

INTERIM STUDY PROPOSAL 2019-164

State of Arkansas

92nd General Assembly

Second Extraordinary Session, 2020

A Bill

MBM/MBM

SENATE BILL

By: Senator L. Chesterfield

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

For An Act To Be Entitled

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

Subtitle

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

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

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

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

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

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

(1) Licensing and operation of dispensaries and cultivation  
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.

8  
9  
10 Referred by Senator L. Chesterfield

11 Prepared by: MBM/MMB  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36