

The background of the entire image is a solid, vibrant red. Scattered across this background are several yellow pencils, oriented diagonally from the top-left towards the bottom-right. The pencils are of varying lengths and are positioned at different angles, creating a sense of movement and depth. Each pencil has a silver-colored metal ferrule near the eraser, which is a white, rectangular block. The lighting is even, highlighting the texture of the pencils and the smooth surface of the red background.

# How do other Jurisdictions define “Family” in SEP

DISPROPORTIONATELY IMPACTING COMMUNITIES BRIEFING

# Colorado

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**-Instead of saying a family member who has been convicted, Colorado uses:**

**-The applicants Parent, legal guardian, sibling, spouse, child or minor in their guardianship was arrested for marijuana offense or was subject to civil asset forfeiture related to a marijuana investigation.**

Applicants must fulfill 1 of 3 Eligibility requirements

<https://sbg.colorado.gov/social-equity>

# Illinois

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**-have a parent, child, or spouse that has been arrested for, convicted of, or adjudicated delinquent for cannabis-related offenses.**

-1 of 3 eligibility requirements

<https://www2.illinois.gov/dceo/CannabisEquity/Pages/default.aspx>

# San Francisco

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**-Have a parent, sibling or child who was arrested for or convicted of the sale, possession, use, manufacture, or cultivation of cannabis (including as a juvenile) from 1971 to 2016**

**-Must meet 3 of 6 of the eligibility requirements**

**-Equity Applicants must be verified by the Office of Cannabis before applying for cannabis business permits**

**-Applicants will need to have proof of household assets, household debts, and how you meet equity conditions.**

<https://sf.gov/get-verified-equity-applicant>

# Sacramento

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-Lives in low-income household and was either arrested for cannabis-related crimes between 1980 and 2011, or have an immediate **family member** who was

-Immediate family member” means a person in the first, second, or third degree of lineal (parent, grandparent, great-grandparent) or collateral kinship (sibling, aunt, uncle, niece nephew) as defined in chapter 13 of

Part 1 of Division 1 of the California Probate Code.

**An applicant shall provide the following with its application for the program, in addition to any other documentation that the City deems necessary to determine the applicant’s eligibility:**

proof of income, proof of residency, proof of arrest or conviction

1 of 5 eligibility classifications

<https://www.sacramentogrowgreen.org/apply-now>

# Massachusetts

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- 1<sup>st</sup> implemented SEP in United States. July 2017
- Residency in Massachusetts for at least the past 12 months and proof that the SEP applicant was either **married to or the child of an individual** convicted or continuance without a finding for a M.G.L. c. 94C offense or an equivalent conviction in Other Jurisdictions.
- Applicants must fulfill 1 of 4 Eligibility requirements
- Cannabis Control Commission uses an honor code when considering Family and criminal conviction. No documentation or criminal record required. Only date and conviction requested by CCC.
  - this eligibility requirement is the least used by applicants.



## Washington RCW 26.50.010- Domestic Violence Prevention

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**(6) "Family or household members" means: (a) Adult persons related by blood or marriage; (b) adult persons who are presently residing together or who have resided together in the past; and (c) persons who have a biological or legal parent-child relationship, including stepparents and stepchildren and grandparents and grandchildren.**

# Washington RCW 26.11.010- Parental Visitation

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(1) "Parent" means a legal parent whose rights have not been terminated, relinquished, or declared not to exist.

(2)(a) "Relative" means:

(i) Any blood relative, including those of half-blood, and including first cousins, second cousins, nephews or nieces, and persons of preceding generations as denoted by prefixes of grand, great, or great-great;

(ii) Stepfather, stepmother, stepbrother, and stepsister;

(iii) A person who legally adopts a child or the child's parent as well as the biological and other legally adopted children of such persons, and other relatives of the adoptive parents in accordance with state law;

(iv) Spouses of any persons named in (a)(i), (ii), or (iii) of this subsection, even after the marriage is terminated;



# Washington RCW 26.11.010 cont.

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(v) Relatives, as named in (a)(i), (ii), or (iii) of this subsection, of any half sibling of the child; or

**(vi) Extended family members, as defined by the law or custom of an Indian child's tribe or, in the absence of such law or custom, a person who has reached the age of eighteen and who is the Indian child's grandparent, aunt or uncle, brother or sister, brother-in-law or sister-in-law, niece or nephew, first or second cousin, or stepparent who provides care in the family abode on a twenty-four hour basis to an Indian child as defined in 25 U.S.C. Sec. 1903(4).**

# Washington Definition- Paid Family Leave

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-These are the family members that qualify you to take family leave:

Spouses and domestic partners

Children (biological, adopted, foster, stepchild, legal guardian, de facto or loco parentis)

Parents and legal guardians (or spouse's parents)

Siblings

Grandchildren

Grandparents (or spouse's grandparents)

Son-in-law and daughter-in-law

**We may require additional documentation or certification to substantiate the qualification for benefits.**

Colorado	Illinois	San francisco	Sacramento	Massachusetts	WA
<b>Parent, legal guardian, sibling, spouse, child or minor in their guardianship</b>	<b>parent, child, or spouse</b>	<b>parent, sibling or child</b>	<b>1<sup>st</sup>,2<sup>nd</sup> or 3<sup>rd</sup> degree of linear or collateral kinship</b>	<b>Married to or child of</b>	<b>Family Member</b>

# States compared

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# Culturally Relevant Definitions

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- Can we apply a culturally relevant definition of family?

EX: How the Tribes use a culturally relevant definition family in RCW 26.10.11 ?

- What would be the unintended consequences for doing so?