



CANNABIS CONTROL COMMISSION

PUBLIC MEETING MINUTES

June 14, 2018 10:30 a.m.
MASSDOT Building
10 Park Plaza
Boston, MA

COMMISSION MEMBERS IN ATTENDANCE:

Chairman Steven Hoffman
Commissioner Kay Doyle
Commissioner Jen Flanagan
Commissioner Britte McBride
Commissioner Shaleen Title
COMMISSION MEMBERS ABSENT: None

LIST OF DOCUMENTS

1. [Presentation](#)
2. [Research Agenda](#)

Chairman Hoffman called the Cannabis Control Commission to order at 10:32am on June 14, 2018. Chairman Hoffman put the public on notice that the meeting is being recorded. Chairman Hoffman thanked the staff at the Department of Transportation for allowing the Commission to use the room.

Chairman Hoffman reviewed the meeting agenda. Chairman Hoffman stated the Commission had received a lot of questions about Host Community Agreements. The Commission established in February that the Commission has no role in those contractual agreements. Since the Commission has received so many questions, however, the Commission will issue guidance documents, with Commissioner McBride taking the lead.

Chairman Hoffman stated that the Commission is looking to set public metrics to evaluate our performance, and Julie Johnson, the Director of Research will discuss the upcoming research agenda. Chairman Hoffman turned to the meeting minutes from June 5, 2018. Commissioner Title made the motion to approve, seconded by Commissioner Flanagan. The motion was approved unanimously.

Executive Director Shawn Collins gave a staffing update, noting that we are actively recruiting, and we have several positions in the pipeline. There is significant interest in the Investigator

position. Mr. Collins discussed the licensing applications as of June 13, 2018. There are 128 pending applications, with at least 1 part of the application submitted. Mr. Collins discussed the different license types and the number of applicants. There are currently 53 applications under review, meaning they have submitted all four packets. Mr. Collins noted that the Special Commission on OUI met for the first time on June 13, 2018. A final report is due to the legislature. The Commission also sought survey data from police chiefs, to take stock of what resources exist in Mass, and what resources may be needed in the future.

Chairman Hoffman stated the Commission was committed to publishing metrics to the public, which allows them to form their own judgement based on the data. Mr. Collins stated that these metrics are a way to measure against ourselves. Mr. Collins reviewed sections of the mission statement and the corresponding metrics (slide 7). Chairman Hoffman noted the “How Measured” column will be fleshed out, so the metrics are not theoretical. Commissioner Flanagan asked where the metrics came from and had some concerns. For example, underage citations are not under our control, its law enforcement. Secondary, the number of counties that have establishments is outside of our control. Chairman Hoffman said we are building an industry, so many things are outside our control. Commissioner Doyle said that she agreed with Commissioner Flanagan. In addition, the metrics do not include medical marijuana, so will need to update this. Commissioner Title suggested doing a round of edits. Commissioner Title said the number of citations was not the appropriate measure of public health or safety. Commissioner Title asked how we are defining small business. Dr. Johnson said it might be under 100 employees but may also define it like the Affordable Care Act defines small business.

Commissioner McBride agreed with amending the public health and safety metrics. Secondly, as a regulatory agency, she would like to see metrics for the Commission that are closer to what are under its control. Chairman Hoffman said one challenge was keeping to a finite number of metrics, and this was not a complete list. Commissioner McBride said she was concerned with what the Commission is going to highlight, being so early in the process. Chairman Hoffman said the Commission needs to have some focus. Mr. Collins noted that the Commission is looking to build a robust data repository. Mr. Collins said he will come back with an updated metrics list. Commissioner Flanagan said public health research money was not a metric we want to measure against ourselves. As regulators our job is to regulate the industry, we are not building the industry, we are regulating it. Chairman Hoffman said our mission statement was a little broader than just to regulate.

Mr. Collins introduced the Commission’s research agenda and Dr. Johnson. Dr. Johnson said that St. 2017 Ch. 55 of the enabling legislation requires the Commission to have a robust research agenda. Dr. Johnson gave her presentation on the ongoing research agenda and the projects currently underway. Commissioner Title asked how organizations can partner with the Commission to contribute data. Dr. Johnson said it was an ongoing conversation but to contact through the website. Commissioner Flanagan thanked Dr. Johnson for all her hard work.

Chairman Hoffman turned to the business guidance document. Mr. Collins noted that last week he circulated the business guidance document. Commissioner Title proposed adding the phrase “investment interest, any beneficial interest” on the first page. Commissioner Doyle stated that she believed we would need to define the terms investment interest and beneficial interest.

Commissioner Title said the thought was that any beneficial interest would be disclosed. Commissioner Doyle asked if that was influence or shareholder ownership. Commissioner Title said it would be broader than control. Commissioner McBride thought beneficial interest should be defined. Commissioner Title said on the second page she wanted to cut “in the course of reviewing application materials.” Mr. Collins said during review, the term consultant came up, there was concern that they would have influence or control on the establishment. Commissioner Title said there are services that give advice, and there are other services that have control. Commissioner Title suggested the addition, ‘As part of a review of the establishment’s application, or an inspection of the establishment’s operations, the Commission retains the right to review any contract between the applicant and any provider of equipment, goods, or services, and any information provided to banks or investors.’” Commissioner McBride said she thought the staff review of contracts would be helpful. Chairman Hoffman was concerned with how broadly it could be interpreted in terms of service contracts. Commissioner Doyle noted we already had the right under the regulations to do this, so this was putting licensees on notice. Chairman Hoffman reviewed the three proposed edits: first, a definition of beneficial interest, second, a definition of consultant, and third the language change of the ability to review all contracts with the licensee.

Chairman Hoffman asked for a vote to approve the business guidance, subject to the edits. Commissioner McBride made a motion to approve, seconded by Commissioner Doyle. The motion was approved unanimously.

Mr. Collins noted that roadshows with Metrc to learn about the software will be upcoming in June. Further information will be posted on the Commission’s website.

Chairman Hoffman noted the next meeting will be June 19, 2018 at the Health Policy Commission. With no further business, Chairman Hoffman adjourned the meeting at 11:45am.