

## Cannabis Control Commission Public Meeting Minutes

May 16, 2019

10 a.m.

50 Milk Street

Boston, MA

### Commission Members in Attendance:

Chairman Steven Hoffman

Commissioner Kay Doyle

Commissioner Jen Flanagan (Remote participation)

Commissioner Britte McBride

Commissioner Shaleen Title

### Commission Members Absent: None

### List of Documents:

1. [Presentation from 05/16/19 Commission Meeting](#)
2. [Social Consumption Working Group Memo](#)
3. [Change in Ownership – Executive Summary – Sira Naturals, Inc. – MC281252-MP281303-MX281310-RMD245-RMD325-RMD625](#)

Chairman Hoffman called the Cannabis Control Commission to order at 10:00 a.m. Chairman Hoffman put the public on notice that the meeting is being recorded. Chairman Hoffman noted Commissioner Flanagan is participating remotely. Chairman Hoffman reviewed the meeting agenda.

Commissioner Title recused herself and left the room. Director of Licensing Kyle Potvin discussed the application of Garden Remedies, Inc., Vertically Integrated Medical Marijuana Treatment Center/RMD, which staff has recommended for approval of final licensure subject to the conditions set forth in the executive summary.

Commissioner McBride made a motion to approve, seconded by Commissioner Doyle. The Commission approved the motion 4 (Hoffman, Doyle, Flanagan, McBride) in favor and 1 (Title) recusal. Commissioner Title returned.



Mr. Potvin discussed the application of Caregiver-Patient Connection (# MRN282131), Retail, which staff has recommended for approval of provisional licensure subject to the conditions set forth in the executive summary. Commissioner Flanagan placed a condition for the positive impact plan to include additional detail and actions.

Commissioner Doyle made a motion to approve, seconded by Commissioner Title. The Commission approved the motion 5 in favor (Hoffman, Doyle, Flanagan, McBride, Title) and 0 against.

Mr. Potvin discussed the application of Eagle Eyes Transport, Inc., (# MTN281320), Third Party Marijuana Transporter, which staff has recommended for approval of provisional licensure subject to the conditions set forth in the executive summary. Commissioner Title expressed concerns about the goals of the positive impact plan, and suggested adding more reasonable goals. Commissioner Flanagan placed a condition to rewrite the positive impact plan.

Commissioner McBride made a motion to approve, seconded by Commissioner Title. The Commission approved the motion 5 in favor (Hoffman, Doyle, Flanagan, McBride, Title) and 0 against.

Mr. Potvin discussed the application of In Good Health, Inc., (# MRN282468), Retail, which staff has recommended for approval of provisional licensure subject to the conditions set forth in the executive summary. Commissioner Flanagan placed a condition for clarification on the positive impact plan and the hosting of jobs fairs.

Commissioner Doyle made a motion to approve, seconded by Commissioner Title. The Commission approved the motion 5 in favor (Hoffman, Doyle, Flanagan, McBride, Title) and 0 against.

Mr. Potvin discussed the applications of Mayflower Medicinals, Inc. (# MCN281343), Cultivation – Tier 2 / Indoor; Mayflower Medicinals, Inc. (# MPN281480), Product Manufacturing, which staff has recommended for approval of provisional licensure subject to the conditions set forth in the executive summary. Commissioner McBride placed a condition to further detail the types of products being manufactured.

Commissioner Doyle made a motion to approve (# MCN281343), seconded by Commissioner Title. The Commission approved the motion 5 in favor (Hoffman, Doyle, Flanagan, McBride, Title) and 0 against.

Commissioner McBride made a motion to approve (# MPN281480), seconded by Commissioner Doyle. The Commission approved the motion 5 in favor (Hoffman, Doyle, Flanagan, McBride, Title) and 0 against.

Commissioner Title recused herself and left the room. Mr. Potvin discussed the applications of Mission MA, Inc. (# MCN281288), Cultivation – Tier 1 / Indoor; Mission MA, Inc. (# MPN281312), Product Manufacturing; Mission MA, Inc. (# MRN281259), Retail; Mission MA,



Inc. (# MRN282028), Retail, which staff has recommended for approval of provisional licensure subject to the conditions set forth in the executive summary.

Commissioner Doyle made a motion to approve (# MCN281288), seconded by Commissioner McBride. The Commission approved the motion 4 (Hoffman, Doyle, Flanagan, McBride) in favor and 1(Title) recusal. Commissioner Flanagan put a condition for further detail in the positive impact plan.

Commissioner Doyle made a motion to approve (# MPN281312), seconded by Commissioner McBride. The Commission approved the motion 4 (Hoffman, Doyle, Flanagan, McBride) in favor and 1(Title) recusal.

Commissioner Doyle made a motion to approve (# MRN281259), seconded by Commissioner McBride. The Commission approved the motion 4 (Hoffman, Doyle, Flanagan, McBride) in favor and 1(Title) recusal.

Commissioner Doyle made a motion to approve (# MRN282028), seconded by Commissioner McBride. The Commission approved the motion 4 (Hoffman, Doyle, Flanagan, McBride) in favor and 1(Title) recusal. Commissioner Title returned.

Mr. Potvin discussed the applications of Trichome Health Corp., (# MCN281738), Cultivation, Tier 3/Indoor; Trichome Health Corp., (# MPN281507), Product Manufacturing; Trichome Health Corp., (# MRN281774), Retail; Trichome Health Corp., (# MRN282319), Retail, which staff has recommended for approval of provisional licensure subject to the conditions set forth in the executive summary. Commissioner McBride placed a condition for further information on the products to be manufactured. Commissioner Title asked for the diversity plan to include measurements of stated goals.

Commissioner McBride made a motion to approve (# MCN281738), seconded by Commissioner Doyle. The Commission approved the motion 5 in favor (Hoffman, Doyle, Flanagan, McBride, Title) and 0 against.

Commissioner McBride made a motion to approve (# MPN281507), seconded by Commissioner Doyle. The Commission approved the motion 5 in favor (Hoffman, Doyle, Flanagan, McBride, Title) and 0 against.

Commissioner Doyle made a motion to approve (# MRN281774), seconded by Commissioner Title. The Commission approved the motion 5 in favor (Hoffman, Doyle, Flanagan, McBride, Title) and 0 against.

Commissioner Doyle made a motion to approve (# MRN282319), seconded by Commissioner Title. The Commission approved the motion 5 in favor (Hoffman, Doyle, Flanagan, McBride, Title) and 0 against.



Chairman Hoffman turned to the staff recommendation on change of ownership applications for SIRA Naturals, Inc. Mr. Potvin discussed the application and the staff recommendation for approval subject to the conditions in the executive summary.

Mr. Potvin and Director of Enforcement Patrick Beyea discussed the investigatory review. Commissioner Title discussed the process for reviewing these transactions and suggested hiring an outside vendor to review these agreements. Commissioner Title noted she was seeking all documents related to this transfer of ownership. Chairman Hoffman said obtaining an outside vendor has been discussed with the Executive Director and will be underway shortly. Commissioner Doyle inquired about a timeline for review. Commissioner McBride noted there should be a standard and fair process.

Commissioner Title made a motion to request all legal documents that address the transfer of ownership, whether public or not, seconded by Commissioner Doyle. Commissioner Doyle asked about the difference between private and public documents and discussed the public records law. Commissioner Title said there is a concern other information may be missing. In response to concerns raised by Commissioner Doyle, Commissioner Title suggested allowing the company to redact trade secrets. Chairman Hoffman recessed the meeting at 11:17am.

Chairman Hoffman called the meeting to order at 11:48 am. Chairman Hoffman proposed an amendment to request all documents related to issues of ownership, control and our cap on licenses. Commissioner Title said she would welcome such a motion. Commissioner McBride asked for a date certain for when the documents will be provided. Mr. Collins discussed the due diligence work by the staff. Commissioner McBride suggested staff and the applicant determine the appropriate timeline.

Commissioner Title restated her motion to request all legal documents that address the transfer of ownership, whether public or not. Chairman Hoffman made an amendment to request all documents related to issues of ownership, control and limitations on the cap of licenses. Second, subject to an agreement of staff and the applicant, the Commission will move forward in a timely manner, seconded by Commissioner Doyle.

The Commission approved the amendment 5 in favor (Hoffman, Doyle, Flanagan, McBride, Title) and 0 against.

The Commission approved the amended motion 5 in favor (Hoffman, Doyle, Flanagan, McBride, Title) and 0 against.

Chairman Hoffman turned to the social consumption regulatory policy discussion. Commissioner Title discussed the social consumption working group and the pilot program, including exclusivity that would last at least 24 months and then be re-evaluated, without automatically ending. Commissioner Flanagan asked how the pilot program will be impacted by the required legislative action. Commissioner Title discussed the bills that allow communities to opt in. Commissioner Doyle discussed the impacts of vaping and the idea of a single use vaping cartridge. Commissioner Title thought this would be an issue for further research.



Commissioner Doyle noted her concern about impaired driving, and would not want a entity to have both a social consumption and liquor license and the results of Colorado. Commissioner Title noted an establishment could not serve alcohol, but if you hold a liquor license, you could allow a one-day license. Commissioner Doyle asked about the event licensing. Commissioner Title noted that if someone holds an alcohol license, they could not permit the serving of alcohol during a marijuana licensed event.

Commissioner Title discussed exclusivity and whether in addition to economic empowerment applicants, social equity program participants, allow microbusinesses and craft cooperatives to participate. Commissioner Doyle asked if a microbusiness could allow social consumption on their site. Commissioner Title said microbusiness or craft coop could have a tasting room. Commissioner Doyle said if we are going to add additional groups, to add craft coops. Commissioner Flanagan noted her concern about start up costs for a social consumption establishment. Chairman Hoffman agreed funding is an issue. Commissioner Title discussed the legislature creating a loan fund for equity applicants. Commissioner Flanagan discussed the state budget process.

Chairman Hoffman noted the policy vote would be to approve the working groups recommendations, modifying exclusivity to include microbusinesses and craft coops. Commissioner McBride expressed concerns about impaired driving and increasing prevalence, and the potential for harm outweighs the potential for good. Commissioner McBride said she would like the legislature to move forward on the driving under the influence bills. Commissioner Doyle asked about the timeline and whether this would be included in the spring regulation changes. Commissioner Flanagan supported placing this issue on the fall regulatory calendar. Commissioner Title said our authority to regulate onsite consumption is in our statute, and the process for municipalities is in the law. Commissioner Title noted this process does not rely on the Legislature's budget. Commissioner Doyle discussed allowing the staff the time to address some difficult issues. Chairman Hoffman said the Commission needed to decide if we are moving forward with the social consumption pilot program.

Commissioner Flanagan noted the importance of the Commission to do its due diligence. Commissioner Title noted further delay of lower capital event licenses would be unfair but was open to delaying specific issues for the fall.

Commissioner Title made a motion to approve the social consumption working group's recommendations as a policy, with the change to add coops and microbusinesses in terms of exclusivity, allowing for unanticipated issues to be delayed for fall, seconded by Commissioner Doyle.

The Commission approved the motion 3 in favor (Hoffman, Doyle, Title) and 2 against (Flanagan, McBride).

With no unknown business before the Commission, Chairman Hoffman noted the next public meeting will be May 30, 2019. Chairman Hoffman asked for a motion to adjourn. Commissioner McBride made the motion to adjourn seconded by Commissioner Doyle. The motion is



unanimously approved (Hoffman, Doyle, Flanagan, McBride, Title) by the Commission. The Commission is adjourned.

