



## 102ND GENERAL ASSEMBLY

### State of Illinois

2021 and 2022

HB3075

Introduced 2/19/2021, by Rep. Justin Slaughter

#### SYNOPSIS AS INTRODUCED:

410 ILCS 130/100  
410 ILCS 705/15-40  
410 ILCS 705/25-35  
410 ILCS 705/35-30  
410 ILCS 705/40-30

Amends the Compassionate Use of Medical Cannabis Program Act and the Cannabis Regulation and Tax Act. Provides that agent applicants may begin employment at a cultivation center, a dispensing organization, a Community College Cannabis Vocational Training Pilot Program, an infuser organization, or a transporting organization while the agent applicant's identification card application is pending. Provides that, upon approval, the approving State entity shall issue the agent's identification card to the agent. Provides that, if denied, the cultivation center, dispensing organization, Community College Cannabis Vocational Training Pilot Program, infuser organization, or transporting organization and the agent applicant shall be notified and the agent applicant must cease all activity at the cultivation center, dispensing organization, Community College Cannabis Vocational Training Pilot Program, infuser organization, or transporting organization immediately.

LRB102 15084 CPF 20439 b

1 AN ACT concerning health.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 1. References to Act. This Act may be referred to  
5 as the Cannabis Jobs Act of 2021.

6 Section 5. The Compassionate Use of Medical Cannabis  
7 Program Act is amended by changing Section 100 as follows:

8 (410 ILCS 130/100)

9 Sec. 100. Cultivation center agent identification card.

10 (a) The Department of Agriculture shall:

11 (1) verify the information contained in an application  
12 or renewal for a cultivation center identification card  
13 submitted under this Act, and approve or deny an  
14 application or renewal, within 30 days of receiving a  
15 completed application or renewal application and all  
16 supporting documentation required by rule;

17 (2) issue a cultivation center agent identification  
18 card to a qualifying agent within 15 business days of  
19 approving the application or renewal;

20 (3) enter the registry identification number of the  
21 cultivation center where the agent works; and

22 (4) allow for an electronic application process, and

1 provide a confirmation by electronic or other methods that  
2 an application has been submitted.

3 (b) A cultivation center agent must keep his or her  
4 identification card visible at all times when on the property  
5 of a cultivation center and during the transportation of  
6 medical cannabis to a registered dispensary organization.

7 (c) The cultivation center agent identification cards  
8 shall contain the following:

9 (1) the name of the cardholder;

10 (2) the date of issuance and expiration date of  
11 cultivation center agent identification cards;

12 (3) a random 10 digit alphanumeric identification  
13 number containing at least 4 numbers and at least 4  
14 letters; that is unique to the holder; and

15 (4) a photograph of the cardholder.

16 (d) The cultivation center agent identification cards  
17 shall be immediately returned to the cultivation center upon  
18 termination of employment.

19 (e) Any card lost by a cultivation center agent shall be  
20 reported to the State Police and the Department of Agriculture  
21 immediately upon discovery of the loss.

22 (f) An applicant shall be denied a cultivation center  
23 agent identification card if he or she has been convicted of an  
24 excluded offense.

25 (g) An agent applicant may begin employment at a  
26 cultivation center while the agent applicant's identification

1 card application is pending. Upon approval, the Department  
2 shall issue the agent's identification card to the agent. If  
3 denied, the cultivation center and the agent applicant shall  
4 be notified and the agent applicant must cease all activity at  
5 the cultivation center immediately.

6 (Source: P.A. 98-122, eff. 1-1-14.)

7 Section 10. The Cannabis Regulation and Tax Act is amended  
8 by changing Sections 15-40, 25-35, 35-30, and 40-30 as  
9 follows:

10 (410 ILCS 705/15-40)

11 Sec. 15-40. Dispensing organization agent identification  
12 card; agent training.

13 (a) The Department shall:

14 (1) verify the information contained in an application  
15 or renewal for a dispensing organization agent  
16 identification card submitted under this Article, and  
17 approve or deny an application or renewal, within 30 days  
18 of receiving a completed application or renewal  
19 application and all supporting documentation required by  
20 rule;

21 (2) issue a dispensing organization agent  
22 identification card to a qualifying agent within 15  
23 business days of approving the application or renewal;

24 (3) enter the registry identification number of the

1           dispensing organization where the agent works;

2           (4) within one year from the effective date of this  
3 Act, allow for an electronic application process and  
4 provide a confirmation by electronic or other methods that  
5 an application has been submitted; and

6           (5) collect a \$100 nonrefundable fee from the  
7 applicant to be deposited into the Cannabis Regulation  
8 Fund.

9           (b) A dispensing organization agent must keep his or her  
10 identification card visible at all times when in the  
11 dispensary.

12           (c) The dispensing organization agent identification cards  
13 shall contain the following:

14           (1) the name of the cardholder;

15           (2) the date of issuance and expiration date of the  
16 dispensing organization agent identification cards;

17           (3) a random 10-digit alphanumeric identification  
18 number containing at least 4 numbers and at least 4  
19 letters that is unique to the cardholder; and

20           (4) a photograph of the cardholder.

21           (d) The dispensing organization agent identification cards  
22 shall be immediately returned to the dispensing organization  
23 upon termination of employment.

24           (e) The Department shall not issue an agent identification  
25 card if the applicant is delinquent in filing any required tax  
26 returns or paying any amounts owed to the State of Illinois.

1 (f) Any card lost by a dispensing organization agent shall  
2 be reported to the Department of State Police and the  
3 Department immediately upon discovery of the loss.

4 (g) An applicant shall be denied a dispensing organization  
5 agent identification card renewal if he or she fails to  
6 complete the training provided for in this Section.

7 (h) A dispensing organization agent shall only be required  
8 to hold one card for the same employer regardless of what type  
9 of dispensing organization license the employer holds.

10 (i) Cannabis retail sales training requirements.

11 (1) Within 90 days of September 1, 2019, or 90 days of  
12 employment, whichever is later, all owners, managers,  
13 employees, and agents involved in the handling or sale of  
14 cannabis or cannabis-infused product employed by an adult  
15 use dispensing organization or medical cannabis dispensing  
16 organization as defined in Section 10 of the Compassionate  
17 Use of Medical Cannabis Program Act shall attend and  
18 successfully complete a Responsible Vendor Program.

19 (2) Each owner, manager, employee, and agent of an  
20 adult use dispensing organization or medical cannabis  
21 dispensing organization shall successfully complete the  
22 program annually.

23 (3) Responsible Vendor Program Training modules shall  
24 include at least 2 hours of instruction time approved by  
25 the Department including:

26 (i) Health and safety concerns of cannabis use,

1 including the responsible use of cannabis, its  
2 physical effects, onset of physiological effects,  
3 recognizing signs of impairment, and appropriate  
4 responses in the event of overconsumption.

5 (ii) Training on laws and regulations on driving  
6 while under the influence and operating a watercraft  
7 or snowmobile while under the influence.

8 (iii) Sales to minors prohibition. Training shall  
9 cover all relevant Illinois laws and rules.

10 (iv) Quantity limitations on sales to purchasers.  
11 Training shall cover all relevant Illinois laws and  
12 rules.

13 (v) Acceptable forms of identification. Training  
14 shall include:

15 (I) How to check identification; and

16 (II) Common mistakes made in verification;

17 (vi) Safe storage of cannabis;

18 (vii) Compliance with all inventory tracking  
19 system regulations;

20 (viii) Waste handling, management, and disposal;

21 (ix) Health and safety standards;

22 (x) Maintenance of records;

23 (xi) Security and surveillance requirements;

24 (xii) Permitting inspections by State and local  
25 licensing and enforcement authorities;

26 (xiii) Privacy issues;

1                   (xiv) Packaging and labeling requirement for sales  
2                   to purchasers; and

3                   (xv) Other areas as determined by rule.

4                   (j) Blank.

5                   (k) Upon the successful completion of the Responsible  
6 Vendor Program, the provider shall deliver proof of completion  
7 either through mail or electronic communication to the  
8 dispensing organization, which shall retain a copy of the  
9 certificate.

10                  (l) The license of a dispensing organization or medical  
11 cannabis dispensing organization whose owners, managers,  
12 employees, or agents fail to comply with this Section may be  
13 suspended or permanently revoked under Section 15-145 or may  
14 face other disciplinary action.

15                  (m) The regulation of dispensing organization and medical  
16 cannabis dispensing employer and employee training is an  
17 exclusive function of the State, and regulation by a unit of  
18 local government, including a home rule unit, is prohibited.  
19 This subsection (m) is a denial and limitation of home rule  
20 powers and functions under subsection (h) of Section 6 of  
21 Article VII of the Illinois Constitution.

22                  (n) Persons seeking Department approval to offer the  
23 training required by paragraph (3) of subsection (i) may apply  
24 for such approval between August 1 and August 15 of each  
25 odd-numbered year in a manner prescribed by the Department.

26                  (o) Persons seeking Department approval to offer the



1 training required by paragraph (3) of subsection (i) shall  
2 submit a nonrefundable application fee of \$2,000 to be  
3 deposited into the Cannabis Regulation Fund or a fee as may be  
4 set by rule. Any changes made to the training module shall be  
5 approved by the Department.

6 (p) The Department shall not unreasonably deny approval of  
7 a training module that meets all the requirements of paragraph  
8 (3) of subsection (i). A denial of approval shall include a  
9 detailed description of the reasons for the denial.

10 (q) Any person approved to provide the training required  
11 by paragraph (3) of subsection (i) shall submit an application  
12 for re-approval between August 1 and August 15 of each  
13 odd-numbered year and include a nonrefundable application fee  
14 of \$2,000 to be deposited into the Cannabis Regulation Fund or  
15 a fee as may be set by rule.

16 (r) All persons applying to become or renewing their  
17 registrations to be agents, including agents-in-charge and  
18 principal officers, shall disclose any disciplinary action  
19 taken against them that may have occurred in Illinois, another  
20 state, or another country in relation to their employment at a  
21 cannabis business establishment or at any cannabis cultivation  
22 center, processor, infuser, dispensary, or other cannabis  
23 business establishment.

24 (s) An agent applicant may begin employment at a  
25 dispensing organization while the agent applicant's  
26 identification card application is pending. Upon approval, the

1 Department shall issue the agent's identification card to the  
2 agent. If denied, the dispensing organization and the agent  
3 applicant shall be notified and the agent applicant must cease  
4 all activity at the dispensing organization immediately.

5 (Source: P.A. 101-27, eff. 6-25-19; 101-593, eff. 12-4-19.)

6 (410 ILCS 705/25-35)

7 (Section scheduled to be repealed on July 1, 2026)

8 Sec. 25-35. Community College Cannabis Vocational Training  
9 Pilot Program faculty participant agent identification card.

10 (a) The Department shall:

11 (1) establish by rule the information required in an  
12 initial application or renewal application for an agent  
13 identification card submitted under this Article and the  
14 nonrefundable fee to accompany the initial application or  
15 renewal application;

16 (2) verify the information contained in an initial  
17 application or renewal application for an agent  
18 identification card submitted under this Article, and  
19 approve or deny an application within 30 days of receiving  
20 a completed initial application or renewal application and  
21 all supporting documentation required by rule;

22 (3) issue an agent identification card to a qualifying  
23 agent within 15 business days of approving the initial  
24 application or renewal application;

25 (4) enter the license number of the community college

1 where the agent works; and

2 (5) allow for an electronic initial application and  
3 renewal application process, and provide a confirmation by  
4 electronic or other methods that an application has been  
5 submitted. Each Department may by rule require prospective  
6 agents to file their applications by electronic means and  
7 to provide notices to the agents by electronic means.

8 (b) An agent must keep his or her identification card  
9 visible at all times when in the enclosed, locked facility, or  
10 facilities for which he or she is an agent.

11 (c) The agent identification cards shall contain the  
12 following:

13 (1) the name of the cardholder;

14 (2) the date of issuance and expiration date of the  
15 identification card;

16 (3) a random 10-digit alphanumeric identification  
17 number containing at least 4 numbers and at least 4  
18 letters that is unique to the holder;

19 (4) a photograph of the cardholder; and

20 (5) the legal name of the community college employing  
21 the agent.

22 (d) An agent identification card shall be immediately  
23 returned to the community college of the agent upon  
24 termination of his or her employment.

25 (e) Any agent identification card lost shall be reported  
26 to the Department of State Police and the Department of

1 Agriculture immediately upon discovery of the loss.

2 (f) An agent applicant may begin employment at a Community  
3 College Cannabis Vocational Training Pilot Program while the  
4 agent applicant's identification card application is pending.  
5 Upon approval, the Department shall issue the agent's  
6 identification card to the agent. If denied, the Community  
7 College Cannabis Vocational Training Pilot Program and the  
8 agent applicant shall be notified and the agent applicant must  
9 cease all activity at the Community College Cannabis  
10 Vocational Training Pilot Program immediately.

11 (Source: P.A. 101-27, eff. 6-25-19.)

12 (410 ILCS 705/35-30)

13 Sec. 35-30. Infuser agent identification card.

14 (a) The Department of Agriculture shall:

15 (1) establish by rule the information required in an  
16 initial application or renewal application for an agent  
17 identification card submitted under this Act and the  
18 nonrefundable fee to accompany the initial application or  
19 renewal application;

20 (2) verify the information contained in an initial  
21 application or renewal application for an agent  
22 identification card submitted under this Act, and approve  
23 or deny an application within 30 days of receiving a  
24 completed initial application or renewal application and  
25 all supporting documentation required by rule;

1           (3) issue an agent identification card to a qualifying  
2 agent within 15 business days of approving the initial  
3 application or renewal application;

4           (4) enter the license number of the infuser where the  
5 agent works; and

6           (5) allow for an electronic initial application and  
7 renewal application process, and provide a confirmation by  
8 electronic or other methods that an application has been  
9 submitted. The Department of Agriculture may by rule  
10 require prospective agents to file their applications by  
11 electronic means and provide notices to the agents by  
12 electronic means.

13           (b) An agent must keep his or her identification card  
14 visible at all times when on the property of a cannabis  
15 business establishment including the cannabis business  
16 establishment for which he or she is an agent.

17           (c) The agent identification cards shall contain the  
18 following:

19                 (1) the name of the cardholder;

20                 (2) the date of issuance and expiration date of the  
21 identification card;

22                 (3) a random 10-digit alphanumeric identification  
23 number containing at least 4 numbers and at least 4  
24 letters that is unique to the holder;

25                 (4) a photograph of the cardholder; and

26                 (5) the legal name of the infuser organization

1 employing the agent.

2 (d) An agent identification card shall be immediately  
3 returned to the infuser organization of the agent upon  
4 termination of his or her employment.

5 (e) Any agent identification card lost by a transporting  
6 agent shall be reported to the Department of State Police and  
7 the Department of Agriculture immediately upon discovery of  
8 the loss.

9 (f) An agent applicant may begin employment at an infuser  
10 organization while the agent applicant's identification card  
11 application is pending. Upon approval, the Department shall  
12 issue the agent's identification card to the agent. If denied,  
13 the infuser organization and the agent applicant shall be  
14 notified and the agent applicant must cease all activity at  
15 the infuser organization immediately.

16 (Source: P.A. 101-27, eff. 6-25-19.)

17 (410 ILCS 705/40-30)

18 Sec. 40-30. Transporting agent identification card.

19 (a) The Department of Agriculture shall:

20 (1) establish by rule the information required in an  
21 initial application or renewal application for an agent  
22 identification card submitted under this Act and the  
23 nonrefundable fee to accompany the initial application or  
24 renewal application;

25 (2) verify the information contained in an initial

1 application or renewal application for an agent  
2 identification card submitted under this Act and approve  
3 or deny an application within 30 days of receiving a  
4 completed initial application or renewal application and  
5 all supporting documentation required by rule;

6 (3) issue an agent identification card to a qualifying  
7 agent within 15 business days of approving the initial  
8 application or renewal application;

9 (4) enter the license number of the transporting  
10 organization where the agent works; and

11 (5) allow for an electronic initial application and  
12 renewal application process, and provide a confirmation by  
13 electronic or other methods that an application has been  
14 submitted. The Department of Agriculture may by rule  
15 require prospective agents to file their applications by  
16 electronic means and provide notices to the agents by  
17 electronic means.

18 (b) An agent must keep his or her identification card  
19 visible at all times when on the property of a cannabis  
20 business establishment, including the cannabis business  
21 establishment for which he or she is an agent.

22 (c) The agent identification cards shall contain the  
23 following:

24 (1) the name of the cardholder;

25 (2) the date of issuance and expiration date of the  
26 identification card;

1           (3) a random 10-digit alphanumeric identification  
2           number containing at least 4 numbers and at least 4  
3           letters that is unique to the holder;

4           (4) a photograph of the cardholder; and

5           (5) the legal name of the transporting organization  
6           employing the agent.

7           (d) An agent identification card shall be immediately  
8           returned to the transporting organization of the agent upon  
9           termination of his or her employment.

10          (e) Any agent identification card lost by a transporting  
11          agent shall be reported to the Department of State Police and  
12          the Department of Agriculture immediately upon discovery of  
13          the loss.

14          (f) An application for an agent identification card shall  
15          be denied if the applicant is delinquent in filing any  
16          required tax returns or paying any amounts owed to the State of  
17          Illinois.

18          (g) An agent applicant may begin employment at a  
19          transporting organization while the agent applicant's  
20          identification card application is pending. Upon approval, the  
21          Department shall issue the agent's identification card to the  
22          agent. If denied, the transporting organization and the agent  
23          applicant shall be notified and the agent applicant must cease  
24          all activity at the transporting organization immediately.

25          (Source: P.A. 101-27, eff. 6-25-19; 101-593, eff. 12-4-19.)