



Councilmember Kenyan R. McDuffie

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A PROPOSED RESOLUTION

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To declare the existence of an emergency with respect to the need to provide that the five cultivation center registration applicants that scored 150 points or more after submitting a medical cannabis facility registration to the Alcoholic Beverage and Cannabis Board during the open application period that occurred between November 29, 2021 and March 28, 2022 shall be considered for a manufacturer license.

RESOLVED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Medical Cannabis Manufacturer Clarification Emergency Declaration Resolution of 2023”.

Sec. 2. (a) There exists an immediate need to (1) increase medical cannabis product availability in the District, and (2) provide that the five cultivation center registration applicants that submitted a medical cannabis facility registration application to the Alcoholic Beverage and Cannabis Board (“ABC Board) between November 29, 2021 and March 28, 2022 (“open application period”) that scored 150 points or more be considered for a manufacturer license.

(b) During the open application period for a cultivation center registration, the medical cannabis manufacturer license category did not exist in the District. Prior to March 22, 2023, a cultivation center registration was required to manufacture medical

34 cannabis products in the District. A number of cultivation center applicants that scored  
35 150 points or more applied to the Board with the intention of manufacturing medical  
36 cannabis products as part of their business plan. On March 22, 2023, the Medical  
37 Cannabis Amendment Act of 2023 took effect, which now requires a medical cannabis  
38 business to obtain a manufacturer license, to manufacture and sell medical cannabis  
39 products for resale.

40 (c) Four of the five cultivation center registration applicants that scored  
41 150 points or more as a result of the open application period have been designated by the  
42 Department of Small and Local Business Development as a Medical Cannabis Certified  
43 Business Enterprise with an equity impact enterprise certification subcategory.

44 (d) With the open application period for unlicensed establishments,  
45 including but not limited to retailer and internet retailer applications, beginning on  
46 November 1, 2023, it is imperative that the District increase the production of and the  
47 availability of medical cannabis products in the District. Consequently, it is necessary for  
48 the Council to pass this legislation on an emergency basis.

49 Sec. 3. The Council of the District of Columbia determines that the circumstances  
50 enumerated in section 2 constitute emergency circumstances, making it necessary that the  
51 Medical Cannabis Manufacturer Clarification Emergency Amendment Act of 2023 be  
52 adopted after a single reading.

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