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From: Speaker's Office <speaker@guamlegislature.org>
Sent: Thursday, December 3, 2020 4:22 PM
To: Clerks Office
Cc: Rennae Meno
Subject: M&C Fwd: CCB Meeting Attendance, Minutes & Agendas
Attachments: 2019.11.05CCBoardMeeting 8th.pdf; 2019.12.10CCBoardMeeting 9th.pdf; 2020.01.07CCBoardMeeting 10th.pdf; 2020.01.14CCBoardMeeting 11th.pdf; 2020.01.21CCBoardMeeting 12th.pdf; 2020.02.04CCBoardMeeting 13th.pdf; 2020.02.13CCBoardMeeting 14th.pdf; 2020.02.20CCBoardMeeting 15th.pdf; 2020.03.05CCBoardMeeting 16th.pdf; 2020.07.08CCBoardMeeting 17th.pdf; 2020.07.30CCBoardMeeting 18th.pdf; 2020.08.10CCBoardMeeting 19th.pdf; 2019.04.30CCBoardMeeting 1st.pdf; 2019.05.14CCBoardMeeting 2nd.pdf; 2019.05.28CCBoardMeeting 3rd.pdf; 2019.06.11CCBoardMeeting 4th.pdf; 2019.07.09CCBoardMeeting 5th.pdf; 2019.08.13CCBoardMeeting 6th.pdf; 2019.09.10CCBoardMeeting 7th.pdf

12/03/20	8:57 AM	12/03/20	Cannabis Control Board Meeting Attendance, Minutes & Agendas for the period of April 30, 2019 through August 10, 2020.*	Department of Revenue and Taxation	35GL-20-2476

Sinseru yan Minagåhet,

Office of the Speaker • Tina Rose Muña Barnes
Committee on Public Accountability, Human Resources & the Guam Buildup

35th Guam Legislature
I Mina'trentai Singko na Liheslaturan Guåhan

Guam Congress Building | 163 Chalan Santo Papa | Hagatna, GU 96910
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Gumai pribilehu yan konfedensia este siha na mensåhi. Solo espesiåtmente para hågu ma entensioña pat ma aturisa para unrisibi. Sen prubidu kumu ti un ma aturisa para manribisa, na'setbe, pat mandespåtcha. Yanggen lachi rinisibu-mu nu este na mensåhi , put fabot ago' guatu gi I numa'huyong gi as speaker@guamlegislature.org yan despues destrosa todu siha I kopian mensåhi. Si Yu'os ma'åse'.

---------- Forwarded message ---------
From: **Gerard Aflague** <Gerard.Aflague@revtax.guam.gov>
Date: Thu, Dec 3, 2020 at 8:57 AM
Subject: CCB Meeting Attendance, Minutes & Agendas
To: speaker@guamlegislature.org <speaker@guamlegislature.org>, michael.weakley@guam.gov <michael.weakley@guam.gov>
Cc: Craig Camacho <Craig.Camacho@revtax.guam.gov>, Vicente S. Bautista <Vicente.Bautista@revtax.guam.gov>, Joseph P. San Agustin <Joseph.SanAgustin@revtax.guam.gov>, Millie Lujan <Millie.Lujan@revtax.guam.gov>

Hafa Adai,

Attached is the Cannabis Control Board meeting's attendance sheets, approved minutes and meeting agendas from: April 30, 2019 through August 10, 2020

Respectfully,

Gerard T. Aflague | Compliance Inspector II

Compliance Branch | Regulatory Division

Department of Revenue & Taxation

T: (671) 653-1806 | gerard.aflague@revtax.guam.gov

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Guam Department of Revenue and Taxation
Cannabis Control Board Regular Meeting
Large Conference Room | Ricardo J. Bordallo Governor's Complex, Hagatna
Meeting Date: April 30, 2019 |Time: 1:00pm

	Board Members	Position Title	Signature
1	Chelsa Muna-Brecht	Director, Department of Agriculture	
2	Linda U. DeNorcey	Director, Department of Public Health & Social Services	
3	Dafne Mansapit-Shimizu	Director, Department of Revenue & Taxation	
4	Theresa Arriola	Director, Guam Behavioral Health & Wellness Center	
5	Chief Stephen Ignacio	Guam Police Department	
6	Pilar Laguana	Director, Guam Visitor Bureau	
7	Ursula Herrera	Member	
8	Atty. Vanessalee Williams	Member	
9	William M. Parkinson	Member	

This is to certify that the above information is true and correct:

Board Secretary

4/30/2019

Cannabis Control Board
Meeting Minutes
April 30, 2019

Opening
The regular board meeting of the Cannabis Control Board was called to order at 1:12 P.M. on April 30, 2019, impaneled by Adrian Cruz.
Location: Large Conference Room, Ricardo J. Bordallo Governor's Complex, Hagatña.

Attendees Present:
Vanessa Williams
Stephen Ignacio
Theresa Arriola
Dafne M. Shimizu
Ursula Herrera
Chelsa Muña-Brecht
Linda U. DeNorcey
Pilar Laguaña
Adrian Cruz
William Parkinson

New Business
Nominations

- Ms. Shimizu: In reference to PL 35-5, Guam Cannabis Industry Act of 2019, section 9105 states that members shall select Chairperson and Vice-chairperson, voting proceeds:
    - Adrian Cruz accepts requests for nominations. Linda U. DeNorcey nominates Vanessa Williams for Chairperson and Dafne M. Shimizu for Vice Chairperson. Nominations are accepted. Mr. Parkinson seconds the motion.
        - *Board approves unanimously. Motion carried.*
- Chairperson Williams calls for nominations for board secretary
    - Ms. Arriola nominates Chelsa Muña-Brecht; Ms. Muña Brecht accepts. Chairperson Williams asks for other nominations, Ms. Muña-Brecht nominates Ursula Herrera. Ms. Herrera accepts. Ms. Muña-Brecht declines and defers to Ms. Herrera.
        - *Ms. Shimizu moves to have Ursula Herrera serve as secretary of the board. Ms. DeNorcey seconds the motion. Motion carried.*

Doc. No. 35GL-20-2476.*

- **Chairperson Williams:**
  - Create a timeline to adopt rules and regulations. Under the law, there is a statutory mandate to have it completed within a year of when law was enacted.
    - April 3, 2020 proposed date of completion.
  - Create 4 subcommittees:
    1. Rules and Regulations
    2. Lab Exploratory
       - Adrian Cruz indicates that GEDA will offer its assistance in regulating the lab.
    3. Economics
    4. Public Awareness
  - Discussions on chair recommendations for each of the 4 subcommittees.
    - Subcommittee members and motions:

1. Rules and Regulations: Ms. Shimizu (DRT), Ms. Muña-Brecht (DOAg.), Ms. DeNorcey (DPHSS), and Mr. Parkinson.
   - *Ms. Arriola motions to have Rules and Regulations subcommittee chaired and co chaired by Department of Revenue and Taxation (DRT) and Department of Public Health and Social Services (DPHSS). Ms. Shimizu seconds the motion. Motion carried.*
2. Lab Exploratory: Ms. Muña-Brecht (DofAg.)
   - *Ms. Arriola motions to have Department of Agriculture chair the Lab Exploratory subcommittee. Ms. Shimizu seconds the motion. Motion carried.*
3. Economics- Ms. Laguaña (GVB); Ms. Laguaña will invite Guam Economic Development Authority (GEDA) to join subcommittee.
   - *Ms. Arriola motions to have Guam Visitors Bureau (GVB) to chair Economics subcommittee, which will include GEDA as an invitee. Ms. Shimizu seconds the motion. Motion carried.*
4. Public Awareness: Ms. Arriola (GBHWC), Mr. Stephen Ignacio (GPD), and Mr. Parkinson.
   - *Ms. Arriola moves to have Guam Behavioral Health and Wellness Center (GBHWC) chair Public Awareness subcommittee to include Guam Police Department (GPD)*

and Mr. William Parkinson. Ms. Shimizu seconds the motion. Motion carried.

- Subcommittee reports- Ms. Shimizu states that law requires Department of Revenue and Taxation (DRT) to provide staff support to board secretary. DRT will work with Ms. Herrera to ensure that subcommittee reports are available at the monthly board meetings. Chairperson Williams requests that subcommittee reports be submitted electronically a day in advance.

- Chairperson Williams tasks board with reviewing Section 8120; Adopting baseline data study from the Guam State Epidemiological Profile, pg. 68 (Handout 1)
    - Ms. DeNorcey is looking into obtaining an updated survey and will provide copies at the next board meeting.

***1:32 P.M. - Major Andrew Quitugua enters to sit in for Chief Ignacio.*

- Monthly meeting schedule
    - Tentative May 14, 2019 1 P.M.
        - Ms. Laguaña will be off island, will send a representative.
- Chairperson Williams opens the floor to members for any discussions:
    - Mr. Parkinson poses a question on behalf of community members:
        - Can licenses be applied for while in the process of completing their facilities?
            - Ms. Shimizu states that the rules and regulations need to be completed before any licensing can be issued.
        - Is it acceptable for growers to help other people grow cannabis plants?
            - Adrian Cruz states that it is acceptable as long as the landowners' consents.
            - Chairperson Williams further states that per the law, CCB does not regulate personal cultivation of cannabis. CCB jurisdiction is over licensing growers, lab testers and manufacturers.
            - Adrian Cruz recommends compiling FAQ's for Public Awareness subcommittee.

Open Discussions/Announcements

Public comment by general public

August Fest suggests using the $750,000 in funds to exploring other concepts as in other states and keeping committees together. Notes that it is unnecessary to have on island testing, suggests that board can ship them off island. Postal code lists similar DEA exemptions, which proves that controlled substances can be shipped through the mail.

Medical Marijuana Meeting will be held on Wednesday, May 8, 2019 at 9 A.M., small conference room, Governor's complex.

Adjournment

The Cannabis Control Board meeting was adjourned at 1:43 P.M.

Prepared by:

Ursula Herrera
Secretary

Noted by:

Atty. Vanessa Williams
Chairperson

Cannabis Control Board Agenda
Inaugural Meeting
April 30, 2019

I. Call to Order - Mr. Adrian Cruz, Senior Policy Advisor, Office of the Governor

II. Introduction of Commissioners
- Department of Revenue and Taxation
- Department of Agriculture
- Department of Public Health and Social Services
- Guam Behavioral Health and Wellness Center
- Guam Visitors Bureau
- Guam Police Department
- Ms. Ursula Herrera
- Mr. William Parkinson
- Ms. Vanessa Williams, Esq.

III. Nomination of Chair & Vice-Chair

IV. Subcommittee Formation
- Lab exploratory
- Rules & Regs.
- Economic
- Awareness Campaign

V. Open Forum
- *Guam State Epidemiological Profile*; Dr. Annette M. David, on behalf of the Guam State Epidemiological Outcomes Workgroup (SEOW)

VI. Adjournment

CANNABIS CONTROL BOARD

Regular Meeting | April 30, 2019 | 1:00pm
Large Conference Room | Ricardo J. Bordallo Governor's Complex, Hagatna

I. **Call to Order**

II. **Roll Call of Members / Quorum**

III. **New Business**
   a. Attachment 1 Page No. 22 - Public Law 35-5: Guam Cannabis Industry Act of 2019
      i. § 9105. Meetings of Board; Quorum; Chairperson, Vice Chairperson.
         1. Chairperson
         2. Vice Chairperson
         3. Monthly Meeting Schedule
   b. Attachment 1 Page 14 - § 8110. Rulemaking.
   c. Attachment 1 Page 22 - § 9107. Duties of Board.
   d. Attachment 2 - 5 GCA, Chapter 8, Open Government Law
   e. Attachment 3 - 5 GCA, Chapter 43, Boards & Commissions

IV. **Open Discussion / Announcements**

V. **Adjournment**

Guam Department of Revenue and Taxation
Cannabis Control Board Regular Meeting
Large Conference Room | Ricardo J. Bordallo Governor's Complex, Hagatna
Meeting Date: May 14, 2019 |Time: 1:30pm

	Board Members	Position Title	Signature
1	Chelsa Muna-Brecht	Director, Department of Agriculture	
2	Linda U. DeNorcey	Director, Department of Public Health & Social Services	
3	Dafne Mansapit-Shimizu	Director, Department of Revenue & Taxation (Vice Chairperson)	
4	Theresa Arriola	Director, Guam Behavioral Health & Wellness Center	
5	Chief Stephen Ignacio	Guam Police Department	
6	Pilar Laguana	Director, Guam Visitor Bureau	
7	Ursula Herrera	Board Secretary	
8	Atty. Vanessalee Williams	Board Chairperson	
9	William M. Parkinson	Member	

This is to certify that the above information is true and correct:

Board Secretary

5/14/2019

Cannabis Control Board
Meeting Minutes
May 14, 2019

Opening
Chairperson Williams called the regular board meeting of the Cannabis Control Board to order at 1:36 p.m. on May 14, 2019.
Location: Large Conference Room, Ricardo J. Bordallo Governor's Complex, Hagatña.

Attendees Present:
Vanessa Williams
Stephen Ignacio
Theresa Arriola
Dafne M. Shimizu
Ursula Herrera
Chelsa Muña-Brecht
Linda U. DeNorcey
William Parkinson
Pilar Laguaña (Arrived at 1:42 p.m.)

Approval of Minutes
- The minutes of the April 30, 2019 meeting were unanimously approved as distributed.

Old Business
- Adoption of 2016 Guam State Epidemiological Profile Baseline Study pursuant to Title 11 G.C.A. § 8120:
    - Director DeNorcery provided an updated data, see Appendix A
        - Island wide behavioral risk factor interviews are currently being conducted.
    - ➢ Action: Director Ignacio (GPD) will provide the data on marijuana use and confiscations at the next board meeting.

New Business/Committee Reports
- Rules and Regulations
    - Vice Chair Shimizu and Director DeNorcey reports:
        - Met on May 7, 2019 at 1p.m.
        - Report submitted, see Appendix B.

        - Vice Chair Shimizu requests the presence of a representative of the Attorney General's office to be present at the CCB board meetings to offer guidance.
    - Director Parkinson leads discussion on the need of clarifying the curing amendment.
        - Submits attachment, FAQ's. See Appendix C.
        - Director DeNorcey asks that any questions regarding medicinal cannabis be sent to her.
    - Non-resident consumption, i.e., tourists (smoking, vaping)
        - Action: Review the Natasha Protection Act.
        - Action: Economic sub committee will address concerns as it pertains to tourism.

- Lab Exploratory
    - Director Muña-Brecht reports:
        - Not impaneled as they are in the informational collecting stage.
            - Currently working on establishing requirements for the lab facility and finding interested parties (cost requirements). Information will be funneled over to GEDA and the economic committee.
- Economic
    - Director Laguaña reports:
        - Due to conflicting schedules, meeting was cancelled and will be rescheduled to either May 24 or May 31.
        - Committee Update report submitted, see Appendix D.
        - Guam Visitors Bureau Independent Economic Impact Study timeline submitted, see Appendix E.
- Public Awareness
    - Director Arriola reports:
        - Met on May 6, 2019 at 10:30 a.m.
        - Report submitted, see Appendix F.
        - Next meeting will be held on May 21, 2019 at 10:30 a.m., GBHWC Director's Conference room.
        - Asks that any other FAQ's be sent to her for future PSA campaigns.

- ❖ Chairperson Williams asks that sub committees include Adrian Cruz from the Governor's Office in all communications and extend invitation to committee meetings.

Open Discussions/Announcements

- Chairperson Williams: Meetings will be held bi-monthly on the 2nd and 4th Tuesdays.
- The next CCB regular board meeting will be on May 28, 2019 at 1:30 p.m.

Adjournment

The Cannabis Control Board meeting was adjourned at 2:44 p.m.

Prepared by:

Ursula Herrera
Secretary

Noted by:

Atty. Vanessa Williams
Chairperson

CANNABIS CONTROL BOARD

Regular Meeting | May 14, 2019 | 1:30 P.M.
Large Conference Room | Ricardo J. Bordallo Governor's Complex, Hagatña

I. **Call to Order**

II. **Roll Call of Members / Quorum**

III. **Approval of minutes for April 30, 2019 Meeting**

IV. **Old Business**

V. **New Business**
   a. Subcommittee reports

VI. **Open Discussion / Announcements**

VII. **Adjournment**

Guam Department of Revenue and Taxation
Cannabis Control Board Regular Meeting
Large Conference Room | Ricardo J. Bordallo Governor's Complex, Hagatna
Meeting Date: May 28, 2019 |Time: 1:30pm

	Board Members	Position Title	Signature
1	Chelsa Muna-Brecht	Director, Department of Agriculture	
2	Linda U. DeNorcey	Director, Department of Public Health & Social Services	
3	Dafne Mansapit-Shimizu	Director, Department of Revenue & Taxation (Vice Chairperson)	
4	Theresa Arriola	Director, Guam Behavioral Health & Wellness Center	
5	Chief Stephen Ignacio	Guam Police Department	
6	Pilar Laguana	Director, Guam Visitor Bureau	for Pilar
7	Ursula Herrera	Board Secretary	
8	Atty. Vanessalee Williams	Board Chairperson	
9	William M. Parkinson	Member	

This is to certify that the above information is true and correct:

Board Secretary

5/28/2019

Cannabis Control Board
Meeting Minutes
May 28, 2019

Opening
Chairperson Williams called the regular board meeting of the Cannabis Control Board to order at 1:45 p.m. on May 28, 2019.
Location: Large Conference Room, Ricardo J. Bordallo Governor's Complex, Hagatña.

Attendees Present:
Vanessa Williams (Appointee)
Stephen Ignacio (GPD)
Theresa Arriola (GBHWC)
Dafne M. Shimizu (DRT)
Ursula Herrera (Appointee)
Nico A.C. Fujikawa- GVB Director Pilar Laguaña's designee, see appendix A.
Adrian Cruz (Gov. Office)

Apologies:
Chelsa Muña-Brecht (DofAg.)
Linda U. DeNorcey (DPHSS)
William Parkinson (Appointee)
Pilar Laguaña (GVB)

Approval of Minutes
- The minutes of the May 14, 2019 meeting were unanimously approved as distributed.

Old Business
- Review of Natasha Protection Act, see appendix B.
    - Vice Chair Shimizu: Bill 138-35- Amendment has been introduced to the Legislature to include all electronic smoking devices (i.e., vaping)
    - Director Arriola: Recommends testifying at the upcoming public hearing to include rental cars to prohibited smoking areas, Section 4 §90105.
        - ➢ Action: Chairperson Williams requests that the considered testimony be moved to the Economic subcommittee.
    - Adrian Cruz: Tobacco products sold on Guam cannot include cannabis related products.
- Amendments to the agenda
    - Chairperson Williams: Include Marijuana use and confiscations data as provided by Director Ignacio to Old Business, see appendix C.

- *Director Arriola moves to include a second agenda item; Marijuana use and confiscations data as provided by Director Ignacio to Old Business. Director Fujikawa seconds the motion. Motion carried.*

- Marijuana use and seizures data, as provided by Director Ignacio, titled 'Summary: Drug Seizure Data 2008-2017', see appendix C.
  - Chairperson Williams requests data on marijuana arrests.
    - ➢ Action: Director Ignacio will provide data on marijuana arrests to be presented at the next CCB meeting.

New Business/Committee Reports

- Rules and Regulations
  - Vice Chair Shimizu reports:
    - Committee will be meeting tomorrow, May 29, 2019 at 2p.m. in the DRT conference room.
    - Medical Cannabis rules and regulations will be sent electronically to familiarize board.
    - At the recommendation of the Attorney General, submit any legal questions to the AG's office. They are unable to attend CCB meetings at present time.
      - Director Ignacio adds that he was advised by the AG office to funnel questions to Carlina Charfauros.
- Lab Exploratory
  - Adrian Cruz, on behalf of Director Muña-Brecht:
    - First meeting will be held on June 1, 2019; further details will be emailed to board.
- Economic
  - Director Fujikawa reports:
    - First meeting will be held on May 31, 2019 at 3p.m. in the GVB main conference room.
- Public Awareness
  - Director Arriola reports:
    - Meeting was rescheduled. Meeting schedule is as follows: 1st and 3rd Tuesdays of the month.
    - Takeaways from attending the Prevention Technology Transfer Initiative meeting:
      - Met with Joe Eberstein from the San Diego County Marijuana Prevention Initiative (MPI). He offered advisement and provided toolkits that Guam can mirror.
    - ➢ Action: Director Ignacio will reach out to DEA for guidance on differentiating between THC, CBD, and Hemp.

- Action: At the request of Chairperson Williams, Director Ignacio will ask the AG's office for guidance on §9107(n). He will invite AG spokesperson Carlina Charfauros to the next CCB meeting.

Open Discussions/Announcements

- Chairperson Williams will be off island from June 7th-21st; Vice Chair Shimizu will be the acting chair.
- The next CCB regular board meeting will be on June 11, 2019 at 1:30 p.m.
- Send all committee reports to Craig Camacho (DRT).

Adjournment

The Cannabis Control Board meeting was adjourned at 2:19 p.m.

Prepared by:

Ursula Herrera
Secretary

Noted by:

Dafne M. Shimizu
Vice Chairperson

CANNABIS CONTROL BOARD

Regular Meeting | May 28, 2019 | 1:30pm

Large Conference Room | Ricardo J. Bordallo Governor's Complex, Hagåtña

I. Call to Order

II. Roll Call of Members/Quorum

   a. GVB Director Pilar Laguana's Designee – Nico A.C. Fujikawa

III. Secretary's Report/May 14, 2019 Regular Meeting Minutes

IV. Old Business

   a. Review of Natasha Protection Act

V. New Business/Committee Reports

   a. Rules and Regulations Committee
   b. Lab Exploratory Committee
   c. Economic Committee
   d. Public Awareness Committee

VI. Open Forum

VII. Adjournment

Guam Department of Revenue and Taxation
Cannabis Control Board
Time: 1:30pm
Meeting Date: June 11, 2019

Board Members	Position Title	Signature
Chelsa Muna-Brecht	Department of Agriculture	
Linda U. DeNorcey	Department of Public Health & Social Services	
Dafne Mansapit-Shimizu	Department of Revenue & Taxation	
Carissa Pangelinan	Guam Behavioral Health & Wellness Center	
Theresa Arriola	Guam Behavioral Health & Wellness Center	
Stephen Ignacio	Guam Police Department	
Bobby Alvarez	Guam Visitor Bureau	
Pilar Laguana — Nico Fejeran	Guam Visitor Bureau	
Vanessalee Williams	Member	
William M. Parkinson	Member	
Ursula Kneen	Member	
Michele Santos	Dept Rev + Tax	
~~ANDREW GUTIERREZ~~	~~GPD~~	
Adrian Cruz	Senior Policy Advisor (Gov)	

This is to certify that the above information is true and correct:

Board Secretary

6/11/2019

Cannabis Control Board
Meeting Minutes
June 11, 2019

Opening
Vice Chairperson Shimizu called the regular board meeting of the Cannabis Control Board to order at 1:30 p.m. on June 11, 2019.
Location: Large Conference Room, Ricardo J. Bordallo Governor's Complex, Hagatña.

Attendees Present:
Andrew Quitugua (GPD)
Theresa Arriola (GBHWC)
Dafne M. Shimizu (DRT)
Ursula Herrera (Appointee) Small business -nt
Nico A.C. Fujikawa (GVB)
Linda U. DeNorcey (DPHSS)
Michelle Santos (DRT)
Adrian Cruz (Gov. Office)
William Parkinson (Appointee) patient advocate -nt

Apologies:
Chelsa Muña-Brecht (DofAg.)
Vanessa Williams (Appointee) General public -nt.
Stephen Ignacio (GPD)

Approval of Minutes
- The minutes of the May 28, 2019 meeting were unanimously approved as distributed.

Old Business
- Data on Marijuana arrests
    - Major Quitugua (GPD) will obtain the strategic plan draft report (2013-2017) from Bureau of Statistics and Plans and email a copy to the board by June 21, 2019.

New Business/Committee Reports
- Rules and Regulations
    - Ms. DeNorcey reports:
        - Report attached, see appendix A.
        - CBD update: All CBD products that come through customs must be tested for THC. If it tests higher than 0.3%, it will be confiscated. Per the FDA, topical use is permitted, if ingested it is considered a drug. As it stands, there are no FDA rules established. Currently, it is in the educational stage. AG's opinion is that CBD is not permissible. AG will submit a written response.
            - Ms. Norcey DeNorcey has written a response to Congressman San Nicolas; she will send it out to the board upon review by Karl Espaldon.

        - She is in consultation with the Association of State and Territorial Health Officials (ASTHO) regarding federal guidelines.
    - Lab update: Packets for Seed to Sale' software and laboratory testing for invitation for bid is available at Public Health. 'Seed to Sale' software funding is available in the amount of $750,000.
- Lab Exploratory
    - Mr. Parkinson reports:
        - Recreational lab regulations will mirror medicinal marijuana lab regulations.
        - Staggered implementation would allow inspections as needed. Guidelines will be established at future working sessions.
- Economic
    - Mr. Fujikawa reports:
        - Report attached, see appendix B.
        - Proposes amending the law with a retrospective study over current mandated impact study. Ms. Arriola suggests a blended approach.
            - *Mr. Fujikawa makes a motion to include the recommendations for action on the agenda at the next board meeting when all members are present for the economic subcommittee on how to move forward with the Economic Impact Study. Ms. Arriola seconds the motion. Motion carried.*
- Public Awareness
    - Ms. Arriola reports:
        - Report attached, see appendix C.
        - Update: Mr. Schneips from Dept. of Administration (DOA) was present at meeting. They discussed public campaigns and ensuring that there is no conflict with DOA's policies in the workforce. He will disseminate a circular on the subject matter of smoking for GovGuam employees soon.
        - A general informational website will be created.
        - Next meeting will be held on June 18, 2019 at 10:30 a.m., GBHWC conference room.

Open Discussions/Announcements

- Adrian Cruz led the discussion on offering an amnesty period while growers obtain licenses without lab testing in place, emphasizing the importance of registering and paying taxes.
    - Mr. Parkinson suggests the idea of staggered implementation.
- The next CCB regular board meeting will be on July 9, 2019 at 1:30 p.m.

Adjournment
The Cannabis Control Board meeting was adjourned at 2:48 p.m.

Prepared by:

Ursula Herrera
Secretary

Noted by:

Dafne M. Shimizu
Vice Chairperson

CANNABIS CONTROL BOARD

Regular Meeting | June 11, 2019 | 1:30pm

Large Conference Room | Ricardo J. Bordallo Governor's Complex, Hagåtña

I. Call to Order

II. Roll Call of Members/Quorum

III. Secretary's Report/May 28, 2019 Regular Meeting Minutes

IV. Old Business

a. Data on Marijuana arrests

V. New Business/Committee Reports

a. Rules and Regulations Committee
b. Lab Exploratory Committee
c. Economic Committee
d. Public Awareness Committee

VI. Open Forum

VII. Adjournment

Guam Department of Revenue and Taxation
Cannabis Control Board Regular Meeting
Large Conference Room | Ricardo J. Bordallo Governor's Complex, Hagatna
Meeting Date: July 09, 2019 |Time: 1:30pm

	Board Members	Position Title	Signature
1	Chelsa Muna-Brecht	Director, Department of Agriculture	
2	Linda U. DeNorcey	Director, Department of Public Health & Social Services	
3	Dafne Mansapit-Shimizu	Director, Department of Revenue & Taxation (Vice Chairperson)	
4	Theresa Arriola	Director, Guam Behavioral Health & Wellness Center	
5	Chief Stephen Ignacio	Guam Police Department	
6	~~Pilar Laguana~~ Nico Fejilcana	Director, Guam Visitor Bureau	
7	Ursula Herrera	Board Secretary	
8	Atty. Vanessalee Williams	Board Chairperson	
9	William M. Parkinson	Member	
10	Adrian Cruz	Gov's Rep	

This is to certify that the above information is true and correct:

Board Secretary

7/9/2019

Cannabis Control Board
Meeting Minutes
July 9, 2019

Opening

Vice Chairperson Shimizu called the regular board meeting of the Cannabis Control Board to order at 1:31 p.m. on July 9, 2019.
Location: Large Conference Room, Ricardo J. Bordallo Governor's Complex, Hagatña.

Attendees Present:

Andrew Quitugua (GPD)
Theresa Arriola (GBHWC)
Dafne M. Shimizu (DRT)
Ursula Herrera (Appointee-representing the business community)
Nico A.C. Fujikawa (GVB)
Linda U. DeNorcey (DPHSS)
Adrian Cruz (Gov. Office)
William Parkinson (Appointee-Medical cannabis card holder)
Chelsa Muña-Brecht (DofAg.)
Senator Clynt Ridgell

Apologies:

Vanessa Williams (Appointee-Representing the general public)
Stephen Ignacio (GPD)

Approval of Minutes

- The minutes of the June 11, 2019 meeting were unanimously approved as distributed, subject to corrections:
    - *Director Arriola makes a motion to approve the June 11, 2019 meeting minutes subject to corrections: Expand on the appointee designation (ie. William Parkinson, Appointee- Medical cannabis cardholder). Director Fujikawa seconds the motion. Motion carried.*

Old Business

- Data on Marijuana arrests, Major Quitugua reports:
    - Report attached, see appendix A. 2013-2017, Multi-Jurisdictional Drug Task Force Activities.

New Business/Committee Reports

- Rules and Regulations
    - Chair Shimizu reports:
        - Report attached, see appendix B.
        - Subcommittee met on July 3, 2019. Decision was made to approach each meeting as a working session to focus on review/discussion/development of rules by agency. The Colorado Rules and Regulations as well as the PFC Regulator's Program Guide for Cannabis will be utilized as the basis for developing the rules and regulations. This last meeting they focused on the lab and cultivation section. She also noted that the medicinal marijuana rules & regs are utilized when drafting recreational rules & regs.
        - Director Muña-Brecht:
            - The medicinal marijuana lab guidelines will be mirrored. Also, discussed ways to establish growing guidelines to allow cultivators to apply for the license, begin cultivating, storage and testing, while waiting for a lab to be established.
            - Mr. Cruz clarifies that there will be no distribution until an inspection is completed and passed through the labs, with the proper licenses.
        - Director DeNorcey:
            - New Mexico state lab testing model is of interest, as it allows a delayed testing. It will be added to the Medical Marijuana meeting and she will update CCB.
- Lab Exploratory
    - Director Muña-Brecht reports:
        - Subcommittee will be meeting at 3pm after today's CCB board meeting.
        - Discussion topics: a) Adopting medicinal standards, establish a clear definition of sample testing. b) Establish adult use + medicinal lab procedures as well as lab licensing processes for medicinal and recreational. c) Establishing cultivator processing guidelines and application process.
            - *Asks that the board review §10216, pg. 93 of PL34-80.*

- Economic
    - Mr. Fujikawa reports:
        - Report attached, see appendix C.
        - Recap: 3 approaches- 1) Economic Impact Study 2) Retrospective Impact Study 3) Two Phase Study
            - *Mr. Fujikawa makes a motion for consideration of the three options listed: 1) Economic Impact Study 2) Retrospective Impact Study 3) Two-phase Study. To include a discussion by the board. Ms. Arriola seconds the motion. Motion carried.*
        - Discussion: Director Arriola prefers the Two-phase study because it satisfies the law and provides tangible data and the impact on the economy. Director Parkinson's concern with the two-phase study is that the projected impact vs. actual impact is the latter correcting the first. Director Muña-Brecht adds that it is important for the decision making process and determines whether it is necessary to hire additional personnel and the type of economic impact it will have on the island. Mr. Cruz adds, that in relation to the costs, UOG could do the first half for minimal to no cost, after the CCB has made some money from business taxes, they could have a paid firm conduct a more in depth study. UOG's data modeling would be beneficial for future data accuracy. Director Arriola asks Director Fujikawa how involved UOG is in the Economic subcommittee meetings; he states that the economic professors haven't been able to attend. Director DeNorcey adds that the retrospective study is the most realistic way to see the trend and know how much revenue will be generated. Chairperson Shimizu emphasizes the importance of projections and to determining what to expect in taxes. Senator Ridgell states the initial EIS without the data would be very expensive and questions whether the UOG students have the capacity to conduct the study without the foundational data. He adds that the cumulative data would indicate behavioral issues which he feels needs to be invested in, or be paid with license fees/excise taxes.

Senator Ridgell further reiterated that the initial study was meant to be a baseline of where the economy is at currently, and the second study would show how the economy is impacted.

- Chairperson Shimizu referencing PL 35-5, §8120 suggests submitting a letter to the Legislature, seeking assistance from Senator Terlaje for clarification on the exact study needed.
  - *Director Muña-Brecht makes a motion that the Cannabis Control Board submits a letter to the Legislature requesting clarification on the focus and intent of the study. Director Parkinson seconds the motion. Motion carried.*

- Public Awareness
  - Director Arriola reports:
    - Report attached, see appendix D.
    - Subcommittee meeting minutes will be emailed once approved.
    - At the July 2nd meeting, they have decided as to what needs to be disseminated to the public, to clarify misinterpretations of the law.
      - See attached, appendix E: 10 Things To Know About Recreational Cannabis Use (July 9, 2019). Corrections and input from board are as follows: 2) Possession is legal for 1oz. or less than 28 grams on my person. 3) Cultivation is allowed on private property (with owner's permission)...7) How does this affect my job? Note: The Government of Guam is still a drug free work place. 9) Add -'or shipped' to the end of the statement.
        - *Director Arriola makes a motion to approve '10 Things To Know About Recreational Cannabis Use FAQ's', subject to input and corrections as listed above. Director Muña-Brecht seconds the motion. Motion carried.*

Open Discussions/Announcements

- August Fest- Referencing pg. 9, §8104 PL35-5: As a cultivator, if you have a lease, you are in lawful possession. Economic Study: Recommends surveying the actual consumers to determine what the market will yield.
- The next CCB regular board meeting will be on August 13, 2019 at 1:30 p.m.

Adjournment

The Cannabis Control Board meeting was adjourned at 2:51 p.m.

Prepared by:

9/10/19

Ursula Herrera
Secretary

Noted by:

Dafne M. Shimizu
Vice Chairperson

CANNABIS CONTROL BOARD

Regular Meeting | July 9, 2019 | 1:30pm

Large Conference Room | Ricardo J. Bordallo Governor's Complex, Hagåtña

I. Call to Order

II. Roll Call of Members/Quorum

III. Secretary's Report/June 11, 2019 Regular Meeting Minutes

IV. Old Business
   a. Data on Marijuana arrests

V. New Business/Committee Reports
   a. Rules and Regulations Committee
   b. Lab Exploratory Committee
   c. Economic Committee
      i. Independent Economic Impact Study Recommendations
   d. Public Awareness Committee
      i. Motion to Approve Informational Flyer for immediate Public Release - "Top Ten Things one needs to know about Recreational Cannabis Use" (Attachment for Review)

VI. Open Forum

VII. Adjournment

Guam Department of Revenue and Taxation
Cannabis Control Board Regular Meeting
Large Conference Room | Ricardo J. Bordallo Governor's Complex, Hagatna
Meeting Date: August 13, 2019 |Time: 1:30pm

	Board Members	Position Title	Signature
1	Chelsa Muna-Brecht	Director, Department of Agriculture	
2	Linda U. DeNorcey	Director, Department of Public Health & Social Services	
3	Dafne Mansapit-Shimizu	Director, Department of Revenue & Taxation (Vice Chairperson)	
4	Theresa Arriola	Director, Guam Behavioral Health & Wellness Center	
5	Chief Stephen Ignacio	Guam Police Department	
6	Nico Fujikawa	Director of Tourism Research, GVB	
7	Ursula Herrera	Board Secretary	
8	Atty. Vanessalee Williams	Board Chairperson	
9	William M. Parkinson	Member	
10	Michele Santos	Dep Dir DRT	
11	Adrian Cruz	Gov's Office	
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This is to certify that the above information is true and correct:

Board Secretary

8/13/2019

Cannabis Control Board
Meeting Minutes
August 13, 2019

Opening

Chairperson Williams called the regular board meeting of the Cannabis Control Board to order at 1:42 p.m. on August 13, 2019.
Location: Large Conference Room, Ricardo J. Bordallo Governor's Complex, Hagatña.

Attendees Present:

Dafne Shimizu (DRT)
Vanessa Williams *(Appointee-Representing the general public)*
Ursula Herrera *(Appointee-representing the business community)*
William Parkinson *(Appointee-Medical cannabis card holder)*
Carrisa Pangelinan (Acting Director, GBHWC)
Nico A.C. Fujikawa (GVB)
Linda U. DeNorcey (DPHSS)
Adrian Cruz (Gov. Office)

Apologies:

Stephen Ignacio (GPD)
Chelsa Muña-Brecht (DofAg.)

Approval of Minutes

- The minutes of the July 9, 2019 meeting were tabled.
    - *Chairperson Williams- Please note that the audio file of the July 9, 2019 CCB meeting has been uploaded to OPA's website.*

New Business/Committee Reports

- Rules and Regulations
    - Chair Shimizu reports:
        - CCB Status Update attached, see appendix A.
        - Met with Attorney General on August 12, 2019; AG's Office will be assisting DRT in preparing the Rules and Regulations. They reiterated that they would be assisting the agencies, as opposed to the board.

- Lab Exploratory
  - Director DeNorcey reports:
    - References CCB Status Update above, see appendix A.
    - Met with Attorney General on August 12, 2019; AG's office will provide guidance as to how other states use Seed-to-Sale software, matching the needed specifications so Guam. They recommended Washington and Colorado. The AG's office also provided a list of vendors who offer the software. They have received two RFQ's as of present. The AG's office will also offer technical support in getting the RFP's moving.
      - AG's office recommended setting up a separate email for the software RFP's for the procurement process. The RFP's will be advertised DoAdmin, DRT and DPHSS's website.
      - Vice-Chair Shimizu will be scheduling a meeting with Marijuana Enforcement Division director, Mr. Jim Burack from Colorado to further discuss Colorado's experience with the software.
      - DRT and DPHSS will be working hand in hand to tailor the specifications.
    - DPHSS subcommittee highlighted Rules and Reg's priorities: a) Labeling and Safety b) Health
    - The $750K DPHSS budget has been eliminated which included the $125K earmarked for the software; they are exploring ways to come up with the funds for the software. They will be moving forward with the RFP specifications.
      - The AG's office advised DPHSS anything in excess of over $100K requires an EIS and a business plan for the proposal process. Technical support will be provided by the AG's office.
    - *Seed-to-Sale demonstration will be added to the next CCB's monthly meeting agenda.*
  - ❖ Discussion:
    - Chairperson Williams: CCB is required by law to have a seed-to-sale system. Regardless if the regulations are in place, licenses cannot be <u>issued</u> unless the software is setup. Given that the RFP specifications are being worked on currently and if funding is identified by October, the seed-to-sale system wouldn't be in place any sooner than next year. Mr.

Cruz suggests establishing the growing specification for flower only, pending the lab setup. Potency would be the only factor that can't be quantified, falling under the caveat of consuming 'at your own risk'. He suggests using the fees from the licenses to fund the seed-to-sale software. Chairperson Williams suggests that all these factors are take into consideration when structuring the license fees. Vice-Chair Shimizu is concerned that the level of fees will not be sufficient enough to cover. The other concern she has is that there isn't any funding for the staff to key-in the fees to the system. The idea is to use the excise tax to fund the software program, but you can't get the excise tax until the program is started. Mr. Cruz suggests having smaller growing operations with a larger fee until the seed-to-sale software is up and running. He adds that another option would be to add to the license fee; pay a seed-to-sale tax until the software cost is recouped, then offset the fees incurred in the first year of business.

- Director Parkinson reports:
    - Report attached, see appendix B. Draft proposal letter to submit to the legislature regarding the possibility of a lab waiver, asking to amend PL33-220 §122528.
        - Mr. Cruz suggests that 'cannabis flowers' be added to the amendment.

❖ Discussion:

- Chairperson Williams: PL 35-5 states that potency be analyzed and that there isn't any leeway. She recommends looking at our own statute and then proposing an amendment where needed. A medical marijuana commission amendment shouldn't come from the recreational board. Mr. Cruz adds that the agricultural rules be followed. If the approved 'best growing practices' are followed, the product shouldn't have hard metals, mold, etc. and you would be in compliance thus addressing the safety component.

- Mr. Parkinson will draft a new letter under the recreational law, to include cannabis flowers.

- Economic
  - Mr. Fujikawa reports:
    - Submission of letter to the legislature seeking clarification/intent of the EIS:
      - Chairperson Williams has received clarification from Senator Ridgell and AG's office about the EIS. They advised that it is within GVB's discretion to set the parameters, detailing the specifications and moving forward with their RFP's. GVB may move forward either way.

- Public Awareness
  - Ms. Pangelinan reports:
    - Report attached, see appendix C.
    - 10 Things to Know About Recreational Cannabis FAQ's Draft attached see appendix D.
      - Final amendment: #2. How much can I have on me or in my vehicle? As of August 2019, possession is legal up to 1oz. (28 grams) of dried flower. Cannabis concentrate and cannabis infused products are not available for consumption until a licensed cannabis retailer is established on island.
        - *Director Parkinson makes a motion to approve the 10 Things to Know About Recreational Cannabis FAQ's as amended. Vice-Chair Shimizu seconded the motion. Motion carried.*
    - Next meeting will be held on August 20, 2019 at 10 a.m.

- Deadlines & Timeframes
  - Vice-Chair Shimizu- Rough draft for cultivators will be ready by October 8th.
    - Chairperson Williams suggested focusing on the draft rules for cultivators and facilities; continue accepting license applications. The Rules+Regs subcommittee will utilize the Patient Focused handout provided by Director Muña-Brecht as a reference guide. Mr. Cruz suggests switching the Lab

Exploratory subcommittee to the Seed-to-Sale subcommittee. Director Fujikawa suggests drafting a fee schedule by the October 8th deadline.

Open Discussions/Announcements

- David Cruz inquires if that he has seed-to-sale software, would he be able to use it.
    - The board is open to looking at the software, however the requirement is for the government to have their own seed-to-sale tracking system.
- August Fest, citing PL34-80 he states that there is a 2-year stopgap measure for the seed-to-sale tracking. He suggests that the board ask the legislature to amend the law to put it under CCB Rules+Regs, to keep the 2-year. timeframe. And to have it start only when lab, cultivators and dispensaries are in place, as a way to get the industry started. He adds that there is nothing in the law that states that the seed-to-sale law needs be a extensive computerized software. All it states is 'tracking' which can be done by hiring a bookkeeper, using pen and paper.
    - Mr. Cruz adds that there may not be enough manpower to do the tracking. Regarding the 2-year deferment Chairperson Williams says that it something she can look into.
- Tom Fisher asks which agency will be the procurement authority for the seed-to-sale. CCB reply: DHSS. He asks that because it is a computer program it doesn't sound like a professional service, but an invitation for bid (IFB). If it is an IFB as opposed to an RFP, there's a difference of 6 months. He also asks for reasonable accommodation for the hearing impaired, suggests using microphones.

- The next CCB regular board meeting will be held on September 10, 2019 at 1:30 p.m.

Adjournment

The Cannabis Control Board meeting was adjourned at 3:45 p.m.

Prepared by:

9/10/19

Ursula Herrera
Secretary

Noted by:

Vanessa Williams
Chairperson

CANNABIS CONTROL BOARD

Regular Meeting | August 13 | 1:30pm

Large Conference Room | Ricardo J. Bordallo Governor's Complex, Hagåtña

I. Call to Order

II. Roll Call of Members/Quorum

III. Secretary's Report/ July 9, 2019 Regular Meeting Minutes

IV. New Business
- a. Committee Reports
  - i. Rules and Regulations Committee
  - ii. Lab Exploratory Committee
    1. Seed to Sale Software
    2. Testing & Certification Requirements
  - iii. Economic Committee
    1. Independent Economic Impact Study
  - iv. Public Awareness Committee
- b. Board Status Report - See Attachment #1
- c. Deadlines & Timeframe

V. Announcements
- a. Next Meeting Date

VI. Open Forum

VII. Adjournment

Guam Department of Revenue and Taxation
Cannabis Control Board Regular Meeting
Large Conference Room | Ricardo J. Bordallo Governor's Complex, Hagatna
Meeting Date: ~~August 13~~, 2019 |Time: 1:30pm
September 10,

	Board Members	Position Title	Signature
1	Chelsa Muna-Brecht	Director, Department of Agriculture	
2	Linda U. DeNorcey	Director, Department of Public Health & Social Services	
3	Dafne Mansapit-Shimizu	Director, Department of Revenue & Taxation (Vice Chairperson)	
4	Theresa Arriola	Director, Guam Behavioral Health & Wellness Center	
5	Chief Stephen Ignacio	Guam Police Department	
6	Nico Fujikawa	Director of Tourism Research, GVB	
7	Ursula Herrera	Board Secretary	
8	Atty. Vanessalee Williams	Board Chairperson	
9	William M. Parkinson	Member	
10	Adrian Cruz	Adelup	
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This is to certify that the above information is true and correct:

Board Secretary

9/10/2019

Cannabis Control Board
Meeting Minutes
September 10, 2019

Opening

Chairperson Williams called the regular board meeting of the Cannabis Control Board to order at 1:45 p.m. on September 10, 2019.
Location: Large Conference Room, Ricardo J. Bordallo Governor's Complex, Hagatña.

Attendees Present:

Vanessa Williams (*Appointee-Representing the general public*)
Dafne Shimizu (DRT)
Linda U. DeNorcey (DPHSS)
William Parkinson (*Appointee-Medical cannabis card holder*)
Stephen Ignacio (GPD)
Ursula Herrera (*Appointee-representing the business community*)
Adrian Cruz (Gov. Office)

Apologies:

Chelsa Muña-Brecht (DofAg.)
Nico A.C. Fujikawa (GVB)
Theresa Arriola (GBHWC)

Approval of Minutes

- The minutes of July 9, 2019 and August 13, 2019 meeting were unanimously approved as distributed.

Old Business

- Public Awareness Committee
    - FAQ Revisions (Appendix A) provided by Mr. Parkinson, following a letter of concern submitted by Ms. Andrea Pellacani:
        - Question 1. Remains the same.
        - Question 2. Change to: '1oz. (28grams) or less of dried flower; 8 grams or less of cannabis concentrate; cannabis infused products containing 800mg or less of THC.'
        - Question 3. Remains the same.
        - Question 4. Add: 'as of September 10, 2019.'
        - Question 5. Change to: 'consume', include §8102n as reference.
        - Question 6 + 7. Remains the same.
        - Question 8. Reflects the prior revision, see Appendix A.

        - Question 9. Reflects the prior revision, see Appendix A.
        - Question 10. Add: Add direct link to enabling act and GCA. Add also, HR officer.
    - Include the citations of the law to the FAQs for reference.
    - Include a disclaimer stating that if the FAQ's conflict with the law, the law supersedes.
        - *Director Parkinson makes a motion to approve the revisions made to the 10 Things to Know About Adult Use Cannabis FAQ's. Director DeNorcey seconded the motion. Motion carried.*

New Business/Committee Reports

- Seed-to-Sale Demonstration by Bryon Cepeda
    - Director DeNorcey:
        - The goals are to get a tracking system that is applicable to both medicinal and recreational cannabis on the government side, also to have the system interface with the government's system.
        - DHSS is working with local agency, DRT to create the RFP and using their feedback to improve operability.
        - This Seed-to-Sale presentation does not favor any vendor. All are invited to present. She further clarifies that price is never to be asked nor offered.
        - This presentation is strictly an overview, however once the RFP is completed it will include specific requirements. There will be a technical proposal and a cost proposal.
        - HPPA will be maintained regarding data received from Medicinal cannabis.

Discussion:

- Mr. Parkinson: Does the software integrate with banking?
    - Mr. Cepeda: The bank would use banking compliant software, which would utilize 'Track & Trace' to stay compliant with the Bank Secrecy Act as well as the Anti-Money Laundering Act.
- Mr. Parkinson: Please explain how a cashless system would work?
    - Mr. Cepeda: Due to high crime rate, Canada and Rhode Island are working to demonetize the dispensaries.

Dispensaries retail locations may hold up to $1million in the vault. A closed loop payment system in conjunction with a bank would allow a digitized form of currency to be applied at the point of sale system. Any cash bought in by a customer would be transformed via ATM, thus digitizing the transaction. It would operate like Venmo or PayPal. The money would be put on the card to be used in the retail dispensary. He also adds that the information on the seed-to-sale software would be backed up on the HPPA certified cloud to protect against breaching.

- Mr. Parkinson discusses the need for a contingency plan that is 'disaster proof' as Guam is disaster prone. He has identified manual documentation requirements that businesses would need to maintain, to have on hand in the event of an audit:
  - Cultivator:
    - Form 1. Seeds, Seedlings- tagged and date when planted/harvested/destroyed. Products used, how much was yielded from plant.
    - Form 2. Seed tracking- track seedlings/seeds gone into each 5lb. lot for lab testing.
    - Form 3. Sales Invoices- sales invoices of each 5lb. lot sold to manufacturers, dispensaries and unused seedlings.
  - Manufacturer:
    - Form 1. Purchase orders from cultivators.
    - Form 2. Product manufacturer information via lot.
    - Form 3. Sale Invoices to dispensaries.
  - Dispensary:
    - Form 1. Purchase orders from cultivators and manufacturers.
    - Form 2. Monthly inventory log.
    - Form 3. Sales invoices from customers age 21 and over.

Discussion: Form requirements could be added to the seed-to-sale RFP's. A downloadable form could also be available online.
*Forms will be kept for 5 years.

- September 9, 2019 Letter from Speaker Muña Barnes
    - Letter from Colorado State auditor, Dianne E. Ray (See Appendix B).
    - The audit report will be released on September 18, 2019. It will provide helpful information as to how Colorado is monitoring the industry and ensuring the State collects all the taxes due.
        - Chairperson Williams will be following up on the results of the audit as the CCB develops its regulations. She will disseminate the results to the CCB and Medicinal board.

Committee Reports

- Rules and Regulations
    - Vice Chair Shimizu reports:
        - With the help of the AG's office, they have been meeting with the Colorado and Washington enforcement group. They will soon be meeting with Oregon enforcement group as well. Topics discussed: labeling and packaging, taxation and banking, seed-to-sale software. They are learning from the experiences of smaller jurisdictions.
        - Vape and local manufacturing of vape- Working to address.
        - Fees and licensing update: A draft will be available soon.
        - Residency requirement- Changes will be tracked to mirror the medicinal board.
        - Issuance license and renewal rules and regulations draft will be ready by the next CCB monthly board meeting.
        - Security, transportation and storage component is being worked on together with GPD.
        - They need assistance from the AG's office to draft the civil penalties section.

➢ *PL35-5, pg. 18- Cannabis Fund: Chairperson Williams will draft a letter to Senator Ridgell to clarify the allocation of funds. Letter will be reviewed and approved at the next CCB monthly meeting.*

- Lab Exploratory
    - Adrian Cruz reports:
        - Medical Cannabis board discussions reveal that there are already rules in place for a lab. Licenses are available; it is a matter of a company applying for one. He adds that the

committee is redundant, as we have already agreed to adopt medical's rules. He suggests that an Agricultural Rules & Cultivation subcommittee replace Lab Exploratory.

- Economic
  - Mr. Parkinson reports his EIS research:
    - In a 2,500 square ft. facility
      - 120-180 lbs./harvest, 720–1,080 lbs./year
        Estimated GROSS at $300/oz. = $3.45- $5.18 Million
    - In a 5,000 square ft. facility
      - 240-360 lbs./harvest, 1,440- 2,160 lbs./year
        Estimated GROSS at $300/oz. = $6.9- $10.3 Million
    - In a 10,000 square ft. facility
      - 480 lbs.-720 lbs./harvest, 2,880- 4,320 lbs./year
        Estimated GROSS at $300/oz.= $13.82- $20.73 Million

    - For comparison, Thurston County, WA is highlighted. Similar population size and median income to Guam. They have 28 retailers and 88 producers/processors. Because they can transport to other counties, not all the cannabis stays in the county. To make it Guam centric, the numbers are cut in half: 14 retailers, 44 producers/processors. The estimated industry yield is 61,596-92,394 lbs./year of flower. Estimated retail sale at $500/oz. is $492-$739 Million/year. He adds that the average lab can handle 72,000lbs of testing per year, running at maximum efficiency.
    - Micro-Cannabis businesses would allow small businesses to take part in the industry. Cultivation would be up to/no more than 500 sq. ft. with a 20 light operation, 150 lbs. of cannabis/year. Grossing $45K/year at $300/oz.

Open Discussions/Announcements

- Andrea Pellacani from Grassroots Guam thanks the board for taking their concerns into consideration. They have testified of the black market value of cannabis, which is estimated at over $100 Million. Tax issue is a serious issue. They must be cautious when they discuss the market value versus net value. Tax liabilities, excise taxes and deductions should be taken seriously.

- Chairperson Williams asks the board to send their designees of they are unable to attend the meeting. She also asks that the draft rules be ready for review by the next CCB meeting.
- The next CCB regular board meeting will be held on October 8, 2019 at 1:30 p.m.

Adjournment

The Cannabis Control Board meeting was adjourned at 3:44 p.m.

Prepared by:

Ursula Herrera
Secretary

Noted by:

Vanessa Williams
Chairperson

CANNABIS CONTROL BOARD

Regular Meeting | September 10, 2019 | 1:30pm

Large Conference Room | Ricardo J. Bordallo Governor's Complex, Hagåtña

I. Call to Order

II. Roll Call of Members/Quorum

III. Secretary's Report/July & August Regular Meeting Minutes

IV. Old Business

a. Public Awareness Committee - FAQ Revisions

V. New Business

a. Seed to Sale Demonstration
b. September 9, 2019 Letter from Speaker Muña Barnes
c. Rules and Regulations Committee
d. Lab Exploratory Committee
e. Economic Committee

VI. Open Forum

VII. Adjournment

Guam Department of Revenue and Taxation
Cannabis Control Board Regular Meeting
Small Conference Room | Richardo J, Bardallo Governor's Complex, Hagatna
Meeting Date: November 05, 2019 | Time 1:30pm

	Board Members	Position Title	Signature
1	Chelsa Muna-Brecht	Director, Department of Agriculture	
2	Linda U. DeNorcey	Director, Department fo Pubic Health & Social Services	
3	Dafne Mansapit-Shimizu	Director, Department of Revenue & Taxation (Vice Chairperson)	
4	Theresa Arriola	Director, Guam Behavioral Health & Wellness Center	
5	Chief Stephen Ignacio	Guam Police Department	
6	Nico Fujikawa	Director of Tourism Research, GVB	
7	Ursula Herrera	Board Secretary	
8	Atty. Vanessalee Williams	Board Chairperson	
9	William M. Parkinson	Member	
10	Linda Flynn	rep. for GBHWC	
11	Adrian Cruz	Adelup	
12	Nico Fujikawa	GVB	
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This is to certify that the above inforcation is ture and correct:

Board Secretary

11/5/2019

Cannabis Control Board
Meeting Minutes
November 5, 2019

Opening
Chairperson Williams called the regular board meeting of the Cannabis Control Board to order at 1:34 p.m. on November 5, 2019.
Location: Small Conference Room, Ricardo J. Bordallo Governor's Complex, Hagatña.

Attendees Present:
Vanessa Williams (*Appointee-Representing the general public*)
Chelsa Muña-Brecht (DofAg.)
Ursula Herrera (*Appointee-representing the business community*)
Stephen Ignacio (GPD)
Dafne Shimizu (DRT)
Linda Flynn (GBHWC Designee)
Linda U. DeNorcey (DPHSS)
William Parkinson (*Appointee-Medical cannabis card holder*)
Nico A.C. Fujikawa (GVB)
Adrian Cruz (Gov. Office)

Apologies:
~~Theresa Arriola~~ (GBHWC)

Approval of Minutes
- The minutes of September 10, 2019 meeting were unanimously approved as distributed, subject to corrections:
  - *Director Ignacio makes a motion to approve the September 10, 2019 meeting minutes subject to corrections: On page 2, under new business committee reports, add 'P' to read DPHSS. Director Muña-Brecht seconds the motion.*

Old Business
- Public Awareness Committee
  - FAQ Revision 3 (Appendix A)
    - *Director Muña-Brecht makes a motion to adopt '10 Things To Know About Recreational Cannabis Use FAQ', subject to grammatical correction: Number 8, to read, 'Can I travel with it?' Director Herrera seconded the motion. Motion carried.*

New Business/Committee Reports
- Rules and Regulations
  - Vice Chair Shimizu:
    - Draft Rules, see Appendix B; subject to legal review by the Attorney General
    - Currently working with Director Muña-Brecht on cultivation fees
    - Vice Chair Shimizu reached out to Guam Fire Department (GFD) on fire code input
    - Chairperson Williams: Smart language needs to be incorporated for cultivating standards, which lab standards will be mirrored after. GFD and GPD consultation will be needed for the security, transport and inspection piece. 60 pages need to be

reviewed by the board to be gone through line by line at the next CCB meeting. Reminds the board that this is draft language. The next steps are as follows: adopt the rules, start the administrative adjudication process, work with compiler of laws to codify the section numbers, CCB hearing process, Department of Administrations review, Governor review and finally transmitted to the Legislature. The deadline to adopt is April.

- Seed to Sale Software
  - Nico Fujikawa:
    - It's nearing RFP completion, pending AG's approval
- Economic
  - They are negotiating with a firm for award of the EIS; agreement will be within the week.
  - Director Parkinson: Presentation on "Cannabis Industry Primer", see appendix C; Informational presentation on data production and market estimates.

Open Discussions/Announcements

- Monte Hanley: Is there any update in the banking situation as far as whether banks are going to be able to accept funds from cannabis operation?
  Chairperson Williams: We don't have anything to do with regulating what the banks do. There are different regulators for that, local regulators and of course, the federal level. What we have heard from the FDIC generally is it's a gray area. There are so many different forms, like CBD and what's related to cannabis, so I don't think the board can say anything definitively.
  Vice Chair Shimizu: So, we have concerns and that's why at the last board meeting I did bring up two issues. One of them is section 280E of internal revenue code, which has to do with the way that cannabis businesses are taxed. And that's something that we need to make sure that we educate the public on because there may be some, I guess maybe some thought that the way that the taxes or the income tax started, the way that cannabis businesses are taxed for income tax purposes, is the same as all other companies. And that's not true. And that's because that's been an issue we be concerned about in the insurance + banking making board (clarify, inaudible). And, you know, there is a fact and I think for a while, and there will be people who are monitoring that to see the status and we're having an actual board meeting this week and perhaps some of our banker people can assist us in finding out where that is, but I don't know that that's been any further forward, as it has been for a while.
  Director Parkinson: I've actually been doing some research on the IRS 280E and something that you folks might run into at the Rev and Tax, is there are some very clever people who have figured out ways to get around IRS 280E.
  Vice Chair Shimizu: So when we met with the other regulatory agencies, we've not only met with just the regulators, we've met with the taxation people, we've talked with the AG's office as well, because, you know, we recognize that there are loopholes, and that people do try to put things into cost of goods sold, so that that way they reduce their taxable income. And so those are things that we know we need to work with.
  Director Parkinson: There's something that's called the 'two business strategy' to get around the IRS 280E and what they do is they have a separate a second business that's tied up with the cannabis business. So on the one hand, I could be selling cannabis, but on the other hand, I'm

also selling food or glass bongs or some sort of other business and the cannabis businesses will pay the taxes on the cannabis stuff. But then all the other normal expenses, they will expense to the second business.

Vice Chair Shimizu: Yes caregiving services, getting services as part of those products involved, right and products or cannabis products, but there's a service and so these are things as well. We've been talking with the taxation people about and how to make sure that we address those.

Director Parkinson: There's a case law you could possibly look into. And it was with Champa. What they did was not only were they selling cannabis, but they were also a therapeutic service. And so you would pay them for their therapeutic services and you would get some cannabis as part of it, and that was how they were able to deduct a lot of their expenses. So you know, just as a primer, you might show that to some of your officers at DRT so that they'd be prepared for the kind of creative accounting that some businesses may employ.

Chairperson Williams: So Mr. Hanley, I'm not sure if we initially answered the question, but we aren't regulators for the banks. We do have one.

Monte Hanley: Thank you Mr. Parkinson for the hypothetical presentation. It was very, very useful for me. The price per gram that he has, at the dispensary level, the hypothetical price per gram was that at the discount?

Director Parkinson: Yes, that would be that would be the final retail price and this was based off models that had happened to the States, you know, they'd seen significant spikes, stabilization and then a solid drop. And so I just applied that exact same methodology to Guam's prices and what would look like if we followed the same four-year trends.

Monte Hanley: Okay, so the cultivator could expect approximately 60%?

Director Parkinson: I figure 40 to 60%. Yeah, that's fair for a wholesaler, I'd say. But then, you know, granted I was looking at it and I'm like, wow, a cultivator could just sell 10% to the retailer and avoid the GRT. So that's why that's how that discussion came around.

Chairperson Williams: Good hypotheticals, good issues that will help us take the discussion to the economist. Yes, John Savares?

John Savares: Hypothetically, did you factor in extracts into that number?

Director Parkinson: Oh, well, I just it just figures like flower in totality. And you know that it assumes that some of it gets manufactured, some of it is just sold. It counts. Kind of like a big omnibus.

Adjournment

The Cannabis Control Board meeting was adjourned at 2:42 p.m.

Prepared by:

Ursula Herrera
Secretary

Noted by:

Vanessa Williams
Chairperson

CANNABIS CONTROL BOARD

Regular Meeting | November 5, 2019 | 1:30pm

Small Conference Room | Ricardo J. Bordallo Governor's Complex, Hagåtña

I. Call to Order

II. Roll Call of Members/Quorum

III. Secretary's Report/September Meeting Minutes

IV. Old Business

a. Public Awareness Committee - FAQ Revisions

V. New Business – Committee Reports

a. Rules and Regulations Committee
b. Seed to Sale Software
c. Economic Committee

VI. Open Forum

VII. Adjournment

Guam Department of Revenue and Taxation
Cannabis Control Board Regular Meeting
Small Conference Room | Richardo J, Bardallo Governor's Complex, Hagatna
Meeting Date: December 10, 2019 | Time 1:30pm

	Board Members	Position Title	Signature
1	Chelsa Muna-Brecht	Director, Department of Agriculture	
2	Linda U. DeNorcey	Director, Department fo Pubic Health & Social Services	
3	Dafne Mansapit-Shimizu	Director, Department of Revenue & Taxation (Vice Chairperson)	
4	Theresa Arriola	Director, Guam Behavioral Health & Wellness Center	
5	Chief Stephen Ignacio	Guam Police Department	
6	Nico Fujikawa	Director of Tourism Research, GVB	
7	Ursula Herrera	Board Secretary	
8	Atty. Vanessalee Williams	Board Chairperson	
9	William M. Parkinson	Member	
10	Adrian Cruz	Agri.	
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This is to certify that the above inforcation is ture and correct

Board Secretary

12/10/2019

Cannabis Control Board
Meeting Minutes
December 10, 2019

Opening
Chairperson Williams called the regular board meeting of the Cannabis Control Board to order at 1:30 p.m. on December 10, 2019.
Location: Small Conference Room, Ricardo J. Bordallo Governor's Complex, Hagatña.

Attendees Present:
Vanessa Williams (*Appointee-Representing the general public*)
Adrian Cruz (DOAG)
Nico A.C. Fujikawa (GVB)
Dafne Shimizu (DRT)
Theresa Arriola (GBHWC)
William Parkinson (*Appointee-Medical cannabis card holder*)

Apologies:
Ursula Herrera (*Appointee-representing the Business community*)
Linda U. DeNorcey (DPHSS)
~~Chelsa Muña-Brecht (DOAG)~~
Stephen Ignacio (GPD)

Approval of Minutes
- November 5, 2019 meeting minutes-Tabled.

Old Business
- Public Awareness Committee
  - FAQ Revision 3
    - Director Arriola agrees with the change to number 8, adopted at the CCB meeting on November 5, 2019. She states that is ready for 'final adoption and press'.

- Review and discuss DRAFT Rules and Regulations Sections
  - Chairperson Williams reiterates the process of rules adoption: Review each section of draft language, format the rules, preliminary cost impact assessment + our economic impact statement + study, agency notice, public hearing, Department of Administration, Governor's office, AG's office, Legislature for review.
  - Director Arriola: Page 1 of 13, section a3: Cannabis Identification Card, Cannabis Establishment Occupational License: Manager and Employee, she suggests making it clear that every employee pay the fee.
  - 'Transporter' will replace 'courier' so the language is consistent terminology.
  - Responsible Official owns and operates and has legal responsibility, but not necessarily the manager. They are responsible for agents and employees.
  - Subsection (b)- Change to: The following Cannabis Establishment licensing fees are required to apply for the following.
  - Micro growers- Suggestions are $500 for over six plants under 500 square feet; filed under Type IV, cottage grower.
  - Licenses will be issued by Department of Rev and Tax. Permit issuance needs to be decided by the board. Suggestions are that CCB review and approve new licenses. Renewals would not go through the CCB.

New Business/Committee Reports

- Fire Code Presentation, Guam Fire Department Fire Marshal Joey A. Manibusan. The PowerPoint slide presentation is attached to the minutes, See appendix A. See also article referenced: https://www.nfpa.org/marijuana
    - Guam references are 10GCA §73111, 2009 International Fire Code, which is adopted for building and fire codes. They are in the process of adopting 2018 International Fire Code, which has provisions including addressing the cannabis industry. The need for consistent terminology is emphasized for all Cannabis industries, licensing, Public Health, fire codes and building codes.
    - The National Fire Protection Association (NFPA) Standards are all applicable to start Guam's marijuana industry.
    - Hazards highlighted; Egress, being able to get in and out of a building where the space occupied is maximized. 24 hour lighting systems can cause fires and create hazards for workers. Different stages of cannabis growth will be in season year round creating a facility that utilizes dividers that are hazardous, due to the delay of public safety emergency responders exiting or entering the building. Crops getting caught on fire and the gas released can affect responders. Electrical loads have potential fire and electrocution. Fumigation issues regarding mold, mildew and fungus will become a hazard. Illegal locks and barriers creating issues for any emergency responder. CO_2 enrichment, extraction processes use certain solvents such as butane and propane.
    - Regulation oversight, in the absence of a stand-alone code, it is appropriate to use approval alternatives in the interim until the lawmakers decide how to adjust and create a special code. Guam has yet to adopt any codes for the cannabis industry. He suggests looking at the industry with existing codes and use them as a model.
    - Using existing buildings raises concerns; authorization from Department of Land Management, approval for use, ability to facilitate growing cannabis and the use of hazardous/explosive materials. GFD is concerned with standards and code compliance.

- Economic Committee
    - Nico Fujikawa: EIS update- GVB is finalizing the contract for the Economic Impact Study. The timeline given was 8 weeks.

Open Forum/Announcements

August Fest: Yeah, not knowing what you have made your draft but going by what was already in medical when many comments throughout the meeting saying you're going to follow medical with regard to the fees. This is why we have the new bill with the recreational or adult use is because the fee structure on the medical side was so out of whack. Because we want to have a application for license and the license and application for the permit for the largest sized cultivation site they have which is only 10,000 square feet. You add them all up, you're at $50,000 plus thousands of dollars in DRT and $1,000 for the identification card for the responsible official. In Colorado, Oregon, the successful states, their whole total fees are only $5,000 and they get 30,000 square feet for their

biggest cultivation size. So you need to want to get this business industry off the ground, you got to make it reasonable. And I heard you discussing this micro business which I think is a great idea, but you might want to look at what the CNMI is doing as well, you've got to make sure everything that's going on with all the levels. Now with the micro, you want to be able to ease it up to make it easier for the smaller cultivator, the craft business. Not making it more and just as restrictive and just as costly. So what's the use of having a micro business if you can't take advantage of the microenvironment?
Chairperson Williams: I think when we come back and revisit the fees too they'll be part of the discussion and looking at, okay, if we add all these up, what's the total cost for Type I, Type II, Type III, Type IV? Thank you! Any other comments from member of the public?
Thomas Fisher: Good afternoon. My name is Thomas Fisher. I'm a member of the public. I just wanted to make a few comments follow up with that gentleman's comments as to the fee structure. I'm sure you all know every dollar that you increase a fee is a further barrier to entry. So I would ask that you give careful consideration to the amount of fees the government has a legitimate necessary need to generate revenues. Nobody's going to argue with that. You must generate revenue to keep the machine working. I think it's also worthwhile to look at what has happened in California. Guam has an entrenched mature marijuana industry right now. It's been going on for at least a century. If your fee schedule become such that it is more expensive to purchase marijuana at a legitimate dispensary people will go to their neighbors just as they always have. So you may find an increase in revenue actually drives down your gross receipts in this case. So I ask you to consider that. I think that the black industry will grow, whereas the white industry will wither. So, and then in that's not going to fulfill anybody's desires. I was interested to hear that Rev and Tax has done a cost analysis. I think that's terrific. You guys are the experts. You would know when, you know if you went too high on a fee, it looks great on paper, but you might have actually driven five people out of the room. So you'll be collecting less. So I'm glad that you are having the discussion on fees. I'll wrap it up. My main point is this: When do you anticipate your job will be finished and the legislature will receive the rules and regs. I would ask you to further consider, for example, that the state of Illinois with a population of 12.9 million people legalized marijuana five months ago and they were able to complete the rules and regulation function and the store's lights are on now and have been for about a week. And they did it within five months. So if you take that, as a member of the public trying to build a fire under this, please do, because that's what we're trying to do. This is a potentially tremendous industry. And there are people who are ready to go.
Chairperson Williams: So one, our jobs are never going to be finished. Our job in drafting the rules is going to be done by April, because we're required by law to do that. The cannabis control board is going to be in existence, remain in existence after that. So we're not going to disappear after that.
Thomas Fisher: Okay. Well, that wasn't really the intent of the question. The question was, I think it's the legislature that's going to receive the rules and regs, when do you anticipate that happening?
Chairperson Williams: Look it's going to happen by April, required by law to do that. We're trying to make that happen as soon as reasonably possible, meaning, we don't want to just cut and paste from any other jurisdiction. I don't know what happened in Illinois. And I don't know what actually goes on in other jurisdictions and I think maybe other members of the board are better versed in that as agency directors. But I think that what we're trying to do is and what we consistently heard when we talk to other jurisdictions and other industries experts is there's only the thing that's right for Guam, you know, there's not one size fits all industry blueprint for marijuana. So we're trying our best to do that. I think another problem that we face in Guam is our population is a fraction of 12 million. Our

resources across the board are also as limited. You know, we don't have our seed-to-sale software system in place. We have our own, you know, I don't know what the other jurisdictions administrative role making processes, but I think that we're doing this as quickly as we possibly can also considering all the unique challenges to a marijuana industry.
Thomas Fisher: Do you think you will meet the April deadline?
Chairperson Williams: Absolutely. And I think that there's a lot of groundwork that's taking place to get to this point where we are where we have our, you know, now we have our draft language. I don't want to say the draft rules yet because the board has not actually adopted this. We're just looking at language and that we have to consult with the compiler laws and you know, get it into a digestible format that's understandable by the public. But we will do that before
April.
Thomas Fisher: Okay. Well, that's I mean, bottom line, you guys were appointed for a reason to do your job. So we know that you will do it, but it's encouraging. Noticeably, there's at least one member of the legislature here. It's encouraging to know that they can expect to see it on their desk in April. Thank you very much.

- Chairperson Williams proposes meeting at least twice a month. Upcoming CCB meetings are as follows: January 7th 14th and the 21st.

Adjournment
The Cannabis Control Board meeting was adjourned at 3:10 p.m.

Prepared by:

Ursula Herrera
Secretary

Noted by:

Vanessa Williams
Chairperson

CANNABIS CONTROL BOARD

Regular Meeting | December 10, 2019 | 1:30pm

Small Conference Room | Ricardo J. Bordallo Governor's Complex, Hagåtña

I. Call to Order

II. Roll Call of Members/Quorum

III. Secretary's Report/November 5, 2019 Regular Meeting #8 Minutes

IV. Old Business

a. Public Awareness Committee - FAQ Revisions
b. Review and discuss DRAFT Rules and Regulations Sections

V. New Business

a. Fire Code Presentation - GFD Asst. Fire Chief Joey A. Manibusan

VI. Open Forum - *Five (5) minutes per attendee/topic

VII. Adjournment

Guam Department of Revenue and Taxation
Cannabis Control Board Regular Meeting
Small Conference Room | Richardo J, Bardallo Governor's Complex, Hagatna
Meeting Date: January 07, 2020 | Time 1:30pm

	Board Members	Position Title	Signature
1	Adrian Cruz ~~Chelsa Muna-Brecht~~	Director, Department of Agriculture	
2	Linda U. DeNorcey	Director, Department fo Pubic Health & Social Services	
3	Dafne Mansapit-Shimizu	Director, Department of Revenue & Taxation (Vice Chairperson)	
4	Theresa Arriola	Director, Guam Behavioral Health & Wellness Center	1/7/20
5	Chief Stephen Ignacio	Guam Police Department	
6	Nico Fujikawa	Director of Tourism Research, GVB	
7	Ursula Herrera	Board Secretary	
8	Atty. Vanessalee Williams	Board Chairperson	
9	William M. Parkinson	Member	
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This is to certify that the above information is ture and correct:

Board Secretary

1/7/2020

Cannabis Control Board
Meeting Minutes
January 7, 2020

Opening
Chairperson Williams called the regular board meeting of the Cannabis Control Board to order at 1:37 p.m. on January 7, 2020.
Location: Small Conference Room, Ricardo J. Bordallo Governor's Complex, Hagatña.

Attendees Present:
Vanessa Williams (*Appointee-Representing the general public*)
Dafne Shimizu (DRT)
Adrian Cruz (DOAG)
Sydney Leon Guerrero (GVB)
Theresa Arriola (GBHWC)
Linda U. DeNorcey (DPHSS)
Ursula Herrera (*Appointee-representing the Business community*)

Apologies:
~~Chelsa Muña-Brecht (DOAG)~~
Stephen Ignacio (GPD)

Approval of Minutes
- November 5, 2019 and December 10, 2019 meeting minutes- Tabled

Old Business
- Review and discuss DRAFT Rules and Regulations Sections
  - **§10101** a. Responsible Official- Must be a Guam resident and a U.S. citizen.
  - **§10101** b. Change to read: *The responsible official is accountable for any intentional or unintentional actions of its owners, officers, managers, employees or agents, who with or without knowledge of the responsible official, who violates the Act or these rules and regulations.*
  - **§10102** 1A. Section vi. ...has been living in Guam continuously for '*at least a year*'. *Seek AG's opinion on citizenship requirements for FAS citizens working in the cannabis industry
  - **§10102** 1A. Section vii. Clearances: Cross out 'Attorney General Office'.
  - **§10102** Consolidate 2+3; Documents needed are a Real ID compliant identification or passport.
  - **§11203** Title change: Denial or Approval of a New Application for a Cannabis Identification Card for a Responsible Official or Designated Transporter.
  - **§11203** a. Change to read: The Department shall verify the information contained in the **new** application and shall forward to the Board for review, of the **completed** application within thirty (30) calendar days of receipt.
  - **§11203** b. 1. Denial of Application. The Board shall see 'approved and completed' applications. 'The Board may deny an application if'
  - **§11203** b.1.A. Simplify: 'If the application is incomplete'.

- **§11203** b. 1.2. Change timeframe to 'within 10 days to appeal or comply'. Chairperson Williams will research the administrative adjudication law to clarify if there is a hearing process regarding the appeal.
- **§11204** a.1. Specify that their license has been found to be in violation of existing medical marijuana regulations or if their cannabis related license has been revoked in another jurisdiction.
- **§11204** a. 3. Add: 'felony offense or crime of moral turpitude.'
- **§11204** a. 4. Strike 'Knowingly'
- **§11203** b.4. Move first sentence, 'The person whose applications was denied, can file and appeal with the Director' up to §11203 b.3
- **§11203** b. 4+5. Merge to read: If the appeal is denied, the person shall not reapply for six (6) months from the date of the denial otherwise authorized by the Board. Omit #5.
- **§11203** c.1. The Board shall issue the Cannabis Identification Card.

Open Forum/Announcements

Monte Hanley: I'm trying to get an idea at a real high level that if you want to be a cultivator, what is the process just from a real high level what's the process going to be, application license? Is that pretty much it? I'm trying to get an idea of what do you need for a grower, especially like in the case of a warehouse? At what point is that have you had to procure that warehouse, have everything set up? Is that before the license process? Or is that afterwards? Or can you talk about that?

Vice Chair Shimizu: Actually Department of Agriculture is really the appropriate agency to discuss the cultivation piece, and in fact, they're the ones that are reviewing and putting that together.

Chairperson Williams: Yeah, actually. So in terms of the cultivation regs, and how these establishments are going to be governed, we're still working on that draft. That's actually the final piece of our proposed language. So we're not there yet. I anticipate we'll review it maybe hopefully by the end of this month at our last Tuesday meeting, if not early next month. But I think at the high level, you're going to have to be licensed before you can actually do anything or grow anything. That's the whole purpose of the license in terms of the process of how that will work. Written in the drafts that we're discussing today, those will apply to all establishments. We haven't quite reached that part yet. Hopefully, we'll get there next week, in terms of dealing with the appropriate agencies Rev and Tax, and then who you get clearances from and what they'll be inspecting for. But there shouldn't be any growing before then.

Monte Hanley: The application process pretty much you just apply it right? That's the license. So can you say whether you have to have the warehouse and all that in place before you get the license? Or can you talk about that?

Craig Camacho: Can I can I interject really quick? I don't want to get into detail, until we see the proposed rules and regs with the cultivation folks. This is a very general question until we see what they kind of come up as the regulatory bodies of cultivation. We shouldn't talk about the details until we see it on the draft.

Monte Hanley: I'm trying to figure out if I needed to procure a warehouse right now.

Director Arriola: I think that would be a safe recommendation. You want to see how you do business before you even decide whether you want to.

Monte Hanley: There will be specifics on the warehouse?
Chairperson Williams: Well, I think it is safe to say that the first step is you're going to have to have a responsible official for every type of establishment. So that'll be the first step before anything happens. And we will continue to discuss next week.
Monte Hanley: Designation? The responsible person, is that just somebody who's designated I mean, there's not a process to go through to be to become a responsible person.
Vice Chair Shimizu: We're still discussing that. It's still not final, without it being final it's really difficult to say. In the last board meeting, we did have GFD here. They talked a little bit on occupational safety issues and in addition to all of the things that we're doing of course, there are the agencies that are going to actually be on the ground to do inspections and things like that. If you had the opportunity to be here at the last meeting, you may have seen that, you know, even GFD is still trying to, I guess determine, from their perspective, how the safety committee will comply.
Chairperson Williams: They are they are online. All of our meeting minutes are at the Public Accountability's website, so you can hear the audio. And then as our minutes are adopted, the approved minutes are also published. You can get the word for word audio going back to the website.
Monte Hanley: So let's suppose you do the application process, you're approved at the application process, is that a guarantee that you're going to be, as you follow all the rules and approved and all, are you able to get a license, or there's going to be more people more application's approved, but there's going to be a minimum amount of licenses.
Chairperson Williams: We haven't discussed or decided yet. I mean, this is still a discussion. We haven't adopted everything we discussed here. We're suggesting revisions, but the board has not adopted any rule or regulation yet so we can't answer that.
Chairperson Arriola: It's one of the reasons why we're meeting more often this month or so, to try to get through it. So, we're marking it up, the draft. We have to look at it again for approval. Right? So it's, it's really in the very draft stage and I've seen where, you know, I know you want some guidance, but it's very difficult to give guidance because people take whatever we say and they run with it and for you to run with something that is not, it's not...it doesn't jive with the final product.
Monte Hanley: There's a lot of work to do to get everything up and running. It's a tremendous amount of work. So I'm just trying to get some idea.
Chairperson Williams: Any other member's of the public have comments or questions?
Monte Hanley: I've got one more. I think you talked about this, but I heard it early on in the meeting, but maybe you've discussed it as far as licenses, vertical integration, horizontal integration, was that discussed at all?
Chairperson Williams: We've had some discussions at this meeting and other meetings but again, no decision and no adopted rules on that.

Adjournment
The Cannabis Control Board meeting was adjourned at 3:15 p.m.

Prepared by:

Ursula Herrera
Secretary

Noted by:

Vanessa Williams
Chairperson

CANNABIS CONTROL BOARD

Regular Meeting | January 07, 2020 | 1:30pm

Small Conference Room | Ricardo J. Bordallo Governor's Complex, Hagåtña

I. Call to Order

II. Roll Call of Members/Quorum

III. Secretary's Report:

a. November 5, 2019 Regular Meeting #8 Minutes
b. December 10, 2019 Regular Meeting #9 Minutes

IV. Old Business

a. Review and discuss DRAFT Rules and Regulations Sections

V. Open Forum - *Five (5) minutes per attendee/topic

VI. Adjournment

Guam Department of Revenue and Taxation
Cannabis Control Board Regular Meeting
Small Conference Room | Richardo J, Bardallo Governor's Complex, Hagatna
Meeting Date: January 14, 2020 | Time 1:30pm

	Board Members	Position Title	Signature
1	Adrian Cruz	Deputy Director, Department of Agriculture	
2	Linda U. DeNorcey	Director, Department fo Pubic Health & Social Services	
3	Dafne Mansapit-Shimizu	Director, Department of Revenue & Taxation (Vice Chairperson)	PAUL PABLO DTC
4	Theresa Arriola	Director, Guam Behavioral Health & Wellness Center	
5	Chief Stephen Ignacio	Guam Police Department	
6	Nico Fujikawa	Director of Tourism Research, GVB designee Sydney LC.	
7	Ursula Herrera	Board Secretary	
8	Atty. Vanessalee Williams	Board Chairperson	
9	William M. Parkinson	Member	
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This is to certify that the above inforcation is ture and correct

Board Secretary

1/14/2020

Cannabis Control Board
Meeting Minutes
January 14, 2020

Opening
Chairperson Williams called the regular board meeting of the Cannabis Control Board to order at 1:40 p.m. on January 14, 2020.
Location: Small Conference Room, Ricardo J. Bordallo Governor's Complex, Hagatña.

Attendees Present:
Vanessa Williams (*Appointee-Representing the general public*)
Paul Pablo (DRT Designee)
Sydney Leon Guerrero (GVB Designee)
Theresa Arriola (GBHWC)
Linda U. DeNorcey (DPHSS)
Ursula Herrera (*Appointee-representing the Business community*)
William Parkinson
Andrew Quitugua (GPD Designee)

Apologies:
Chelsa Muña-Brecht (DOAG)

Approval of Minutes

- The minutes of November 5, 2019 meeting were unanimously approved as distributed, subject to corrections:
  - *Director Arriola makes a motion to approve the November 5, 2019 meeting minutes subject to corrections: GBHWC Designee, Linda Flynn was present, remove GBHWC Theresa Arriola from Apologies. Page 2- Vice Chair Shimizu's comments, which were inaudible, 'Insert insurance and banking board'. Director Parkinson seconds the motion.*
- The minutes of December 10, 2019 and January 7, 2020 meeting were unanimously approved as distributed, subject to corrections:
  - *Director Arriola makes a motion to approve the December 10, 2019 and January 7, 2020 meeting minutes subject to corrections: DOAG Designee, Adrian Cruz was present, remove DOAG Chelsa Muña-Brecht from Apologies. Director Parkinson seconds the motion.*

Old Business

- Review and discuss DRAFT Rules and Regulations Sections (November 2019 edition)
  - **§11204** b. The Board will be making the action.
    **Note from Chairperson Williams- the mechanics for ID revocation will be revisited and addressed at the next board meeting.*

Doc. No. 35GL-20-2476.*

- **§11204** c. Appeal can be made with the Board. Change to: within ten (10) business days of ***notice*** of revocation.
- **§11204** Consolidate section c + d;
- **§11204** Sections 'a-d' need to be reworked.
- **§11204** a. 'The Department may revoke...'
  **Note from Chairperson Williams- the administrative process will need to be examined further; the board will need to agree on adopting a similar ID revocation format as ABC. Mr. Camacho (DRT) will provide the ABC statute for review at the next board meeting.*
- **§11205** 2.D. Strike section and replace with other acceptable forms of ID.
- **§10000 Requirements for a Cannabis Establishment License**
- a. 51% ownership of a Guam resident.
- b. Intent is drafted, needs clarification on integration, also specify interest. Clarify 'either/or', 'or' is preferred.
- a. + b.- consolidate
- d. (*Rewrite) Cultivation + Manufacturing Facility Zones: Agriculture (A), Light Industrial Zone (M1), Heavy Industrial Zone (M2)
- e. (*Rewrite) Retail Zones: Commercial Zone (C), Light Industrial Zone (M1), Heavy Industrial Zone (M2)

Open Forum/Announcements

Monte Hanley: I have a comment on the licensing part today, I believe too that the vertical integration is not a good idea, but I also believe that horizontal integration is not a good idea either. Let's take dispensaries and if we go back in November, you were talking about some, assuming they're correct statistics for Guam. And I think you said we can have five dispensaries that could support the sales in Guam.

Director Parkinson: No, I meant five, five cultivators minimum, maximum size cultivators, to match the current output of the black market.

Monte Hanley: I have personally visited farms in California and Washington and a similar thing I've heard is sometimes the market can get flooded with product, that's when you really have to know the dispensary and he says you have to 'wine and dine' them and I'm afraid of somebody that could own more than one dispensary could own three, they start to control that part. They decide which product they are going to buy. And if you're not friends or not but it you know it could lead to kickbacks and bribes. I don't think it's a good idea for them to own more than one.

Director Parkinson: Actually that's valid because in Oregon, there's like a queen did there's a queen over there who owns like 15 cultivation facilities.

~~Yeah, no, actually that's valid because in Oregon, there's like a queen did there's a queen over there who owns like 15 cultivation facilities.~~

Andrea Pellacani: There are pros and cons for both vertically. I don't think we should have vertically integrated licenses single licenses. The rationale behind why the Medical

Cannabis Industry put the ability to get a license at each level is because if you look at the gold standard model, which is Colorado, which is not Washington, which is not California, they've all had a lot of problems, especially in the area of taxation. You look at Colorado; they had store empty shelves because you had cultivators who were losing harvest. And as a dispensary as a manufacturer, you're not allowed to grow your own product as a manufacturer. My product, if I'm putting, you know, whatever sort of quality control in my product and I'm not allowed to grow it, you're leaving my future in somebody's else's hands. And that is not a comfortable position for a manufacturer of a product that's being made from a plant. This is not plastic, or containers or whatever. Let's say we have three cultivators, you have two harvests that go bad or go bum, and you're going to have dispensary people with empty shelves. I don't know what the situation is, but from what I understand, Payless owns their own wholesaler. So we're allowing it in other industries here on island as a distributor, and I'm sorry, they're a distributor. And as a retailer, why would you prohibit it here?
DRT Deputy Paul Pablo: Those restrictions are on alcohol and tobacco?
Andrea Pellacani: Right. And again, my concern is with the competitive nature.
Director Arriola: So are you for or against it?
Andrea Pellacani: For neither, but if you would have one at each level, they all have to be individually licensed.
Director Arriola: One at each level, as opposed to multiple at any level or one license all the way up, there are problems with that.
Chairperson Williams: My understanding from a product quality or quality control, it makes sense for some businesses that want to own both the cultivation and manufacturing facility. And then, just from a fairness perspective.
Andrea Pellacani: They want to have the opportunity to build a niche product, right? Or you may have a certain strain or brand that becomes intellectual property for you that you wouldn't be able to grow. And so it makes sense to allow one at each level. You may own all three and I would like for Rev + Tax to come in with the tax study because I think this whole thing about a loophole in the excise tax thing is it's not accurate. And so, if we can give a scenario with the excise tax being applied at one level, because of one thing that I'm not hearing anybody really talk about, is the imposition of IRC280E, which would prohibit standard deductions for cannabis businesses. So the business even if they have one license at each level is going to pursue the least amount of taxation, which is not IRC280E. So they're not going to push anything to a dispensary at $1 a pound because they would actually end up paying more taxes more corporate tax than they would be paying excise tax. Throw that theory out the window so we don't hear it anymore or maybe a Rev + Tax to sort of put real numbers to the scenario so that the application of the taxes at each level could be understood. So that you guys know what you're deciding on rather than theory because it's not a legitimate loophole, considering Guam keeps all our taxes. None of this goes to the federal government. So I just wanted to point that out.
Nicolas Brown: Regarding if they should remove the retail stores from the commercial zone. I disagree. Because if you limit it to only one you're going to have the problem Jollibee has, and this is all about getting the product to the customer, you wouldn't

want somebody who has a medical condition, standing outside three hours. Should we limit how much is in Tumon? Yes, because there's a lot of tourists that can't use it in their hometown. If they test positive, just like you know, accidentally consuming, accidentally stepping into a facility that causes problems. Should you limit how much is in the island? Yes. Because you wouldn't want anyone to accidentally step into it. But you wouldn't want to restrict it to one because if someone can't drive, how are they supposed to get there? They're going to send someone else. Three in the most populated places Hagatña, Tumon and Dededo sounds a lot more realistic. Should you separate it from school zones? Yes. Should you keep it away from where children congregate, yes. But you shouldn't want to isolate it where it's going to be difficult for people with disabilities to get to you.

Adjournment

The Cannabis Control Board meeting was adjourned at 3:45 p.m.

Prepared by:

Ursula Herrera
Secretary

Noted by:

Vanessa Williams
Chairperson

CANNABIS CONTROL BOARD

Regular Meeting #11 | January 14, 2020 | 1:30pm

Small Conference Room | Ricardo J. Bordallo Governor's Complex, Hagåtña

I. Call to Order

II. Roll Call of Members/Quorum

III. Secretary's Report:

a. November 5, 2019 Regular Meeting #8 Minutes
b. December 10, 2019 Regular Meeting #9 Minutes
c. January 7, 2020 Regular Meeting #10 Minutes

IV. Old Business

a. Review and discuss DRAFT Rules and Regulations Sections

V. Open Forum - *Five (5) minutes per attendee/topic

VI. Adjournment

Guam Department of Revenue and Taxation
Cannabis Control Board Regular Meeting
Small Conference Room | Richardo J, Bardallo Governor's Complex, Hagatna
Meeting Date: January 21, 2020 | Time 1:30pm

	Board Members	Position Title	Signature
1	Adrian Cruz	Director, Department of Agriculture	
2	Linda U. DeNorcey	Director, Department fo Pubic Health & Social Services	
3	Daine Mansapit-Shimizu	Director, Department of Revenue & Taxation (Vice Chairperson)	
4	Theresa Arriola	Clarissa Pangelinan Acting Director Director, Guam Behavioral Health & Wellness Center	
5	Chief Stephen Ignacio	Guam Police Department	
6	Nico Fujikawa	Director of Tourism Research, GVB Sydney LC. (Designee)	
7	Ursula Herrera	Board Secretary	
8	Atty. Vanessalee Williams	Board Chairperson	
9	William M. Parkinson	Member	
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This is to certify that the above inforcation is ture and correct

Board Secretary

1/21/2020

Cannabis Control Board
Meeting Minutes
January 21, 2020

Opening
Chairperson Williams called the regular board meeting of the Cannabis Control Board to order at 1:35 p.m. on January 14, 2020.
Location: Small Conference Room, Ricardo J. Bordallo Governor's Complex, Hagatña.

Attendees Present:
Vanessa Williams (*Appointee-Representing the general public*)
Daphne Shimizu (DRT)
William Parkinson (*Appointee- Medical cannabis card holder*)
Sydney Leon Guerrero (GVB Designee)
Linda U. DeNorcey (DPHSS)
Adrian Cruz (DOAG)
Carissa Pangelinan (GBHWC)
Ursula Herrera (*Appointee-representing the Business community*)

Apologies:
Stephen Ignacio (GPD)

Approval of Minutes
- The minutes of the January 14, 2020 meeting were unanimously approved as distributed, subject to corrections:
  - *Vice Chair Shimizu makes a motion to approve the January 14, 2020 minutes subject to corrections: Page 2, duplication- remove the entire second line of Director Parkinson's 2nd comment. Director Parkinson seconds the motion.*

Old Business
- Review and discuss DRAFT Rules and Regulations Sections (November 2019 edition)
  §10000 Application Process for a Cannabis Establishment License, pg7. *Note: **§10000** is a placeholder.
  - b.4. Strike 'approval or denial'; add 'completed' to application. To read: Submit the completed application within 30 calendar days of receipt. Under the subsection add 'within the 30 day review, notify the applicant that their application is incomplete' (indicate what parts are incomplete, so they may have the same time to review.)
    - **§10000** c. Language needs to be consistent, identical to language in **§11203.**
    - **§10000** d. Revise and place under subsection (b.) Revision to include: At the department level, it either goes to the board if it's incomplete with a recommendation and report or the department notifies the applicant that their application is incomplete. Identify the incomplete portions that are deficient.
    - **§10000** e. – g. Distinguish between what is deniable. If it is 'Incomplete', provide notice that it's incomplete. Department will verify deadline.

Doc. No. 35GL-20-2476.*

    - Rewrite (g.) to read: The Board shall provide the responsible official with a written notification within seven (7) business days of *denial* and specify the reason for *denial*.
    - Strike (e.)
- **§10000** h. Rewrite to read: The responsible official, whose application was *denied,* can file an appeal with the Board within ten (10) business days; follow administrative adjudication guidelines or regulations for their agency and board.
- **§10000** i. Rewrite to read: The cannabis establishment, whom the responsible official was representing and whose application was *denied*, shall not reapply for *up to* (6) months from the date of the rejection unless otherwise authorized by the board. Vice Chair Shimizu recommends having an open communication with the medicinal board.

§10000 Applying for a Cannabis Establishment License

*Note: **§10000** is a placeholder.

- a. Name and card ID number
- b. Reword. The applicant shall provide a copy of their business license and verification of ownership.
    - b.3. Type of business organization; Sole proprietor, Corporation, Partnership, LLC.
- c. 1. Board will confer with the AG's office to get an opinion on whether it is permissible to include citizen-based restrictions.
- d. 2. Affirmation- Vice Chair Shimizu will invite Dept. of Land Management (DLM) to attend CCB meetings.
- d.3. + d.4. Request information from DLM regarding clearance signature to include in form.
- d.3. Proof that the applicant has legal title or a *lease agreement.*

ii. Cannabis Establishment/Testing Facility SOP- *Lab placeholder

- iii. Defer to the agencies; identify the agencies that need clearances.
- Iii. 1. -7. Strike
- (h.) Strike
- (i.) Declaration that the proposed licensed cannabis establishment will not knowingly employ or contract a person who is under the age of twenty-one (21).

§10000 Issuance of a Cannabis Establishment License

- (a.) Strike

§11212 Permit to Operate a Cannabis Establishment pg. 10

- (a.1. A.) Room for consolidation; refer to the registration of responsible official ID card and the license.
- (a.1. B+C) Combine; a certification by the responsible official that the information provided is true and correct.
- (a.2.) Strike
- (a.3.) DRT will streamline

- (a.4.) DRT will consult with GFD
- (a.5.) Change 'medical cannabis business' to 'cannabis establishment'
- (a.6.) Strike
- (b.) Add to the second sentence, 'The Department will inspect *the following*, but not limited to...'
- (b.4.) Electronic data management system that can interface or is interoperable with Government of Guam's seed-to-sale system.
- (c.) Change to (5) business days

Open Forum/Announcements

Cole Miller: I'm wondering, the sensitive locations are just schools?

Chairperson Williams: We have not adopted the rules and regulations yet, but I think we've discussed that there are locations that are within the law, and then there are also zoning locations that we need to determine are going to be compatible. So it wouldn't be just schools, but zones designated by Land Management. There's going to be more than just schools that restrict the geographical location of the establishment.

Andrea Pellacani: I have a question I was trying to follow along and it's a little bit difficult. And it gets a little bit confusing, we obviously can't look at the draft and I completely understand. However, it appeared to me that you took out the entire meat of the application, which is the cannabis business plans, which would include temperature controls, humidity controls, that's the entire plan of a cannabis business. So if you're taking that out, what exactly are cannabis businesses applying for? Under licensure other than who is in your business? I mean, I'm just asking an honest question and the reason why I'm familiar is because that's in the medical law. And so based on the sections right, and I didn't hear the whole thing because I can't repeat it to you if it's the same language. That was how the rules and regulations were developed. Temperature controls, humidity. And so if you scrap that from the application, what exactly are people applying for?

Adrian Cruz: GFD came to give us a presentation and in their rules and regulations, their fire code, it addresses issues of cannabis businesses and so they already have those kinds of requirements if they're going to sign off on the permits.

Andrea Pellacani: Right, but I'm not talking fire code. I'm talking more specific to cannabis quality control and consumer protection, things that are in place specific to cannabis, and you took out the entire section.

Adrian Cruz: We just don't want to duplicate things.

Chairperson Williams: So there's two parts. Again, we have not adopted the rules so this isn't final. I think the section that you're referring to where we said we are going to defer to the appropriate agencies, that refers to the clearances for the licensing portion and not the permit to operate. Now, the application for a permit to operate is subsequent to receiving their license. And in the permit to operate, we did leave placeholders for the plans, their procedures and policies, and their plans of operation. And they are a little vague right now but that's why we're going to consult with the agencies to see what gaps we need to fill at the department level and what redundancies there might be, because we don't want to be inspecting for the same thing that they're going to be doing. If they're holding it to, maybe they have a different

standard, but we have not omitted the requirement that they provide a plan and policies and procedures for their permit to operate.
Andrea Pellacani: I guess I'm confused about what the licensing process that you are envisioning looks like. Because that would be actually a very different process from the medical program. The medical program, there is no clearance gateway for the licensing process because they are just technically plans. Right. And so and in the plans that you submit, you would cross check that off with what is required by law, for example, you know, what do you do with your wastewater? Is that an EPA issue, but EPA is not checking it is just to see if your plan is compliant with the law that you would be in compliance. And then when you are granted license based on plans, you would then apply for your permit when you have everything set up based on the plans and then the individual agencies would come in and put their stamp on it saying that you meet code. And then public health has to go in and do the final cannabis inspection? Because there are no cannabis rules like who manages the panic button for cannabis businesses. Nobody does. So I guess I'm confused about the licensing process and what you're envisioning, if the plans are not to be turned in at the license level. It sounds like people are essentially just applying for a business license. I guess what I'm saying and not to set up a cannabis business.
Chairperson Williams: We have to consider whether we want to require the plans, because I don't think there's any intent to omit their plan requirements and get rid of any oversight from the department. It's just about when are we going to be reviewing that, at the license level or the permit level? Either way, they're not going to be doing business. I mean, they're not going to be able to operate until those plans are reviewed. And they were received both the license and a permit.
Andrea Pellacani: Can you clarify, they're not allowed to operate or they're not allowed to transact?
Chairperson Williams: They're not allowed to transact.
Andrea Pellacani: But they could also be in possession of cannabis at the license level.
Chairperson Williams: Right. So that the concern is that, at what point do we review additional plans.
Monte Hanley: Just a quick suggestion. Would it be possible to do a workflow diagram once you're complete with it? So visually you can see... it's a little confusing trying to follow all the processes. I think maybe if you had a one-page workflow diagram, it might be easier to understand. Just a suggestion.
Cole Miller: California submitted some of those documents and it helped a lot with the business applicants, no clear cut projections or graphs or models based on what rules you've implemented, regulations. I have one more. Distribution. I've experienced so many times in California. The cultivator goes to the retail, doesn't transport the product properly, is robbed along the way. The product comes to retailer not properly transported or stored during transportation. But mostly its security. It's sketchy when you are cultivator and you're selling to a retailer and you put it in the back of your Honda, that's a red flag right there.
Andrea Pellacani: I just want to also add that we were discussing on the medical board because the medical law doesn't have a distribution point. And I know when we brought Nick in, he recommended that there's a gap in our process, which is distribution point. So technically, we have very few actual manufacturers here on Guam. Most of the wholesalers, you know are

distributors, so they're picking up from, you know, Hawaiian Host or whatever. Hawaiian Host is a manufacturer but we import most of that. When it lands here in a warehouse, that's the actual distribution point. And that's right now currently in both laws, one of the chains is lacking or missing. So, I mean, I don't know, I think it's an important point, and it's going to be on the medical agenda, because it's something that needs to be addressed. And I don't know if that's something you guys want to discuss as well.
Vice Chair Shimizu: We still have yet to discuss it.
John Savares: But it ties in because we're talking about the business aspect. So if we're looking at...we have dispensaries, cultivation, so forth, so on. Adding in a... basically, the way I was looking... at Colorado last night because this has been something that since Nick mentioned it, that I've been really looking at Colorado, Washington, stuff like that. Colorado uses a... they pick it up, they transport it. That's their distribution model, or the model between that creates that kind of transportation mechanism. And there's other models that are... Washington has a model that separates as well as Oregon, you know, so forth. So on. California, I believe has another model. I think that California mimics another, there's a couple states that mimic the same model. So can we please, that's something, like Andrea said that we're looking at it on the medical side.
Andrea Pellacani: I think the issue is we're not sure yet. And maybe it's just because we're not privy to maybe this subcommittee discussion. We're not sure exactly what our model looks like. I mean, we're down to the nitty gritty of micro regulations, like how applications are going to be processed, but I don't think I'm quite clear yet...what the industry is going to look like because we still have that issue about you know, if businesses are going to be allowed to be vertically integrated or own one... that matters when we're talking about distribution, or that matters when we're talking about what size canopy, you know, you're going to be allowing on your lease, on your applications. So if you're only allowing one license, then you know, maybe you could increase the size. The whole point is to mitigate monopoly right? And to be able to create a robust, I don't know that I'm getting a sense of what that's going to look like, at least at this point. So, I mean, I think it'll help at least us understand what maybe the board is envisioning for what the industry will look like.
Vice Chair Shimizu: We can get more info from the medicinal board.

Adjournment
The Cannabis Control Board meeting was adjourned at 3:45 p.m.

Prepared by:

Ursula Herrera
Secretary

Noted by:

Vanessa Williams
Chairperson

CANNABIS CONTROL BOARD

Regular Meeting #12 | January 21, 2020 | 1:30pm

Small Conference Room | Ricardo J. Bordallo Governor's Complex, Hagåtña

I. Call to Order

II. Roll Call of Members/Quorum

III. Secretary's Report:

a. January 14, 2019 Regular Meeting #11 Minutes

IV. Old Business

a. Review and discuss DRAFT Rules and Regulations Sections

V. Open Forum - *Five (5) minutes per attendee/topic

VI. Adjournment

Guam Department of Revenue and Taxation
Cannabis Control Board Regular Meeting
Small Conference Room | Ricardo J. Bordallo Governor's Complex, Hagatna
Meeting Date: February 04, 2020 |Time: 1:30pm

	Board Members	Position Title	Signature
1	Adrian Cruz	Deputy Director, Department of Agriculture	
2	Linda U. DeNorcey	Director, Department of Public Health & Social Services	
3	Dafne Mansapit-Shimizu	Director, Department of Revenue & Taxation (Vice Chairperson)	
4	Theresa Arriola	Director, Guam Behavioral Health & Wellness Center	
5	Chief Stephen Ignacio	Guam Police Department	
6	Nico Fujikawa	Director of Tourism Research, GVB	
7	Ursula Herrera	Board Secretary	
8	Atty. Vanessalee Williams	Board Chairperson	
9	William M. Parkinson	Member	
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This is to certify that the above information is true and correct:

Board Secretary

2/4/2020

Cannabis Control Board
Meeting Minutes
February 04, 2020

Opening

Chairperson Williams called the regular board meeting of the Cannabis Control Board to order at 1:35 p.m. on February 04, 2020.
Location: Small Conference Room, Ricardo J. Bordallo Governor's Complex, Hagatña.

Attendees Present:
Vanessa Williams *(Appointee-Representing the general public)*
Paul Pablo (DRT)
Nico Fujikawa (GVB)
Linda U. DeNorcey (DPHSS)
Adrian Cruz (DOAG)
Theresa Arriola (GBHWC)
Ursula Herrera *(Appointee-representing the Business community)*
Andrew Quitugua (GPD)

Apologies:
William Parkinson

Approval of Minutes

- The minutes of the January 21, 2020 meeting were unanimously approved as distributed, subject to corrections.

Old Business

- Review and discuss DRAFT Rules and Regulations Sections (November 2019 edition)
    - A plenary session with the Medical Cannabis Board will be planned at the end of the review process. Craig Camacho (DRT) will compile a master sheet that both boards will review for discrepancies.

§11215 Operation Standards for Retail Cannabis Stores

- d. 3. + d.4. Verify if law restricts the sale to another store. If it isn't consistent with the law, strike or reword. If it is tracked it is permitted.
- d.6. Change to read: Shall remain *secure* at all times.
- d.10. *Adrian Cruz makes a motion to modify §11215 d.10.*
    - *The motion passed with 4 votes in favor and 2 against. Without recommended changes, strike* ***§11215*** *d.10.*
- e.2. + e.3. Modify the language to include the possession limit
- f.3. Change to read: *That sales are backed up and recoverable.*

§11223 Security

- c. Strike *'and the surveillance equipment are capturing the identity of all individuals and '*
- f. Strike
- g.1. Strike
- g.4. g.6. Strike

Doc. No. 35GL-20-2476.*

Open Forum/Announcements

Andrea Pellicani: I just wanted to give a little bit of perspective, first of all, thank you for removing some of these onerous rules, because they really are onerous. And I hope moving forward that we can take a look on the medical cannabis commission and using some of these changes as well. But just to get some perspective of why they are there, there was a memo in place by the Department of Justice, the Cole Memo which existed, every cannabis industry and every state has adopted regulations that would comply with that which would include everything, do everything you can do to prevent diversity. So when you're seeing rules like steel doors and all these things they were put in there because of that. Now the Cole Memo has since been rescinded. But the medical cannabis program is federally protected, the adult use is not. And so the difference is, is when you break into a cannabis establishment and people steal cannabis, we run the risk of federal intervention. So as we sort of balance that, what is just somebody breaking into a facility versus somebody breaking into a personal facility, and the government sort of being exposed, right, two people violating federal law is why the cannabis industry can tend to be over regulated. So I just wanted to get that perspective. And then with that, if you're going to be removing some of the security protocols, which again, thank you, I'm greatly appreciative of that. Has the board discussed adopting a payment system to sort of balance out the need for extra security protocols for a cash based business to adopt the payment system. No? That hasn't been sort out? To sort of balance out... because the whole issue is having cash. People bring it in, right? That's why the rules are, you know, if you look at it, we look at Nevada's rules. If you look at Colorado's rules, they're really onerous guys. Like really to address these things. And so if we adopt a payment system, I can see the, you know, pulling back on a lot of the security requirements, but as long as we're not providing a payment system option for cannabis businesses, you know, I just wanted to just put that out there for consideration.

Major Andrew Quitugua: From a security standpoint I can honestly say that metal doors don't bother me, but they can be overcome. I don't see all-concrete building here. Right. And that's a concern, because tin roofs are oftentimes, for a lot of the big businesses here on the island, so I'm just trying to digest what's on paper and the board collectively can advise on additional security measures. But, we did discuss two meetings ago. The cash business and the risk that we run right now so we agreed as a board to take it as slow as we can from take off, and if we can relax a little bit later on, then we'll relax depending on the type of activity [inaudible] We are concerned about the security of product from cash very much so.

Cole Miller: I just want to give an example of a open floor plan where people can shop the grocery store. In California, there's a dispensary called Mankind in San Diego County. And they have product tags just like Walmart or, you know, the big box stores where there's tags on the products that are behind the counter or even on the shelves. So that's how they deal with security, the heavy surveillance, let people shop, you know, there's consultants available if they want help. But there's the product tags that you know, really mitigate people taking products. They can get product out, it beeps, security tackles them or whatever, you know.

Director Arriola: Yeah, you're talking about actually not seeing the product and just picking up slips right and then you redeem it? Like Ross? A security tag. Barcode and boxes.

Ray [last name inaudible]: Jumping back into the consumer data files being recorded by usually back in the States, I know that they're saying that they usually recorded it for five years. And with that, customers do have a choice whether they do want to be recorded or not. Because based on some businesses, they would like to get back to their contacts, their consumers, or discounts, emails, promotions and all that. And there's some where, some people could just say no, they don't want to be in it. But they do look at the IDs, checking the age and everything just to confirm right before the purchase.

August Fest: I don't mean to put your brain into a knot. But in 1995, the Supreme Court decided that when the word 'shall' is used in statute, it means 'may'. Trying to communicate as mandatory could use 'must or must not'. But other than that, public input I think is more important before you guys vote, then afterwards maybe when you have something going on, if you can open it up to maybe a minute or two of public input and might get you to some ideas that you'd consider before you vote. Rather than you voted on it, then you have public comment and then you've already voted on so it doesn't matter. Other than that the high fees that you've already discussed or the guideline of $5,000. You know, you said well, we want to cover our costs for regulatory will be allocate, allocate it under that by 50% of the cannabis fund. Putting it out there, they're not allocated to anything. You take that to cover the operating costs and raking in the industry to keep the fees low for the businesses. Another option we might want to consider, says these types of businesses can't take the normal deductions the other businesses have maybe exempt them from the business privilege tax until such time, they can take all the deductions that other businesses can. The other thing with the excise tax, if you take it off the cultivator and put it entirely at two point of sale retail, you're going to increase your tax revenue, much more than the wholesale price with cultivator. You're going to eliminate this fear that you have about tax cheats. And it's going to be like I said, much higher. You know, to keep those fees low.

Upcoming CCB meeting dates:
February 13th, February 20th, and February 25th

Adjournment
The Cannabis Control Board meeting was adjourned at 2:42 p.m.

Prepared by:

Ursula Herrera
Secretary

Noted by:

Vanessa Williams
Chairperson

CANNABIS CONTROL BOARD

Regular Meeting #13 | February 04, 2020 | 1:30pm

Small Conference Room | Ricardo J. Bordallo Governor's Complex, Hagåtña

I. Call to Order

II. Roll Call of Members/Quorum

III. Secretary's Report:

a. January 21, 2020 Regular Meeting #12 Minutes

IV. Old Business

a. Review and discuss DRAFT Rules and Regulations Sections

V. Open Forum - *Five (5) minutes per attendee/topic

VI. Adjournment

Guam Department of Revenue and Taxation
Cannabis Control Board Regular Meeting
Small Conference Room | Richardo J, Bardallo Governor's Complex, Hagatna
Meeting Date: Feburary 13, 2020 | Time 1:30pm

	Board Members	Position Title	Signature
1	Adrian Cruz	Director, Department of Agriculture	
2	Linda U. DeNorcey	Chief Public Health Officer Director, Department fo Pubic Health & Social Services	Sivanne Kaneshiro
3	Dafne Mansapit-Shimizu	Michele Santos Director, Department of Revenue & Taxation (Vice Chairperson)	
4	Theresa Arriola	Carissa Pangelinan, Acting Director Director, Guam Behavioral Health & Wellness Center	
5	Chief Stephen Ignacio	Guam Police Department	
6	Nico Fujikawa	Director of Tourism Research, GVB	
7	Ursula Herrera	Board Secretary	
8	Atty. Vanessalee Williams	Board Chairperson	
9	William M. Parkinson	Member	
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This is to certify that the above inforcation is ture and correct

Board Secretary

2/13/2020

Cannabis Control Board
Meeting Minutes
February 13, 2020

Opening
Chairperson Williams called the regular board meeting of the Cannabis Control Board to order at 1:40 p.m. on February 13, 2020.
Location: Large Conference Room, Ricardo J. Bordallo Governor's Complex, Hagatña.

Attendees Present:
Vanessa Williams (*Appointee*)
Andrew Quitugua (GPD)
Carissa Pangelinan (GBHWC)
Michelle Santos (DRT)
William Parkinson (Appointee)
Nico Fujikawa (GVB)
Suzanne Kaneshiro (DPHSS)
Adrian Cruz (DOAG)
Ursula Herrera (*Appointee)*

Apologies:

Approval of Minutes
- The minutes of the February 04, 2020 meeting were unanimously approved as distributed, subject to corrections.

Old Business
- Review and discuss DRAFT Rules and Regulations Sections (November 2019 edition) **§11223 Operation Standards for Retail Cannabis Stores**
  §11223 Security (pg.3 of 10)
  - h.2. Change to read: *Video cameras having a minimum clear resolution to allow for the monitoring of any persons and activities in any area*
  - h.3. Strike
  - h.4. Strike
  - h.5. Change to read: *Allows for twenty-four (24) hours, seven (7) days per week continuous video monitoring and recording of all areas.*
  - h.7. Change to read: *Able to archive recorded video for a minimum of one (1) year*
  - i.2. Change to read: *Any room containing a safe, and any room or area used to grow, process, manufacture, prepare, weigh, package, tag, store, distribute, transport or sell cannabis.*
  - i.4. Strike
  - j. Change to read: *The video surveillance system video recording storage device shall be secured in a manner that limits access to protect the system from tampering or theft.*
  - k. Strike
  - o. Change '**low light**' to '***dark***' conditions
  - p. Strike
  - q. Change '***operations***' in the first sentence to read: In the event of a **breach** or failure in its security system, the cannabis establishment shall immediately suspend ***retail transactions***...
  - r.4. Change to read: Conduct ***video surveillance***
  - r.5. Strike

Doc. No. 35GL-20-2476.*

§122519 Chain of Custody Form

- Following 'shall be tracked…', include verbiage: *'via Department use seed-to-sale software program of Department prescribed change of custody form'.*

OR

§11230 Transport of Cannabis

- c. Change to read: The designated transporter must remain with the product at all times that the motor vehicle contains cannabis, cannabis concentrate, cannabis-infused product or cannabis.
- d. Following 'the licensed cannabis establishment shall…', include verbiage: *'document the transport in the seed-to-sale or'.*
- e. + f. Strike
- g. Strike line: *Violation may result in revocation of Permit to Operate.*
- k. + l. Strike
- m. Change: 'The cannabis establishment' to *'The designated transporter'.*

§11231 Loss of Cannabis

- Remove all 'Medical' terms

§11232 Inspections

- b. Strike
- d. Strike
- e. Strike: *Violation of this regulation may result in the revocation of the licensed cannabis establishments Permit to Operate.*
- f. Change from 'two (2)' to *'five (5) business days'*

§11233 Destruction and Disposal of Cannabis

- Board will research proper cannabis disposal methods

Open Forum/Announcements

- Public comment was made by Andrea Pellicani regarding transporters
- Public comment was made by August Fest regarding night vision recording.

Upcoming CCB meeting dates:
February 20th and February 25th

Adjournment
The Cannabis Control Board meeting was adjourned at 3:15 p.m.

Prepared by:

Ursula Herrera
Secretary

Noted by:

Vanessa Williams
Chairperson

CANNABIS CONTROL BOARD

Regular Meeting #14 | February 13, 2020 | 1:30pm

Large Conference Room | Ricardo J. Bordallo Governor's Complex, Hagåtña

I. Call to Order

II. Roll Call of Members/Quorum

III. Secretary's Report:

a. February 04, 2020 Regular Meeting #13 Minutes

IV. Old Business

a. Review and discuss DRAFT Rules and Regulations Sections

V. Open Forum - *Five (5) minutes per attendee/topic

VI. Adjournment

Guam Department of Revenue and Taxation
Cannabis Control Board Regular Meeting
Large Conference Room | Richardo J, Bardallo Governor's Complex, Hagatna
Meeting Date: Feburary 20, 2020 | Time 1:30pm

	Board Members	Position Title	Signature
1	Adrian Cruz	Director, Department of Agriculture	
2	Linda U. DeNorcey	Suzanne Sison Kaneshiro Director, Department fo Pubic Health & Social Services	
3	Dafne Mansapit-Shimizu	Director, Department of Revenue & Taxation (Vice Chairperson)	
4	Theresa Arriola	Director, Guam Behavioral Health & Wellness Center	
5	Chief Stephen Ignacio	ANDREW P. [illegible] Guam Police Department	
6	Nico Fujikawa	Director of Tourism Research, GVB	
7	Ursula Herrera	Board Secretary	
8	Atty. Vanessalee Williams	Board Chairperson	
9	William M. Parkinson	Member	
10			
11			
12			
13			
14			
15			

This is to certify that the above inforcation is ture and correct

Board Secretary

2/20/2020

Cannabis Control Board
Meeting Minutes
February 20, 2020

Opening

Chairperson Williams called the regular board meeting of the Cannabis Control Board to order at 1:35 p.m. on February 20, 2020.
Location: Large Conference Room, Ricardo J. Bordallo Governor's Complex, Hagatña.

Attendees Present:
Vanessa Williams (*Appointee*)
Andrew Quitugua (GPD)
Michelle Santos (DRT)
William Parkinson (Appointee)
Suzanne Kaneshiro (DPHSS)
Ursula Herrera (*Appointee)*

Apologies:
Chelsa Muña-Brecht (DOAG)
Pilar Lujan (GVB)
Theresa Arriola (GBHWC)

Approval of Minutes

- The minutes of the February 13, 2020 meeting were unanimously approved as distributed, subject to corrections.

New Business

- Public Hearing Schedule -Administrative Adjudication Law (AAL) 5GCA Ch. 9
  - Chairperson Williams clarifies the rulemaking process: Revision of the draft language, which includes the packaging and labeling requirements, butters and jams labeling requirements. Disposable requirements for cannabis will be revisited at the next board meeting, followed by manufacturing requirements and the growing guidelines. Upon completion of the draft rules, a preliminary cost impact assessment from the Bureau of Budget and Management Research (BBMR) will be conducted. If the preliminary cost impact assessment is under $500,000.00 the first year, the board may proceed with issuing the draft rules, complete with the preliminary cost impact assessment, to the public for review and comment and attend a public hearing.
    - Public hearing schedule is tentatively slated for: Monday, March 16th 8a.m.- 12 p.m., Thursday, March 19th 1p.m.-5p.m., Friday, March 20th 5p.m.- 9p.m.
    - Comments will be accepted until close of business Friday, March 20th

Old Business

- Review and discuss DRAFT Rules and Regulations Sections:

Labeling and Packaging for Cannabis Products

- Attached definitions packet will be incorporated into existing definitions
- §0005 Labeling, pg.8, Section b. – Strike 2, 3, 4 (line 22-24)
- §0005 Labeling, pg.10, Section 5. (line 14)- Strike
- §0005 Labeling, pg.10, Section 5d.1. (line 19)- Strike 'best by', move section to 5.A. on pg. 6-8, under labeling products.

Doc. No. 35GL-20-2476.*

- §0006 Packaging, pg.12, Section ii. (line 10)- clarification is needed on the which department gives approval
- §0006 Packaging, pg.12, Section C. (line 15)- Change language from 'edible products' to '*concentrates*'
- §0006 Packaging- Move pg.12, Section C. (line 15) to (2) Cannabis concentrates
- §0007 Labeling and Packaging Colors for all Cannabis Infused Edible Products- TABLE; Research intent for color coding
- §1308 Accompanying materials, pg. 15. Section 3 (line 3)- Strike
- §0011 Advertising requirements, pg. 16, Section 2.A. (line 11-12)- Strike the following: *'and the licensed retailer is located within one thousand feet of a restricted location listed in this paragraph'*
- §0011 Advertising requirements, pg. 17, Section 2.B. (line 14)- Replace 'train station' with 'bus'
- §0011 Advertising requirements, pg. 17, Section 4 (line 21-22) Table; awaiting feedback from GVB
- §0011 Advertising requirements, pg. 18, Section C. (line 21-23) + D. (line 1-3)- Strike
- §0011 Advertising requirements, pg. 20, Section d. (line 9-10)- Reword: Remove the word 'banned', change to 'are not be targeted to minors'
- §0011 Advertising requirements, pg. 20, Section 1 (line 14) + Section 3 (line 17)- Strike
- §0011 Advertising requirements, pg. 20, Section 2 (line 15) + Section 4 (line 19)- Combine to read: Cannabis can impair concentration, coordination and judgment. For use by adults twenty-one and older.

Open Forum/Announcements

- Public comment was made by August Fest regarding public hearing and the universal cannabis logo use
- Public comment was made by Devin Suzuki regarding the healing properties of cannabis on PTSD and veterans
- Pubic comment was made by Cole Miller regarding double standards with advertisement
- Public inquiry made by Chuck Hanley regarding the time period between final draft release dates and public comment at hearing
- Pubic comment was made by Andrea Pellacani regarding cannabis lawyers' involvement with the board

Adjournment

The Cannabis Control Board meeting was adjourned at 3:28 p.m.

Prepared by:

Ursula Herrera
Secretary

Noted by:

for Vanessa Williams
Chairperson

CANNABIS CONTROL BOARD

Regular Meeting #15 | February 20, 2020 | 1:30pm

Large Conference Room | Ricardo J. Bordallo Governor's Complex, Hagåtña

I. Call to Order

II. Roll Call of Members/Quorum

III. Secretary's Report:

a. February 13, 2020 Regular Meeting #14 Minutes

IV. New Business

a. Public Hearing Schedule - Administrative Adjudication Law (AAL)

V. Old Business

a. Review and discuss DRAFT Rules and Regulations Sections

VI. Open Forum - *Five (5) minutes per attendee/topic

VII. Adjournment

Guam Department of Revenue and Taxation
Cannabis Control Board Regular Meeting
Time 1:30pm
Meeting Date: March 05, 2020

Board Members	Position Title	Signature
Atty. Vanessalee Williams	Board Chairperson - Member	
Dafne Mansapit-Shimizu Michelle Santos	Vice Chairperson - Director, Department of Revenue & Taxation	Present
Ursula Herrera	Board Secretary - Member	
Adrian Cruz	Deputy Director, Department of Agriculture	Present
Linda U. DeNorcey Suzanne Kaneshiro	Director, Department fo Pubic Health & Social Services	Present
Theresa Arriola	Director, Guam Behavioral Health & Wellness Center	
Stephen Ignacio Andrew Quitugua	Chief, Guam Police Department	Present
Nico Fujikawa	Director of Tourism Research, Guam Visitors Bureau	Present
William M. Parkinson	Member	Present

This is to certify that the above inforcation is ture and correct

Board Secretary
3/5/2020

Cannabis Control Board
Meeting Minutes (#16)
March 5, 2020

Opening
Mrs. Michelle Santos (Madam Vice-Chair Shimizu's designee) called the regular board meeting of the Cannabis Control Board to order at 1:33 p.m. on March 5, 2020.
Location: Large Conference Room, Ricardo J. Bordallo Governor's Complex, Hagatña.

Attendees Present:
Andrew Quitugua (GPD)
Michelle Santos (DRT)
Paul Pablo (DRT)
Adrian Cruz (DOAG)
Nico Fujikawa (GVB)
Deborah Aflague Dueñas (GBHWC)
Suzanne Kaneshiro (DPHSS)
William Parkinson (Appointee)
Leilani Navarro (DPHSS)

Apologies:
Vanessa Williams (*Appointee*)
Ursula Herrera (*Appointee)*
Chelsa Muña-Brecht (DOAG)
Pilar Lujan (GVB)
Theresa Arriola (GBHWC)
Dafne Shimizu (DRT)

Approval of Minutes
- The minutes of the February 20, 2020 meeting were unanimously approved as distributed, subject to corrections.

Old Business
- Economic Impact Study (EIS) Update
  - Mr. Fujikawa reports: Review of EIS will be ready at the next CCB meeting pending clarification from contractor.
- Public Hearing Schedule -Administrative Adjudication Law (AAL)
  - TABLED
- Review and discuss DRAFT Rules and Regulations Sections:

§11003 Definitions
- (c). Business day- Include time, 8:00 a.m. - 5:00 p.m.
- (cc). Designated transporter- Strike '*and who has not entered a plea of guilty to, a plea of nolo contendere to, been found guilty of, or been convicted of a felony offense*.'
- (ee.) Drug free school zone- Refer to §9110, Cannabis Industry Control Act.
- (oo.) Guam residency- pending changes; to reflect CCB vote on licensing rules and regulations.
- (qq.1.) Licensed cannabis establishment- pending changes; to reflect CCB vote on licensing rules and regulations.
- (rr.) Licensed possessor- Strike entire section.
- (zz.1.) Public places- Mr. Camacho will verify with the Attorney General if 'Churches' are exempt.

Doc. No. 35GL-20-2476.*

- (bbb.5.) Responsible official- Change 'registry identification card' to read 'cannabis identification card'.
- (eee.) Solvent-based medical marijuana concentrate- Mr. Camacho will clarify which Department; for now it will read as Department of Public Health/Department of Agriculture.
- (iii.3.) Verification of identity- Strike '*as approved by the Director of the Department*.'
    - Also include:
        - 4.) Photograph page in a consumer's US passport.
        - 5.) Photograph page in a consumer's foreign passport.

Adjournment
The Cannabis Control Board meeting was adjourned at 2:48 p.m.

Prepared by:

Ursula Herrera
Secretary

Noted by:

Vanessa Williams
Chairperson

CANNABIS CONTROL BOARD

Regular Meeting #16 | March 5, 2020 | 1:30pm

Large Conference Room | Ricardo J. Bordallo Governor's Complex, Hagåtña

I. Call to Order

II. Roll Call of Members/Quorum

III. Secretary's Report:

a. February 20, 2020 Regular Meeting #15 Minutes

IV. Old Business

a. Public Hearing Schedule - Administrative Adjudication Law (AAL)

b. Review and discuss DRAFT Rules and Regulations Sections

V. Adjournment

Guam Department of Revenue and Taxation

Cannabis Control Board Regular Meeting

Time: 9:00pm

Meeting Date: July 08, 2020

Board Members	Position Title	Signature
Atty. Vanessalee Williams	Board Chairperson	Zoom
Dafne Mansapit-Shimizu	Director, Department of Revenue & Taxation (Vice-Chairman)	Zoom
Adrian Cruz	Deputy Director, Department of Agriculture	Zoom
	Department of Public Health & Social Services	
Theresa Arriola	Director, Guam Behavioral Health & Wellness Center	Zoom
Chief Stephen Ignacio	Guam Police Department	
Nico Fujikawa	Director of Tourism Research, GVB	Zoom
Ursula Herrera	Board Secretary	Zoom
William Parkinson	Member	Zoom

This is to certify that the above information is true and correct:

Board Secretary

7/8/2020

Cannabis Control Board
Meeting Minutes
July 8, 2020

Opening
Chairperson Williams called the regular board meeting of the Cannabis Control Board to order at 9:15 a.m. on July 8, 2020.
Location: Zoom Video Conference
Link:https://us02web.zoom.us/j/5959598506?pwd=amxqaWErbFR5OWpjWHhlUjhRUWZTUT09
Meeting ID: 595 959 8506
Password: CCBGUAM

Attendees Present:
Dafne Shimizu (DRT)
Theresa Arriola (GBHWC)
Ursula Herrera (*Appointee)*
Adrian Cruz (DOAG)
Nico Fujikawa (GVB)
William Parkinson (*Appointee*)
Selina Onedera (Senator Clynt Ridgell's Office)

Apologies:
Stephen Ignacio (GPD)
DPHSS

Quorum present? Yes

Approval of Minutes
- The minutes of the March 5, 2020 meeting were unanimously approved as distributed, subject to corrections.
    - Correction: Michele Santos is spelled with one 'L'.

Old Business
- Economic Impact Study (EIS) Update
    - Mr. Fujikawa reports: Prior to the pandemic, the numbers were assumed based on regular operations, to include visitor arrivals of 1.6 million within the year. First year initial report estimates 81,000 total cannabis users, of that 15,000 local cannabis users, and new cannabis users at 31,000.
    - Direct Spending: $11.5M-$12M during the first year and stabilized year
    - Induced Impact: $92.6M during the first year, $133M stabilized year
        - Adjustments to the EIS: A cover page will be included with a disclaimer stating that the study was conducted 'Pre-COVID'.
            - *Director Arriola makes a motion to accept the Economic Impact Study that has been commissioned and prepared by the Guam Visitor's Bureau, with a clear distinction that the study was made prior to the COVID pandemic. Director Cruz seconded the motion. Motion carried.*

Doc. No. 35GL-20-2476.*

- Review and discuss DRAFT Rules and Regulations Sections:
  Cannabis Cultivation Regulation, Department of Agriculture
  - Correction: Duly, spelled with one 'L'.
  - Capitalize 'Regulatory' and 'Agency'; substitute in Department of Agriculture as the agency.
  - Second paragraph is the policy statement.
  - Consolidate 'Company name and individual point of contact name' with 'Contact information including Guam mailing address, Guam telephone number and email'.
  - Change 'Individual point of contact' to 'Responsible official'.
  - Change 'permit' to 'business license'.
  - Add 'Bonafide Farmer' to 'certificate'.
  - Replace 'Any alterations and/or changes must be submitted and approved by the CCB and regulatory agency' with 'No changes or alterations are permitted to the Bonafide farmer certificate, unless first approved by the Department of Agriculture.'
  - Change 'Bonafide Certification' to 'Revocation of the Bonafide Farmer Certificate'.
  - Replace 'Marijuana' with 'Cannabis'
  - Move security requirements to the end also, list the types. Add either/or
  - Duplicate §10213 Operation Standards for Cultivators, PL34-80
  - Mirror fire requirements from Medical Marijuana Law
  - Change added in bold: '(b) The following non-synthetic substances prohibited for use in cannabis production *including but not limited to*:'
  - Under Penalties and Disbarment, include: Violations of this chapter may result in the revocation of your Bonafide farmer certificate. All applicable cannabis establishment licenses are also punishable. These provisions are not exclusive. Those violations may be subject to other fines or offenses as otherwise permitted by law.

Open Forum/Announcements

- Public comment was made by Edward Collins regarding grower's farm address

Adjournment

The Cannabis Control Board meeting was adjourned at 11:57 a.m.

Prepared by:

Ursula Herrera
Secretary

Noted by:

for Vanessa Williams
Chairperson

CANNABIS CONTROL BOARD

Regular Meeting #17 | July 8, 2020 | 9:00 am

Zoom Video Conference Meeting ID: 595 959 8506 - Password: CCBGUAM
DRT Compliance Branch - (671) 635-1806

I. Call to Order

II. Roll Call of Members/Quorum

III. Secretary's Report:

a. March 05, 2020 Regular Meeting #16 Minutes

IV. Old Business

a. Public Hearing Schedule - Administrative Adjudication Law (AAL)

b. Review and discuss DRAFT Rules and Regulations Sections

V. Open Forum - *Five (5) minutes per attendee/topic

VI. Adjournment

Cannabis Control Board
Meeting Minutes
July 30, 2020

Opening
Chairperson Williams called the regular board meeting of the Cannabis Control Board to order at 2:04 p.m.
Location: Zoom Video Conference
Meeting ID: 595 959 8506
Password: CCBGUAM

Attendees Present:
Dafne Shimizu (DRT)
Suzanne Kaneshiro (DPHSS)
Nico Fujikawa (GVB)
Stephen Ignacio (GPD)
Adrian Cruz (DOAG)
Theresa Arriola (GBHWC)
Ursula Herrera (*Appointee)*
William Parkinson (*Appointee*)
Danilo Rapadas (Insurance, Securities, Banking and Real Estate Branch)
Jacinta Elm (Insurance, Securities, Banking and Real Estate Branch)
Josephine Mariano (Insurance, Securities, Banking and Real Estate Branch)

Apologies:

Quorum present? Yes

Approval of Minutes
- The minutes of the July 8, 2020 meeting were unanimously approved as distributed, subject to corrections.

Q&A with Insurance, Securities, Banking & Real Estate Branch, Regulatory Division, Department of Revenue & Taxation

Q1. Director Ignacio: *Are the banks still unable to receive money or deposits from the cannabis industry at this point?*

A. Ms. Mariano: *We are still not able to accept deposits from the cannabis industry. We have been asking to see if we could get a copy of your draft rules and regulations. So that we can see how we could apply or even begin to assess the risks associated with the cannabis industry here in Guam. And so I'm hoping that the board will afford us an opportunity to review the draft so that we can at least see what direction the cannabis board is taking this program for our island. That way we can then take a look at whether the banks can safely accept deposits from the various types of cannabis operators whether they be Tier 1's, Tier 2's or Tier 3's.*

Doc. No. 35GL-20-2476.*

Q2. Mr. Cruz: *We had some presentations done by some companies that are dealing with the software. And one of the things that they have touted as part of products way for banks to be able to do business, basically would be like a cashless business. I'm assuming from credit cards, are the banks able to deal with something like that as opposed to cash only business?*

A. Ms. Mariano: *Unfortunately, the payments; the Visas, the Master cards, the American Express. The networks currently do not allow the use of credit and debit cards, through their networks. But I'm sure that that is something that that industry is looking at, you know, as this whole cannabis starts to become legalized, if you will and decriminalized. But for now it is still a very cash intensive business.*

Q3. Chairperson Williams: *I have some follow up questions, clarification. I can say I get a lot of questions and I'm sure the other members do from various concerned citizens and members of the public saying, well, what's the solution to banking? And I get a lot of allegations that there is either not really a problem or that there should be an easy fix. And concerns that maybe the cannabis control board itself can provide a solution provide some banking solution so that banks in Guam can bank cannabis businesses. And my understanding from just looking at our cannabis control board, enabling law, I don't see us having any authority over our prerogative over what banks do. Meaning we can't compel the banks to accept deposits are compelled the banks to facilitate cannabis transactions. Would that be correct?*

A. Mr. Rapadas: *That's correct. What is being done in California you'll have a lot of businesses probably tied to cannabis and probably create their own financial systems to allow this and that's how all of this obfuscating of electronic transactions go through. So if you're, underground type of thing...because the feds aren't necessarily funded to stop this stuff, they're not going to. That's the issue banks have. For Bank of Guam, obviously, only like two or three banks may be able to handle it. A lot of the reporting or even the anti-money laundering type software we have, we'll probably see a lot of this stuff. But the issue we're going to have is that it's going to pop up in all of our reports and we have to learn how to deal with it. And we as a bank have to determine how we want to handle it. That's a very complicated risk assessment that we have to go through before the board (Insurance and Banking Board) can even consider.*

Q4. Chairperson Williams: *Having said that, Ms. Josephine, your colleague had said that it would facilitate the bank's risk assessment to see in advance draft rules we're considering, I think the more input the better and definitely, there's going to be plenty of opportunity. We'll get all the rules drafted and formatted in a way that's required by law, so it's a cohesive draft to review. Off the top of your head as the experts in the industry, are there things that the cannabis control board should be looking at? What can we do that would allow your risk assessment to determine that you could actually bank cannabis businesses or accept deposits at the very least?*

A. Ms. Mariano: *Could I invite Jacinta Elm, she has been very instrumental in taking a look at risk assessment and the draft policy for San Francisco. Jacinta, do you want to take that and perhaps because you studied the California industry, you could provide input relative to what the cannabis board can take a look at, moving forward.*

Ms. Elm: *Mitigating the risk is the biggest thing as the federal and the state law sets us apart and being able to bank the cannabis industry. And we have been following the California legal framework for a while. I think that would be a very good reference and resource to look at. Basically, the bank has to build their enhanced due diligence framework and the platform, the main framework would be licensing. If the government of Guam can allow the bank transparency to be able to validate licenses and to look at the whole framework of how you are going to disseminate licenses to either tier one, tier two, or tier three marijuana related businesses. That's a very important step. We were able to put together policies and procedures based on the framework that California has. And they actually have a Job Aid for banks that we used. Because today, for banks, there is no actual reference document that tells us, 'if you're going to bank a marijuana related business, make sure you do from a to z in regards to your AML (Anti Money Laundering) program'. I would be more than happy to share some of those sources and links that we use to put our policy and our procedures together for the California region.*

Q5. Mr.Cruz: *In other states, particularly in Colorado and Washington State, they use sort of a cashless system. There's a point-of-sale and then the transaction happens elsewhere using a fenced in- regulated handoff. And basically what that is, is that Visa and MasterCard had basically said that the definition of "illegal transfers" is really up to the financial institution in which they're receiving and so basically, you have this transaction that happens on Guam or wherever, and then it goes via Visa or MasterCard and it goes to some other bank in the States. And then from there, that's how the money is moved out. And this is how they're doing it in those places. Would we be able to do something similar? Because I know that some of the software people that had came and showed their product to the board or did it like a little demo, they all had something similar to that, about how to deal with the money. I was wondering if that would be a possibility for us, just to have a cashless industry, if we're going to have problems with a cash industry?*

A. Ms. Mariano: *We definitely would be interested in taking a look at what the bank does. Of course, you know, each bank here has a different processor that they go through. And so with us, our processor here has made it very clear that they will not allow us to onboard any merchants dealing in the cannabis industry. So, you know, it's been, I want to say maybe a couple of years. So perhaps maybe it's time for us to take a look and revisit it again with our processors. So, Adrian, if you could, or even the board can provide us the information on who the vendors said they went through, definitely. We will take a look at it because, like everybody else, we would prefer to decrease the amount of cash that comes in over our*

counters. Honestly, we prefer everything be electronic. And just because it's a big burden for banks, you know, to continue to carry and move that cash around.
Mr. Cruz: *For us on the board we have people that are interested in dealing with the software. So I don't think we could hand them off to you because it's an open competition. Maybe you can put out a call to these vendors who are interested because I know that they all have their own system. And then that way they can maybe come and present that to you. But I don't think we as the board could do that simply because that's something that's going to be procured out.*
Ms. Mariano: *Well, we can explore it. We can ask our payment processors.*

Q6. Chairperson Williams: *Well, it sounds like the most important draft that our banking community would like to see is the licensing draft. Jacinta, you mentioned, when doing the risk assessment, looking at the transparency and availability to be licensed for Tier 1, 2 and 3 businesses. Just for the record, are you referring to Tiers for the different types of cannabis establishments or for the size of the cannabis establishment?*

A. Ms. Elm: Okay, so in the industry, the different marijuana related businesses are identified in Tiers. Tier 1 would be direct plant touching. So that would be your laboratories and retailers. And then Tier 2 and Tier 3 are considered ancillary. So those that provide services and products to a plant touching Tier 1 marijuana related business.

Old Business

- Review and discuss DRAFT Rules and Regulations Sections:

Cannabis Product Manufacturing Facilities Regulation, DPHSS

- §Manufacturer Requirements, Pg. 5, (g.) - Regulatory agency changed to Cannabis Control Board, to read: If the CCB denies a cannabis infused product for sale and retail cannabis stores, then the cannabis product manufacturing facility may request an administrative hearing with the *Cannabis Control Board*.
- Pg. 8, (r.) 3. – Delete the time requirement.
- §Cannabis Concentrate, Pg. 11 - Discussion: Director Herrera raises environmental concern over illegal dumping of butane cans used in cannabis extraction. Director Parkinson agrees, however it is not in the CCB's jurisdiction.
    - Chairperson Williams recommends working with GEPA to alert them of the environmental concern as the cannabis industry develops.
- §Cannabis Concentrate, Pg. 11, (a.) 2. - Regulatory agency approval changed from DRT to GEPA.
- Solvent Based Concentrate, Pg.15 (d.) 1.
    - Discussion: Dr. Kaneshiro clarifies that DPHSS will not be enforcing nor verifying the Industrial Hygienist or the Professional Engineer reports because the positions are not available at the agency. Vice Chair Shimizu asks for clarification, whether GFD or DPW are the

Doc. No. 35GL-20-2476.*

specific regulatory agency responsible for building codes, fire codes and electric codes.

- Chairperson Williams will consult with GFD to discuss fire code regulations accuracies and the impact on the Cannabis industry. She will also consult with DPW and GFD to discuss how solvent-based concentrates relate to public safety.
- Vice Chair Shimizu and the DRT compliance branch will get input from GFD, DPW and EPA.

- §License Requirements for all Food Facilities- Change 'Food Facilities' to 'Cannabis Manufacturing Product Facilities'.
- Identification badge requirement
  - Discussion: Chairperson Williams asks for clarification on whether identification badges will be required for cultivator and retailer employees.
    - *Director Cruz makes a motion to strike the section, '§Display of Identification Badge' to be replaced with the standard health requirements of DPHSS' Environmental Section. Director Parkinson seconds the motion. Motion carries.*
- §Security Alarm Systems- Consolidate sections (a.) + (b.)
  - Director Parkinson would like to go on record stating that ID's, security alarm and surveillance systems should be removed form the rules and regulations.
- §Waste Management and Disposal- (a.) Chairperson Williams will get input from GEPA.
- §Employee Training (b.) - Delete section (b.)
- Lab committee: *Director Cruz makes a motion to mirror the medical marijuana laboratory regulations. Director Arriola seconds the motion. Motion carries.*
- Vice Chair Shimizu requests that DRT work jointly with DPHSS in the development of the seed-to-sale software specifications.
- Vice Chair Shimizu request the guidance of the AG's office on the section on fees and civil penalties. Chairperson Williams offers a dual work session.
- *Director Cruz makes a motion to approve the current draft rules and regulations, subject to corrections for review by the Compiler of Laws. Director Parkinson seconds the motion. Motion carries.*
- *Director Parkinson makes a motion to have the Compiler of Laws assemble the draft rules and regulations. Director Cruz seconds the motion. Motion carries.*
- Director Parkinson would like to go on record to recognize the work of Linda DeNorcey who recently retired. He is grateful for her service.

Open Forum/Announcements

- Next proposed CCB meeting date: August 10, 2020.
- Working session: August 6, 2020

Adjournment
The Cannabis Control Board meeting was adjourned at 4:39 p.m.

Prepared by:

Ursula Herrera
Secretary

Noted by:

Vanessa Williams
Chairperson

Doc. No. 35GL-20-2476.*

CANNABIS CONTROL BOARD

Regular Meeting #18 | July 30, 2020 | 2:00 pm

Zoom Video Conference Meeting ID: 595 959 8506 - Password: CCBGUAM
DRT Compliance Branch - (671) 635-1806

I. Call to Order

II. Roll Call of Members/Quorum

III. Secretary's Report:

a. July 08, 2020 Regular Meeting #17 Minutes

IV. Q&A with Insurance, Securities, Banking & Real Estate Branch, Regulatory Division, Department of Revenue & Taxation

V. Old Business

a. Review and discuss DRAFT Rules and Regulations Sections

b. Public Hearing Schedule - Administrative Adjudication Law (AAL)

VI. Open Forum - *Five (5) minutes per attendee/topic

VII. Adjournment

Guam Department of Revenue and Taxation
Cannabis Control Board Regular Meeting
Time: 9:00am
Meeting Date: August 10, 2020

Board Members	Position Title	Signature
Atty. Vanessalee Williams	Board Chairperson	Zoom
Dafne Mansapit-Shimizu	Director, Department of Revenue & Taxation (Vice-Chairman)	Zoom
Adrian Cruz	Deputy Director, Department of Agriculture	Zoom
Dr. Suzanne S. Kaneshiro	Chief Public Health Officer, Department of Public Health & Social Services	Zoom
Theresa Arriola	Director, Guam Behavioral Health & Wellness Center	Zoom
Chief Stephen Ignacio (Andrew Quitugua)	Guam Police Department	Zoom
Nico Fujikawa	Director of Tourism Research, GVB	Zoom
Ursula Herrera	Board Secretary	Zoom
William Parkinson	Member	Zoom

This is to certify that the above information is true and correct:

Board Secretary

8/10/2020

Cannabis Control Board
Meeting Minutes
August 10, 2020

Opening
Chairperson Williams called the regular board meeting of the Cannabis Control Board to order at 9:00 a.m.
Location: Zoom Video Conference
Meeting ID: 595 959 8506
Password: CCBGUAM

Attendees Present:
Dafne Shimizu (DRT)
Nico Fujikawa (GVB)
Suzanne Kaneshiro (DPHSS)
Ursula Herrera (*Appointee)*
Adrian Cruz (DOAG)
William Parkinson (*Appointee*)
Theresa Arriola (GBHWC)
Andrew Quitugua (GPD)

Apologies:

Quorum present? Yes

Approval of Minutes
- The minutes of July 31, 2020- TABLED

Old Business
- Feedback from GFD, EPA and GPD, as requested in the July 31, 2020 CCB meeting.
    - Vice Chair Shimizu contacted the above agencies; no comments were received. She will continue to follow up, soliciting feedback as the CCB goes through the public hearing process.

- Review and discuss DRAFT Rules and Regulations Sections:
  Enforcement and Penalties
    - Chairperson Williams:
        - Add the Department of Revenue and Taxation as the regulatory agency.

Doc. No. 35GL-20-2476.*

    - The suggested language mirrors the enforcement language that the Compliance Branch has in other regulatory duties. Specifically the Alcohol Beverage Control enforcement.
    - Clarifies that cannabis and cannabis products are the two terms of arc that encompass anything related to cannabis.
- §3613 Same: Hearing
- § (b.)1.
    - *Director Cruz makes a motion to revise section §3613 (b.)1., to reflect penalties. First, second and third offenses are equal to the licensing fee or double licensing fee or triple licensing fee based on the offense. Director Arriola seconds the motion. Motion carries.*
    - *Director Arriola makes motion to strike out the 'fourth offense'; any violations after the third offense would be termination. Director Cruz seconds. Motion carries.*
- Chairperson Williams: At the application stage, the CCB can decline accepting another application for a year and half if there are too many defects in the application.
- Change 'guilty' to 'found in violation'.
- §3613 (c.) + (d.) Vice Chair Shimizu: Subsections will be corrected to properly reference Alcohol Beverage Control's rules and regulations.
- §3605 Same- Change to read: In the event of a vehicle or other property, subject to seizure is found to have been used without the knowledge or consent of the owner, it shall not be forfeited. The burden is on the owner of the vehicle or other property to show lack of knowledge or consent.
    - *Director Cruz makes a motion to include this section as part of the previous draft to be compiled and prepared for submittal to BBMR. Director Parkinson seconds. Motion carries.*

Testing Facility

§11217 Cannabis Testing Facility Standards and Testing Protocols

§ 11217 (2.) (C.) Solvents

- *Director Herrera makes a motion to amend §(C.) to include language similar to §(B.), stating the thresholds for each of the solvents addressed in that chapter to be determined by the Department of Public Health. Director Cruz seconds. Motion carries.*

- §11217 §(h-j)- Add Cannabis Testing Facility before each section. The Cannabis Testing Facility will provide the written reports, full analysis and results.

New Business

- Tentative Public Hearing Schedule

- September 5, 2020
- September 8, 2020
- September 9, 2020

- Chairperson Williams will request a meeting with BBMR to request the preliminary cost impact assessment.

- *Director Cruz makes a motion to submit the edited draft rules and regulations to BBMR, subject to their timeline to set a public hearing. Vice Chair Shimizu seconded. Motion carries.*

Open Forum/Announcements

Adjournment
The Cannabis Control Board meeting was adjourned at 10:05 a.m.

Prepared by:

Ursula Herrera
Secretary

Noted by:

Vanessa Williams
Chairperson

CANNABIS CONTROL BOARD

Regular Meeting #19 | August 10, 2020 | 9:00 am

Zoom Video Conference Meeting ID: 595 959 8506 - Password: CCBGUAM
DRT Compliance Branch - (671) 635-1806

I. Call to Order

II. Roll Call of Members/Quorum

III. Secretary's Report:

a. July 30, 2020 Regular Meeting #18 Minutes

IV. Old Business

a. Review and discuss DRAFT Rules and Regulations Sections
   i. Feedback on Manufacturing
   ii. Enforcement and Penalties

b. Public Hearing Schedule - Administrative Adjudication Law (AAL)

V. Open Forum - *Five (5) minutes per attendee/topic

VI. Adjournment