To: Judiciary B

By: Representatives Bain, Stamps

HOUSE BILL NO. 976 (As Passed the House)

AN ACT TO AMEND SECTION 97-32-51, MISSISSIPPI CODE OF 1972,

2 TO REVISE THE PROVISIONS OF LAW THAT REGULATE ALTERNATIVE NICOTINE PRODUCTS; TO AMEND SECTION 97-32-21, MISSISSIPPI CODE OF 1972, TO 3 CLARIFY THE AUTHORITY OF THE ATTORNEY GENERAL TO PERFORM RANDOM 5 CHECKS; TO AMEND SECTION 67-1-81, MISSISSIPPI CODE OF 1972, TO 6 REQUIRE HOLDERS OF A PACKAGE RETAIL PERMIT TO HAVE AN INDEPENDENT, 7 THIRD-PARTY AGE VERIFICATION SERVICE AVAILABLE ON THE PROPERTY OF THE LOCATION IN WHICH ALCOHOLIC BEVERAGES ARE SOLD; AND FOR 8 9 RELATED PURPOSES. 10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI: SECTION 1. Section 97-32-51, Mississippi Code of 1972, is 11 12 amended as follows: 13 97-32-51. (1) For the purposes of this chapter: (a) (i) "Alternative nicotine product" means: 14 15 1. An electronic cigarette; 16 2. Any other product that consists of or 17 contains nicotine that can be ingested into the body by chewing, smoking, absorbing, dissolving, inhaling or by any other means; 18 19 3. Any electronic device that can be used to 20 deliver nicotine to an individual inhaling, aerosolizing or vaporizing from the device, including, but not limited to, any 21

22	cartridge	component,	liquid,	capsule	or	powder	used	to	refill	or
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- 23 resupply such an electronic device; * * *
- 4. An electronic cigar or cigarillo * * *;
- 5. Any vapor, paper, liquid, substance or
- 26 other products containing, made or derived from alternative
- 27 nicotine products; or
- 28 6. Any vapor, paper, liquid, substance or
- 29 other products that are used to or aids in the inhaling,
- 30 aerosolizing or vaporizing or transformation of alternative
- 31 nicotine products.
- 32 (ii) Alternative nicotine product does not
- 33 include:
- 1. A cigarette or other tobacco product as
- 35 defined in Section 97-32-3;
- 36 2. A product that is a drug under 21 USCS
- 37 321(g)(1);
- 38 3. A product that is a device under 21 USCS
- 39 321(h); or
- 4. A combination product described in 21 USCS
- 41 353(g).
- 42 (b) (i) "Electronic cigarette" means an electronic
- 43 product or device that produces a vapor that delivers nicotine or
- 44 other substances to the person inhaling from the device to
- 45 simulate smoking, and is likely to be offered to, or purchased by,

- 46 consumers as an electronic cigarette, electronic cigar, electronic
- 47 cigarillo or electronic pipe.
- 48 (ii) Electronic cigarette does not include:
- 1. A cigarette or other tobacco products as
- 50 defined in Section 97-32-3;
- 51 2. A product that is a drug under 21 USCS
- 52 321(g)(1);
- 3. A product that is a device under 21 USCS
- 54 321(h); or
- 4. A combination product described in 21 USCS
- 56 353(q).
- 57 (2) No person, either directly or indirectly by an agent or
- 58 employee, electronically, telephonically or by a vending machine
- 59 owned or controlled by the person or located in the person's
- 60 establishment, shall sell, offer for sale, give or furnish any
- 61 alternative nicotine product, or any cartridge, component, liquid,
- 62 capsule or powder thereof, to an individual under twenty-one (21)
- 63 years of age. The penalties described in this subsection shall be
- 64 treble the fines described in this section, plus any other penalty
- 65 provided by law, for the sale, use, possession or furnishing of a
- 66 controlled substance or other substance to a person, if the
- 67 alternative nicotine product contains any controlled substance
- 68 that is otherwise prohibited by law, or any other substance that
- 69 causes the recipient of such to require emergency medical care as
- 70 a result of using the product. * * *

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              (a) Before selling, offering for sale, giving or
    furnishing an alternative nicotine product, or any cartridge,
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    component, liquid, capsule, paper or powder thereof, to an
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    individual in person, a person shall verify that the individual is
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    at least twenty-one (21) years of age by * * * examining from any
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    individual that appears to be under twenty-seven (27) years of age
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    a government-issued photographic identification that establishes
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    the individual is at least twenty-one (21) years of age; or
                   * * * Before selling, offering for sale, giving or
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               (b)
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    furnishing an alternative nicotine product, or any cartridge,
    component, liquid, capsule, paper or powder thereof, to an
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    individual by sales made through the Internet * * *, other remote
    sales methods, computer network, cellular application, telephonic
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    network or any other manner in which the purchaser or seller is
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    not in person, the person shall verify that the individual is at
    least twenty-one (21) years of age by performing an age
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    verification through an independent, third-party age verification
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    service that obtains the purchaser's full name, date of birth and
    residential address and compares the information available from
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    public records to the personal information entered by the
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    individual during the ordering process that establishes whether
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    the * * * purchaser is twenty-one (21) years of age or older.
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    third party verification system used shall have at least a
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    ninety-five percent (95%) accuracy rating according to national
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96	standards	in	order	to	be	in	compliance	with	the	identification
97	requiremen	nts	of th	is	sect	tior	1 .			

- 98 (4) Any person who sells or distributes alternative nicotine 99 products shall be required to place warning signs in legible 100 condition, at each point of sale where alternative nicotine products 101 are sold to consumers. The sign shall be no smaller than eight and 102 one-half (8-1/2) by eleven (11) inches or ninety-three (93) square 103 inches stating: "STATE LAW PROHIBITS THE SALE OF ALTERNATIVE 104 NICOTINE PRODUCTS TO PERSONS UNDER THE AGE OF 21 YEARS OF AGE. PROOF 105 OF AGE REQUIRED BY GOVERNMENT-ISSUED IDENTIFICATION IS REQUIRED."
- 106 (5) Any person who sells or distributes alternative nicotine

 107 products shall ensure that the words "alternative nicotine" are

 108 clearly marked on the packaging.
 - (6) Any person who sells or distributes alternative nicotine products using the Internet, remote sales methods, computer network, cellular application, telephonic network or any other manner in which the purchaser or seller is not in person shall annually certify to the Attorney General that the person uses an independent, third-party age verification service as required by this section. The third party verification system used shall have at least a ninety-five percent (95%) accuracy rating according to national standards in order to be in compliance with the identification requirements of this section.
- 119 <u>(7)</u> (a) Except as otherwise provided in paragraph (b), each
 120 violation of the provisions of this section shall be treated as a

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121	separate offense. A violation of this subsection is punishable as
122	follows:
123	(i) By a fine of Two Hundred Fifty Dollars
124	(\$250.00) for a first offense;
125	(ii) By a fine of Five Hundred Dollars (\$500.00)
126	for a second offense; and
127	(iii) By a fine of One Thousand Dollars
128	(\$1,000.00) for a third or subsequent offense.
129	(b) If a violation of the provisions of this section
130	occurs within a twenty-four-month period, the violation shall be
131	<pre>punishable as follows:</pre>
132	(i) By a fine of One Thousand Five Hundred Dollars
133	(\$1,500.00) for a second offense;
134	(ii) By a fine of Two Thousand Five Hundred
135	Dollars (\$2,500.00) for a third offense; and
136	(iii) By a fine of Five Thousand Dollars
137	(\$5,000.00) plus suspension of the seller's license for at least
138	twelve (12) months for a fourth or subsequent offense.
139	SECTION 2. Section 97-32-21, Mississippi Code of 1972, is
140	amended as follows:
141	97-32-21. (1) The Office of the Attorney General or local
142	law enforcement agencies shall at least annually conduct random,
143	unannounced inspections at locations where alternative nicotine
144	products, tobacco or tobacco products are sold or distributed to
145	ensure compliance with the Mississippi Juvenile Tobacco Access

- 146 Prevention Act of 1997. Persons under the age of twenty-one (21)
- 147 years may be enlisted by the Office of the Attorney General or
- 148 local law enforcement to test compliance with the Mississippi
- 149 Juvenile Tobacco Access Prevention Act of 1997, provided that the
- 150 parent or legal guardian of the person under twenty-one (21) years
- of age so utilized has given prior written consent for the minor's
- 152 participation in unannounced inspections. The Office of the
- 153 Attorney General must prepare a report of the findings, and report
- 154 these findings to the Department of Health and Department of
- 155 Mental Health. The Department of Mental Health shall prepare the
- 156 annual report required by Section 1926, subpart 1 of Part B, Title
- 157 XIX of the Federal Public Health Service Act (42 USCS 300X 26).
- 158 The report shall be approved by the Governor and then promptly
- 159 transmitted to the Secretary of the United States Department of
- 160 Health and Human Services, the Speaker of the Mississippi House of
- 161 Representatives and the Lieutenant Governor of Mississippi.
- 162 (2) The Office of the Attorney General shall develop a
- 163 directory of all manufacturers of vapor products that deliver
- 164 e-liquids, which have provided attestations that comply with
- 165 Section 6 of this act.
- 166 **SECTION 3.** Section 67-1-81, Mississippi Code of 1972, is
- 167 amended as follows:
- 67-1-81. (1) (a) Any permittee or other person who shall
- 169 sell, furnish, dispose of, give, or cause to be sold, furnished,

170 disposed of, or given, any alcoholic beverage to any person under

- 171 the age of twenty-one (21) years shall be guilty of a misdemeanor
- 172 and shall be punished by a fine of not less than Five Hundred
- 173 Dollars (\$500.00) nor more than One Thousand Dollars (\$1,000.00)
- 174 for a first offense. For a second or subsequent offense, such
- 175 permittee or other person shall be punished by a fine of not less
- 176 than One Thousand Dollars (\$1,000.00) nor more than Two Thousand
- 177 Dollars (\$2,000.00), or by imprisonment for not more than one (1)
- 178 year, or by both such fine and imprisonment in the discretion of
- 179 the court.
- (b) (i) If a permittee, or any employee of a
- 181 permittee, violates paragraph (a) of this subsection (1), then, in
- 182 addition to any other penalty provided for by law, the
- 183 commissioner may impose the following penalties against the
- 184 permittee on whose premises the alcoholic beverages were sold,
- 185 given or furnished:
- 186 1. For the first offense on the licensed
- 187 premises, suspension of the permit for not more than one (1) week.
- 188 2. For a second offense occurring on the
- 189 licensed premises within a twelve-month period, suspension of the
- 190 permit for not more than two (2) weeks.
- 191 3. For a third offense occurring on the
- 192 licensed premises within a twelve-month period, suspension of the
- 193 permit for not more than three (3) weeks or revocation of the
- 194 permit.

195	4. For a fourth or subsequent offense
196	occurring on the licensed premises within a twelve-month period
197	revocation of the permit.

A violation of paragraph (a) of this subsection (1) shall be sufficient to impose the administrative penalties authorized under this paragraph (b), and any expunction of conviction shall have no effect on any administrative penalty imposed against a permittee under this paragraph (b).

Any person under the age of twenty-one (21) years who purchases, receives, or has in his or her possession in any public place, any alcoholic beverages, shall be guilty of a misdemeanor and shall be punished by a fine of not less than Two Hundred Dollars (\$200.00) nor more than Five Hundred Dollars (\$500.00). Provided, that clearing or busing tables that have glasses or other containers that contain or did contain alcoholic beverages, or stocking, bagging or otherwise handling purchases of alcoholic beverages shall not be deemed possession of alcoholic beverages for the purposes of this section. Provided further, that a person who is at least eighteen (18) years of age but under the age of twenty-one (21) years who waits on tables by taking orders for or delivering orders of alcoholic beverages shall not be deemed to unlawfully possess or furnish alcoholic beverages if in the scope of his employment by the holder of an on-premises retailer's permit. This exception shall not authorize a person under the age of twenty-one (21) to tend bar or act in the capacity of

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220 bartender. Any person under the age of twenty-one (21) who 221 knowingly makes a false statement to the effect that he or she is 222 twenty-one (21) years old or older or presents any document that indicates he or she is twenty-one (21) years of age or older for 223 224 the purpose of purchasing alcoholic beverages from any person 225 engaged in the sale of alcoholic beverages shall be guilty of a 226 misdemeanor and shall be punished by a fine of not less than Two 227 Hundred Dollars (\$200.00) nor more than Five Hundred Dollars 228 (\$500.00), and a sentence to not more than thirty (30) days' 229 community service.

- 230 (3) The term "community service" as used in this section
 231 shall mean work, projects or services for the benefit of the
 232 community assigned, supervised and recorded by appropriate public
 233 officials.
- 234 (4) If a person under the age of twenty-one (21) years is 235 convicted or enters a plea of guilty of purchasing, receiving or 236 having in his or her possession in any public place any alcoholic beverages in violation of subsection (2) of this section, the 237 238 trial judge, in lieu of the penalties otherwise provided under 239 subsection (2) of this section, shall suspend the minor's driver's 240 license by taking and keeping it in the custody of the court for a 241 period of time not to exceed ninety (90) days. The judge so 242 ordering the suspension shall enter upon his docket "DEFENDANT'S DRIVER'S LICENSE SUSPENDED FOR ____ DAYS IN LIEU OF CONVICTION" 243 and such action by the trial judge shall not constitute a 244

245 conviction. During the period that the minor's driver's license 246 is suspended, the trial judge shall suspend the imposition of any 247 fines or penalties that may be imposed under subsection (2) of this section and may place the minor on probation subject to such 248 249 conditions as the judge deems appropriate. If the minor violates 250 any of the conditions of probation, then the trial judge shall 251 return the driver's license to the minor and impose the fines, 252 penalties or both, that he would have otherwise imposed, and such 253 action shall constitute a conviction.

independent, third-party age verification service available on the premises in which alcoholic beverages are sold for the purpose of obtaining the purchaser's full name and date of birth and comparing the information available from public records to the personal information entered by the package retailer that can establish whether the purchaser is twenty-one (21) years of age or older. The third party verification system used shall have at least a ninety-five percent (95%) accuracy rating according to national standards in order to be in compliance with the identification requirements of this section.

265 <u>SECTION 4.</u> As used in this act, the following terms shall have the meaning ascribed in this section, unless context of use clearly requires otherwise:

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268	(a) "Attorney General" means the chief legal officer
269	and advisor for the State of Mississippi, for both civil and
270	criminal matters of litigation.
271	(b) "Directory" means the Attorney General's list of
272	all manufacturers that have provided attestations that comply with
273	Section 2 of this act and all vapor products that are listed in
274	such certifications.
275	(c) "E-liquid" means a liquid that may contain
276	nicotine, which may include flavorings or other ingredients that
277	are intended for use in a vapor product.
278	(d) "Manufacturer" means an entity that manufactures
279	vapor products, anywhere in the world, which are intended for sale
280	in the United States, either directly or through an importer.
281	(e) "Person" means any natural person, partnership,
282	company, corporation or other entity.
283	(f) "Vapor products" means an electronic device that
284	delivers nicotine through e-liquid, as defined in this paragraph
285	(c), in aerosol form into the mouth and lungs when inhaled. "Vapor
286	<pre>product" includes, but is not limited to:</pre>
287	(i) An electronic cigarette;
288	(ii) An electronic cigar;
289	(iii) An electronic cigarillo;
290	(iv) An electronic pipe;
291	(v) An electronic hookah;

(vi) A vape pen or vapor product; and

293			(vi	L) Ai	ny relat	ed	device	and	any	cartridge	or
294	other	component	of	such	device,	iı	ncludino	л e-I	Liqui	ld.	

"Vapor product" does not include any tobacco or marijuana product or any product that is regulated by the United States Food and Drug Administration under Chapter V of the Federal Food, Drug, and Cosmetic Act (21 USCS Section 351 et seq.).

SECTION 5. (1) Beginning July 1, 2022, every manufacturer of a vapor product that is sold or intended to be sold in this state, whether directly or through a distributor, retailer or similar intermediary or intermediaries, shall execute and deliver an attestation, under the penalty of perjury to the Attorney General certifying that, as of the date of such attestation:

- (a) The vapor product was on the United States market as of August 8, 2016, and the manufacturer has applied for a marketing order for the vapor product by submitting a Premarket Tobacco Product Application on or before September 9, 2020, to the United States Food and Drug Administration; or
- 310 (b) The manufacturer has received a marketing order or 311 other authorization under the 21 USCS Section 387j for the vapor 312 product from the United States Food and Drug Administration.
- 313 (2) The manufacturer shall notify the Attorney General
 314 within thirty (30) days of any material change to the attestation,
 315 including if the United States Food and Drug Administration has
 316 issued a market order or other authorization, issued a no
 317 marketing order or has ordered the manufacturer to remove the

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318 7	vapor	product,	either	temporarily	or	permanently,	from	the	United
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- 319 States market.
- 320 (3) The Attorney General shall develop a directory, as
- 321 defined in subsection (1) of this section, and:
- 322 (a) On or before September 15, 2022, the Attorney
- 323 General shall make the directory available for public inspection
- 324 on its website; and
- 325 (b) Shall update the directory as necessary in order to
- 326 correct mistakes and to add or remove manufacturers or vapor
- 327 products to keep the directory in conformity with the requirements
- 328 of this section.
- 329 (4) It shall be unlawful for any person knowingly, directly
- 330 or indirectly, to manufacture, distribute, sell, barter, or
- 331 furnish in this state any vapor product that is not included in
- 332 the directory.
- 333 **SECTION 6.** Section 20 of Senate Bill 2095, 2022 Regular
- 334 Session, is amended as follows:
- 335 Section 20. Requirements, prohibitions and penalties. (1)
- 336 Medical cannabis establishments shall conduct a background check
- 337 into the criminal history of every person seeking to become a
- 338 principal officer, board member, agent, volunteer, or employee
- 339 before the person begins working at or for the medical cannabis
- 340 establishment.
- 341 (2) A medical cannabis establishment may not employ any

342 person who:

343	(a)	Was	convicted	of	a	disqualifying	felony	offense;

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- (b) Is under twenty-one (21) years of age.
- 346 (3) The operating documents of a medical cannabis 347 establishment must include procedures for the oversight of the 348 medical cannabis establishment and procedures to ensure accurate 349 record keeping and adequate security measures.
- 350 (4) A medical cannabis establishment shall implement
 351 appropriate security measures designed to deter and prevent the
 352 theft of medical cannabis and unauthorized entrance into areas
 353 containing medical cannabis.
 - (5) All cultivation, harvesting, processing and packaging of medical cannabis must take place in an enclosed, locked and secure facility with a physical address provided to the MDOH during the licensing and registration process. The facility shall be equipped with locks or other security devices that permit access only by agents of the medical cannabis establishment, emergency personnel or adults who are twenty-one (21) years of age and older and who are accompanied by medical cannabis establishment agents.
- 362 (6) No medical cannabis establishment other than a cannabis 363 processing facility or cannabis research facility may produce 364 cannabis concentrates, cannabis extractions, or other cannabis 365 products.
- 366 (7) A medical cannabis establishment may not share office 367 space with or refer patients to a practitioner.

368	(8)	Med	ical	canna	abis	estak	olishme	nts	are	subjec	t to
369	inspection	by	the	MDOR	and	MDOH	during	bus	sines	ss hour:	3.
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- 370 (9) Before medical cannabis may be dispensed to a 371 cardholder, a dispensary agent must:
- 372 (a) Require that the individual present a registry 373 identification card;
- 374 (b) Make a diligent effort to verify that the registry 375 identification card presented to the dispensary is valid;
 - (c) Make a diligent effort to verify that the person presenting the registry identification card is the person identified on the registry identification card presented to the dispensary agent using an independent, third-party age verification service which shall have at least a ninety-five percent (95%) accuracy rating according to national standards in order to be in compliance with the identification requirements of this section; and
- 383 (d) Not believe that the amount of medical cannabis 384 dispensed would cause the person to possess more than the 385 allowable amount of medical cannabis.
 - (10) A medical cannabis establishment shall not sell more than the allowable amount of medical cannabis to a cardholder. A resident cardholder shall not obtain more than a total of six (6) MMCEUs of allowable medical cannabis in a week from a dispensary or a combination of dispensaries. A resident cardholder shall not obtain more than a total of twenty-four (24) MMCEUs of allowable

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392 medical cannabis in thirty (30) days from a dispensary or a 393 combination of dispensaries.

The possession limit for resident cardholders of the allowable amount of medical cannabis shall be a total of twenty-eight (28) MMCEUs. There shall not be a possession limit on nonconsumable medical cannabis, including, but not limited to, suppositories, ointments, soaps, and lotions or other topical agents.

(11) For purposes of this chapter, total THC is defined as THCA multiplied by .877 plus THC Delta 9 and all other psychoactive forms or isomers of THC added together. A medical cannabis establishment shall not sell cannabis flower or trim that has a potency of greater than thirty percent (30%) total THC. A medical cannabis dispensary shall not sell cannabis tinctures, oils or concentrates that have a potency of greater than sixty percent (60%) total THC. Cannabis products that have a potency of over thirty percent (30%) total THC shall be clearly labeled as "extremely potent." Edible cannabis products, including food or drink products, that have been combined with usable cannabis or cannabis products shall be physically demarked and labeled with a clear determination of how much total THC is in a single-serving size and how much THC is in the entire package.

A medical cannabis product shall contain a notice of harm
regarding the use of cannabis products. Edible cannabis products
shall be homogenized to ensure uniform disbursement of

417 cannabinoids throughout the product. All molded edible cannabis 418 products shall be presented in the form of geometric shapes and shall not be molded to contain any images or characters designed 419 420 or likely to appeal to minors, such as cartoons, toys, animals or 421 children.

- 422 (12)A dispensary may not dispense more than the allowable 423 amount of cannabis to a registered qualifying patient or a 424 nonresident cardholder, directly or via a registered designated 425 caregiver. Dispensaries shall ensure compliance with this limitation by maintaining internal, confidential records that 426 427 include records specifying how much medical cannabis is being dispensed to the registered qualifying patient or nonresident 428 429 cardholder and whether it was dispensed directly to a registered 430 qualifying patient, nonresident cardholder or to the registered
- (13) A nonresident cardholder shall not obtain more than a 432 433 total of six (6) MMCEUs of allowable medical cannabis in a week from a dispensary or a combination of dispensaries. A nonresident 434 435 cardholder shall not obtain more than a total of twelve (12) 436 MMCEUs of allowable cannabis from a dispensary or a combination of 437 dispensaries in a fifteen-day period.
- 438 (14) A nonresident may apply to receive a nonresident 439 registry identification card up to thirty (30) days before arriving in Mississippi. A nonresident registry identification 440 card shall be valid for fifteen (15) days. After the expiration 441

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designated caregiver.

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of the card, a nonresident may apply for a renewal of the card and may be granted another card which shall be valid for another fifteen-day period. A nonresident registry identification card shall only be valid, at a maximum, for two (2) separate periods of fifteen (15) days in a three-hundred-sixty-five-day period. applicant may indicate on his or her application the specific time period that he or she wishes for the card to be valid. possession limit of the allowable amount of medical cannabis for nonresident cardholders shall be fourteen (14) MMCEUs.

(15) A medical cannabis dispensary agent or employee shall not issue a written certification. Employees and agents of a medical cannabis dispensary shall complete at least eight (8) hours of continuing education in medical cannabis as regulated by the MDOR in order to be certified to work at a medical cannabis dispensary. After the first year of employment, these employees shall complete five (5) hours of continuing education in medical cannabis annually to maintain this certification.

(16) Notwithstanding any other provision to the contrary, a patient with a debilitating medical condition who is between eighteen (18) years to twenty-five (25) years of age is not eligible for a medical cannabis registry identification card unless two (2) practitioners from separate medical practices have diagnosed the patient as having a debilitating medical condition after an in-person consultation. One (1) of these practitioners must be a physician or doctor of osteopathic medicine.

- If one (1) of the recommending practitioners is not the
 patient's primary care practitioner, the recommending practitioner
 shall review the records of a diagnosing practitioner. The
 requirement that the two (2) practitioners be from separate
 medical practices does not apply if the patient is homebound or if
 the patient had a registry identification card before the age of
 eighteen (18).
- 474 (17) A medical cannabis establishment shall not allow an 475 individual who is younger than twenty-one (21) years old to enter 476 the premises of the establishment unless the individual possesses 477 a registry identification card and is accompanied by his or her 478 legal guardian.
- 479 (18) A medical cannabis establishment shall only purchase, 480 grow, cultivate, and use cannabis that is grown and cultivated in 481 this state. Any medical cannabis that is grown and cultivated in 482 this state shall not be transported outside of this state.
- 483 Employees of all medical cannabis establishments shall (19)484 apply for a work permit with the MDOH and MDOR, as applicable, 485 before beginning employment with any establishment. The licensing 486 agency for the respective medical cannabis establishment may issue 487 work permits to these individuals. These licensing agencies shall 488 maintain a work registry of all applicants and work permits 489 issued. The fee for a work permit shall be Twenty-five Dollars (\$25.00) and the permit shall be valid for five (5) years. 490

- permits shall be the property of the employee and shall not be transferable to other employees.
- 493 (20) For purposes of this subsection, "plant growth
 494 regulator cannabis" shall mean a cannabis plant whose growth and
 495 structure has been modified using plant growth hormones. A
 496 cannabis cultivation facility shall not cultivate and a cannabis
 497 dispensary shall not sell, transfer or provide for consumption
 498 plant growth regulator cannabis.
- (21) A medical cannabis dispensary shall only make sales to cardholders inside the dispensary. A medical cannabis dispensary shall not sell or otherwise convey medical cannabis to a cardholder through the means of a drive-through, curbside delivery or other delivery outside the premises of the dispensary.
 - (22) Any and all contracts or agreements entered into by the MDOH and MDOR for information technology software, hardware, and/or services for the purpose of implementing and/or operating under the Mississippi Medical Cannabis Act shall include language reasonably limiting the ability of the vendor to escalate the ongoing cost of such software, hardware, and/or services during the term of the contract, including any amendments and/or extensions.
- 512 (23) The MDOR and MDOH shall not share the name, address or 513 personal data of a registry identification cardholder to any 514 federal government entity.

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SECTION $\underline{7}$. This act shall take effect and be in force from and after July 1, 2022.

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ST: Sellers of alternative nicotine products and package retailers; require to have a third-party age verification service.