

Chairman Phil Mendelson
at the request of the Mayor

A BILL

IN THE DISTRICT OF COLUMBIA

To amend, on an emergency basis, the Legalization of Marijuana for Medical Treatment Initiative of 1999 to set a new expiration date for qualifying patient and caregiver registration identification cards from two years to six years, and to require the surrender of a registration card (and notification of any registered caregiver) when a person no longer requires medical cannabis; to authorize the Alcoholic Beverage and Cannabis Administration to summarily close an unlicensed retailer; and to amend Title 47 of the District of Columbia Official Code to establish the “4/20 Medical Cannabis Sales Tax Holiday Week” for calendar year 2024.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Medical Cannabis Patient Card Extension and 4/20 Medical Cannabis Sales Tax Holiday Week Emergency Amendment Act of 2024”.

Sec. 2. The Legalization of Marijuana for Medical Treatment Initiative of 1999, effective February 25, 2010 (D.C. Law 13-315; D.C. Official Code § 7-1671.01 et seq.), is amended as follows:

(a) Section 5 (D.C. Official Code § 7-1671.04) is amended by adding a new subsection (e) to read as follows:

“(e)(1) Within 14 calendar days of receiving notice pursuant to paragraph (2) of this subsection, a qualifying patient shall:

“(A) Surrender his or her registration card to the Board; and

36 “(B) Notify his or her registered caregiver, if applicable, of the change
37 described in the notice.

38 “(2) For the purposes of this subsection, “notice” shall mean:

39 “(A) An authorized practitioner declaring that:

40 (i) The qualifying patient no longer suffers from a qualifying
41 medical or dental condition; or

42 (ii) The authorized practitioner no longer recommends use of
43 medical cannabis for a qualifying medical or dental treatment for the qualifying patient; or

44 “(B) A qualifying patient notifying ABCA that they no longer need cannabis for
45 the treatment of a qualifying medical or dental condition or for a qualifying medical or dental
46 treatment.”.

47 (b) Section 6(b)(5) (D.C. Official Code § 7-1671.05(b)(5)) is amended as follows:

48 (1) Subparagraph (A) is amended to read as follows:

49 “(A) With respect to registration identification cards issued to persons and
50 entities registered pursuant to paragraph (1)(A) of this subsection, such cards expire every 6
51 years;”.

52 (2) Subparagraph (C) is amended to read as follows:

53 “(C) The ABC Board may, by rule, establish license and registration
54 periods and fees under the section that are valid for one year, 2 years, or 3 years, except for
55 registration identification cards for qualifying patients and caregivers registered pursuant to
56 paragraph (1)(A) of this subsection, and temporary non-resident registration identification cards
57 that are valid for periods established by the ABC Board by rulemaking, which shall be between 3
58 days and no longer than one year in length.”.

59 (b) Section 9 (D.C. Official Code § 7-1671.08) is amended by adding a new subsection
60 (f-1) to read as follows:

61 “(f-1)(1) If, after an investigation, ABCA determines that an unlicensed retailer has failed
62 to comply with the provisions of this chapter in such a manner as to present an imminent danger
63 to the health, safety, or welfare of the public, ABCA may summarily close the unlicensed retailer
64 and seize any cannabis products inside the establishment.

65 “(2) ABCA shall provide the unlicensed retailer owner and the property owner
66 with written notice of the summary closure and the right to request a hearing.

67 “(3) The owner of the unlicensed retailer shall have 5 business days after service
68 of the notice of summary closure to request a hearing with the Board, which shall hold a hearing
69 within 5 business days of a timely request.”.

70 Sec. 3. Section 47-2002(a)(7)(A) of the District of Columbia Official Code is amended to
71 read as follows:

72 “(7)(A) The rate of tax shall be 6% of the gross receipts from the sale of or
73 charges for medical cannabis, as defined in § 7-1671.01(12), except for sales or charges
74 occurring during “4/20 Medical Cannabis Sales Tax Holiday Week”, which shall be the period of
75 April 15 through April 28, 2024, in calendar year 2024.”.

76 Sec. 4. Fiscal impact statement.

77 The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal
78 impact statement required by section 4a of the General Legislative Procedures Act of 1975,
79 approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

80 Sec. 5. Effective date.

81 This act shall take effect following approval by the Mayor (or in the event of veto by the
82 Mayor, action by the Council to override the veto), and shall remain in effect for no longer than
83 90 days, as provided for emergency acts of the Council of the District of Columbia in section
84 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788;
85 D.C. Official Code § 1-204.12(a)).