to final licensure please inform the Commission of your “Additional Operational Plans for Outdoor Marijuana Cultivators” as it relates to Quality Control Samples. Licensees that opt to provide Quality Control Samples must include written policies and procedures in accordance with 935 CMR 500.120(12)(i), and 935 CMR 500.120(14).
- Commissioner Stebbins requested a condition.
  - Proposed condition: Prior to Final Application for Licensure, review Diversity Plan - specifically Program #7 - and consider any strategy to utilize Berkshire County media and job posting resources to accomplish goals in accordance with 935 Code Mass. Regs. § 500.101(1)(c)8k and provide any update to CCC Licensing Division.
- Commissioner Roy moved to approve the Provisional License, subject to the conditions requested by Commissioners Stebbins and Roy.
- Commissioner Roy seconded the motion.
- The Chair took a roll call vote:
  - Commissioner Camargo – Yes
  - Commissioner Concepcion – Yes
  - Commissioner Roy – Yes
  - Commissioner Stebbins – Yes
  - Chair O’Brien – Yes
- The Commission unanimously approved the Provisional License subject to the conditions requested by Commissioners Roy and Stebbins.

2. Botanica LLC (#MRN284664), Retail

- Licensing Analyst Chamberlin presented the Staff Recommendation for Provisional License.
- The Chair asked for questions or comments.
- Commissioner Roy requested a condition.
  - Proposed condition: Prior to final licensure, in accordance with 935 CMR 500.140 (6) please include the phone number for the Massachusetts Substance Use Helpline on your consumer education.
- Commissioner Stebbins moved to approve the Provisional License, subject to the conditions requested by Commissioner Roy.
- Commissioner Roy seconded the motion.
- The Chair took a roll call vote:



- Commissioner Camargo – Yes
    - Commissioner Concepcion – Yes
    - Commissioner Roy – Yes
    - Commissioner Stebbins – Yes
    - Chair O’Brien – Yes
  - The Commission unanimously approved the Provisional License subject to the condition requested by Commissioners Roy.
3. Carbon Canopy Corporation d/b/a Carbon Canopy (#MCN283799), Cultivation, Tier 2 / Indoor
- Licensing Analyst Chamberlin presented the Staff Recommendation for both Carbon Canopy Corporation d/b/a Carbon Canopy Provisional Licenses.
  - The Chair asked for questions or comments.
  - Commissioner Roy moved to approve the Provisional License.
  - Commissioner Concepcion seconded the motion.
  - Commissioner Concepcion commended Carbon Canopy for their Positive Impact Plan and their work around expunging of Cannabis related criminal records.
  - The Chair took a roll call vote:
    - Commissioner Camargo – Yes
    - Commissioner Concepcion – Yes
    - Commissioner Roy – Yes
    - Commissioner Stebbins – Yes
    - Chair O’Brien – Yes
  - The Commission unanimously approved the Provisional License.
4. Carbon Canopy Corporation d/b/a Carbon Canopy (#MPN282237), Product Manufacturing
- The Chair asked for questions or comments.
  - Commissioner Roy moved to approve the Provisional License.
  - Commissioner Stebbins seconded the motion.
  - The Chair took a roll call vote:
    - Commissioner Camargo – Yes
    - Commissioner Concepcion – Yes
    - Commissioner Roy – Yes
    - Commissioner Stebbins – Yes
    - Chair O’Brien – Yes
  - The Commission unanimously approved the Provisional License.
5. Caroline’s Cannabis, LLC (MPN282232), Product Manufacturing
- Licensing Analyst Chamberlin presented the Staff Recommendation for Provisional License.
  - The Chair asked for questions or comments.



- Commissioner Roy requested a condition.
    - Proposed conditions: Prior to final licensure please inform the Commission of your “Additional Operational Plans for Product Manufacturers” as it relates to Quality Control Samples. Licensees that opt to provide Quality Control Samples must include written policies and procedures in accordance with 935 CMR 500.130(5)(k) and 935 CMR 500.130 (9).
  - Commissioner Roy moved to approve the Provisional License, subject to the condition requested by Commissioners Roy.
  - Commissioner Stebbins seconded the motion.
  - Commissioner Roy noted a previous engagement where she had an opportunity to discuss with the licensee and noted that Caroline Cannabis was the first women-owned cannabis business east of the Mississippi.
  - Commissioner Concepcion commended Carbon Canopy for their Positive Impact Plan and their work around expunging of Cannabis related criminal records.
  - The Chair took a roll call vote:
    - Commissioner Camargo – Yes
    - Commissioner Concepcion – Yes
    - Commissioner Roy – Yes
    - Commissioner Stebbins – Yes
    - Chair O’Brien – Yes
  - The Commission unanimously approved the Provisional License, subject to the condition requested by Commissioners Roy.
6. Catahoula Cannabis, LLC d/b/a Health for Life Fall River (#MRN284693), Retail
- Licensing Analyst Chamberlin presented the Staff Recommendation for Provisional License.
  - The Chair asked for questions or comments.
  - Commissioner Camargo moved to approve the Provisional License.
  - Commissioner Concepcion seconded the motion.
  - The Chair took a roll call vote:
    - Commissioner Camargo – Yes
    - Commissioner Concepcion – Yes
    - Commissioner Roy – Yes
    - Commissioner Stebbins – Yes
    - Chair O’Brien – Yes
  - The Commission unanimously approved the Provisional License.
7. Ember Gardens NBR, LLC d/b/a Ember Gardens (#MRN283710), Retail
- Licensing Analyst Chamberlin presented the Staff Recommendation for Provisional License.
  - The Chair asked for questions or comments.
  - Commissioner Roy requested a condition.



- Proposed condition: Prior to final licensure, in accordance with 935 CMR 500.140 (6) (a-j) please provide the commission with a copy of your consumer education. To ensure compliance, consumer educational materials shall include subsections; a – j, and must also include the phone number for the Massachusetts Substance Use Helpline.
  - Commissioner Roy noted her reasoning behind adding the proposed condition.
  - Commissioner Roy moved to approve the Provisional License, subject to the condition requested by Commissioners Roy.
  - Commissioner Stebbins seconded the motion.
  - The Chair took a roll call vote:
    - Commissioner Camargo – Yes
    - Commissioner Concepcion – Yes
    - Commissioner Roy – Yes
    - Commissioner Stebbins – Yes
    - Chair O'Brien – Yes
  - The Commission unanimously approved the Provisional License, subject to the condition requested by Commissioners Roy.
8. Green Collar Cannabis, LLC (#MPN282202), Product Manufacturing
- Licensing Analyst Chamberlin presented the Staff Recommendation for Provisional License.
  - The Chair asked for questions or comments.
  - Commissioner Roy moved to approve the Provisional License.
  - Commissioner Stebbins seconded the motion.
  - The Chair took a roll call vote:
    - Commissioner Camargo – Yes
    - Commissioner Concepcion – Yes
    - Commissioner Roy – Yes
    - Commissioner Stebbins – Yes
    - Chair O'Brien – Yes
  - The Commission unanimously approved the Provisional License.
9. Green Gold Group (#MRN284703), Retail
- Licensing Analyst Chamberlin presented the Staff Recommendation for Provisional License.
  - The Chair asked for questions or comments.
  - Commissioner Roy requested a condition.
    - Proposed condition: Prior to final licensure, in accordance with 935 CMR 500.140 (6) please include the phone number for the Massachusetts Substance Use Helpline on your consumer education.
  - Commissioner Concepcion moved to approve the Provisional License, subject to the condition requested by Commissioners Roy.
  - Commissioner Roy seconded the motion.





- The Chair took a roll call vote:
  - Commissioner Camargo – Yes
  - Commissioner Concepcion – Yes
  - Commissioner Roy – Yes
  - Commissioner Stebbins – Yes
  - Chair O’Brien – Yes
- The Commission unanimously approved the Provisional License, subject to the condition requested by Commissioners Roy.

#### 10. Healing Gardens, LLC (#MCN283774), Cultivation, Tier 2 / Indoor

- Licensing Analyst Chamberlin presented the Staff Recommendation for both Healing Gardens, LLC Provisional Licenses.
- The Chair asked for questions or comments.
- Commissioner Stebbins moved to approve the Provisional License.
- Commissioner Roy seconded the motion.
- The Chair took a roll call vote:
  - Commissioner Camargo – Yes
  - Commissioner Concepcion – Yes
  - Commissioner Roy – Yes
  - Commissioner Stebbins – Yes
  - Chair O’Brien – Yes
- The Commission unanimously approved the Provisional License.

#### 11. Healing Gardens, LLC (#MPN282225), Product Manufacturing

- The Chair asked for questions or comments.
- Commissioner Concepcion moved to approve the Provisional License.
- Commissioner Roy seconded the motion.
- The Chair took a roll call vote:
  - Commissioner Camargo – Yes
  - Commissioner Concepcion – Yes
  - Commissioner Roy – Yes
  - Commissioner Stebbins – Yes
  - Chair O’Brien – Yes
- The Commission unanimously approved the Provisional License.

#### 12. Health Circle, Inc. (#MRN282585), Retail

- Licensing Analyst Chamberlin presented the Staff Recommendation for Provisional License.
- The Chair asked for questions or comments.
- Commissioner Roy requested a condition.
  - Proposed condition: Prior to final licensure, in accordance with 935 CMR 500.140 (6) (a-j) please provide the commission with a copy of your consumer



education. To ensure compliance, consumer educational materials shall include subsections; a – j and must also include the phone number for the Massachusetts Substance Use Helpline.

- Commissioner Roy moved to approve the Provisional License, subject to the condition requested by Commissioners Roy.
- Commissioner Stebbins seconded the motion.
- The Chair took a roll call vote:
  - Commissioner Camargo – Yes
  - Commissioner Concepcion – Yes
  - Commissioner Roy – Yes
  - Commissioner Stebbins – Yes
  - Chair O'Brien – Yes
- The Commission unanimously approved the Provisional License, subject to the condition requested by Commissioners Roy.

13. Lunar Xtracts, Inc. (#MPN282247), Product Manufacturing

- Licensing Analyst Chamberlin presented the Staff Recommendation for Provisional License.
- The Chair asked for questions or comments.
- Commissioner Roy requested a condition.
  - Proposed condition: Prior to final licensure please inform the Commission of your “Additional Operational Plans for Product Manufacturers” as it relates to Quality Control Samples. Licensees that opt to provide Quality Control Samples must include written policies and procedures in accordance with 935 CMR 500.130(5)(k) and 935 CMR 500.130 (9).
- Commissioner Stebbins requested a condition.
  - Proposed condition: Prior to Final Application for Licensure, review and update diversity hiring goals in Diversity Plan based on statistics of host community and region and not only based on overall state statistics in accordance with 935 Code Mass. Regs. § 500.101(1)(c)8k.
- Commissioner Stebbins moved to approve the Provisional License, subject to the conditions requested by Commissioners Roy and Stebbins.
- Commissioner Roy seconded the motion.
- The Chair took a roll call vote:
  - Commissioner Camargo – Yes
  - Commissioner Concepcion – Yes
  - Commissioner Roy – Yes
  - Commissioner Stebbins – Yes
  - Chair O'Brien – Yes
- The Commission unanimously approved the Provisional License, subject to the conditions requested by Commissioners Roy and Stebbins.



14. Mass Tree Holdings, LLC (#MCN283709), Cultivation, Tier 2 / Indoor

- Licensing Analyst Chamberlin presented the Staff Recommendation for Provisional License.
- The Chair asked for questions or comments.
- Commissioner Roy requested a condition.
  - Proposed condition: Prior to final licensure please inform the Commission of your “Additional Operational Plans for Indoor Marijuana Cultivators” as it relates to Quality Control Samples. Licensees that opt to provide Quality Control Samples must include written policies and procedures in accordance with 935 CMR 500.120(12), and 935 CMR 500.120(14).
- Commissioner Roy moved to approve the Provisional License, subject to the condition requested by Commissioner Roy.
- Commissioner Concepcion seconded the motion.
- The Chair took a roll call vote:
  - Commissioner Camargo – Yes
  - Commissioner Concepcion – Yes
  - Commissioner Roy – Yes
  - Commissioner Stebbins – Yes
  - Chair O’Brien – Yes
- The Commission unanimously approved the Provisional License, subject to the condition requested by Commissioner Roy.

15. Projekt Flower, LLC (#MCN283727), Cultivation, Tier 4 / Indoor

- Licensing Analyst Chamberlin presented the Staff Recommendation for Provisional License.
- The Chair asked for questions or comments.
- Commissioner Roy requested a condition.
  - Proposed condition: Prior to final licensure please inform the Commission of your “Additional Operational Plans for Indoor Marijuana Cultivators” as it relates to Quality Control Samples. Licensees that opt to provide Quality Control Samples must include written policies and procedures in accordance with 935 CMR 500.120(12), and 935 CMR 500.120(14).
- Commissioner Roy moved to approve the Provisional License, subject to the condition requested by Commissioner Roy.
- Commissioner Stebbins seconded the motion.
- The Chair took a roll call vote:
  - Commissioner Camargo – Yes
  - Commissioner Concepcion – Yes
  - Commissioner Roy – Yes
  - Commissioner Stebbins – Yes
  - Chair O’Brien – Yes
- The Commission unanimously approved the Provisional License, subject to the condition requested by Commissioner Roy.



16. Sanctuary Medicinals, Inc. (#MRN284210), Retail

- Licensing Analyst Chamberlin presented the Staff Recommendation for Provisional License.
- The Chair asked for questions or comments.
- Commissioner Stebbins requested a condition.
  - Proposed condition: Prior to Final Application for Licensure, review Positive Impact Plan and consider any strategy for outreach to nearby Area of Disproportionate Impact designated communities of Chelsea and Revere and provide any update in accordance with 935 Code Mass. Regs. § 500.101(1)(a)11 to CCC Licensing Division.
- Commissioner Stebbins moved to approve the Provisional License, subject to the condition requested by Commissioner Stebbins.
- Commissioner Concepcion seconded the motion.
- The Chair took a roll call vote:
  - Commissioner Camargo – Yes
  - Commissioner Concepcion – Yes
  - Commissioner Roy – Yes
  - Commissioner Stebbins – Yes
  - Chair O'Brien – Yes
- The Commission unanimously approved the Provisional License, subject to the condition requested by Commissioner Stebbins.

17. Whately Cultivation Partners, LLC (#MCN282087), Cultivation, Tier 11 / Indoor

- Licensing Analyst Chamberlin presented the Staff Recommendation for Provisional License.
- The Chair asked for questions or comments.
- Commissioner Roy requested a condition.
  - Proposed condition: Prior to performing job functions at marijuana establishment, all internship program participants as stated in Goal number two of your Positive Impact Plan must become Registered Agents in the Commonwealth of Massachusetts and provide Agent Registration Card to the Commission upon request. Pursuant to 935 CMR 500.030, a Marijuana Establishment shall apply for registration for all its employees, owners, executives, and volunteers who are associated with that Marijuana Establishment.
- Commissioner Stebbins requested a condition.
  - Proposed condition: Prior to Final Application for Licensure, review Positive Impact Plan and consider any strategy for outreach to nearby Area of Disproportionate Impact designated community of Greenfield and provide any update in accordance with 935 Code Mass. Regs. § 500.101(1)(a)11 to CCC Licensing Division.



- Commissioner Stebbins moved to approve the Provisional License, subject to the conditions requested by Commissioners Roy and Stebbins.
- Commissioner Roy seconded the motion.
- The Chair took a roll call vote:
  - Commissioner Camargo – Yes
  - Commissioner Concepcion – Yes
  - Commissioner Roy – Yes
  - Commissioner Stebbins – Yes
  - Chair O’Brien – Yes
- The Commission unanimously approved the Provisional License, subject to the conditions requested by Commissioners Roy and Stebbins.

18. Wicked Cultivation LLC (#MCN283688), Cultivation, Tier 3 / Indoor

- Licensing Analyst Chamberlin presented the Staff Recommendation for Provisional License.
- The Chair asked for questions or comments.
- Commissioner Camargo moved to approve the Provisional License.
- Commissioner Concepcion seconded the motion.
- The Chair took a roll call vote:
  - Commissioner Camargo – Yes
  - Commissioner Concepcion – Yes
  - Commissioner Roy – Yes
  - Commissioner Stebbins – Yes
  - Chair O’Brien – Yes
- The Commission unanimously approved the Provisional License.

19. Green Gold Group (#RMDA3831), Vertically Integrated Medical Marijuana Treatment Center

- Licensing Analyst Chamberlin presented the Staff Recommendation for Provisional License.
- The Chair asked for questions or comments.
- Commissioner Concepcion moved to approve the Provisional License.
- Commissioner Roy seconded the motion.
- The Chair took a roll call vote:
  - Commissioner Camargo – Yes
  - Commissioner Concepcion – Yes
  - Commissioner Roy – Yes
  - Commissioner Stebbins – Yes
  - Chair O’Brien – Yes
- The Commission unanimously approved the Provisional License.

7) Staff Recommendations on Final Licenses – 03:29:00



- Licensing Analyst Chamberlin presented the Staff Recommendation for Final Licenses
- Commissioner Roy noted the licenses are required to include a Whistleblower Standard Operating Procedure (SOP) in their Post Provisional Licensing Inspection (PPLI) and asked Director of Licensing Kyle Potvin (Director Potvin) whether licensing staff could include the SOP as part of the PPLI report to allow for Commissioners to look for best practices as a part of the PPLI report.
  - Director Potvin confirmed that licensing staff could include the SOP as part of the PPLI report and noted that he would work with the Executive Director as well as the Chief of Investigation and Enforcement to work out the logistics.
- Commissioner Roy asked the Executive Director whether the Commission could establish a whistleblower hotline.
  - The Executive Director confirmed that the Commission could establish a whistleblower hotline and noted the need to coordinate with IT and constituent service staff to establish such a line. He also provided further insights on how licensees whistleblower SOP could be integrated into the PPLI report.
- The Chair noted that Final Licenses would be considered in a roster (1) Adult-Use Final Licenses roster items numbered 1 through 10, including those subjects to Commissioner Roy and Chair's individual requested co-sponsored conditions.
- Adult-use Roster
  - The Chair noted that the adult-use Renewal roster would consist of items numbered 2 through 8 as identified on the agenda.
  - The Chair asked for questions or comments.
  - The Executive Director asked a clarifying question about Commissioner Roy's proposed condition related to the PPLI report.
    - Commissioner Roy provided further insights into her request and condition.
  - Commissioner Roy moved to approve the roster of Adult-Use Final Licenses, including those subjects to Commissioner Roy and Chair's individual requested co-sponsored conditions.
  - Commissioner Concepcion seconded the motion.
  - The Chair took a roll call vote:
    - Commissioner Camargo – Yes
    - Commissioner Concepcion – Yes
    - Commissioner Roy – Yes
    - Commissioner Stebbins – Yes
    - Chair O'Brien – Yes
  - The Commission unanimously approved the Adult-Use roster of Final Licensee, including those subjects to Commissioner Roy and the Chair's individual requested co-sponsored conditions.

1. Advesa MA, Inc d/b/a Blue River Terps (#MR284113), Retail



2. Bud's Goods and Provisions, Corp. (#MP281507), Product Manufacturing
    - Commissioner Roy and the Chair requested a co-sponsored condition.
      - Proposed condition: Prior to receiving Commence Operations, in accordance with 935 CMR 500.105 (1)(r), please present to the Commission your written operating policies and procedures to promote workplace safety consistent with the standards set forth under the Occupational Safety and Health Act of 1970, 29 U.S.C. § 651. In addition, in accordance with 935 CMR 500.105 (9)(4)(b) under personnel policy & procedures, please also present to the Commission your employee whistleblower policy.
  3. Cadella, LLC d/b/a Quincy Cannabis Company (#MR284556), Retail
  4. Cedar Roots LLC (#MC282746), Marijuana Cultivator, Tier 1 / Indoor
    - Commissioner Roy and the Chair requested a co-sponsored condition.
      - Proposed condition: Prior to receiving Commence Operations, in accordance with 935 CMR 500.105 (1)(r), please present to the Commission your written operating policies and procedures to promote workplace safety consistent with the standards set forth under the Occupational Safety and Health Act of 1970, 29 U.S.C. § 651. In addition, in accordance with 935 CMR 500.105 (9)(4)(b) under personnel policy & procedures, please also present to the Commission your employee whistleblower policy.
  5. Green Era, LLC (#MR282211), Retail
  6. Green Valley Analytics, LLC (#IL281359), Independent Testing Laboratory
  7. GTE Taunton, LLC (#MR282958), Retail
  8. Rockland Old Exit 14, LLC d/b/a Green Rock Cannabis (#MR284580), Retail
  9. Solar Therapeutics, Inc. d/b/a Solar Cannabis Co. (#MR282731), Retail
  10. Top Shelf Cannaseurs, LLC (#MC281604), Cultivation, Tier 3 / Indoor
    - Commissioner Roy and the Chair requested a co-sponsored condition.
      - Proposed condition: Prior to receiving Commence Operations, in accordance with 935 CMR 500.105 (1)(r), please present to the Commission your written operating policies and procedures to promote workplace safety consistent with the standards set forth under the Occupational Safety and Health Act of 1970, 29 U.S.C. § 651. In addition, in accordance with 935 CMR 500.105 (9)(4)(b) under personnel policy & procedures, please also present to the Commission your employee whistleblower policy.
- 8) Staff Recommendations on Renewals – 03:34:24
- Commissioner Stebbins commended Freshly Baked Company, Lazy River Products, LLC, Pure Industries, Inc., The Green Lady Dispensary, Inc, The Harvest Club, LLC, Rooted In, LLC, and Nova Farms, LLC for their Diversity and Positive Impact Plans. He noted that some licenses are reporting that they're having issues reaching their hiring goals of some categories and noted that the tight labor market could be having an effect and appreciated the effort licensees are putting towards it.





- The Chair thanked Commissioners Camargo and Stebbins for their attention and work on Positive Impact Plans.
  - Licensing Analyst Chamberlin presented the Staff Recommendation for Renewals.
  - The Chair noted that Renewals would be considered as one or more rosters; There are two rosters: (1) Renewal applications, items numbered 1 through 18 and 21 through 52, as identified on the agenda, 2) Renewal applications items numbered 19 through 20, as identified on the agenda.
- 
- First Roster
    - The Chair noted that the first Renewal roster would consist of items numbered 1 through 18 and 21 through 52, as identified on the agenda, including those subjects to Commissioner Stebbins individual requested conditions.
    - The Chair asked for questions or comments.
    - Commissioner Roy moved to approve the roster of Renewals including those subjects to Commissioner Stebbins individual requested conditions.
    - Commissioner Concepcion seconded the motion.
    - The Chair took a roll call vote:
      - Commissioner Camargo – Yes
      - Commissioner Concepcion – Yes
      - Commissioner Roy – Yes
      - Commissioner Stebbins – Yes
      - Chair O’Brien – Yes
    - The Commission unanimously approved the roster of Renewals, including those subjects to Commissioner Stebbins's individual requested condition.
- 
- Second Roster
    - Commissioner Roy noted that the second Renewal roster would consist of items numbered 19 through 20, as identified on the agenda.
    - Commissioner Roy asked for questions or comments.
    - Commissioner Concepcion moved to approve the roster of Renewal.
    - Commissioner Stebbins seconded the motion.
    - The Chair took a roll call vote:
      - Commissioner Camargo – Yes
      - Commissioner Concepcion – Yes
      - Commissioner Roy – Yes
      - Commissioner Stebbins – Yes
      - Chair O’Brien – Recused
    - The Commission approved the Renewal roster by a vote of four in favor of one recusal.

1. Agricultural Healing, Inc. (#MCR140411)
2. Artis, LLC (#DOR5182950)
3. Ascend Mass, LLC (#MRR206309)



4. Blossom Flower, LLC (#MDR272540)
5. Canna Provisions Inc (#MRR206315)
6. Caregiver-Patient Connection LLC (#MPR243931)
  - Commissioner Stebbins requested a condition.
    - Requested condition: Within thirty business days of approval of Application for Renewal, contact CCC Licensing Division for an update to identify any goals for hiring people of color, veterans, residents with disabilities, and LGBTQ+ people under licensee's Diversity Plan in accordance with 935 Code Mass. Regs. § 500.103(4)(b).
7. Coastal Healing, Inc. (#MCR140430)
8. Coastal Healing, Inc. (#MRR206339)
9. Debilitating Medical Condition Treatment Centers (#MCR140414)
10. Dris Corporation (#DOR5182954)
11. ELEVATION RETAIL II LLC (#MRR206354)
12. EMB Natural Ventures, LLC (#MCR140429)
13. Essex Apothecary, LLC (#MRR206359)
14. Freshly Baked Company (#MBR169300)
15. Frozen 4 Corporation (#MPR243928)
16. Full Harvest Moonz, Inc. (#MRR206325)
17. Green Analytics Massachusetts LLC (#ILR267914)
18. Green Choice Dispensaries, LLC (#MRR206350)
19. Greenfield Greenery LLC (#MCR140422)
20. Hadleaf Holistic Greens Dispensary LLC. (#MRR206332)
21. HÅVN Extracts, LLC. (#MPR243930)
22. Herbal Pathways (#MRR206337)
23. Holistic Industries, Inc (#MRR206326)
  - Commissioner Stebbins requested two conditions.
    - Requested conditions:
      - Within thirty business days of approval of Application for Renewal, contact CCC Licensing Division and provide an update to identify goals and progress for hiring veterans under licensee's Diversity Plan in accordance with 935 Code Mass. Regs. § 500.103(4)(b).
      - Within thirty business days of approval of Application for Renewal, contact CCC Licensing Division and provide an update relative to goals and progress for utilizing diverse vendors in accordance with licensee's Diversity Plan under 935 Code Mass. § 500.103(4)(b).
24. Lazy River Products, LLC (#MPR243922)
25. MA Craft Cultivation LLC (#MCR140428)
26. Metro Harvest, Inc. (#MRR206351)
27. Natural Agricultural Products, LLC (#MCR140298)
28. New Dia Fenway LLC (#MRR206331)



29. Nova Farms, LLC (#MRR206328)
30. Pharmacannis Massachusetts Inc. (#MPR243925)
31. Pharmacannis Massachusetts, Inc. (#MRR206341)
32. Pure Industries, Inc. (#MCR140417)
33. RC Cultivation LLC (#MPR243933)
34. RC Retail Westfield LLC (#MRR206346)
35. Regenerative LLC (#MPR243940)
36. Regenerative LLC (#MCR140437)
37. Rooted In, LLC (#MRR206349)
38. The Corner Emporium LLC. (#DOR5182953)
39. The Fresh Connection Boston LLC (#MCR140396)
40. THE GRATEFUL MIND, LLC (#MRR206336)
41. The Green Lady Dispensary, Inc. (#MRR206263)
42. The Green Lady Dispensary, Inc. (#MPR243888)
43. The Green Lady Dispensary, Inc. (#MCR140358)
44. The Harvest Club, LLC (#MRR206342)
45. Twisted Growers LLC (#MPR243927)
46. Twisted Growers LLC (#MCR140415)
47. Wellman Farm, Inc. (#MCR140420)
48. 1622 Medical, LLC (#RMD1666)
49. Beacon Compassion Center, Inc. (#RMD1728)
50. Mass Alternative Care, Inc. (#RMD726)
51. Pharmacannis Massachusetts, Inc. (#RMD3045)
52. The Green Lady Dispensary, Inc. (#RMD885)

## 9) Commission Discussion and Votes

### 1. Expiring Covid-19 Orders

#### i. Telehealth Extension

- The Executive Director gave an update and overview of the topic.
- Commissioner Stebbins asked a clarifying question about the statutory need for a bona fide relationship between patient and healthcare provider and the regulatory requirements for the initial consultation to be in person. He noted that if the Commission wanted to permanently allow an initial visit via telehealth, it would need to be accomplished through regulatory review and promulgation. He also wanted to understand further telehealth's impact on the patient and provider relationship and accessibility.
  - The Chair echoed a Boston Globe Article related to the impact of telehealth on accessibility in the general healthcare industry and agreed with Commissioner Stebbins' comments on the need to understand the impact of telehealth further.



- Commissioner Roy noted that she understood that telehealth was widely used during the pandemic but noted that the extension was directly at odds with the statutory requirement for a bona fide relationship and echoed Commissioner Stebbins' comments.
- The Executive Director explained what the Commission was voting on at the public meeting. He clarified further the Commission's ability to waive the regulatory requirement around the initial in-person visit. He further described telehealth's impact on the overall medical field and care networks in the Commonwealth.
- The Chair asked about the number of primary care physicians participating in the Cannabis industry.
  - Commissioner Concepcion asked a follow-up question about the number of primary care physicians.
  - The Chair provided further insights into her initial comments, her question, and the fact that she was still determining if an initial in-person visit was better than a telehealth visit at creating a bona fide relationship.
- Commissioner Camargo noted her understanding of what the Commission was discussing and voting on and that the Commission should contemplate the matter in the regulatory review and promulgation process if the Commission wanted the orders to become permanent. She asked if the Commission had previously surveyed providers and patients in the industry.
  - The Executive Director noted previous outreach and conversation with healthcare providers but indicated that the Commission had yet to survey the providers. He also provided statistics on the number of healthcare providers and the Commission's engagement with the various healthcare provider trade groups. He also provided some background on why providers might hesitate to engage in the cannabis industry if they receive payments from Medicare, Medicaid, or federal payments systems.
  - The Chair noted her want to understand the difference between telehealth and an initial in-person visit and further engage the medical industry.
- Commissioner Concepcion asked if any providers opted out of utilizing the waiver and their reasoning behind it.
  - The Executive Director noted that some providers did opt out of using the waiver. He indicated that he would pull the data on the number of providers that did opt out and follow up with the Commission.
- Commissioner Roy noted the total number of primary care doctors in the Commonwealth and the number of providers participating in the cannabis industry. She voiced the possible effects that the small number of providers participating in the industry could have on access. She noted her want to get more information to providers not currently participating in the industry.
  - The Executive Director noted that anyone who was a medical doctor, nurse practitioner, or physician's assistant could certify or register patients into their system. Still, he stressed that providers must be willing to participate in the



industry. He reiterated his previous comments on why some providers might not be ready to participate.

- The Chair reiterated her previous comments about her want to understand how an initial telehealth visit differs from an in-person one.
  - Commissioner Concepcion agreed with the Chair and noted her want to understand how the Commission defined a bona fied relationship.
  - Commissioner Camargo echoed Commissioner Concepcion's comments on the need to understand how bona fied relationships are being defined and the Chair's remarks around engaging with certifying providers.
- Commissioner Roy asked a question related to why the previous Commissioners required an initial in-person visit.
  - The Executive Director noted that the lift and shift of the medical program from the Department of Public Health caused the regulatory requirement.
  - The Executive Director also noted that telehealth is more accessible now than when the regulatory requirement was drafted and stated some benefits of telehealth.
  - The Chair noted her want to understand what the inaugural Commissioner thought when they implemented the regulatory requirement and the need to understand the difference between the initial in-person visit and one done via telehealth.
- Commissioner Camargo asked if the Commission's Executive Director could engage with providers and whether the Commission had previously engaged with providers.
  - The Executive Director echoed his previous comments about past engagement with providers and trade groups representing the various providers.
  - Commissioner Camargo thanked the Executive Director for clarifying his previous comment and noted her want to further engage with providers.
- Commissioner Roy noted the possibility of creating a staff position that focuses solely on the medical program, who can answer questions for patients and providers.
  - The Executive Director noted his hope that the requirement to certify patients becomes obsolete so patients can access medicine without having to be included in a list.
  - Commissioner Roy noted the pharmacist's role in the medical industry and hoped the internal staff position could mimic the pharmacist's role in answering patients' questions.
- Commissioner Stebbins echoed previous comments by the Chair related to outreach to the trade groups to better understand telehealth's effect on the industry and the sentiments of the stakeholders on the topic.
  - The Chair reiterated her comments about getting stakeholder feedback and the need to better understand telehealth's effect on the industry.
- Commissioner Concepcion asked a clarifying question regarding whether the figures presented represent the universe of providers or those who have utilized the telehealth waiver process.
  - The Executive Director noted that the figures represented the universe of providers.



- Commissioner Concepcion noted her reasoning behind asking the questions.
- Commissioner Stebbins asked a clarifying question regarding work product and bandwidth related to extending the telehealth waiver and whether the Executive Director had a recommendation for when Commissioners should extend it.
  - The Executive Director recommended an extension for the rest of the calendar year 2023, noted what the extension would facilitate, and provided further feedback on the regulatory promulgation process.
- Commissioner Roy asked a clarifying question regarding the Commission's ability to have a module allowing patients to look up their nearest certifying provider.
  - The Executive Director noted that the list of certifying providers was confidential by statute.
  - Commissioner Roy asked why the list was confidential.
  - The Executive Director noted the statutory requirement.
  - Commissioner Roy noted her reasoning behind asking the question.
  - The Chair noted her want to produce a list of statutory changes that would facilitate the work of the Commission and her reasoning behind her ask.
  - The Executive Director noted some statutory changes that he had previously thought about.
- Commissioner Concepcion noted the importance of separating the statutory language that specifically impacts the work of the Commission and the provisions that impact beyond the Commission and her reasoning behind her comment.
  - The Chair noted her agreement with Concepcion's comments and a similar approach taken during her tenure at the Massachusetts Treasury.
  - The Executive Director reiterated his previous comments on the confidentiality of the list of certifying providers and the implications of federal funding on the number of certifying providers in the cannabis industry.
- The Chair asked how patients find certifying providers.
  - The Executive Director noted that patients build their care networks.
- Commissioner Roy noted her reasoning behind asking the question related to clarifying question regarding the Commission's ability to have a module that would allow a patient to look up their nearest certifying provider and her want to help patients find certifying providers.

## ii. Curbside Pickup

- The Executive Director gave an update and overview of the topic.
- Commissioner Roy asked a clarifying question regarding the total number of entities still offering curbside pickup.
  - The Executive Director noted that thirteen entities currently offer curbside pickup out of one-hundred total Marijuana Treatment Centers (MTC).
- Commissioner Roy noted that the current regulations did not contemplate cannabis curbside pickup and clarified that if the Commission wanted to make curbside pickup, it would need to create new regulations instead of modifying old regulations.



- The Executive Director noted that curbside pickup is not administered through waiver but instead as an interpretation of the statute and some awkwardness related to the current way curbside is being administered.
- Commissioner Camargo noted the need to increase access and demystify medical-use cannabis through education and outreach.
- Commissioner Concepcion asked if the Commission had procured the data around the number of patients that utilize curbside pickup.
  - The Executive Director noted that he wasn't sure if the Commission had procured point-of-sale data.

### iii. Virtual Community Outreach Meeting Extension

- The Executive Director gave an update and overview of the topic.
- The Chair noted her positive experience with virtual community outreach meetings.
  - The Executive Director and Director Potvin noted that forty-seven percent of all applicants submitted to the Commission between June and December of 2022 utilized virtual community outreach meetings.
- The Chair asked the Executive Director for his opinion on what the Commission should do about the above expiring Covid-19 Orders.
  - The Executive Director reiterated his previous comments related to extending the Covid-19 orders through the 2023 calendar year. He noted that he was uncomfortable with extending the orders via a waiver or interpretation and hoped that the Commission would consider the topics in the upcoming regulatory review and promulgation process. He also noted some complexities related to curbside pickup and the need to tackle curbside pickup in the forthcoming regulatory review process.
- Commissioner Roy asked a clarifying question related to his recommendation.
  - The Chair echoed and reiterated the Executive Director's comments and noted that the Executive Director was hesitant about how curbside is being handled.
  - The Executive Director reiterated his comments on extending the orders and addressing the three expiring Covid-19 orders in the upcoming regulatory review process.
- Commissioner Concepcion noted her concern for public safety related to curbside pickup and asked if anyone public safety stakeholders related to the topic.
  - The Executive Director noted that he had yet to receive any recent outreach from stakeholders on curbside pickup. He stressed that licensees must submit SOPs to the municipality before utilizing curbside pickup.
- Commissioner Roy noted that delivery operators must have two people deliver the products and the fact that the Commission does not have the two-people requirement for curbside and the need to contemplate if that puts an undue burden on delivery operators.
  - The Executive Director noted the awkwardness of the current interpretation and reiterated his recommendation to contemplate the topic in the upcoming regulatory review and promulgation process.





- Commissioner Roy noted that curbside was no longer allowed for adult-use licensees and is currently available only for medical-use.
  - The Executive Director confirmed and provided context for why the adult-use extension was lifted.
- Commissioner Camargo asked a clarifying question about the next steps and asked if the Commission would revisit the topic at an upcoming public meeting.
  - The Executive Director noted that he would recommend that the Commission extend the orders for the calendar year to allow the topics to be contemplated in the upcoming regulatory review and promulgation process.
  - Commissioner Camargo asked if the other commissioners were comfortable with the recommendation and whether one or two would like to volunteer to tackle the orders as part of the regulatory review and promulgation process.
  - Commissioner Concepcion noted that the Commission had yet to decide whether to allow all three extensions to continue.
  - Commissioner Camargo noted her agreement with Commissioner Concepcion's comment.
- Commissioner Roy asked if the Commission would set a date certain for the orders to expire and noted her want to hold the Commission accountable, so the orders don't get extended past the calendar year.
  - The Executive Director that administrative orders must have a date certain and the fact that if the Commission does not act, the orders would expire at the end of the day. He noted that a calendar year extension would mean the orders expire on December 31, 2023.
- The Chair noted that ~~Commissioner~~ commissioners seemed to have different levels of comfort with each of the orders and asked if the Commission would like to vote on the Virtual Community Outreach Meeting extension first as it was the most palatable for Commissioners.
- Commissioner Roy noted the need to contemplate the topic in regulatory review.
  - The Chair noted that if the Commission decided to make the extensions permanent, it would need to be done through regulatory review and promulgation.
  - The Executive Director confirmed that all orders, including curbside, must be done through regulatory review and promulgation.
- The Chair mentioned that the Commission was embarking on a regulatory review and promulgation process, and the orders needed to be contemplated in a working group. She noted her want to pool or gauge the Commissioner's comfort level ahead of the vote on each order.
  - Commissioner Camargo noted that she was comfortable with voting to extend all three orders with the caveat that the Commission hold itself accountable and create the regulations related to the order in the upcoming regulatory review and promulgation process within the calendar year.
  - The Chair asked Commissioner Camargo to gauge her comfort level with each order.



- Commissioner Camargo noted that she was most comfortable with the virtual community outreach meeting extension and least comfortable with the curbside pickup order and her desire to learn more about how telehealth is utilized and gain stakeholders' further understanding.
- Commissioner Concepcion noted that she was most comfortable with the virtual community outreach meeting extension. She wanted to gain further understanding of the utility of telehealth and was least comfortable with curbside and emphasized that it was being underutilized. She noted that she could not support an extension for curbside as she would like to gain further information on the topic.
- Commissioner Stebbins stated his want to vote on the extension as individual items and the fact that the extensions allowed access. He noted the statutory mandate for a bona fide relationship and the need to reach out to stakeholders to understand telehealth better. He stated the fact that virtual community outreach meetings allow for increased accessibility. Still, it could become an additional cost burden for licenses to host and produce, and the need to account for that in the small business impact statement, but he noted his complete agreement with the extension. He stressed his concern about curbside pickup, echoed the Executive Director's sentiments around the order, and indicated that he was still determining if he would vote to extend the curbside order. He also noted that the Commission could revisit each order at any time.
- Commissioner Roy noted that she was most comfortable with the virtual community outreach meeting extension and asked if the licensees could host in-person and virtual meetings simultaneously.
  - The Executive Director noted that it was up to the host community and that licensees could satisfy the regulatory requirement by hosting an in-person outreach meeting.
- Commissioner Roy noted her want to understand telehealth further, learn more about the topic, and have the Commission define a bona fide relationship. She stressed her hesitancy around curbside, and her want to speak to the licensing and enforcement staff about the enforcement of curbside pickup before making this a permanent policy.
  - The Executive Director noted that every transaction and every handoff must be on camera and is consistent with the order.
  - Commissioner Roy asked how the Commission was checking for deficiencies within the order.
  - The Executive Director noted that failure to comply with the order would be a deficiency.
- The Chair noted her comfort with the virtual community outreach meeting and telehealth extension. It echoed the Executive Directors comments around the curbside pickup and the need to revisit the topic in the future.



- The Chair noted her willingness to vote permanently on all three orders but understood that the Commission would need to write regulations around at least two of the orders and asked for the Executive Director's guidance on the next steps.
  - The Executive Director reiterated the ability to revisit the orders at any point. He recommended that the Commission extend the three Covid-19 orders to the calendar year and include the orders in the regulatory review and promulgation process.
- Commissioner Concepcion asked if any licensees operating curbside have provided comments or statements ahead of the expiration date.
  - The Executive Director noted that licensees had yet to comment before expiration.
- The Chair recommended that the Commission extend the extension past the calendar year and revisit the order in the regulatory review and promulgation process. She suggested that Commissioners put in writing any questions they had to the Executive Director by the end of the month.
- Commissioner Stebbins moved to extend the Covid-19 order around telehealth to December 31, 2023.
- Commissioner Concepcion seconded the motion.
- The Chair took a roll call vote:
  - Commissioner Camargo – Yes
  - Commissioner Concepcion – Yes
  - Commissioner Roy – Yes
  - Commissioner Stebbins – Yes
  - Chair O'Brien – Yes
- The Commission unanimously approved extending the Covid-19 order around telehealth to December 31, 2023.
- Commissioner Stebbins moved to extend the Covid-19 order around curbside pickup to December 31, 2023.
- Commissioner Concepcion seconded the motion.
- Commissioner Stebbins asked if they could add language around the fact that the Commission could revisit the order at any time.
  - The Chair noted that this was implied in the motion.
  - Commissioner Roy noted that the Commission could revisit the topic if public safety became an issue.
  - The Chair confirmed.
- The Chair took a roll call vote:
  - Commissioner Camargo – Yes
  - Commissioner Concepcion – Yes
  - Commissioner Roy – Yes
  - Commissioner Stebbins – Yes
  - Chair O'Brien – Yes



- The Commission unanimously approved extending the Covid-19 order around curbside to December 31, 2023.
- Commissioner Roy moved to extend the Covid-19 order around virtual community outreach meetings to December 31, 2023.
- Commissioner Stebbins seconded the motion.
- The Chair took a roll call vote:
  - Commissioner Camargo – Yes
  - Commissioner Concepcion – Yes
  - Commissioner Roy – Yes
  - Commissioner Stebbins – Yes
  - Chair O’Brien – Yes
- The Commission unanimously approved extending the Covid-19 order around virtual community outreach meetings to December 31, 2023.

10) New Business the Chair Did Not Anticipate at the Time of Posting – 05:06:20

- No New Business was discussed.

11) Next Meeting Date – 05:06:27

- The Chair noted that the next meeting would be on March 9th, 2023.
- The Chair gave a tentative schedule for the remainder of the calendar year.

12) Adjournment – 05:08:04

- Commissioner Roy moved to adjourn.
- Commissioner Concepcion seconded the motion.
- The Chair took a roll call vote:
  - Commissioner Camargo – Yes
  - Commissioner Concepcion – Yes
  - Commissioner Roy – Yes
  - Commissioner Stebbins – Yes
  - Chair O’Brien – Yes
- The Commission unanimously approved the motion.

