

# Department of Finance and Administration

## Legislative Impact Statement

**Bill: HB1298**

**Bill Subtitle: TO AMEND THE ARKANSAS MEDICAL MARIJUANA AMENDMENT OF 2016; AND TO AUTHORIZE THE TRANSFER OF A LICENSE FOR DISPENSARIES AND CULTIVATION FACILITIES.**

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**Basic Change :**

**Sponsor: Representative House**

HB1298 would amend the Arkansas Medical Marijuana Amendment of 2016 to provide that a license for a dispensary or cultivation facility shall only be issued to a natural person. Licenses of a dispensary or cultivation facility may be transferable only to a natural person upon approval by the Arkansas Medical Marijuana Commission.

**Revenue Impact :**

None.

**Taxpayer Impact :**

Licenses of a dispensary or cultivation facility may only be issued to a natural person.

**Resources Required :**

None.

**Time Required :**

None.

**Procedural Changes :**

None.

**Other Comments :**

None.

**Legal Analysis :**

HB1298 amends the Arkansas Medical Marijuana Amendment of 2016 by clarifying that only a natural person may hold a dispensary or cultivation facility license. Previously, the amendment did not specify whether individuals or entities would be able to hold licenses.

While this change clarifies how the licenses are entitled to be held, it may require some additional clean-up changes in the Amendment. For example, the Amendment sometimes refers to the dispensaries and cultivation facilities as the licensees (see §2(4)(A)). The amendment also uses undefined terms such as "individual" and "entity," which may lead to confusion with the added definition of "natural person."