

1 State of Arkansas
2 91st General Assembly
3 Regular Session, 2017
4

As Engrossed: S3/2/17
A Bill

HOUSE BILL 1451

5 By: Representatives Drown, House
6 *By: Senator Irvin*
7

For An Act To Be Entitled

9 AN ACT TO AMEND ARKANSAS CONSTITUTION, AMENDMENT 98,
10 ALSO KNOWN AS THE "ARKANSAS MEDICAL MARIJUANA
11 AMENDMENT OF 2016" REGARDING THE ARKANSAS NATIONAL
12 GUARD AND THE UNITED STATES MILITARY; AND FOR OTHER
13 PURPOSES.
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Subtitle

16 TO AMEND THE ARKANSAS MEDICAL MARIJUANA
17 AMENDMENT OF 2016 REGARDING THE ARKANSAS
18 NATIONAL GUARD AND THE UNITED STATES
19 MILITARY.
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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25 SECTION 1. Pursuant to § 23 of Arkansas Constitution, Amendment 98,
26 also known as the "Arkansas Medical Marijuana Amendment of 2016", § 2(6),
27 concerning the definition of "designated caregiver", is amended to read as
28 follows:

29 (6)(A) "Designated caregiver" means a person who is at least
30 twenty-one (21) years of age, has not been convicted of an excluded felony
31 offense, has agreed to assist a physically disabled qualifying patient with
32 the medical use of marijuana, and who has registered with the Department of
33 Health under § 5 of this amendment.

34 (B) "Designated caregiver" includes without limitation a
35 parent:

36 (i) Of a qualifying patient who is under the age of



1 eight (18); and

2 (ii) Required to register as a designated caregiver
3 under this amendment.

4 (C) "Designated caregiver" shall not include a member of
5 the Arkansas National Guard or the United States military;

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7 SECTION 2. Pursuant to § 23 of Arkansas Constitution, Amendment 98,
8 also known as the "Arkansas Medical Marijuana Amendment of 2016", § 2(14),
9 concerning the definition of "qualified patient", is amended to read as
10 follows:

11 (14)(A) "Qualifying patient" means a person who has been
12 diagnosed by a physician as having a qualifying medical condition and who has
13 registered with the department under § 5 of this amendment.

14 (B) "Qualifying patient" shall not include a member of the
15 Arkansas National Guard or the United States military;

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17 SECTION 3. Pursuant to § 23 of Arkansas Constitution, Amendment 98,
18 also known as the "Arkansas Medical Marijuana Amendment of 2016", § 6(a)(2),
19 concerning the scope of the Arkansas Medical Marijuana Amendment of 2016, is
20 amended to read as follows:

21 (2) Possess, smoke, or otherwise engage in the use of marijuana:

22 (A) On a school bus;

23 (B) On the grounds of a daycare center, preschool, primary
24 or secondary school, college, or university;

25 (C) At a drug or alcohol treatment facility;

26 (D) At a community or recreation center;

27 (E) In a correctional facility;

28 (F) On any form of public transportation; ~~or~~

29 (G) In a public place; or

30 (H) On any property that is under control of the Arkansas
31 National Guard or the United State military; or

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/s/Drown

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APPROVED: 03/14/2017

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