



## 102ND GENERAL ASSEMBLY

### State of Illinois

2021 and 2022

HB5580

Introduced 1/31/2022, by Rep. Lamont J. Robinson, Jr.

#### SYNOPSIS AS INTRODUCED:

410 ILCS 705/7-20

Amends the Cannabis Regulation and Tax Act. Provides that for Social Equity Applicants, the Department of Financial and Professional Regulation and the Department of Agriculture shall waive 100% (rather than 50%) of any nonrefundable license application fees, any nonrefundable fees associated with purchasing a license to operate a cannabis business establishment, and any surety bond or other financial requirements, provided a Social Equity Applicant meets certain qualifications at the time the payment is due.

LRB102 25215 CPF 34486 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 5. The Cannabis Regulation and Tax Act is amended  
5 by changing Section 7-20 as follows:

6 (410 ILCS 705/7-20)

7 Sec. 7-20. Fee waivers.

8 (a) For Social Equity Applicants, the Department of  
9 Financial and Professional Regulation and the Department of  
10 Agriculture shall waive 100% ~~50%~~ of any nonrefundable license  
11 application fees, any nonrefundable fees associated with  
12 purchasing a license to operate a cannabis business  
13 establishment, and any surety bond or other financial  
14 requirements, provided a Social Equity Applicant meets the  
15 following qualifications at the time the payment is due:

16 (1) the applicant, including all individuals and  
17 entities with 10% or greater ownership and all parent  
18 companies, subsidiaries, and affiliates, has less than a  
19 total of \$750,000 of income in the previous calendar year;  
20 and

21 (2) the applicant, including all individuals and  
22 entities with 10% or greater ownership and all parent  
23 companies, subsidiaries, and affiliates, has no more than

1           2 other licenses for cannabis business establishments in  
2           the State of Illinois.

3           (b) The Department of Financial and Professional  
4 Regulation and the Department of Agriculture may require  
5 Social Equity Applicants to attest that they meet the  
6 requirements for a fee waiver as provided in subsection (a)  
7 and to provide evidence of annual total income in the previous  
8 calendar year.

9           (c) If the Department of Financial and Professional  
10 Regulation or the Department of Agriculture determines that an  
11 applicant who applied as a Social Equity Applicant is not  
12 eligible for such status, the applicant shall be provided an  
13 additional 10 days to provide alternative evidence that he or  
14 she qualifies as a Social Equity Applicant. Alternatively, the  
15 applicant may pay the remainder of the waived fee and be  
16 considered as a non-Social Equity Applicant. If the applicant  
17 cannot do either, then the Departments may keep the initial  
18 application fee and the application shall not be graded.

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