

Hall of the House of Representatives

91st General Assembly - Regular Session, 2017

Amendment Form

Subtitle of House Bill No. 1400

TO AMEND THE ARKANSAS MEDICAL MARIJUANA AMENDMENT OF 2016; AND TO PROHIBIT THE SMOKING OF MARIJUANA IN ANY LOCATION IN ARKANSAS.

Amendment No. 1 to House Bill No. 1400

Amend House Bill No. 1400 as originally introduced:

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Pursuant to § 23 of Arkansas Constitution, Amendment 98, also known as the "Arkansas Medical Marijuana Amendment of 2016", Arkansas Constitution, Amendment 98, § 6(a), concerning scope of the Arkansas Medical Marijuana Amendment of 2016, is amended to read as follows:

- (a) This amendment does not permit a person to:
- (1) Undertake any task under the influence of marijuana when doing so would constitute negligence or professional malpractice;
 - (2) Possess, smoke, or otherwise engage in the medical use of marijuana:
 - (A) On a school bus;
 - (B) On the grounds of a daycare center, preschool, primary or secondary school, college, or university;
 - (C) At a drug or alcohol treatment facility;
 - (D) At a community or recreation center;
 - (E) In a correctional facility;
 - (F) On any form of public transportation; or
 - (G) In a public place; ~~or~~
 - (3) Operate, navigate, or be in actual physical control of a motor vehicle, aircraft, motorized watercraft, or any other vehicle drawn by power other than muscle power while under the influence of marijuana;
 - (4) Smoke marijuana:
 - (A) In a place where the smoking of tobacco is prohibited by law;
 - (B) In the presence of a person who is under fourteen (14) years of age;
 - (C) Inside a motor vehicle, aircraft, motorized watercraft, or any vehicle drawn by power other than muscle power;
 - (D) Knowingly in the presence of a pregnant woman; or
 - (E) In a place where the smoking of marijuana for medical use is likely to cause another person not authorized to use marijuana to be under the influence of marijuana; or



(5) Smoke marijuana for medical use if the person is under twenty-one (21) years of age.

SECTION 2. Pursuant to § 23 of Arkansas Constitution, Amendment 98, also known as the "Arkansas Medical Marijuana Amendment of 2016", Arkansas Constitution, Amendment 98, § 4(b)(2), concerning the rules regarding medical marijuana issued by the Department of Health, is amended to read as follows:

(2) Labeling and testing standards for marijuana distributed to qualifying patients, including a warning label on all marijuana for medical use that is processed or sold for smoking that communicates the health and safety risks associated with smoking and a list of places and conditions in which smoking marijuana for medical use is illegal in the State of Arkansas; and"

The Amendment was read _____

By: Representative Lundstrum
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Chief Clerk