

CANNABIS ADVISORY BOARD
SUBCOMMITTEE ON PUBLIC HEALTH
PUBLIC MEETING MINUTES

November 20, 2017

2:00 p.m. – 4:00 p.m.

250 Washington Street, 2nd Floor Public Health Council Room,
Boston, MA 02108

SUBCOMMITTEE MEMBERS IN ATTENDANCE:

Chair Jaime Lewis
Associate Commissioner Lindsey Tucker
Michael LaTulippe
Nichole Snow
Dr. Alan Balsam
Chief John Carmichael
Dr. Sharon Levy

SUBCOMMITTEE MEMBERS ABSENT:

Horace Small

SUBCOMMITTEE MEMBERS PARTICIPATING REMOTELY (by telephone conference call):

Michael Dundas

EXHIBITS/DOCUMENTS DISTRIBUTED

1. Meeting Agenda
2. Minutes from meeting 11.13.2017 to be approved
3. Public Health Subcommittee Recommendations DRAFT 2 11.20.2017

Chair called the meeting to order at 2:03pm. Chair asked for roll call; Chair determined quorum present. There was recording. Chair advised subcommittee members to be aware they were being videotaped or otherwise recorded.

Chair moved to open discussion of the minutes from the meeting which occurred Monday, November 13. There was no discussion. Chair called for a motion to approve the minutes. Nichole Snow motioned, Alan Balsam seconded. Chair called for a roll call vote, unanimous vote in favor, minutes approved.

Chair moved to open discussion on whether the subcommittee should vote during the meeting, or wait to vote on recommendations until the 11.27.2017 meeting of the subcommittee to allow more time for the members to review proposed recommendations prior to voting. The subcommittee asked for clarification on format and expectations of the final product. The subcommittee agreed to extend next week's meeting, in order to facilitate voting on recommendations. The subcommittee would review all

recommendations and discuss what was currently present, in order to be able to group together recommendations to streamline the voting process.

Chair moved to open up presentations on recommendations. Chair presented on Packaging and Labeling. The subcommittee asked about the residual presence of solvents in products produced with concentrates, in response to a recommendation requiring manufacturers to list solvents used on their labels. The subcommittee asked for the current Medical program parts per million requirements, and discussed the value of listing solvents as a result, subcommittee agreed that it would be good for the consumer to have that information available.

The subcommittee discussed the format of the recommendations presentation. The subcommittee agreed to help streamline focus that the presentation on recommendations for voting would contain only recommendations in bullet point form.

The Chair continued presenting on recommendations, the subcommittee discussed concerns around a recommendation of a +/- 15% variance range. The subcommittee discussed instead proposing a recommendation that the Cannabis Control Commission and the Department of Public Health work review variances in other states to explore and decide if there is a viable option for the Massachusetts programs.

The subcommittee discussed the 10mg per serving, 100mg per package recommendation. Subcommittee members expressed concerns over patient access to necessary product, and discussed overconsumption. The subcommittee discussed virtual separation and how taxes would be applied at point of sale. The subcommittee discussed levels of marking and stamping, and packaging product. Discussion of individual servings marked, stamped and wrapped individually and concerns.

The subcommittee moved to recommendations on potency recommendations by Lindsey Tucker. Discussed wording. Discussion around including already available studies in addition to new research. Concerns expressed with limitations while working to define 'potency', and a discussion on meaning of potency. Concerns expressed with regards to dabs and other high concentration products. Discussion of creating an overall packaging limit or educational campaign to caution against high potency products, with science tied in.

The subcommittee moved on to review product recommendations by Nichole Snow and Alan Balsam. Subcommittee discussed concerns for the protection of the medical supply. Discussion of imposing a cap on inventory to be preserved for only patients, and what that inventory retainer amount would be. Discussion over concerns and logistical difficulties of a product cap. Discussion of other ways to approach the supply and demand issue.

Wordsmithing of recommendation to encourage maintenance of the hardship program for patients, removed the taxes language since already in statute. Discussion of tourist overages and bandwidth of subcommittee, discussion of recommending it is a topic that the commission looks into. Discussion of municipal oversight approving products, and potential restrictions imposed on municipalities with commission regulations. Subcommittee to review topic of 'host agreement' language in statute to determine if sufficient or if a further recommendation should be made. Discussion on the development of a hotline or other method for reporting products marketed to children. Discussion about a potential

recommendation to report new products for approval to the commission. Concerns expressed about proliferation of edible MIPs.

Lindsey Tucker left the meeting at 3:31pm.

Discussion about preventing 'Adult-Use Only' products to prevent threats to patient product supply. Further discussion of virtual separation, patient education, and a development of Medical Use only but no Adult Use only labels. Discussion of relevance of recommendation with other statutory requirements already in place.

Discussion of Onsite Consumption, including smoking regulations, municipal zoning and licensed facilities.

The subcommittee moved to the recommendations on Other Public Health Issues by Michael LaTulippe. Subcommittee discussed having the commission create the ceiling for dosing in onsite consumption facilities. Discussion of the .35 oz exposure regulation under the Medical program as a limit for an onsite consumption retailer. Concerns expressed over the public danger of impairment and potential for it to become a safety issue to others. Discussion of developing a TIPs program to counteract some of this concern.

Discussion of subcommittee needs for November 27th meeting. Agree that 2:30pm-5:00pm should be sufficient to get through, and enough members could be present to ensure quorum during this time.

Chair opened meeting to public comment.

Jeremiah MacKinnon

Explained discounts being provided to patients in addition to the hardship program which should be allowed to continue.

Michelle Herman

Asked the subcommittee to keep in mind that since there are no reciprocal programs in Massachusetts for patients from other states, so potential Adult Use customers will also include patients from other states.

Will Luzier

Stated that currently high potency products are on the market now and available on the illicit market as well; it is appropriate for the CNB to work with the DPH around potency as limits on potency will only continue to fuel the black market.

Chair closed the meeting at 4:03pm.