

1 State of Arkansas
2 92nd General Assembly
3 Regular Session, 2019

A Bill

SENATE BILL 441

4
5 By: Senators Bledsoe, B. Davis, J. Cooper, J. English, Flippo, Irvin, Rapert, G. Stubblefield
6 By: Representatives Lundstrum, Bentley

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"; TO ADD RESTRICTIONS REGARDING
12 ADVERTISING AND THE USE OF CERTAIN SYMBOLS; AND FOR
13 OTHER PURPOSES.

Subtitle

16 TO AMEND ARKANSAS CONSTITUTION, AMENDMENT
17 98; AND TO ADD RESTRICTIONS REGARDING
18 ADVERTISING AND THE USE OF CERTAIN
19 SYMBOLS.

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

25 SECTION 1. Pursuant to § 23 of Arkansas Constitution, Amendment 98,
26 also known as the "Arkansas Medical Marijuana Amendment of 2016", Arkansas
27 Constitution, Amendment 98, § 6, concerning the scope of the Arkansas Medical
28 Marijuana Amendment of 2016, is amended to add additional subsections to read
29 as follows:

30 (c) An individual or entity shall not advertise, publicize, promote,
31 or market through broadcasting, online services, print services, or
32 billboards medical marijuana, the use of medical marijuana, or services
33 associated with medical marijuana, including without limitation:

- 34 (1) Physician services;
- 35 (2) Designated caregiver services;
- 36 (3) The providing of free samples of marijuana or marijuana-



1 related products; and

2 (4) The providing of coupons or other promotional flyers.

3 (d) A dispensary or cultivation facility shall not use any symbol
4 commonly associated with the practice of medicine or the practice of
5 pharmacy, including without limitation:

6 (1) A cross of any color;

7 (2) A caduceus; or

8 (3) Any other symbol that is commonly associated with the
9 practice of medicine, the practice of pharmacy, or health care in general.

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