



DATE: October 3, 2023

TO: Agricultural Labor Relations Board

CC: Santiago Avila-Gomez, Executive Secretary

FROM: Ralph Lightstone, Board Member
Barry Broad, Board Member

RE: Rulemaking Notice File No. Z2023-0313-01
Cannabis; Labor Peace Agreements (AB 195)

On March 24, 2023, the Agricultural Labor Relations Board (ALRB or Board) published notice of this proposed regulatory action involving labor peace agreements in the cannabis industry, including implementation of the labor peace agreement complaint procedure established under AB 195 (Bus. & Prof. Code, § 26051.5, subd. (a)(5)(D)). The public comment period closed on May 8, and no public comments were received. The subcommittee thereafter proposed a nonsubstantial change to proposed regulation 20953, subdivision (c)(4), which the Board approved at its May 17 public meeting.

On June 2, 2023, the Board published notice of modifications to the proposed regulations, consistent with above, and of materials added to the Board's rulemaking file for this matter. The 15-day public comment period closed on June 19, and no public comments were received. The Board approved the proposed rulemaking at its July 5 public meeting.

Following the Office of Administrative Law's review of the proposed rulemaking, further clarifying revisions were requested concerning the timeframes in which certain filings were required (see proposed regs. 20953(c)(4), 20955(a)(1)). On September 14, notice of these modifications was published, and the 15-day comment period closed on September 29. No public comments were received.

For the reasons discussed in the Board's original notice of proposed rulemaking and the subsequent notices of modifications thereto, as well as the Board's initial statement of reasons and addenda thereto in support of the proposed rulemaking, the Regulations Subcommittee recommends the Board approve this proposed rulemaking and authorize the subcommittee to proceed with finalizing this matter for re-submission to the Office of Administrative Law.