



Councilmember Kenyan R. McDuffie

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 allow the Alcoholic Beverage and Cannabis Board to issue temporary non-resident registration identification cards that are valid for periods between 3 days and no longer than one year in length, allow licensed testing laboratories to receive and test samples of medical cannabis products from qualifying patients, allow licensed testing laboratories to conduct quality assurance or research and development testing for cultivation centers and manufacturers, amend the definition of a social equity applicant to include arrests and convictions of qualifying family members for a cannabis or drug offense, expand the list of eligible family members under the social equity applicant definition to include siblings and grandparents, clarify that existing licensed cultivation centers and retailers, and applicants that scored 150 points or more during the open application period that occurred between November 29, 2021 and March 28, 2022 that are authorized by statute to receive a cultivation center, manufacturer, or retailer license apart from a designated open application period are not counted in calculating the 50% set aside requirement, clarify that the 5 cultivation center registration applicants that scored 150 points or more during the same open application period shall automatically receive a manufacturer license provided they pay the annual fee and register with the ABC Board, allow the Alcoholic Beverage and Cannabis Board to issue conditional licenses to testing laboratory applicants, and to waive the application fee for testing laboratory licenses.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Medical Cannabis Clarification and Non-Resident Patient Access Congressional Review Emergency Declaration Resolution of 2024”.

Sec. 2. (a) There existed an immediate need to issue temporary non-resident registration identification cards that are valid for periods between 3 days and no longer than one year in length and to waive the application fee for testing laboratory licenses, among other things.

38 (b) In July 2024, the Council enacted the Medical Cannabis Clarification and Non-  
39 Resident Patient Access Emergency Amendment Act of 2024, effective July 9, 2024 (D.C. Act  
40 25-527; 71 DCR 9593), (“emergency legislation”) and the Medical Cannabis Clarification and  
41 Non-Resident Patient Access Temporary Amendment Act of 2024, passed on 2<sup>nd</sup> reading on  
42 September 17, 2024 (Enrolled version Bill 25-903) (“temporary legislation”) to address the  
43 above-mentioned issues.

44 (c) The emergency legislation expires on October 21, 2024. The temporary legislation  
45 must still complete the 30-day review period required by section 602(c)(1) of the District of  
46 Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-  
47 206.02(c)(1)), and will not become law until after the emergency legislation has expired.

48 (d) Comprehensive permanent legislation addressing these issues has been introduced but  
49 must complete the legislative process.

50 (e) It is necessary that the provisions of the emergency legislation continue in effect,  
51 without interruption, until the temporary legislation is in effect.

52 Sec. 3. The Council determines that the circumstances enumerated in section 2 constitute  
53 emergency circumstances making it necessary that the Medical Cannabis Clarification and Non-  
54 Resident Patient Access Congressional Review Emergency Amendment Act of 2024 be adopted  
55 after a single reading.

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