# Appendix

# Table A. Massachusetts Select Equity Provisions (as of April 2020)

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| Provision | Legislative or Regulatory | Description |
| Legislative mandate to promote equitable participation | Legislative  [M.G.L. c. 94G, §§ 4(a)(xxviii) – 4(a ½)(iv)](https://malegislature.gov/Laws/GeneralLaws/PartI/TitleXV/Chapter94G/Section4) | Legislation requires the regulatory body for legal cannabis (Cannabis Control Commission “CCC”) to develop regulations which include, “procedures and policies to promote and encourage full participation in the regulated marijuana industry by people from communities that have previously been disproportionately harmed by marijuana prohibition and enforcement and to positively impact those communities.” |
| Past cannabis conviction does not exclude industry participation | Legislative  [M.G. L. c. 94G,§§ (4)(a)(xxviii) – (a ½)(iii)](https://malegislature.gov/Laws/GeneralLaws/PartI/TitleXV/Chapter94G/Section4) | Legislation states that “a prior conviction solely for a marijuana-related offense or for a violation…shall not disqualify an individual or otherwise affect eligibility for employment or licensure in connection with a marijuana establishment, unless the offense involved the distribution of a controlled substance, including marijuana, to a minor.” |
| Ownership restrictions | Legislative  [M. G. L. c. 94G, §16](https://malegislature.gov/Laws/GeneralLaws/PartI/TitleXV/Chapter94G/Section16) | Legislation states “No licensee shall be granted more than three marijuana retailer licenses, three medical marijuana treatment center licenses, three marijuana product manufacturer licenses or three marijuana cultivator licenses; provided, however, that a licensee may hold three marijuana retailer licenses, three medical marijuana treatment center licenses, three marijuana product manufacturer licenses and three marijuana cultivator licenses.” |
| Research requirements | Legislative  [M. G. L. c., 94G, § 17(a](https://malegislature.gov/Laws/GeneralLaws/PartI/TitleXV/Chapter94G/Section17)) | Legislation requires the CCC to develop a research agenda which includes, “ownership and employment trends in the marijuana industry examining participation by racial, ethnic and socioeconomic subgroups, including identification of barriers to participation in the industry.” |
| Diversity plan | Regulatory  [935 CMR 500.101(e)](https://mass-cannabis-control.com/wp-content/uploads/2019/11/Fall_2019_Adult_Regs_500.pdf) | Regulation requires cannabis establishments to submit, as a part of licensure, a plan “to promote equity among minorities, women, Veterans, people with disabilities, and people of all gender identities and sexual orientation.” Plans must include measures to assess their success. |
| Positive impact plan | Regulatory  [935 CMR 500.101(1)(a](https://mass-cannabis-control.com/wp-content/uploads/2019/11/Fall_2019_Adult_Regs_500.pdf)) | Regulation requires cannabis establishments to submit, as a part of licensure, a plan to positively affect people or communities which fall into one or more the five groups:  (1) Past or present residents of defined geographic Areas of Disproportionate Impact [DIA]; (2) Participants in Economic Empowerment Priority program;  (3) Participants in Social Equity Program;  (4) Massachusetts residents with past drug convictions; and  (5) Massachusetts residents with parents or spouses with drug convictions. |
| Disproportionately Impacted Areas (DIA) | Regulatory  [See definition section.](https://mass-cannabis-control.com/wp-content/uploads/2019/11/Fall_2019_Adult_Regs_500.pdf) | Regulation defines geographic areas “which has had historically high rates of arrest, conviction, and incarceration related to marijuana” in order to encourage participation and inclusion of people in these communities. |
| Economic Empowerment Priority Review  Implemented April 2018 | Regulatory  [See regulatory guidance.](https://mass-cannabis-control.com/wp-content/uploads/200825_Guidance_on_Equity_Programs.pdf) | This certification gives priority license review, fee waivers, and reductions for certificate holders (n=122 certificate holders). The program was aimed at people in senior levels. The deadline to apply is over (4/2/2018-4/16/2018). |
| Social Equity Program  Codified in regulations November 2019 | Regulatory  [See regulatory guidance](https://mass-cannabis-control.com/wp-content/uploads/200825_Guidance_on_Equity_Programs.pdf). | This ongoing program offers comprehensive training and technical assistance, including courses and hands-on assistance for all levels of seniority. A total of 143 participants participated in the program’s first cohort. Persons in the program also have fee waivers and reductions and receive expedited application review. For specific eligibility criteria see Regulatory Guidance. |
| Expedited application review  Implemented September 2019 | Regulatory  [See regulatory guidance](https://mass-cannabis-control.com/wp-content/uploads/200825_Guidance_on_Licensure.pdf). | After priority applicants, the Cannabis Control Commission reviews expedited applications. These include those applications from Social  Equity Participants, minority-owned businesses, women-owned businesses, and veteran-owned businesses, with certain restrictions. |
| Disadvantage Business Enterprises (DBE) | Regulatory data collection | The Cannabis Control Commission collects self-reported DBE-status for all licensees. See select open data here: https://opendata.mass-cannabis-control.com/ |

**Note**:

Table includes provisions related to equitable participation as of April 2020.

**Table B. Single Race Variable Inclusion Criteria**

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| **Inclusion Criteria** | |
| White | Indicated “White (German, Irish, English, Italian, Polish, French)” and never indicated “Hispanic,” “Black,” “Asian,” “American Indian,” “Middle Eastern,” “Native Hawaiian/Other Pacific Islander” in any registration forms OR indicated only White and “some other race” OR indicated only White and “decline to answer.” |
| Latino | Indicated “Hispanic, Latino, or Spanish (Mexican or Mexican American, Puerto Rican, Cuban, Salvadoran, Dominican, Columbian)” and never indicated “White,” “Black,” “Asian,” “American Indian,” “Middle Eastern,” “Native Hawaiian/Other Pacific Islander” in any registration forms OR indicated only Hispanic and “some other race” OR indicated only Hispanic and “decline to answer.” |
| Black | Indicated “Black or African American (of African Descent, African American, Nigerian, Jamaican, Ethiopian, Haitian, Somali)” and never indicated “White,” “Hispanic,” “Asian,” “American Indian,” “Middle Eastern,” “Native Hawaiian/Other Pacific Islander” in any registration forms, OR indicated only Black and “some other race” OR indicated only Black and “decline to answer.” |
| Asian | Indicated “Asian (Chinese, Filipino, Asian Indian, Vietnamese, Korean, Japanese)” and never indicated “White,” “Hispanic,” “Black,” “American Indian,” “Middle Eastern,” “Native Hawaiian/Other Pacific Islander” in any registration forms OR indicated only Asian and “some other race” OR indicated only Asian and “decline to answer.” |
| Other Race | Indicated only “American Indian or Alaska Native,” OR indicated only “Middle Eastern or North African (Lebanese, Iranian, Egyptian, Syrian, Moroccan, Algerian),” OR indicated only “Native Hawaiian or Other Pacific Islander (Native Hawaiian, Samoan, Chamorro, Tongan, Fijian, Marshallese” OR indicated “Some other race or ethnicity” and never indicated “White,” “Hispanic,” “Black,” or “Asian.” |
| Two or More Races | Indicated two or more races. |
| Race Not Provided | Indicated only “Decline to answer” across all registration forms. |