

313.19

ARTICLE 11

313.20

MISCELLANEOUS

313.21 Section 1. Minnesota Statutes 2022, section 148F.025, subdivision 2, is amended to read:

313.22 Subd. 2. **Education requirements for licensure.** An applicant for licensure must submit
313.23 evidence satisfactory to the board that the applicant has:

313.24 (1) received a bachelor's or master's degree from an accredited school or educational
313.25 program; and

313.26 (2) received 18 semester credits or 270 clock hours of academic course work and 880
313.27 clock hours of supervised alcohol and drug counseling practicum from an accredited school
313.28 or education program. The course work and practicum do not have to be part of the bachelor's
313.29 degree earned under clause (1). The academic course work must be in the following areas:

313.30 (i) an overview of the transdisciplinary foundations of alcohol and drug counseling,
313.31 including theories of chemical dependency, the continuum of care, and the process of change;

314.1 (ii) pharmacology of substance abuse disorders and the dynamics of addiction, including
314.2 substance use disorder treatment with medications for opioid use disorder;

314.3 (iii) professional and ethical responsibilities;

314.4 (iv) multicultural aspects of chemical dependency;

314.5 (v) co-occurring disorders; and

314.6 (vi) the core functions defined in section 148F.01, subdivision 10.

314.7 Sec. 2. Minnesota Statutes 2023 Supplement, section 245.991, subdivision 1, is amended
314.8 to read:

314.9 Subdivision 1. **Establishment.** The commissioner of human services must establish the
314.10 projects for assistance in transition from homelessness program to prevent or end
314.11 homelessness for people with serious mental illness, substance use disorder, or co-occurring
314.12 substance use disorder and ensure the commissioner achieves the goals of the housing
314.13 mission statement in section 245.461, subdivision 4.

SEC. 3 WAS REMOVED TO MATCH WITH S4699-3, ART. 9, SEC. 11.

SEC. 4-7 WERE REMOVED TO MATCH WITH S4699-3, ART. 18, SEC. 68-71.

319.11 Sec. 8. Minnesota Statutes 2023 Supplement, section 342.06, is amended to read:

319.12 **342.06 APPROVAL OF CANNABIS FLOWER, PRODUCTS, AND**
319.13 **CANNABINOIDS.**

319.14 (a) For the purposes of this section, "product category" means a type of product that
319.15 may be sold in different sizes, distinct packaging, or at various prices but is still created

319.16 using the same manufacturing or agricultural processes. A new or additional stock keeping
319.17 unit (SKU) or Universal Product Code (UPC) shall not prevent a product from being
319.18 considered the same type as another unit. All other terms have the meanings provided in
319.19 section 342.01.

319.20 (b) The office shall approve product categories of cannabis flower, cannabis products,
319.21 lower-potency hemp edibles, and hemp-derived consumer products for retail sale.

319.22 (c) The office may establish limits on the total THC of cannabis flower, cannabis products,
319.23 and hemp-derived consumer products. As used in this paragraph, "total THC" means the
319.24 sum of the percentage by weight of tetrahydrocannabinolic acid multiplied by 0.877 plus
319.25 the percentage by weight of all tetrahydrocannabinols.

319.26 (d) The office shall not approve any cannabis product, lower-potency hemp edible, or
319.27 hemp-derived consumer product that:

319.28 (1) is or appears to be a lollipop or ice cream;

319.29 (2) bears the likeness or contains characteristics of a real or fictional person, animal, or
319.30 fruit;

319.31 (3) is modeled after a type or brand of products primarily consumed by or marketed to
319.32 children;

320.1 (4) is substantively similar to a meat food product; poultry food product as defined in
320.2 section 31A.02, subdivision 10; or a dairy product as defined in section 32D.01, subdivision
320.3 7;

320.4 (5) contains a synthetic cannabinoid;

320.5 (6) is made by applying a cannabinoid, including but not limited to an artificially derived
320.6 cannabinoid, to a finished food product that does not contain cannabinoids and is sold to
320.7 consumers, including but not limited to a candy or snack food; or

320.8 (7) if the product is an edible cannabis product or lower-potency hemp edible, contains
320.9 an ingredient, other than a cannabinoid, that is not approved by the United States Food and
320.10 Drug Administration for use in food.

320.11 (e) The office must not approve any cannabis flower, cannabis product, or hemp-derived
320.12 consumer product intended to be inhaled as smoke, aerosol, or vapor from the product that
320.13 contains any added artificial flavoring or synthetic flavoring, either in the product itself or
320.14 in its components or parts, that are not naturally occurring in the cannabis plants or hemp
320.15 plants. For purposes of this paragraph, artificial flavoring or synthetic flavoring does not
320.16 include naturally occurring terpenes.

320.17 Sec. 9. Minnesota Statutes 2022, section 383B.908, subdivision 7, is amended to read:

320.18 Subd. 7. **Dissolution or reorganization of corporation.** (a) The county board shall
320.19 retain the right to dissolve the corporation, reorganize the corporation, or remove the majority

320.20 of or the entire corporate board in order to resume management of Hennepin County Medical
320.21 Center upon: (1) a two-thirds vote of the entire county board; and (2) identification of one
320.22 or more of the following: (i) a crime committed by the corporate board; (ii) a violation by
320.23 the corporate board of ethical and legal duties as specified in section 383B.905; or (iii)
320.24 repeated failure by the corporate board to act in the best interests of the corporation.

320.25 (b) The county board must comply with subdivision 8 before taking any action to dissolve
320.26 the corporation, reorganize the corporation, or remove the majority of or the entire corporate
320.27 board.

320.28 Sec. 10. Minnesota Statutes 2022, section 383B.908, is amended by adding a subdivision
320.29 to read:

320.30 Subd. 8. **Investigation.** (a) The county board must conduct a formal investigation into
320.31 the acts identified by the county board under subdivision 7, paragraph (a), before taking
321.1 any action to dissolve the corporation, reorganize the corporation, or remove the majority
321.2 of or the entire corporate board. As part of the formal investigation, the county board must:

321.3 (1) at least 90 business days before taking any action to dissolve the corporation,
321.4 reorganize the corporation, or remove the majority of or the entire corporate board, provide
321.5 notice to the corporate board and to the commissioner of health of the county board's
321.6 proposed action and identify the specific acts that constitute grounds for the proposed action;

321.7 (2) accept a response from the corporate board, within 45 business days after the corporate
321.8 board receives the notice and information required under clause (1), to the allegations by
321.9 the county board. In its response, the corporate board may present any mitigating factors
321.10 or defenses to the allegations; and

321.11 (3) assess the legal and practical implications of the proposed action, including how the
321.12 proposed action would affect obligations to creditors; existing contracts; outstanding bond
321.13 obligations; accredited programs and services; research and education commitments;
321.14 reimbursements; regulatory requirements; clinical care and patients, especially patients
321.15 covered by public programs who have complicated care needs; other providers and health
321.16 systems; and critical statewide services such as the Minnesota Poison Control System and
321.17 the emergency preparedness resources hub.

321.18 (b) Following the formal investigation, the county board must evaluate the results of the
321.19 investigation and must develop a written plan detailing the procedures for the proposed
321.20 action in a manner that provides continuity and minimal disruption to the items in paragraph
321.21 (a), clause (3). The county board must hold a public hearing on the plan and must provide
321.22 an opportunity for public testimony at the hearing. The county board may implement the
321.23 proposed action only if it finds there is sufficient evidence to support a finding of a crime
321.24 committed by the corporate board, a violation by the corporate board of ethical and legal
321.25 duties as specified in section 383B.905, or repeated failure by the corporate board to act in
321.26 the best interests of the corporation to warrant taking the proposed action.

321.27 Sec. 11. Minnesota Statutes 2022, section 383B.922, is amended to read:

321.28 **383B.922 LEGAL COUNSEL.**

321.29 Subdivision 1. **Hennepin County attorney.** With respect to the provisions of section
321.30 388.051, the corporation shall be deemed a part of Hennepin County for purposes of the
321.31 Hennepin County attorney serving as legal counsel to the corporation; provided, however,
321.32 that the corporation and the Hennepin County attorney may enter into an arrangement with
321.33 respect to the hiring of outside counsel on behalf of the corporation. The corporation shall
322.1 reimburse the county for legal services provided by the Hennepin County attorney, including
322.2 any and all costs, and the reimbursement shall be credited to the budget of the Hennepin
322.3 County attorney.

322.4 Subd. 2. Separate legal counsel; investigation. Notwithstanding subdivision 1, upon
322.5 written notification to the county board, the corporate board may hire separate legal counsel
322.6 to represent the corporate board and the corporation in matters related to an investigation
322.7 under section 383B.908, subdivision 8. Approval from the county board or the Hennepin
322.8 County attorney is not required.

SEC. 12 WAS REMOVED TO MATCH WITH S4699-3, ART. 12, SEC. 2.

322.14 Sec. 13. **REVISOR INSTRUCTION.**

322.15 The revisor of statutes shall renumber Minnesota Statutes, section 256D.21, as Minnesota
322.16 Statutes, section 261.004.

SEC. 14, THE REPEALER, WAS REMOVED TO MATCH WITH S4699-3, ART.
18, SEC. 83.