

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas
91st General Assembly
Regular Session, 2017

As Engrossed: S3/2/17
A Bill

HOUSE BILL 1451

By: Representatives Drown, House
By: Senator Irvin

For An Act To Be Entitled

AN ACT TO AMEND ARKANSAS CONSTITUTION, AMENDMENT 98,
ALSO KNOWN AS THE "ARKANSAS MEDICAL MARIJUANA
AMENDMENT OF 2016" REGARDING THE ARKANSAS NATIONAL
GUARD AND THE UNITED STATES MILITARY; AND FOR OTHER
PURPOSES.

Subtitle

TO AMEND THE ARKANSAS MEDICAL MARIJUANA
AMENDMENT OF 2016 REGARDING THE ARKANSAS
NATIONAL GUARD AND THE UNITED STATES
MILITARY.

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

SECTION 1. Pursuant to § 23 of Arkansas Constitution, Amendment 98,
also known as the "Arkansas Medical Marijuana Amendment of 2016", § 2(6),
concerning the definition of "designated caregiver", is amended to read as
follows:

(6)(A) "Designated caregiver" means a person who is at least
twenty-one (21) years of age, has not been convicted of an excluded felony
offense, has agreed to assist a physically disabled qualifying patient with
the medical use of marijuana, and who has registered with the Department of
Health under § 5 of this amendment.

(B) "Designated caregiver" includes without limitation a
parent:

(i) Of a qualifying patient who is under the age of



eighteen (18); and

(ii) Required to register as a designated caregiver under this amendment.

(C) "Designated caregiver" shall not include a member of the Arkansas National Guard or the United States military;

SECTION 2. Pursuant to § 23 of Arkansas Constitution, Amendment 98, also known as the "Arkansas Medical Marijuana Amendment of 2016", § 2(14), concerning the definition of "qualified patient", is amended to read as follows:

(14)(A) "Qualifying patient" means a person who has been diagnosed by a physician as having a qualifying medical condition and who has registered with the department under § 5 of this amendment.

(B) "Qualifying patient" shall not include a member of the Arkansas National Guard or the United States military;

SECTION 3. Pursuant to § 23 of Arkansas Constitution, Amendment 98, also known as the "Arkansas Medical Marijuana Amendment of 2016", § 6(a)(2), concerning the scope of the Arkansas Medical Marijuana Amendment of 2016, is amended to read as follows:

(2) Possess, smoke, or otherwise engage in the 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

(H) On any property that is under control of the Arkansas National Guard or the United State military; or

/s/Drown