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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 1881 Session of  
2023

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INTRODUCED BY BULLOCK, MADDEN, BURGOS, KHAN, McANDREW, DONAHUE,  
KAZEEM AND SANCHEZ, DECEMBER 5, 2023

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REFERRED TO COMMITTEE ON HEALTH, DECEMBER 5, 2023

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AN ACT

1 Amending the act of April 17, 2016 (P.L.84, No.16), entitled "An  
2 act establishing a medical marijuana program; providing for  
3 patient and caregiver certification and for medical marijuana  
4 organization registration; imposing duties on the Department  
5 of Health; providing for a tax on medical marijuana  
6 organization gross receipts; establishing the Medical  
7 Marijuana Program Fund; establishing the Medical Marijuana  
8 Advisory Board; establishing a medical marijuana research  
9 program; imposing duties on the Department of Corrections,  
10 the Department of Education and the Department of Human  
11 Services; and providing for academic clinical research  
12 centers and for penalties and enforcement," in preliminary  
13 provisions, further providing for definitions; in medical  
14 marijuana organizations, providing for additional dispensary  
15 permits authorized; and, in administration, providing for  
16 available licenses.

17 The General Assembly of the Commonwealth of Pennsylvania  
18 hereby enacts as follows:

19 Section 1. Section 103 of the act of April 17, 2016 (P.L.84,  
20 No.16), known as the Medical Marijuana Act, is amended by adding  
21 definitions to read:

22 Section 103. Definitions.

23 The following words and phrases when used in this act shall  
24 have the meanings given to them in this section unless the  
25 context clearly indicates otherwise:

1 \* \* \*

2 "Disadvantaged business." A business that is owned or  
3 controlled by a majority of persons, not limited to members of  
4 minority groups, who are subject to racial or ethnic prejudice  
5 or cultural bias.

6 \* \* \*

7 "Diverse business." A disadvantaged business, minority-owned  
8 or women-owned business or service-disabled veteran-owned or  
9 veteran-owned small business that has been certified by a third-  
10 party certifying organization as defined in section 615(d).

11 \* \* \*

12 "Small business." An independently owned and operated for-  
13 profit business that employs 100 or fewer employees and not a  
14 subsidiary or affiliate of a corporation.

15 \* \* \*

16 Section 2. The act is amended by adding a section to read:  
17 Section 617. Additional dispensary permits authorized.

18 The department shall issue an additional dispensary permit in  
19 each region established under section 603(d) to an applicant  
20 that is any of the following:

21 (1) A disadvantaged business.

22 (2) A diverse business.

23 (3) A small business.

24 Section 3. Section 1106 of the act is amended to read:

25 Section 1106. [(Reserved).] Available licenses.

26 The department shall:

27 (1) No later than December 5 of each year, publish a  
28 list of the surrendered or revoked licenses under this  
29 chapter on the department's publicly accessible Internet  
30 website.

1           (2) No later than January 15 of each year, accept  
2           applications for the licenses that appear on the list under  
3           paragraph (1), submitted by an applicant that is any of the  
4           following:

5                   (i) A disadvantaged business.

6                   (ii) A diverse business.

7                   (iii) A small business.

8           Section 4. This act shall take effect in 120 days.