

3. That presents a plan, along with an attestation, to ensure that:
 - i. At least 25% of its employees reside in any of the State's impact zones, and
 - ii. Among the employees who reside in impact zones, at least 25% reside in the impact zone nearest to the cannabis business's location or intended location.

(b) For a license issued based on an application with an impact zone employment plan pursuant to (a)3, above, failure of an Impact Zone Business to meet the requisite percentages of employees from an impact zone within 90 days of the commencement of operations of a cannabis business may result in the suspension or revocation of a license issued.

(c) An impact zone business shall submit, in its cannabis business license application or renewal, documentation verifying its impact zone business status, including evidence and attestations from any qualifying owner, passive investor, or employee proving the qualification of the person under the criteria of (a), above.

§ 17:30-6.6 SOCIAL EQUITY BUSINESSES

(a) "Social Equity Business" means a license applicant or license-holder that meets one of the following criteria:

1. More than 50% of the ownership interest of the license applicant or license-holder is held by one or more persons that demonstrate one of the following criteria:
 - i. At the time the initial application is submitted, have lived in an Economically Disadvantaged Area for 5 of the 10 preceding years; and
 - ii. Are, at the time the initial application is submitted and based on the preceding year's income, a member of a household that has a household income that is 80 percent or less of the average median household income in the State, as determined annually by the U.S. Census Bureau.
2. More than 50% of the ownership interest of the license applicant or license-holder is held by one or more persons who are eligible to be pronounced rehabilitated in accordance with N.J.A.C. 17:30-7.12(e), if necessary, and have been adjudicated delinquent for or convicted of, whether expunged or not, in this State, another state, or federally:
 - i. at least two marijuana- or hashish-related disorderly persons offenses, or
 - ii. at least one marijuana- or hashish-related indictable offense.

(b) A social equity business shall submit, in its cannabis business license application or renewal, documentation verifying its social equity business status, including an attestation from any qualifying owner or passive investor attesting to the qualification of the person under the criteria of paragraph (a).

§ 17:30-6.7 MICROBUSINESSES

(a) “Microbusiness” means a license applicant’s or license-holder’s cannabis business that:

1. Has a smaller footprint than a standard cannabis business, with respect to its business operations, capacity, and quantity of product, pursuant to subsection (f) of N.J.S.A. 24:6I-36 and this section.

(b) There shall not be any cap, limit or other numerical restriction on the number of microbusinesses authorized to operate a cannabis business. This prohibition on a cap, limit or other numerical restriction shall apply to every class of license issued.

(c) A microbusiness applicant for a conditional or annual license or a microbusiness license-holder:

1. Shall pay 50% of the amount of a standard license application, renewal, or other fee;
2. Shall not be required to have an attestation signed by a bona fide labor organization stating that the license applicant has entered into a labor peace agreement with such bona fide labor organization in any license application or as an ongoing material condition of maintaining a license; and
3. Shall meet all the following requirements regarding owners, passive investors, principals, and employees:
 - i. 100% of the ownership interest in the microbusiness license applicant or license-holder shall be held by current New Jersey resident(s) who have resided in the State for at least the past two consecutive years, at the time of application;
 - ii. At least 51% of the total number of persons included in the microbusiness license applicant or license-holder, including all owners, principals, and employees, shall be residents of either the municipality in which the microbusiness is or will be located, or of a municipality directly bordering such municipality, at the time of the application; and
 - iii. The microbusiness license applicant or license-holder shall employ no more than 10 employees at one time.
4. Shall have its entire microbusiness facility occupy an area of no more than 2,500 square feet;
 - i. The microbusiness facility shall include all areas within the premises that are a part of the microbusiness physical plant.
5. A microbusiness cannabis cultivator:
 - i. shall have a total cannabis grow area that does not exceed 2,500 square feet, measured on a horizontal plane, and 24 feet, measured vertically above that plane; and

- ii. shall possess a total of no more than 1,000 cannabis plants each month.
 - 6. A microbusiness cannabis manufacturer, shall acquire no more than 1,000 pounds of usable cannabis each month; and
 - 7. A microbusiness cannabis retailer, shall acquire for retail sale no more than 1,000 pounds of usable cannabis, or the equivalent amount in any form of cannabis product, or any combination thereof, each month.
- (d) A microbusiness holding an annual license shall not sell or transfer its license; and
- (e) A microbusiness holding an annual license may submit an application to convert from a microbusiness to a standard cannabis business and expand beyond the requirements of this section, pursuant to N.J.A.C. 17:30-7.15.

§ 17:30-6.8 LIMITATIONS ON LICENSE APPLICANTS, LICENSE-HOLDERS, OWNERS, PRINCIPALS, PASSIVE INVESTORS, FINANCIAL SOURCES, MANAGEMENT SERVICES CONTRACTORS, AND VENDOR-CONTRACTORS

- (a) The license-holder is the party that has responsibility and liability for the conduct of the cannabis business(s).
- (b) A license applicant or license-holder shall not be established as a trust.
- (c) A license applicant or license-holder shall only have, at most, one open and pending cannabis business license application for each class of license at one time and may only hold cannabis business licenses in accordance with the limitations in this section.
- 1. A license applicant or license-holder may abandon a license application, by providing written notice to the Commission, in order to accept another license or submit a new license application.
- (d) During the 24-month period following February 22, 2021:
- 1. A license-holder and its owners and principals may concurrently hold one cannabis cultivator and one cannabis manufacturer license;
 - 2. A license-holder and its owners and principals may hold one cannabis retailer license and may not hold any other license concurrent with a cannabis retailer license;
 - 3. A license-holder and its owners and principals may hold one cannabis distributor license and may not hold any other license concurrent with a cannabis distributor license; or
 - 4. A license-holder and its owners and principals may hold one cannabis delivery service license and may not hold any other license concurrent with a cannabis delivery service license; and
 - 5. A license-holder and its owners and principals that have an expanded ATC license may concurrently hold a cannabis cultivator, cannabis manufacturer, a cannabis