

# Cannabis Regulation & Tax Act

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# Quick Facts

- ▶ Possession Limits
  - ▶ Residents
    - ▶ 30 grams of cannabis flower
    - ▶ 5 grams of cannabis concentrate
    - ▶ No more than 500 milligrams of THC contained in a cannabis-infused product
    - ▶ Medical cannabis patients can possess more than 30 grams if home-grown under certain conditions
  - ▶ Non-residents
    - ▶ 15 grams of cannabis flower
    - ▶ 2.5 grams of cannabis concentrate
    - ▶ No more than 250 milligrams of THC contained in a cannabis-infused product

# License Types



DISPENSARY



INFUSER



TRANSPORTER



CRAFT  
GROWER



CULTIVATION  
CENTER

# Licensing Agencies

- ▶ Illinois Department of Financial and Professional Regulation (IDFPR)
  - ▶ Dispensing Organizations
- ▶ Illinois Department of Agriculture (IDOA)
  - ▶ Infusing Organizations
  - ▶ Transporting Organizations
  - ▶ Craft Grower Organizations
  - ▶ Cultivation Centers

# 2020 Licensing Timeline



# 2021 Licensing Timeline

December 21, 2021

*IDFPR awards up to 110 licenses for new dispensing organizations*

December 21, 2021

*IDOA awards up to 60 additional licenses for craft growers, up to 60 licenses for infusers, and licenses for transporting organizations*

# Zoning Elements

Local governments may:

- ▶ enact reasonable zoning regulations related to the zoning of cannabis business establishments
  - ▶ Time, place, manner, and number of cannabis business establishment operations
  - ▶ The minimum distance limitations between cannabis business establishments and locations it deems sensitive
  - ▶ May use conditional or special use permits, however the conditions must be reasonable
- ▶ Prohibit or significantly limit a cannabis business establishment's location\*
- ▶ May regulate on-site consumption at cannabis establishments

However, no regulations may be more restrictive than state regulations

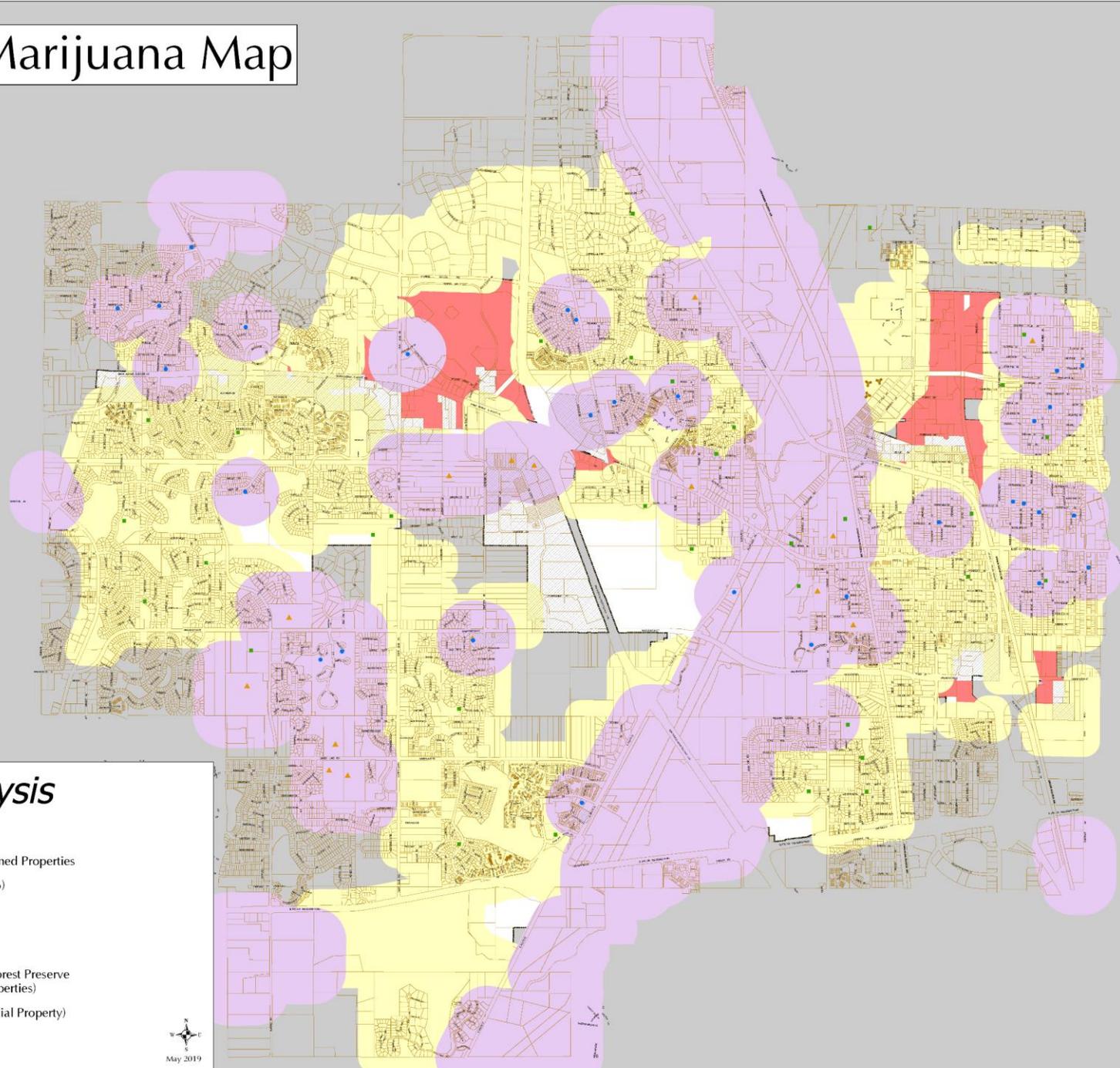
# Buffering

- ▶ The Act allows for jurisdiction to establish minimum distance limitations between cannabis business establishments and locations it deems sensitive, including colleges and universities.
- ▶ The Act identifies the following sensitive uses as part of its restrictions on advertising
  - ▶ Schools including childcare center and primary/secondary school
  - ▶ Any public property including public parks and public library
  - ▶ Recreation center and arcades - with no age restriction
- ▶ Sensitive locations identified by jurisdictions in other states
  - ▶ Residential zoning districts
  - ▶ Smoke shops/hookah bars/other dispensaries
  - ▶ Places where alcohol is served/can be bought
  - ▶ Places of worship
  - ▶ Transitional housing (for adults or juveniles)

# Gurnee's Medical Marijuana Regulations

- ▶ Special Use Permit in C-2, C-3, C-6, I-1, I-2 and I-3
- ▶ State Required Buffer
  - ▶ 1000 feet from:
    - ▶ Educational Facility
    - ▶ Day Care Center
- ▶ Village Required Buffer
  - ▶ 1000 feet from Forest Preserve or State/Local Park
  - ▶ 500 feet from Residential District

# Medical Marijuana Map



## Site Analysis

-  C2-C3-C6-11-12-13 Zoned Properties
-  PUD Properties (I2-C6)
-  Parks
-  Day Care Facilities
-  Schools
-  1000 ft buffer (Park-Forest Preserve /Day Care/School Properties)
-  500 ft Buffer (Residential Property)



This map is a graphic representation of the zoning of property in the Village of Gurnee and should be used for reference only. The zoning information contained herein is contained in the zoning ordinances on file with the Village Clerk.

# Required Signage

- ▶ The dispensing organization's license and hours of operation.
- ▶ Health warnings
  - ▶ "Cannabis consumption can impair cognition and driving, is for adult use only, may be habit forming, and should not be used by pregnant or breastfeeding women."
  - ▶ "Edible cannabis-infused products were produced in a kitchen that may also process common food allergens."
  - ▶ "The effects of cannabis products can vary from person to person, and it can take as long as two hours to feel the effects of some cannabis-infused products. Carefully review the portion size information and warnings contained on the product packaging before consuming."
- ▶ Age Restrictions
  - ▶ No minors permitted on the premises
  - ▶ Distribution to persons under the age of 21 is prohibited;
- ▶ Transportation across state lines
  - ▶ Transportation of cannabis or cannabis products across state lines is prohibited.

# Advertising

- ▶ No cannabis business establishment nor any other person or entity shall engage in advertising that contains any statement or illustration that:
  - ▶ Contains false or misleading information
  - ▶ Promotes excessive consumption
  - ▶ Depicts actual consumption
  - ▶ Contains images of someone under 21
  - ▶ Makes health claims about the positive effects of the use of cannabis
  - ▶ Contains images that depict leaves or buds or that may appeal to minors
- ▶ No cannabis business, person or entity shall place or maintain an advertisement of cannabis or a cannabis-infused product **in any form or through any medium:**
  - ▶ Within 1,000 feet from the *perimeter* of
    - ▶ school grounds, playgrounds, recreation centers, childcare centers, public parks or libraries, or game arcades open to persons under 21 years of age.
  - ▶ On Public transportation
  - ▶ On Publicly owned or operated property
- ▶ These restrictions do not apply to educational messaging