

On October 11, 2019, the Department of Financial and Professional Regulation posted an updated Conditional Adult Use Dispensing Organization License application, DPR-ADULT SE DISP ORG Instructions Revised 10/11/19 (10/11/19 Application) in order to correct information in Exhibit P relating to the criteria necessary to qualify as a “Social Equity Applicant.” The 10/11/19 Application replaces application that was posted on October 1, 2019, DPR-ADULT USE DISP ORG Instructions Revised 10/19 (10/1/19 Application).

According to the Cannabis Regulation and Tax Act, Social Equity Applicant is defined as an applicant that is an Illinois resident that meets one of the following criteria:

- (1) an applicant with at least 51% ownership and control by one or more individuals who have resided for at least 5 of the preceding 10 years in a Disproportionately Impacted Area;
- (2) an applicant with at least 51% ownership and control by one or more individuals who: (i) have been arrested for, convicted of, or adjudicated delinquent for any offense that is eligible for expungement under this Act; or (ii) is a member of an impacted family;
- (3) for applicants with a minimum of 10 full-time employees, an applicant with at least 51% of current employees who: (i) currently reside in a Disproportionately Impacted Area; or (ii) have been arrested for, convicted of, or adjudicated delinquent for any offense that is eligible for expungement under this Act or member of an impacted family.

410 ILCS 705/1-10.

The 10/1/19 Application stated, in relevant part, that an applicant applying as a Social Equity Applicant under the third criterion above could submit evidence that 51% or more of its employees lived in Disproportionately Impacted Areas for *5 of the past 10 years*. The 10/11/19 Application corrects this requirement and states, in relevant part, that an applicant applying as a Social Equity Applicant under the third criterion can submit evidence that 51% or more of its employees *currently* live in Disproportionately Impacted Areas.