

I. Section 2447: License Application and Issuance

- a. Applications must be made to state licensing authority which can issue a license and license is conditioned upon municipal approval; applicants cannot operate retail establishment or social club without licensing authority and municipal approval
 - i. If municipal approval is not received one year from date of state licensing approval, the license expires and cannot be renewed
 - ii. State licensing authority will revoke license if application is not approved by municipality
- b. Investigation of qualifications:
 - i. State licensing authority and municipality may have access to criminal history records and if they consider these, then they must also consider any information provided by the applicant about their criminal history records
 - ii. When filing an application for a license, an applicant must submit a set of fingerprints and personal history information about the applicant's qualifications for license
 - 1. The state licensing authority will submit the fingerprints and the municipality can forward the fingerprints to the State Bureau of Investigation. The state licensing authority shall forward the fingerprints to the FBI to conduct a federal criminal history record check.
- c. Applications; issuance: the following provisions apply for applications for and issuance of retail marijuana social club license:
 - i. The municipality notifies the state licensing authority that the applicant is not in compliance with an ordinance, rule or regulation at the time of the application
 - ii. The number of retail marijuana establishments or retail marijuana social clubs allowed in the municipality is limited by local ordinance or is limited by subsection 7 and the maximum number have already been licensed
 - iii. If a greater number of applicants are received to operate a retail marijuana store in a municipality than are allowed by that municipality under subsection 4, then the state licensing authority shall consider input from the municipality as to the municipality's preferences for licensure and within 180 days of the first application shall issue the maximum number of applicable licenses
- d. Limits on the number of marijuana stores: the state licensing authority cannot limit the number of retail marijuana stores but a municipality can regulate the number of stores and the location and operation of retail marijuana establishments and social clubs and can prohibit their operation within its jurisdiction.

II. Section 2448: Classes of Licenses; License Provisions

- a. Provisions for retail marijuana cultivation facility license:
 - i. A retail marijuana cultivation facility may have a retail marijuana store located on the same premises as the retail marijuana cultivation facility as

long as it meets all requirements of the state licensing authority and the municipality. A retail store located on the licensed premises of the cultivation facility does not count against any municipality limits on the number of marijuana retail stores.

- b. Inspection of books and records
 - i. The licensed premises where retail marijuana products are stored, cultivated, sold, dispensed or tested are also subject to inspection by the state or the municipality in which they are located and by investigators of the state or municipality during all business hours
- c. License renewal:
 - i. Upon receipt of an application for renewal of an existing license, the state licensing authority shall submit a copy to the municipality to determine whether the applicant complies with all local restrictions on renewal of licenses.
 - ii. The state licensing authority may extend the expiration date of the license and accept a late application for renewal as long as the applicant has filed a timely renewal application with the municipality.
 - iii. The state licensing authority or the municipality may waive the requirement that the applicant apply for a license renewal 30 days prior to the date of expiration

III. Section 2449: Local Licensing

- a. Municipality may regulate retail marijuana establishments and retail marijuana social clubs
 - i. Municipalities can regulate the location and operation of retail marijuana establishments and social clubs
 - ii. Municipalities can adopt and enforce regulations for retail marijuana establishments and social clubs that are at least as restrictive as the provisions of this chapter and any rule adopted pursuant to this chapter
 - iii. Registered voters may call for a vote on any regulations adopted by municipal legislative body
- b. Municipal approval is required
 - i. a retail marijuana establishment and retail marijuana social club may not operate until it is licensed by the state licensing authority and approved by the municipality in which it is located
- c. Notice and portion of fee must be given to municipality
 - i. The state licensing authority shall, within 7 business days of receiving an application for licensing for retail marijuana establishment or retail marijuana social club, provide a copy of the application and 50% of the licensing fee to the municipality in which the establishment or club is to be located
 - ii. The municipality shall determine whether the application complies with the local land use ordinance and any other restrictions on time, place, manner and the number of marijuana businesses within the municipality and inform the state licensing authority whether the application complies with these local ordinances and restrictions

- d. The municipality may impose a licensing requirement
 - i. May or may not impose separate local licensing requirement as part of restrictions
 - ii. Must notify state licensing authority that it approves or denies each application within 14 days of receiving it
- e. Public hearing notice provisions:
 - i. If a municipality issues local licenses for a retail marijuana establishment or retail marijuana social club, a public hearing on the application may be scheduled. If the municipality schedules such a hearing, it shall post and publish public notice of the hearing not less than 10 days prior to the hearing in the county newspaper and on a sign on the premises identified by the license.
 - ii. If a municipality does not issue local licenses, the municipality may give public notice of the state application by posting a sign in a conspicuous place on the premises identified in the application and by publication in a county newspaper

IV. Section 2450: Transfer of Ownership

- a. A licensee shall apply for transfer of ownership to the state licensing authority.
- b. Upon receipt of an application for transfer of ownership, the state licensing authority shall, within 7 days, submit a copy of the application to the appropriate municipality to determine whether the transfer complies with any local restriction on transfer of ownership. In determining whether to permit a transfer of ownership, the state licensing authority shall consider only the requirements of this chapter, any rules adopted by the state licensing authority and any other local restrictions.
- c. The municipality may hold a hearing on the application for transfer of ownership as long as it posts a notice of the hearing on the licensed premises and notified the applicant at least 10 days prior.
- d. Any transfer of ownership hearing by the state licensing authority must be held in compliance with the requirements specified for a municipality in this section

V. Section 2451: Licensing in General

- a. Relocation of licensed premises:
 - i. A licensee may move the permanent location of licensed premises to any other place in this State once permission to do so is granted by the state licensing authority and municipality where the retail marijuana establishment or retail marijuana social club proposes to relocate.
 - ii. Upon receipt of an application for change of location, the state licensing authority shall, within 7 days, submit a copy of the application to the municipality to determine whether the transfer complies with all local restrictions on change of location.
 - iii. In permitting a change of location, the municipality where the retail marijuana establishment or retail marijuana social club proposes to relocate shall consider all reasonable restrictions that are or may be placed upon the new location by the governing board of the municipality