

Guam Department of Revenue and Taxation
 Cannabis Control Board Regular Meeting
 Small Conference Room | Richardo J. Bardallo Governor's Complex, Hagatna
 Meeting Date: January 07, 2020 | Time 1:30pm

| | Board Members | Position Title | Signature |
|----|---|---|----------------------------------|
| 1 | Chelsa Muna-Brecht <i>Adrian Cruz</i> | Director, Department of Agriculture | <i>[Signature]</i> |
| 2 | Linda U. DeNorcey | Director, Department fo Pubic Health & Social Services | <i>[Signature]</i> |
| 3 | Dafne Mansapit-Shimizu | Director, Department of Revenue & Taxation (Vice Chairperson) | <i>[Signature]</i> |
| 4 | Theresa Arriola | Director, Guam Behavioral Health & Wellness Center | <i>[Signature]</i> 1/7/20 |
| 5 | Chief Stephen Ignacio | Guam Police Department | |
| 6 | Nico Fujikawa | Director of Tourism Research, GVB | <i>[Signature]</i> LEON GUERRERO |
| 7 | Ursula Herrera | Board Secretary | <i>[Signature]</i> |
| 8 | Atty. Vanessa Lee Williams | Board Chairperson | <i>[Signature]</i> |
| 9 | William M. Parkinson | Member | |
| 10 | | | |
| 11 | | | |
| 12 | | | |
| 13 | | | |
| 14 | | | |
| 15 | | | |

This is to certify that the above information is true and correct:

[Signature]

Board Secretary

1/7/2020

Cannabis Control Board
Meeting Minutes
January 7, 2020

Opening

Chairperson Williams called the regular board meeting of the Cannabis Control Board to order at 1:37 p.m. on January 7, 2020.

Location: Small Conference Room, Ricardo J. Bordallo Governor's Complex, Hagatña.

Attendees Present:

Vanessa Williams (*Appointee-Representing the general public*)
Dafne Shimizu (DRT)
Adrian Cruz (DOAG)
Sydney Leon Guerrero (GVB)
Theresa Arriola (GBHWC)
Linda U. DeNorcey (DPHSS)
Ursula Herrera (*Appointee-representing the Business community*)

Apologies:

~~Chelsa Muña-Brecht (DOAG)~~
Stephen Ignacio (GPD)

uh.

Approval of Minutes

- November 5, 2019 and December 10, 2019 meeting minutes- Tabled

Old Business

- Review and discuss DRAFT Rules and Regulations Sections
 - **§10101 a.** Responsible Official- Must be a Guam resident and a U.S. citizen.
 - **§10101 b.** Change to read: *The responsible official is accountable for any intentional or unintentional actions of its owners, officers, managers, employees or agents, who with or without knowledge of the responsible official, who violates the Act or these rules and regulations.*
 - **§10102 1A.** Section vi. ...has been living in Guam continuously for 'at least a year'.
*Seek AG's opinion on citizenship requirements for FAS citizens working in the cannabis industry
 - **§10102 1A.** Section vii. Clearances: Cross out 'Attorney General Office'.
 - **§10102** Consolidate 2+3; Documents needed are a Real ID compliant identification or passport.
 - **§11203** Title change: Denial or Approval of a New Application for a Cannabis Identification Card for a Responsible Official or Designated Transporter.
 - **§11203 a.** Change to read: The Department shall verify the information contained in the **new** application and shall forward to the Board for review, of the **completed** application within thirty (30) calendar days of receipt.
 - **§11203 b. 1.** Denial of Application. The Board shall see 'approved and completed' applications. 'The Board may deny an application if'
 - **§11203 b.1.A.** Simplify: 'If the application is incomplete'.

- **§11203 b. 1.2.** Change timeframe to 'within 10 days to appeal or comply'. Chairperson Williams will research the administrative adjudication law to clarify if there is a hearing process regarding the appeal.
- **§11204 a.1.** Specify that their license has been found to be in violation of existing medical marijuana regulations or if their cannabis related license has been revoked in another jurisdiction.
- **§11204 a. 3.** Add: 'felony offense or crime of moral turpitude.'
- **§11204 a. 4.** Strike 'Knowingly'
- **§11203 b.4.** Move first sentence, 'The person whose applications was denied, can file and appeal with the Director' up to §11203 b.3
- **§11203 b. 4+5.** Merge to read: If the appeal is denied, the person shall not reapply for six (6) months from the date of the denial otherwise authorized by the Board. Omit #5.
- **§11203 c.1.** The Board shall issue the Cannabis Identification Card.

Open Forum/Announcements

Monte Hanley: I'm trying to get an idea at a real high level that if you want to be a cultivator, what is the process just from a real high level what's the process going to be, application license? Is that pretty much it? I'm trying to get an idea of what do you need for a grower, especially like in the case of a warehouse? At what point is that have you had to procure that warehouse, have everything set up? Is that before the license process? Or is that afterwards? Or can you talk about that?

Vice Chair Shimizu: Actually Department of Agriculture is really the appropriate agency to discuss the cultivation piece, and in fact, they're the ones that are reviewing and putting that together.

Chairperson Williams: Yeah, actually. So in terms of the cultivation regs, and how these establishments are going to be governed, we're still working on that draft. That's actually the final piece of our proposed language. So we're not there yet. I anticipate we'll review it maybe hopefully by the end of this month at our last Tuesday meeting, if not early next month. But I think at the high level, you're going to have to be licensed before you can actually do anything or grow anything. That's the whole purpose of the license in terms of the process of how that will work. Written in the drafts that we're discussing today, those will apply to all establishments. We haven't quite reached that part yet. Hopefully, we'll get there next week, in terms of dealing with the appropriate agencies Rev and Tax, and then who you get clearances from and what they'll be inspecting for. But there shouldn't be any growing before then.

Monte Hanley: The application process pretty much you just apply it right? That's the license. So can you say whether you have to have the warehouse and all that in place before you get the license? Or can you talk about that?

Craig Camacho: Can I can I interject really quick? I don't want to get into detail, until we see the proposed rules and regs with the cultivation folks. This is a very general question until we see what they kind of come up as the regulatory bodies of cultivation. We shouldn't talk about the details until we see it on the draft.

Monte Hanley: I'm trying to figure out if I needed to procure a warehouse right now.

Director Arriola: I think that would be a safe recommendation. You want to see how you do business before you even decide whether you want to.

Monte Hanley: There will be specifics on the warehouse?

Chairperson Williams: Well, I think it is safe to say that the first step is you're going to have to have a responsible official for every type of establishment. So that'll be the first step before anything happens. And we will continue to discuss next week.

Monte Hanley: Designation? The responsible person, is that just somebody who's designated I mean, there's not a process to go through to be to become a responsible person.

Vice Chair Shimizu: We're still discussing that. It's still not final, without it being final it's really difficult to say. In the last board meeting, we did have GFD here. They talked a little bit on occupational safety issues and in addition to all of the things that we're doing of course, there are the agencies that are going to actually be on the ground to do inspections and things like that. If you had the opportunity to be here at the last meeting, you may have seen that, you know, even GFD is still trying to, I guess determine, from their perspective, how the safety committee will comply.

Chairperson Williams: They are they are online. All of our meeting minutes are at the Public Accountability's website, so you can hear the audio. And then as our minutes are adopted, the approved minutes are also published. You can get the word for word audio going back to the website.

Monte Hanley: So let's suppose you do the application process, you're approved at the application process, is that a guarantee that you're going to be, as you follow all the rules and approved and all, are you able to get a license, or there's going to be more people more application's approved, but there's going to be a minimum amount of licenses.

Chairperson Williams: We haven't discussed or decided yet. I mean, this is still a discussion. We haven't adopted everything we discussed here. We're suggesting revisions, but the board has not adopted any rule or regulation yet so we can't answer that.

Chairperson Arriola: It's one of the reasons why we're meeting more often this month or so, to try to get through it. So, we're marking it up, the draft. We have to look at it again for approval. Right? So it's, it's really in the very draft stage and I've seen where, you know, I know you want some guidance, but it's very difficult to give guidance because people take whatever we say and they run with it and for you to run with something that is not, it's not...it doesn't jive with the final product.

Monte Hanley: There's a lot of work to do to get everything up and running. It's a tremendous amount of work. So I'm just trying to get some idea.

Chairperson Williams: Any other member's of the public have comments or questions?

Monte Hanley: I've got one more. I think you talked about this, but I heard it early on in the meeting, but maybe you've discussed it as far as licenses, vertical integration, horizontal integration, was that discussed at all?

Chairperson Williams: We've had some discussions at this meeting and other meetings but again, no decision and no adopted rules on that.

Adjournment

The Cannabis Control Board meeting was adjourned at 3:15 p.m.

Prepared by:



Ursula Herrera
Secretary

Noted by:



Vanessa Williams
Chairperson

CANNABIS CONTROL BOARD

Regular Meeting | January 07, 2020 | 1:30pm

Small Conference Room | Ricardo J. Bordallo Governor's Complex, Hagåtña

- I. Call to Order
- II. Roll Call of Members/Quorum
- III. Secretary's Report:
 - a. November 5, 2019 Regular Meeting #8 Minutes
 - b. December 10, 2019 Regular Meeting #9 Minutes
- IV. Old Business
 - a. Review and discuss DRAFT Rules and Regulations Sections
- V. Open Forum - *Five (5) minutes per attendee/topic
- VI. Adjournment