

**This information is provided as a courtesy of the  
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**What is the deadline for submitting Same Site applications?**

March 17, 2021.

**What is the deadline for submitting Secondary Site applications?**

Secondary Site licenses may be granted as late as March 31, 2021, but applications must be submitted to the Department on a timeline that gives the Department a reasonable amount of time to review the application and perform an inspection of the site.

**What are the fees for an Early Approval Adult Use Dispensing Organization License?**

The fees for an Early Approval Adult Use Dispensing Organization License at a same site are a \$30,000 non-refundable registration fee and a Cannabis Business Development Fee of the lesser of (1) \$100,000 or (2) 3% of total sales of cannabis and non-cannabis items between June 1, 2018 and June 1, 2019 for the medical cannabis dispensary. Applicants will also select a Social Equity Inclusion Plan to complete prior to renewing its Early Approval Adult Use Dispensing Organization License, which may include a fee.

The fees for an Early Approval Adult Use Dispensing Organization License at a secondary site are a \$30,000 registration non-refundable fee and a \$200,000 Cannabis Business Development Fee. Applicants will also select a Social Equity Inclusion Plan to complete prior to renewing its Early Approval Adult Use Dispensing Organization License, which may include a fee.

**How do I make my payments?**

The registration fee and Cannabis Business Development Fee must be in the form of two separate cashier's checks or money orders only, made payable to "Illinois Department of Financial and Professional Regulation."

**What is a social equity inclusion plan?**

The Cannabis Regulation and Tax Act requires Early Approval Adult Use License holders to complete a Social Equity Inclusion Plan before they can renew the license in March of 2021. There are five options for a license holder:

- 1) Contribution of 3% of total sales from June 1, 2018 to June 1, 2019 or \$100,000, whichever is less, to the Cannabis Business Development Fund;
- 2) Contribution of 3% of total sales from June 1, 2018 to June 1, 2019 or \$100,000, whichever is less, to a cannabis industry training or education program at an Illinois community college as defined in the Public Community College Act;

- 3) Donation of \$100,000 or more to a program that provides job training services to persons recently incarcerated or that operates in a Disproportionately Impacted Area<sup>1</sup>;
- 4) Participation as a host in a cannabis business establishment incubator program approved by the Department of Commerce and Economic Opportunity, and in which the dispensing organization agrees to provide a loan of at least \$100,000 and mentorship to incubate a licensee that qualifies as a Social Equity Applicant for at least a year; or
- 5) Participation in a sponsorship program for at least 2 years approved by the Department of Commerce and Economic Opportunity in which the dispensing organization agrees to provide an interest-free loan of at least \$200,000 to a Social Equity Applicant.

If a license holder selects options 4 or 5, the Department of Financial and Professional Regulation will ensure the license holder is currently engaged in the Social Equity Inclusion Plan at the time of the renewal. If, at the time of renewal, a license holder who selected option 4 or 5 and who has not begun complying with either Plan, may make a contribution as allowed by options 1 through 3 to qualify for a renewal.

### **Can I change the Social Equity Inclusion Plan I chose in my application for a Same or Secondary Site?**

Yes, all applications materials can be amended with Department approval. You may submit a request to amend your application materials at any time before your renewal.

### **Where can I place my Secondary Site?**

An Early Approval Adult Use Dispensing Organization License at a second site may be placed in any BLS Region that intersects with the medical cannabis dispensary's Dispensing Organization District. The property line of an Early Approval Adult Use Dispensing Organization must be at least 1,500 feet from the property line of another Early Approval Adult Use Dispensing Organization or Adult Use Dispensing Organization.

Medical dispensaries in Dispensing Organization Districts in Cook, DeKalb, DuPage, Grundy, Kendall, Kane, Lake, McHenry, and Will counties may locate their second site anywhere within those counties.

Medical dispensaries in Illinois State Police District 1 may locate their second site in the following counties: Bureau, Carroll, Jo Daviess, La Salle, Lee, Ogle, Putnam, Stephenson, and Whiteside.

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<sup>1</sup> "Disproportionately Impacted Area" means a census tract or comparable geographic area that:

- (1) Meets one of the following criteria:
  - The area has a poverty rate of at least 20%;
  - 75% or more of the children in the area participate in the federal free lunch program;
  - At least 20% of the households in the area receive assistance under the Supplemental Nutrition Assistance Program; or
  - The area has an average unemployment rate that is more than 120% of the national average for a period of at least 2 consecutive calendar years preceding the date of the application; and
- (2) Has high rates of arrest, conviction, and incarceration related to the sale, possession, use, cultivation, manufacture, or transport of cannabis.

Medical dispensaries in Illinois State Police District 6 may locate their second site in the following counties: Adams, Brown, Cass, Christian, DeWitt, Fulton, Greene, Hancock, Henderson, Knox, Livingston, Logan, Mason, McDonough, McLean, Montgomery, Morgan, Moultrie, Pike, Scott, Schuyler, Shelby, and Warren.

Medical dispensaries in Illinois State Police District 7 may locate their second site in the following counties: Adams, Brown, Cass, Christian, DeWitt, Fulton, Greene, Hancock, Henderson, Henry, Knox, Livingston, Logan, Mason, Mercer, McDonough, McLean, Montgomery, Morgan, Moultrie, Pike, Rock Island, Scott, Schuyler, Shelby, and Warren

Medical dispensaries in Illinois State Police District 8 may locate their second site in the following counties: Marshall, Peoria, Stark, Tazewell, and Woodford.

Medical dispensaries in Illinois State Police District 9 may locate their second site in the following counties: Adams, Brown, Cass, Christian, Fulton, Greene, Hancock, Henderson, Knox, Livingston, Logan, Mason, McDonough, Menard, Montgomery, Morgan, Moultrie, Pike, Sangamon Scott, Schuyler, Shelby, and Warren.

Medical dispensaries in Illinois State Police District 10 may locate their second site in the following counties: Adams, Brown, Cass, Champaign, Christian, Clark, Clay, Coles, Crawford, Cumberland, Douglas, Edgar, Effingham, Fayette, Ford, Fulton, Greene, Hancock, Henderson, Iroquois, Jasper, Knox, Marion, Lawrence, Livingston, Logan, Macon, Mason, McDonough, Montgomery, Morgan, Moultrie, Piatt, Pike, Richland, Scott, Schuyler, Shelby, Vermillion, and Warren.

Medical dispensaries in Illinois State Police District 11 may locate their second site in the following counties: Bond, Calhoun, Clinton, Jersey, Macoupin, Madison, Monroe, and St. Clair.

Medical dispensaries in Illinois State Police District 12 may locate their second site in the following counties: Clark, Clay, Coles, Crawford, Cumberland, Douglas, Edgar, Effingham, Fayette, Iroquois, Jasper, Marion, Lawrence, and Richland.

Medical dispensaries in Illinois State Police District 13 may locate their second site in the following counties: Edwards, Franklin, Gallatin, Hamilton, Hardin, Jackson, Jefferson, Johnson, Massac, Perry, Pope, Pulaski, Randolph, Saline, Union, Wabash, Wayne, Washington, White, and Williamson.

Medical dispensaries in Illinois State Police District 14 may locate their second site in the following counties: Adams, Brown, Cass, Christian, Fulton, Greene, Hancock, Henderson, Knox, Livingston, Logan, Mason, McDonough, Montgomery, Morgan, Moultrie, Pike, Scott, Schuyler, Shelby, and Warren.

Medical dispensaries in Illinois State Police District 16 may locate their second site in the following counties: Boone, Bureau, Carroll, Jo Daviess, La Salle, Lee, Ogle, Putnam, Stephenson, Whiteside, and Winnebago.

Medical dispensaries in Illinois State Police District 17 may locate their second site in the following counties: Bureau, Carroll, Jo Daviess, La Salle, Lee, Ogle, Putnam, Stephenson, and Whiteside.

Medical dispensaries in Illinois State Police District 18 may locate their second site in the following counties: Adams, Bond, Brown, Calhoun, Cass, Christian, Clinton, Fulton, Greene, Hancock, Henderson, Jersey, Knox, Livingston, Logan, Macoupin, Madison, Mason, McDonough, Monroe, Montgomery, Morgan, Moultrie, Pike, Scott, Schuyler, Shelby, St. Clair, and Warren.

Medical dispensaries in Illinois State Police District 19 may locate their second site in the following counties: Edwards, Franklin, Gallatin, Hamilton, Hardin, Jefferson, Johnson, Massac, Perry, Pope, Pulaski, Randolph, Saline, Union, Wabash, Wayne, Washington, and White.

Medical dispensaries in Illinois State Police District 20 may locate their second site in the following counties: Adams, Brown, Cass, Christian, Fulton, Greene, Hancock, Henderson, Knox, Livingston, Logan, Mason, McDonough, Montgomery, Morgan, Moultrie, Pike, Scott, Schuyler, Shelby, and Warren.

Medical dispensaries in Illinois State Police District 21 may locate their second site in the following counties: Champaign, Ford, Iroquois, Kankakee, Piatt,

Medical dispensaries in Illinois State Police District 22 may locate their second site in the following counties: Alexander, Edwards, Franklin, Gallatin, Hamilton, Hardin, Jefferson, Johnson, Massac, Perry, Pope, Pulaski, Randolph, Saline, Union, Wabash, Wayne, Washington, and White.

### **How do I apply for a waiver to move my second site?**

If, after 360 days from the effective date of the Cannabis Regulation and Tax Act have, a Medical Cannabis Dispensing Organization is unable to find a location for its Early Approval Adult Use Dispensing Organization License because no jurisdiction in its prescribed geographic has zoning laws that permit the sale of cannabis to purchasers, the Medical Cannabis Dispensing Organization may e-mail the Deputy Director of the Medical Cannabis Unit at the Department of Financial and Professional Regulation to request permission to locate in another area.

### **When can I obtain cannabis for resale to purchasers?**

Cannabis Cultivation Centers are not permitted to sell cannabis intended for resale to purchasers until December 1, 2019.

### **Can the agents in my medical dispensing organization serve non-medical purchasers at the Same Site?**

Yes, agents with medical cannabis dispensary agent identification cards can serve purchasers at an Early Approval Adult Use Dispensing Organization License location at the same site as the medical cannabis dispensary.

### **Can a medical cannabis dispensing organization agent serve purchasers at a Secondary Site?**

Only if the Secondary Site is owned by the same entity as the medical cannabis dispensing organization at which the agent works. Section 15-40(h) provides, “[a] dispensing organization agent shall only be required to hold one card for the same employer regardless of what type of dispensing organization license the employer holds.”

**Can an adult use dispensing organization agent serve medical cannabis patients at a medical cannabis dispensary if the medical cannabis dispensary does not have a license to sell adult use cannabis at the same site?**

No. The definition of “dispensing organization” in the Cannabis Regulation and Tax Act only includes dispensing organizations with Same Site or adult use dispensing organization licenses. The definition does not include medical cannabis dispensing organizations that have not obtained a Same Site license. Because a medical cannabis dispensing organization without a Same Site license is not a “dispensing organization” under the Cannabis Regulation and Tax Act, Section 15-40(h) does not authorize the licensing of any individuals to work at a medical cannabis dispensing organization.

**Can I sell my Secondary Site?**

Because the Early Approval Adult Use Dispensing Organization License at a second site must be held by an identical ownership structure as the medical cannabis dispensing organization, the second site license cannot be sold separate from the underlying Medical Dispensing Organization License.

**Can a dispensing organization submit a change of ownership for an Early Approval Adult Use Dispensing Organization License once the license is issued?**

A dispensing organization may submit a change of ownership request to the Department after the license is issued. However, the ownership structure of the medical cannabis dispensing organization must remain identical to the ownership structure of the adult use dispensing organization. If a principal officer is added to Early Approval Adult Use Dispensing Organization License, the principal officer would also have to be added to the medical cannabis dispensing organization.