



FOLEY  
HOAG LLP

# State Cannabis Update

October 14, 2020



## Agenda

- > **Applications: Fall of 2020/Early 2021**
- > Additional Efforts to Legalize in the States
- > Significant States of Focus for 2021 Legislative Calendar
- > Significant Regulatory Issues in the States
  
- ❖ Please ask questions throughout the program using the Q&A feature.

## Virginia (Medical)

- Open application. Due date is December 4, 2020
- 1 vertically integrated license available: growing, manufacturing and dispensing (up to 5 retail locations)
- Allowed product formulations: capsules, sprays, tinctures, oils, creams, gels, lozenges, patches, and inhalation products
- Products may contain up to 10 mg THC per dose.

## Rhode Island (Medical)

- Open application period from July 17, 2020 – December 15, 2020
- “Lottery” system will be used to award 6 new compassion center licenses

## Georgia (Medical)

- Applications likely to be open by late fall 2020
- Low THC oil only allowed (<5% THC): No flower, vapor or edible products
- Licenses will be vertically integrated: growing, manufacturing and dispensing. Unclear status on how to dispense.
- Two types of applications: 100,000 sq ft of cultivation space (2 licenses available) and 50,000 sq ft of cultivation space (4 licenses available)

## Illinois (Adult Use)

- Second round of applications coming late fall 2020 or early 2021: Dispensaries, Craft Growers, Processors/Manufacturers, and Transporting
- Ongoing awarding issues and other complexities (discussed in Part IV)



## Agenda

- > Applications: Fall of 2020/Early 2021
  - > **Additional Efforts to Legalize in the States**
  - > Significant States of Focus for 2021 Legislative Calendar
  - > Significant Regulatory Issues in the States
- 
- ❖ Please ask questions throughout the program using the Q&A feature.

- **New Jersey:** Ballot Measure for Adult Use (separate webinar to be scheduled)
- **Vermont:** Adult Use Legislation
  - Governor allowed legislation that regulates and taxes adult use cannabis sales to become law last week
- **Arizona:** Ballot Measure for Adult Use
  - Second time on ballot. 2016 vote: 48% in favor, 51% opposed
  - Recent polling shows 55%+ support for legalization this year
- **Montana:** Ballot Measure for Adult Use
  - 54% in favor of legalization
  - Strict MT residency requirements to operate; first year to only existing medical cannabis operators in state
- **South Dakota:** Ballot Measures for both Adult Use and Medical
  - 70% support medicinal
  - 60% support adult use
- **Mississippi:** Ballot Measure for Medical
  - Two initiatives: 1 preferred by legislature and 1 produced by patient groups
  - 62% favor the patient group measure



## Agenda

- > Applications: Fall of 2020/Early 2021
- > Additional Efforts to Legalize in the States
- > **Significant States of Focus for 2021 Legislative Calendar**
- > Significant Regulatory Issues in the States
  
- ❖ Please ask questions throughout the program using the Q&A feature.

- **New York**
  - Cannabis as a Budget Fix?
- **Pennsylvania**
  - Governor/Lt. Governor vs. Republican Legislature
- **Connecticut**
  - Budget and revenue considerations
- **Virginia**
  - Adult Use 2020 session?



## Agenda

- > Applications: Fall of 2020/Early 2021
  - > Additional Efforts to Legalize in the States
  - > Significant States of Focus for 2021 Legislative Calendar
  - > **Significant Regulatory Issues in the States**
- ❖ Please ask questions throughout the program using the Q&A feature.



## ■ Florida

- Court challenge to the vertically integrated regulatory model

## ■ Massachusetts

- Creation of Limited and Wholesale Delivery Licenses Limited to Equity/Economic Empowerment Applicants

## ■ Illinois

- 1st round applications can be amended and resubmitted
- Delays for 2nd round of applications

## ■ Maine

- Adult use sales in the state began October 9
- Six open dispensaries
- Limited products and supply



FOLEY  
HOAG LLP

QUESTIONS?



***Kevin Conroy, Partner***

617.832.1145  
kconroy@foleyhoag.com



***Andrew Smith, Sr. Policy Adviser***

646.927.5506  
amsmith@foleyhoag.com



***Kelly Caiazzo, Associate***

617.832.3009  
kcaiazzo@foleyhoag.com