

INTERIM STUDY PROPOSAL 2019-164

1 State of Arkansas  
2 92nd General Assembly  
3 Second Extraordinary Session, 2020

A Bill

MBM/MBM  
SENATE BILL

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5  
6 By: Senator L. Chesterfield

7 Filed with: Arkansas Legislative Council  
8 pursuant to A.C.A. §10-3-217.

9 **For An Act To Be Entitled**

10 AN ACT REQUIRING THE LEGISLATIVE COUNCIL TO ESTABLISH  
11 A MEDICAL MARIJUANA OVERSIGHT SUBCOMMITTEE TO PERFORM  
12 OVERSIGHT FUNCTIONS RELATED TO ARKANSAS CONSTITUTION,  
13 AMENDMENT 98; AND FOR OTHER PURPOSES.

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16 **Subtitle**

17 REQUIRING THE ESTABLISHMENT OF A MEDICAL  
18 MARIJUANA OVERSIGHT COMMITTEE OF THE  
19 LEGISLATIVE COUNCIL TO PERFORM OVERSIGHT  
20 RELATED TO ARKANSAS CONSTITUTION,  
21 AMENDMENT 98.

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24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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26 SECTION 1. Arkansas Code Title 10, Chapter 3, Subchapter 3, is amended  
27 to add an additional section to read as follows:

28 10-3-319. Medical Marijuana Oversight Subcommittee of the Legislative  
29 Council.

30 (a) The Legislative Council shall establish by rule a Medical  
31 Marijuana Oversight Subcommittee, which shall have oversight of all matters  
32 related to Arkansas Constitution, Amendment 98.

33 (b) All matters pertaining to the following shall be referred to the  
34 Medical Marijuana Oversight Subcommittee:

35 (1) Licensing and operation of dispensaries and cultivation  
36 facilities;

- 1           (2) Registration and certification of cultivation facility  
2 agents and dispensary agents;
- 3           (3) Licensure of transporters, distributors, and processors;  
4           (4) Registration and certification of transporter agents,  
5 distributor agents, and processor agents;
- 6           (5) Qualifying medical conditions for the medical use of  
7 marijuana;
- 8           (6) The taxation and distribution of medical marijuana proceeds;  
9           (7) Rules promulgated by one (1) or more of the following state  
10 agencies regarding the implementation, administration, or enforcement of this  
11 amendment:
- 12                   (A) The Alcoholic Beverage Control Division;  
13                   (B) The Department of Health;  
14                   (C) The Medical Marijuana Commission; and  
15                   (D) Any other state agency involved with the  
16 implementation, administration, or enforcement of this amendment;
- 17           (8) Proposed contracts of one (1) or more of the following state  
18 agencies in the amount of twenty-five thousand dollars (\$25,000) or more that  
19 relate to the implementation, administration, or enforcement of this  
20 amendment:
- 21                   (A) The Alcoholic Beverage Control Division;  
22                   (B) The Department of Health;  
23                   (C) The Medical Marijuana Commission; and  
24                   (D) Any other state agency involved with the  
25 implementation, administration, or enforcement of this amendment; and
- 26           (9) Such other matters related to medical marijuana as the  
27 Medical Marijuana Oversight Subcommittee considers necessary to perform its  
28 oversight of all matters related to Arkansas Constitution, Amendment 98.
- 29           (c) If a matter referred to the Medical Marijuana Oversight  
30 Subcommittee under subsection (b) of this section would otherwise require  
31 review or approval, or both, by a subcommittee of the Legislative Council,  
32 the Medical Marijuana Oversight Subcommittee shall serve as the subcommittee  
33 of the Legislative Council that performs the required review or approval, or  
34 both, of the matter.

1           (d)(1) During a regular, fiscal, or extraordinary session of the  
2 General Assembly, the Joint Budget Committee shall perform the functions  
3 assigned to the Medical Marijuana Oversight Subcommittee.

4           (2) The Joint Budget Committee may establish a subcommittee to  
5 perform the functions of the Medical Marijuana Oversight Committee that are  
6 assigned to the Joint Budget Committee under subdivision (d)(1) of this  
7 section.

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10 Referred by Senator L. Chesterfield

11 Prepared by: MBM/MMB  
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