

STATE OF NEW YORK

8636

IN SENATE

February 23, 2024

Introduced by Sen. COONEY -- read twice and ordered printed, and when printed to be committed to the Committee on Investigations and Government Operations

AN ACT to amend the cannabis law, in relation to the cannabis control board and the cannabis advisory board

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Subdivisions 1 and 2 of section 7 of the cannabis law are
2 amended to read as follows:

3 1. The cannabis control board is hereby created and shall consist of a
4 chairperson nominated by the governor and with the advice and consent of
5 the senate, with one vote, and [~~four~~] six other voting board members as
6 provided for in subdivision two of this section.

7 2. Appointments. In addition to the chairperson, the governor shall
8 have [~~two~~] four direct appointments to the board, and the temporary
9 president of the senate and the speaker of the assembly shall each have
10 one direct appointment to the board. Appointments shall be for a term of
11 three years each and should, to the extent possible, be geographically
12 and demographically representative of the state and communities histor-
13 ically affected by the war on drugs. Board members shall be citizens and
14 permanent residents of this state. The chairperson and the remaining
15 members of such board shall continue to serve as chairperson and members
16 of the board until the expiration of the respective terms for which they
17 were appointed. Upon the expiration of such respective terms the succes-
18 sors of such chairperson and members shall be appointed to serve for a
19 term of three years each and until their successors have been appointed
20 and qualified. The members, except for the chairperson, shall when
21 performing the work of the board, be compensated at a rate of two
22 hundred sixty dollars per day, and together with an allowance for actual
23 and necessary expenses incurred in the discharge of their duties. The
24 chairperson shall receive an annual salary not to exceed an amount
25 appropriated therefor by the legislature, and their expenses actually
26 and necessarily incurred in the performance of their official duties,
27 unless otherwise provided by the legislature. No member or member's

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[~~-~~] is old law to be omitted.

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1 spouse or minor child shall have any interest in an entity regulated by
2 the board.

3 § 2. Subdivisions 2 and 3 of section 14 of the cannabis law are
4 amended to read as follows:

5 2. The state cannabis advisory board shall consist of [~~thirteen~~] nine-
6 teen voting appointed members, along with a representative from the
7 department of environmental conservation, the department of agriculture
8 and markets, the office of children and family services, the department
9 of labor, the department of health, the division of housing and communi-
10 ty renewal, the office of addiction services and supports, and the
11 department of education, serving as non-voting ex-officio members. The
12 governor shall have [~~seven~~] eleven appointments, the temporary president
13 of the senate and the speaker of the assembly shall each have [~~three~~]
14 four appointments to the board. The members shall be appointed to each
15 serve three year terms and in the event of a vacancy, the vacancy shall
16 be filled in the manner of the original appointment for the remainder of
17 the term. The appointed members and representatives shall receive no
18 compensation for their services but shall be allowed their actual and
19 necessary expenses incurred in the performance of their duties as board
20 members.

21 3. Advisory board members shall have statewide geographic represen-
22 tation that is balanced and diverse in its composition. Appointed
23 members shall have an expertise in public and behavioral health,
24 substance use disorder treatment, effective rehabilitative treatment for
25 adults and juveniles, homelessness and housing, economic development,
26 environmental conservation, job training and placement, criminal
27 justice, and drug policy. Further, the advisory board shall include
28 residents from communities most impacted by cannabis prohibition, one
29 retail licensee, one processor licensee, one representative of organized
30 labor, one microbusiness licensee, one distributor licensee, one service
31 disabled veteran licensee, one cultivator licensee, one registered
32 organization licensee, people with prior drug convictions, the formerly
33 incarcerated, and representatives from the farming industry, cannabis
34 industry, and organizations serving communities impacted by past federal
35 and state drug policies.

36 § 3. This act shall take effect immediately.