

CANNABIS CONTROL COMMISSION

October 30, 2024
10:00 AM

In-Person with Remote Access via [Microsoft Teams Live*](#)

PUBLIC MEETING MINUTES

Documents:

- [Meeting Packet](#)

In Attendance:

- Commissioner Nurys Z. Camargo
- Commissioner Kimberly Roy
- Acting Chair Bruce Stebbins

Minutes:

1) Call to Order

- The Acting Chair (AC) recognized a quorum and called the meeting to order.
- The AC gave notice that the meeting is being recorded.
- The AC gave an overview of the agenda.

2) Commission Discussion and Votes – 00:01:01

1. Discussion and Review of Draft Regulations

- The AC recapped where they had left off at the last meeting and explained that the remaining matter was deciding whether to reduce the two-driver rule for deliveries to businesses. Commissioner Roy expressed that she was in favor of reducing the two-driver requirement for Independent Testing Laboratories (ITLs), but Third-party Transporters would require more thought. The AC discussed meetings he had with stakeholders and suggested having a meeting with all Third-party Transporters to address their concerns.
- The Commission took a brief recess. (Returned at 00:25:05.)
- The AC asked Chief of Investigations and Enforcement Nomxolisi Khumalo (Chief Khumalo) if the changes being considered were operable and she responded that reducing the two-driver rule for ITLs would not be a problem. Commissioners discussed addressing Third-party Transporters in the next round of regulatory amendments and Acting Deputy General Counsel Michael Baker (ADGC Baker)



proposed language for 935 Code Mass. Regs. § 500.105(13) to allow for ITLs to use a single driver. Enforcement Counsel Timothy Goodin (EC Goodin) suggested including this edit in 935 Code Mass. Regs. § 500.050(7) and ADGC Baker cautioned that section had not been noticed as one which would be amended and may not be in-scope.

- The Commission took a brief recess. (Returned at 1:29:02.)
- Commissioner Roy noted that the amendments that they were considering did not include Marijuana Establishments (MEs) which were not ITLs but were transporting product to an ITL. ADGC Baker proposed language for a new 935 Code Mass. Regs. § 500.105(13)(a)7. and Commissioners discussed.
- The Commission took a brief recess. (Returned at 2:04:32.)
- ADGC Baker suggested moving through the sections that Commissioners had agreed to circle back on while he and EC Goodin worked offline to finalize language for 935 Code Mass. Regs. § 500.105(13)(a)7. ADGC Baker began to read the remaining amendments and there were no further substantive amendments. Commissioner Roy circled back to 935 Code Mass. Regs. § 500.005(1)(b)4. and asked if Marijuana Microbusinesses with a delivery endorsement needed to be identified as having reduced licensing fees and EC Goodin clarified that currently that License-type was exclusively available to Social Equity Program (SEP) participants and Economic Empowerment Priority Applicants (EEA), who would receive reduced fees. ADGC Baker confirmed that was the last point that they needed to address before returning to 935 Code Mass. Regs. § 500.105(13)(a)7. The AC read proposed language to create a carve out for ITLs and Commissioners continued to discuss the amendment.
- The Commission took a brief recess. (Returned at 3:02:05.)
- EC Goodin proposed new language for the ITL carveout and ADGC Baker suggested including it as to 935 Code Mass. Regs. § 500.105(13)(a)6.a. and b. Commissioner Roy suggested a new 935 Code Mass. Regs. § 500.145(1)(i) to specify that the cap for Delivery Licensees using a single driver for deliveries to an ME would be based on Wholesale value of the products being delivered. Director of Investigations Katherine Binkoski suggested “The maximum Wholesale value of Marijuana or Marijuana Products allowed in a Marijuana Delivery Operator Licensee's vehicle at any one time shall not exceed \$5,000 when conducting Wholesale activities with one Marijuana Establishment Agent present; provided, however, that a vehicle with two Agents shall be allowed to have a total Wholesale value in excess of \$5,000. All Marijuana or Marijuana Products shall be associated with a specific Individual Order. For purposes of this provision, "maximum Wholesale value" shall mean the aggregate value of Marijuana and Marijuana Products as priced on the day of the order for wholesale” and there were no objections. ADGC Baker requested time to review and check if this new section could cause conflicts elsewhere.
- The Commission took a brief recess. (Returned at 3:47:09.)
- ADGC Baker confirmed that the only issue he had found was mirroring the same amendments to the medical-use regulations. Commissioners reviewed the redlined medical-use regulations and agreed to amend 935 Code Mass. Regs. § 501.145(1)(e)



and (f). Commissioner Camargo requested that ADGC Baker review the regulations for consistent use of “Marijuana and Marijuana Product.”

- Commissioner Roy moved to direct the Legal department to make any ministerial edits or other steps necessary to ensure consistency and in order to finalize the regulations of 935 Code Mass. Regs. § 500 and of 935 Code Mass. Regs. § 501 as amended and to promulgate those regulations with the Secretary of State’s office and to meet the November 8, 2024, publication date.
- Commissioner Camargo seconded the motion.
- The AC took a roll call vote:
 - Commissioner Camargo – Yes
 - Commissioner Roy – Yes
 - AC Stebbins – Yes
- The Commission unanimously approved the motion.

3) New Business Not Anticipated at the Time of Posting – 04:25:16

- The AC stated that there was no new business which was not anticipated at the time of posting.

4) Next Meeting Date – 04:26:05

- Commissioner Roy stated that the next public listening session was scheduled for November 7th to discuss testing. The AC stated that the next scheduled meeting was on October 31st to enter Executive Session.

5) Adjournment – 04:28:38

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

