

1.1 ..... moves to amend H.F. No. 4387 as follows:

1.2 Page 1, after line 5, insert:

1.3 "Sec. .... Minnesota Statutes 2020, section 152.22, is amended by adding a subdivision to  
1.4 read:

1.5 Subd. 1a. **Bona fide labor organization.** "Bona fide labor organization" means a labor  
1.6 union that represents or is actively seeking to represent workers of a medical cannabis  
1.7 manufacturer.

1.8 Sec. .... Minnesota Statutes 2020, section 152.22, is amended by adding a subdivision to  
1.9 read:

1.10 Subd. 5d. **Labor peace agreement.** "Labor peace agreement" means an agreement  
1.11 between a medical cannabis manufacturer and a bona fide labor organization that protects  
1.12 the state's interests by, at a minimum, prohibiting the labor organization from engaging in  
1.13 picketing, work stoppages, or boycotts against the manufacturer. This type of agreement  
1.14 shall not mandate a particular method of election or certification of the bona fide labor  
1.15 organization."

1.16 Page 1, line 8, after "four" insert "and up to ten"

1.17 Page 1, line 21, after the period, insert "(b) An individual or entity seeking registration  
1.18 or registration renewal under this subdivision must apply to the commissioner in a form  
1.19 and manner established by the commissioner. As part of the application, the applicant must  
1.20 submit an attestation signed by a bona fide labor organization stating that the applicant has  
1.21 entered into a labor peace agreement. Before accepting applications for registration or  
1.22 registration renewal, the commissioner must publish on the Office of Medical Cannabis  
1.23 website the application scoring criteria established by the commissioner to determine whether  
1.24 the applicant meets requirements for registration or registration renewal."

- 2.1 Page 2, line 1, strike "(b)" and insert "(c)"
- 2.2 Page 2, line 4, delete "and"
- 2.3 Page 2, line 6, delete everything after "state" and insert "; and"
- 2.4 Page 2, delete line 7 and insert:
- 2.5 "(3) the manufacturer must fulfill commitments made in the application for registration
- 2.6 or registration renewal, including but not limited to maintenance of a labor peace agreement."
- 2.7 Page 2, line 8, strike "(c)" and insert "(d)"
- 2.8 Page 2, line 18, strike "and"
- 2.9 Page 2, line 20, strike the period and insert "₂"
- 2.10 Page 2, after line 20, insert:
- 2.11 "(7) the manufacturer's inclusion of leadership or beneficial ownership, as defined in
- 2.12 section 302A.011, subdivision 41, by:
- 2.13 (i) minority persons as defined in section 116M.14, subdivision 6;
- 2.14 (ii) women;
- 2.15 (iii) individuals with disabilities as defined in section 363A.03, subdivision 12; or
- 2.16 (iv) military veterans who satisfy the requirements of section 197.447;
- 2.17 (8) the extent to which registering the manufacturer or renewing the registration will
- 2.18 expand service to a currently underserved market;
- 2.19 (9) the extent to which registering the manufacturer or renewing the registration will
- 2.20 promote development in a low-income area as defined in section 116J.982, subdivision 1,
- 2.21 paragraph (e);
- 2.22 (10) beneficial ownership, as defined in section 302A.011, subdivision 41, of the
- 2.23 manufacturer by Minnesota residents; and
- 2.24 (11) other factors the commissioner determines are necessary to protect patient health
- 2.25 and ensure public safety.
- 2.26 (e) Commitments made by an applicant in its application for registration or registration
- 2.27 renewal, including but not limited to maintenance of a labor peace agreement, shall be an
- 2.28 ongoing material condition of maintaining a manufacturer registration."
- 2.29 Page 2, line 21, strike "(d)" and insert "(f)"

3.1 Page 2, after line 30, insert:

3.2 "Sec. .... Minnesota Statutes 2020, section 152.25, is amended by adding a subdivision to  
3.3 read:

3.4 Subd. 1d. **Background study.** (a) Before the commissioner registers a manufacturer or  
3.5 renews a registration, each officer, director, and controlling person of the manufacturer  
3.6 must consent to a background study and must submit to the commissioner a completed  
3.7 criminal history records check consent form, a full set of classifiable fingerprints, and the  
3.8 required fees. The commissioner must submit these materials to the Bureau of Criminal  
3.9 Apprehension. The bureau must conduct a Minnesota criminal history records check, and  
3.10 the superintendent is authorized to exchange fingerprints with the Federal Bureau of  
3.11 Investigation to obtain national criminal history record information. The bureau must return  
3.12 the results of the Minnesota and federal criminal history records checks to the commissioner.

3.13 (b) The commissioner must not register a manufacturer or renew a registration if an  
3.14 officer, director, or controlling person of the manufacturer has been convicted of, pled guilty  
3.15 to, or received a stay of adjudication for:

3.16 (1) a violation of state or federal law related to theft, fraud, embezzlement, breach of  
3.17 fiduciary duty, or other financial misconduct that is a felony under Minnesota law or would  
3.18 be a felony if committed in Minnesota; or

3.19 (2) a violation of state or federal law relating to unlawful manufacture, distribution,  
3.20 prescription, or dispensing of a controlled substance that is a felony under Minnesota law  
3.21 or would be a felony if committed in Minnesota."

3.22 Renumber the sections in sequence and correct the internal references

3.23 Amend the title accordingly