

**HOUSE . . . . . No.**

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**The Commonwealth of Massachusetts**

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PRESENTED BY:

***Samantha Montaño***

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*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

**An Act to promote equity joint venture partnerships.**

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PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Samantha Montaño</i>	<i>15th Suffolk</i>	<i>1/9/2025</i>

**HOUSE . . . . . No.**

[Pin Slip]

**The Commonwealth of Massachusetts**

**In the One Hundred and Ninety-Fourth General Court  
(2025-2026)**

An Act to promote equity joint venture partnerships.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 SECTION 1. Section 1 of chapter 94G of the General Laws is hereby amended by  
2 inserting after the definition of “Mycotoxin” the following definitions:-

3 “Person or Entity Having Direct Control”, any person or entity having direct control over  
4 the operations of a marijuana establishment, which satisfies one or more of the following criteria:

5 (a) An owner;

6 (b) A person or entity that possesses a voting interest of 10 percent or greater in a  
7 marijuana establishment;

8 (c) A close associate;

9 (d) A person or entity that has the right to control or authority, through contract or  
10 otherwise including, but not limited to: (1) To appoint more than 50% of the directors or their  
11 equivalent; (2) To appoint or remove corporate-level officers or their equivalent; or (3) To earn  
12 10 percent or more of the profits or collect more than 10 percent of the dividends.

13 (e) A court appointee or assignee pursuant to an agreement for a general assignment or  
14 assignment for the benefit of creditors; or

15 (f) A third-party technology platform provider that possesses any financial interest in a  
16 marijuana delivery licensee including, but not limited to, a delivery agreement or other  
17 agreement for services.

18 “Person or Entity Having Indirect Control”, any person or entity having indirect control  
19 over operations of a marijuana establishment. It specifically includes any person or entity having  
20 direct control over an indirect holding or parent company of the applicant, and the chief  
21 executive officer and executive director of those companies, or any person or entity in a position  
22 indirectly to control the decision-making of a marijuana establishment.

23 SECTION 2. Section 1 of chapter 94G of the General Laws, as so appearing, is hereby  
24 amended by inserting after the definition of “Production batch” the following definition:-

25 “Owner”, any person or entity owning directly or indirectly through parent or holding  
26 company, or otherwise, 10 percent or more of the interest in a licensee,

27 SECTION 3. Section 16 of chapter 94G of the General Laws is hereby amended by  
28 adding after the word “licenses” where last occurring:-

29 provided however that any licensee or any person or entity having direct or indirect  
30 control may become a person or entity having direct or indirect control of up to 4 additional  
31 marijuana retailer licenses or medical marijuana treatment center licenses if (i) such marijuana  
32 retailer licenses are majority owned by a social equity business, economic empowerment  
33 business, a Massachusetts Minority Business Enterprises (MBE), Women Business Enterprises

34 (WBE), or Veteran Business Enterprises (VBE) with valid certification from the Supplier  
35 Diversity Office of the Massachusetts Operational Services Division as a Disadvantaged  
36 Business Enterprise (DBE). and (ii) such person or entity owns directly or indirectly through a  
37 parent or holding company, trust, or otherwise, no more than 35 percent of the interest of the  
38 business.