

A PROPOSED RESOLUTION

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To declare the existence of an emergency, due to congressional review, with respect to the need to amend the Legalization of Marijuana for Medical Treatment Amendment Act of 2010 to provide that the number of testing laboratories allowed in an election ward cannot exceed 2, provide that no person who has a felony conviction for a crime of violence, gun offense, tax evasion, fraud, or credit card fraud that occurred within 3 years preceding the filing of an application shall be eligible to be a director, owner, officer, or agent of a dispensary, cultivation center, or testing laboratory, and remove the prohibition preventing an individual with a felony conviction from working at a dispensary, cultivation center, or testing laboratory.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Medical Cannabis Congressional Review Emergency Declaration Resolution of 2022”.

(a) In 2021, the Council enacted legislation, on an emergency and a temporary basis, that amended the Legalization of Marijuana for Medical Treatment Amendment Act of 2010 to remove the blanket prohibition on individuals with felony convictions from obtaining a medical cannabis license (but still restrict individuals with certain felony convictions), establish a limit of no more than 2 testing laboratories within an election ward, and remove the prohibition preventing an individual with a felony conviction from working at a dispensary, cultivation center, or testing laboratory.

35 (b) Current law, the Medical Cannabis Emergency Amendment Act of 2022, effective
36 March 28, 2022 (D.C. Act 24-356; 69 DCR 2635) (“emergency legislation”) expires on June 8,
37 2022. The Medical Cannabis Temporary Amendment Act of 2022, enacted on May 9, 2022
38 (D.C. Act 24-402; 69 DCR 5040) (“temporary legislation”), is pending the completion of the 30-
39 day review period required by section 602(c)(1) of the District of Columbia Home Rule Act,
40 approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and is not
41 projected to become law July 20, 2022. And the Medical Cannabis Amendment Act of 2021, as
42 introduced on February 26, 2021 (Bill 24-113), which had a public hearing on November 19,
43 2021, must still complete the legislative process.

44 (c) It is important to keep the provisions described in subsection (a) of this section in
45 effect until the temporary legislation has become law.

46 Sec. 3. The Council of the District of Columbia determines that the circumstances
47 enumerated in section 2 constitute emergency circumstances making it necessary that the
48 Medical Cannabis Congressional Review Emergency Amendment Act of 2022 be adopted after a
49 single reading.

50 Sec. 4. This resolution shall take effect immediately.