

Sen. Bradley, Dist 3
Sen. Carson, Dist 14
Sen. Rosenwald, Dist 13
Sen. Abbas, Dist 22
May 23, 2024
2024-2176s
09/08

Floor Amendment to HB 1633-FN-A

1 Amend RSA 318-F:9 as inserted by section 5 of the bill by replacing it with the following:

2

3 318-F:9 Lawful Operation of Cannabis-Related Facilities.

4 I. The following acts shall not be illegal under New Hampshire law nor shall they be a basis
5 for the seizure or forfeiture of assets under New Hampshire law if:

6 (a) The act is undertaken by a person or business entity that possesses a current, valid
7 license defined in RSA 126-X, RSA 318-F:1, VI, VII, X, XII, XIII, or XIV;

8 (b) The person is acting in his or her capacity as an owner, employee, or agent of such a
9 person or business entity; and

10 (c) The act is within the scope of activities authorized by the respective license as
11 defined in subparagraphs (1)-(8):

12 (1) An “alternative treatment center” registered pursuant to RSA 126-X shall be
13 entitled legally to sell, offer for sale, transfer, transport, and deliver therapeutic grade cannabis
14 products to cannabis establishments.

15 (2) A “cannabis cultivation facility” license or “cultivation facility” license as defined
16 in RSA 318-F:1, VI, shall entitle the person or business entity possessing such license legally to
17 cultivate, harvest, process, package, transport, distribute, display, and possess cannabis; to obtain or
18 purchase cannabis seeds, clones, and seedlings from any adult 21 years of age or older; to deliver or
19 transfer cannabis to a cannabis testing facility; to sell or transfer cannabis that has not been
20 processed into cannabis concentrate or other cannabis product to cannabis cultivation facilities,
21 cannabis product manufacturing facilities, and cannabis retail stores; and to obtain or purchase
22 cannabis from a cannabis cultivation facility.

23 (3) A “cannabis distributor” license as defined in RSA 318-F:1, VII or a “cannabis
24 transporter” license as defined in RSA 318-F:1, XV, shall entitle the person or business entity
25 possessing such license legally to possess, obtain, cultivate, process, store, transport, distribute, and
26 receive cannabis obtained from a cannabis establishment.

27 (4) A “cannabis product manufacturing facility” license as defined in RSA 318-F:1, X,
28 shall entitle the person or business entity possessing such license legally to package, process,
29 transport, manufacture, display, and possess cannabis and cannabis products; to deliver or transfer
30 cannabis and cannabis products to a cannabis testing facility; to sell cannabis and cannabis products

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1 to cannabis retail stores and cannabis product manufacturing facilities; to purchase or obtain
2 cannabis from cannabis cultivation facilities and cannabis production facilities; and to purchase or
3 obtain cannabis or cannabis products from a cannabis product manufacturing facility.

4 (5) A “cannabis production facility” license as defined in RSA 318-F:1, XII, shall
5 entitle the person or business entity possessing such license legally to cultivate, prepare, and
6 package cannabis and manufacture, prepare, and package cannabis products within the same
7 premises; to transport and sell cannabis to other cannabis production facilities, cannabis cultivation
8 facilities, cannabis product manufacturing facilities, and cannabis retail stores, but not to
9 consumers; and to transport and sell cannabis products to other cannabis production facilities,
10 cannabis product manufacturing facilities, and cannabis retail stores, but not to consumers.

11 (6) A “cannabis retail store” license as defined in RSA 318-F:1, XIII, shall entitle the
12 person or business entity possessing such license legally to possess, display, warehouse, transport,
13 and distribute cannabis and cannabis products; to obtain or purchase cannabis from cannabis
14 cultivation facilities and cannabis production facilities; to deliver or transfer cannabis to a cannabis
15 testing facility; to obtain or purchase cannabis or cannabis products from cannabis product
16 manufacturing facilities and cannabis production facilities; to obtain or purchase therapeutic grade
17 cannabis products from an alternative treatment center; to sell cannabis or cannabis products to an
18 adult who is 21 years of age or older; to sell therapeutic grade cannabis products to qualified patients
19 and designated caregivers as defined in RSA 126-X:1; to distribute cannabis and cannabis products
20 to other cannabis retail stores; and to distribute therapeutic grade cannabis to alternative treatment
21 centers.

22 (7) A “cannabis testing facility” license as defined in RSA 318-F:1, XIV, shall entitle
23 the person or business entity possessing such a license legally to possess, test, store, transport,
24 receive, and display cannabis and cannabis products.

25 (8) A “cannabis establishment” license as defined in RSA 318-F:1, IX, shall entitle
26 the person or business possessing such license legally to engage in any activities involving cannabis
27 or cannabis products that are within the scope of the activities allowed by the commission for that
28 type of cannabis establishment.

29 II. Leasing or otherwise allowing the use of property owned, occupied, or controlled by any
30 person, corporation, or other entity for any of the activities conducted lawfully in accordance with
31 this chapter shall not for that reason be unlawful.

32 III. It shall not be illegal under New Hampshire law to sell, offer for sale, transfer,
33 transport, or deliver cannabis to establishments licensed to process or sell cannabis under the laws
34 of other states if the person or business entity has obtained a current, valid license to operate a
35 cannabis transporter, cannabis distributor, cannabis product manufacturing facility, cannabis
36 production facility, or cannabis cultivation facility, or is acting in his or her capacity as an owner,
37 employee, or agent of a cannabis transporter, cannabis distributor, cannabis product manufacturing

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1 facility, cannabis production facility, or cannabis cultivation facility, and marijuana is no longer
2 scheduled as a controlled substance as defined under the Federal Controlled Substances Act, 21
3 U.S.C. section 801, et. seq.