

Date:

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VETERANS AND LEGAL AFFAIRS

Reproduced and distributed under the direction of the Secretary of the Senate.

STATE OF MAINE

SENATE

132ND LEGISLATURE

FIRST SPECIAL SESSION

COMMITTEE AMENDMENT “ ” to S.P. 723, L.D. 1840, “An Act to Amend the Maine Medical Use of Cannabis Act”

Amend the bill by striking out everything after the enacting clause and inserting the following:

'Sec. 1. 22 MRSA §2422-A, as repealed and replaced by PL 2023, c. 365, §1, is amended by amending the section headnote to read:

§2422-A. Administration and enforcement; rulemaking; attestations

Sec. 2. 22 MRSA §2422-A, sub-§3 is enacted to read:

3. Attestations for registration or renewal. Except when explicitly authorized or directed under this chapter, the office may not require a registrant to make any attestations on any forms or documents regarding any conduct authorized pursuant to this chapter or the rules adopted pursuant to this chapter in order to comply with the registration or renewal requirements of this chapter. This subsection may not be construed to prohibit such attestations on any forms or documents subject to any proceedings pursuant to section 2430-I, subsection 9 or attestations on any forms or documents accompanied by a signature that the information contained within the form or document is accurate or complete.

Sec. 3. 22 MRSA §2423-A, sub-§2, ¶O, as enacted by PL 2017, c. 452, §4 and amended by PL 2021, c. 669, §5, is further amended to read:

O. ~~Transport~~ Sell, offer to sell, furnish or transport cannabis plants or harvested cannabis for authorized conduct in accordance with this chapter on the property or premises owned, leased or rented by the caregiver, subject to the terms of any lease or rental agreement; at trade shows or other industry-related events regarding cannabis for medical use; or through delivery to or private arrangement with a qualifying patient or registrant as long as the delivery or private arrangement occurs on property or at premises owned, leased or rented, subject to the terms of any lease or rental agreement, by the caregiver, qualifying patient or registrant or on public property that is not designated as a safe zone by a municipality pursuant to Title 30-A, section 3253 or in

any other public space where the sale, furnishing or transport of cannabis plants or harvested cannabis is prohibited in law;

Sec. 4. 22 MRSA §2430-N, sub-§8, as enacted by PL 2023, c. 365, §25, is amended to read:

8. Sales Gross sales; sales tax revenue. The gross sales of cannabis for medical use for the current and prior fiscal years and the sales tax revenue from the sale of cannabis for medical use deposited into the General Fund for the current and prior fiscal years.

Sec. 5. Department of Administrative and Financial Services, Office of Cannabis Policy; medical cannabis research grant program rulemaking. On or before January 9, 2026, the Department of Administrative and Financial Services, Office of Cannabis Policy shall provisionally adopt and submit for legislative review rules necessary to implement the medical cannabis research grant program in accordance with the Maine Revised Statutes, Title 22, section 2430, subsection 5. Rules adopted by the office pursuant to this section are major substantive rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 6. Department of Administrative and Financial Services, Office of Cannabis Policy; availability of medical use of cannabis registration and renewal forms. The Department of Administrative and Financial Services, Office of Cannabis Policy shall as expeditiously as possible make available on the office's publicly accessible website all registration and renewal forms in their entirety as a portable document file or similar file format that does not require the use of independent software, hardware or operating systems. The office shall also make available registration and renewal forms in their entirety in paper form available at the office. This section does not preclude the office from also offering registration and renewal forms through an online registration portal or similar system.

Sec. 7. Appropriations and allocations. The following appropriations and allocations are made.

**ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF
Medical Use of Cannabis Fund Z265**

Initiative: Provides funding for one Office Specialist I position, one OCP Chief Licensing Investigator position and 8 OCP Licensing Analyst positions and associated All Other costs.

OTHER SPECIAL REVENUE FUNDS	2025-26	2026-27
POSITIONS - LEGISLATIVE COUNT	10.000	10.000
Personal Services	\$1,075,405	\$1,162,757
All Other	\$82,316	\$82,316
OTHER SPECIAL REVENUE FUNDS TOTAL	\$1,157,721	\$1,245,073

Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

SUMMARY

This amendment replaces the bill. The amendment makes the following changes to the Maine Medical Use of Cannabis Act.

1. It provides that, except when explicitly authorized or directed under the Maine Medical Use of Cannabis Act, the Department of Administrative and Financial Services, Office of Cannabis Policy may not require a registrant to make any attestations on any forms or documents regarding any conduct authorized pursuant to the Maine Medical Use of Cannabis Act or the rules adopted pursuant to the Maine Medical Use of Cannabis Act, except as may be required under the Maine Administrative Procedure Act regarding administrative penalties.

2. It provides that a caregiver is authorized to sell, offer to sell, furnish or transport cannabis plants or harvested cannabis on property or premises owned, leased or rented, subject to the terms of any lease or rental agreement, by the caregiver; at trade shows or other industry-related events regarding cannabis for medical use; or through delivery to or private arrangement with a qualifying patient or registrant as long as the delivery or private arrangement occurs on property or at premises owned, leased or rented by the caregiver, subject to the terms of any lease or rental agreement qualifying patient or registrant or on public property that is not designated as a safe zone by a municipality or in any other public space where the sale, furnishing or transport of cannabis plants or harvested cannabis is prohibited by law.

3. It provides that the Department of Administrative and Financial Services, in its annual report to the Legislature regarding the medical use of cannabis, must include information regarding the gross sales of cannabis for medical use for the current and prior fiscal years.

4. It directs the Department of Administrative and Financial Services, Office of Cannabis Policy, on or before January 9, 2026, to provisionally adopt and submit for legislative review major substantive rules necessary to implement the medical cannabis research grant program in accordance with the Maine Revised Statutes, Title 22, section 2430, subsection 5.

5. It directs the Department of Administrative and Financial Services, Office of Cannabis Policy to, as expeditiously as possible, make available on the office's publicly accessible website all registration and renewal forms in their entirety as a portable document file or similar file format that does not require the use of independent software, hardware or operating systems. It also directs the office to make those forms available at the office on paper. It does not prohibit the office from also offering registration and renewal forms through an online registration portal or similar system.

FISCAL NOTE REQUIRED

(See attached)