

Hall of the House of Representatives

91st General Assembly - Regular Session, 2017

Amendment Form

Subtitle of House Bill No. 1989

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. 1989

Amend House Bill No. 1989 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 the 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 twenty-one (21) 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;

(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;



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

(6)(A) Smoke marijuana for medical use in the presence of a minor.

(B) As used in this section, "minor" means a person who is under eighteen (18) years of age.

(C) Smoking marijuana for medical use in the presence of a minor is grounds for a child abuse investigation under existing state law.

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