

1 Ballot Title: *“Shall there be an amendment to the Mississippi Constitution that legalizes and*
2 *taxes cannabis and hemp 10% for adults, and adjusts penalties for cannabis abuse so that they*
3 *are no more than those for alcohol abuse, and further requires that revenue raised annually by*
4 *such tax be primarily credited for Mississippi Public Schools and Universities?”*

5 (1) **Purpose and findings.**

6 (a) IN THE INTEREST OF THE EFFICIENT USE OF LAW ENFORCEMENT RESOURCES, ENHANCING
7 REVENUE FOR OUR PUBLIC SCHOOLS, AND BECAUSE WE VALUE OUR INDIVIDUAL FREEDOM, THE
8 PEOPLE OF THE STATE OF MISSISSIPPI FIND AND DECLARE THAT THE CULTIVATION, SALE,
9 TAXATION AND USE OF CANNABIS AND HEMP AND ITS ACCESSORIES SHALL BE LEGAL FOR
0 PERSONS TWENTY-ONE YEARS OF AGE OR OLDER AND PUNISHED, IF ABUSED, IN A MANNER
1 SIMILAR OR LESS THAN OUR PUNISHMENTS FOR ALCOHOL ABUSE. WHEN CANNABIS PRODUCTS
2 OR HEMP ARE SOLD, THE RETAIL SELLER AND OR FARMER SHALL BE RESPONSIBLE TO CHARGE A
3 TEN PERCENT CANNABIS SALES TAX WHICH SHALL BE PAID TO THE STATE OF MISSISSIPPI.
4 GIFTING AND BARTERING WITH CANNABIS ARE PERMITTED. LEGAL CANNABIS DUI LIMITS WILL GO
5 INTO EFFECT JANUARY 1, 2017, AND THE MISSISSIPPI LEGISLATURE HAS UNTIL JUNE 30, 2017, TO
6 ESTABLISH OTHER KEY RULES FOR THE ABC. UNTIL RULES ARE ESTABLISHED AND CANNABIS
7 SALES LICENSES ISSUED BY THE ABC, RETAIL AND FARMER SALES OF CANNABIS TO THE
8 GENERAL PUBLIC ARE NOT ALLOWED.

9 SO THAT:

0 (I) INDIVIDUALS WILL HAVE TO SHOW PROOF OF AGE BEFORE PURCHASING CANNABIS; AND
1 FARMERS, SELLERS AND DISTRIBUTORS OF CANNABIS MUST BE ADULTS. MEDICAL CANNABIS CAN
2 ONLY BE SOLD AT PHARMACIES WHICH ACCEPTS PRESCRIPTIONS.

3 (II) SELLING, DISTRIBUTING, OR TRANSFERRING CANNABIS TO MINORS, WHO ARE INDIVIDUALS
4 UNDER THE AGE OF TWENTY-ONE, SHALL REMAIN ILLEGAL; CANNABIS SELLING BUSINESSES MUST
5 BE LOCATED ONE THOUSAND FEET OR FURTHER FROM PUBLIC SCHOOLS.

6 (III) LEGITIMATE, TAXPAYING BUSINESS PEOPLE AND FARMERS, NOT CRIMINAL ACTORS, WILL
7 CONDUCT SALES OF CANNABIS AND COLLECT A TEN PERCENT TAX ON THEIR SALES WHICH SHALL
8 BE DELIVERED TO THE STATE OF MISSISSIPPI, ON A QUARTERLY BASIS. LEGITIMATE, TAXPAYING
9 FARMERS, NURSERIES AND FLORISTS, AND NOT CRIMINAL ACTORS, WILL GROW CANNABIS
0 SECURED IN LOCKED BUILDINGS OR BEHIND SECURABLE FENCES. LEGITIMATE, TAXPAYING
1 FARMERS, AND NOT CRIMINAL ACTORS, WILL GROW HEMP THAT THEY DO NOT HAVE TO SECURE
2 WITH FENCING. THE TEN PERCENT CANNABIS TAX RATE CANNOT BE CHANGED UNTIL 2025.
3 MEDICAL CANNABIS, ISSUED WITH A PRESCRIPTION, SHALL NOT BE TAXED.

4 (IV) CANNABIS SOLD IN MISSISSIPPI WILL BE LABELED AND SUBJECT TO ADDITIONAL
5 REGULATIONS BY THE STATE LEGISLATURE TO ENSURE THAT CONSUMERS ARE INFORMED AND
6 PROTECTED. THE TEN PERCENT TAX COLLECTED ON THE SALE OF CANNABIS AND HEMP
7 (MEDICINAL CANNABIS ISSUED WITH A PRESCRIPTION IS NOT TAXED) SHALL FUND MISSISSIPPI
8 PUBLIC SCHOOLS AND UNIVERSITIES. THE FEE COLLECTED BY THEIR LOCALITY TO REGISTER A
9 CANNABIS OR HEMP FARM SHALL BE RETAINED BY THAT LOCALITY.

0 (b) IN THE INTEREST OF THE HEALTH AND PUBLIC SAFETY OF OUR CITIZENRY, THE PEOPLE OF
1 THE STATE OF MISSISSIPPI FURTHER FIND AND DECLARE THAT CANNABIS SHALL BE REGULATED
2 IN A MANNER SIMILAR TO ALCOHOL AND AUTHORIZES/DIRECTS THE ABC (ALCOHOL BEVERAGE
3 CONTROL) "TO REGULATE AND TAX CANNABIS SALES" FOR PERSONS TWENTY-ONE YEARS OF

4 AGE AND OLDER. TAXES COLLECTED FROM CANNABIS AND HEMP SALES AND LICENSE FEES WILL
5 BENEFIT MISSISSIPPI PUBLIC SCHOOLS AND UNIVERSITIES.

6 (c) MISSISSIPPI WANTS TO PROMOTE THE GROWTH OF SMALL BUSINESS, SO ALCOHOL CONTROL
7 BOARD SHALL ESTABLISH AN ANNUAL BUSINESS LICENSE SYSTEM FOR CANNABIS AND HEMP
8 FARMERS, PRODUCERS, PROCESSORS AND RETAILERS, FOR THEM TO LAWFULLY PRODUCE, SELL
9 AND TAX CANNABIS. IN 2017 THE LICENSE FEE SHALL BE ONE THOUSAND DOLLARS AND SHALL BE
0 ISSUED BY ALCOHOLIC BEVERAGE CONTROL (ABC), UPON RECEIPT OF PAYMENT, (NO LOTTERY
1 SYSTEM) TO MISSISSIPPI RESIDENTS WHO APPLY FOR THE LICENSE AND PAY THE FEE. AND IN
2 2019 THAT FEE MAY BE ADJUSTED BY ALCOHOL CONTROL BOARD, BUT NOT BY MORE THAN
3 TWENTY PERCENT HIGHER OR LOWER EVERY FIVE YEARS AFTERWARDS TO PROTECT SMALL
4 BUSINESSES. THE FEES COLLECTED FOR CANNABIS SALE LICENSES SHALL BENEFIT MISSISSIPPI
5 PUBLIC SCHOOLS UNTIL 2020. AFTER 2020, AS LONG AS THE MISSISSIPPI ADEQUATE EDUCATION
6 PROGRAM, (MAEP) FOR PUBLIC EDUCATION IS FULLY FUNDED, CANNABIS TAX MONIES MAY GO
7 INTO THE GENERAL BUDGET. A PERMIT TO FARM HEMP AND OR CANNABIS SHALL BE ISSUED BY
8 THE LOCALITY WHERE THE FARM IS LOCATED, AND SHALL BE BASED UPON THE SIZE OF THE
9 AGRICULTURE ZONED OR RESIDENTIAL ZONED AREA THAT IS FARMED. A NOMINAL PERMIT FEE OF
0 NO MORE THAN TWENTY-FIVE DOLLARS SHALL BE REQUESTED ANNUALLY FOR SINGLE FAMILY
1 RESIDENTIAL ZONE FARMING OF CANNABIS WHICH MUST BE FENCED IF GROWING OUTSIDE OF A
2 BUILDING. A RESIDENCE WITH FEWER THAN TEN PLANTS DO NOT NEED A CANNABIS FARMING
3 PERMIT FROM THEIR LOCALITY. LOCALITIES MAY CHARGE LARGER FEES FOR CANNABIS FARMS
4 WHOSE MARIJUANA PLANTINGS EXCEEDS ONE QUARTER OF AN ACRE IN LAND OR BUILDING SIZE,
5 AND RETAIN THOSE FEES FOR THEIR COFFERS. THIS SECTION MAKES IT CLEAR THAT SELLING
6 AND GROWING CANNABIS IS LAWFUL, BUT CANNABIS FARMS THAT HAVE TEN OR MORE PLANTS
7 MUST BE REGISTERED WITH THEIR LOCALITY, AND FARMING MORE THAN 10 PLANTS WITHOUT
8 PAYING THE LOCALITY A FEE, OR SELLING UNLICENSED CANNABIS REMAINS ILLEGAL. GROWERS
9 OF CANNABIS MUST HAVE A LOCALITY ISSUED GROWING PERMIT OR THEY CAN BE FINED.
0 SELLERS OF MARIJUANA MUST HAVE A STATE ISSUED LICENSE FROM THE ABC, ON THEIR PERSON
1 OR PROPERTY WHEN CONDUCTING BUSINESS OR THEY CAN BE FINED AS DETERMINED BY OUR
2 NEW 2017 CANNABIS LAWS

3 (d) MISSISSIPPIANS CAN GROW CANNABIS FOR PERSONAL USE; WHICH MEANS NO MORE THAN
4 NINE PLANTS. TEN PLANTS OR MORE CONSTITUTE A CANNABIS FARM AND CANNABIS FARMS
5 MUST BE REGISTERED WITH THEIR LOCALITY. MISSISSIPPIANS WHO GROW CANNABIS PLANTS
6 OUTDOORS IN THE GROUND OR INDOORS IN POTS; OR ANY TYPE OF PLANT GROWING
7 CONTAINER, THAT NUMBER MORE THAN TEN, ARE CONSIDERED CANNABIS FARMERS. INDOOR
8 CANNABIS MUST BE SECURED SO THAT MINORS CANNOT HAVE ACCESS TO IT. ALL OUTDOOR
9 CANNABIS MUST SAFEGUARDED WITH SECURITY; A FENCE AND A LOCKED GATE. THE FENCING
0 SHALL BE NO SHORTER THAN SIX FEET IN HEIGHT. THE MINIMUM HEIGHT OF THE FENCE MUST BE
1 ABLE TO SECURE THE CROP, THE FENCING OR OTHER VISUAL BLOCKAGES, MUST NOT ALLOW
2 CANNABIS TO BE EASILY SEEN, OR TO GROW THROUGH THE FENCE, AND MUST NOT ALLOW THE
3 CANNABIS PLANTS TO GROW OVER OR THROUGH THE FENCE. FARMERS SHALL BE FINED IF THEIR
4 FENCE DOES NOT SECURE THEIR CROP FROM ORDINARY MINORS (NOT MISCREANTS), OR THE
5 CROP MAY BE SEIZED AND AUCTIONED OR DESTROYED, THE FARMER FINED. HEMP FARMERS DO
6 NOT HAVE TO FENCE THEIR CROP.

7 (h) THE PEOPLE OF THE STATE OF MISSISSIPPI FURTHER FIND AND DECLARE THAT IT IS
8 NECESSARY TO ENSURE CONSISTENCY AND FAIRNESS IN THE APPLICATION OF THIS SECTION
9 THROUGHOUT THE STATE AND THAT, THEREFORE, THE MATTERS ADDRESSED BY THIS SECTION
0 ARE, EXCEPT AS SPECIFIED HEREIN, MATTERS OF STATEWIDE CONCERN.

1 (e) FOR THE PURPOSES OF THIS BALLOT INITIATIVE, THE PEOPLE OF MISSISSIPPI DECLARE THE
2 WAR ON DRUGS, AND SPECIFICALLY CANNABIS, IS ENDED. WE WILL CHANGE OUR LAWS AND ADD
3 THE ABILITY FOR EXPUNGING THE RECORDS OF THOSE CITIZENS CONVICTED OF NON VIOLENT
4 CANNABIS SALES AND MANUFACTURE OFFENSES.

5
6 **2. The Constitutional Amendment:**

7 MISSISSIPPI'S CONSTITUTION SHALL BE AMENDED TO ADD: ARTICLE 15, SECTION 286

8 THE PEOPLE OF MISSISSIPPI DECLARE AN END TO THE WAR ON CANNABIS, AND FULLY LEGALIZE
9 CANNABIS SO THAT IT IS A CONTROLLED SUBSTANCE LIKE ALCOHOL; SO THAT CANNABIS ABUSERS
0 ARE NOT PUNISHED MORE HARSHLY THAN SIMILAR ALCOHOL ABUSE PUNISHMENTS.

1 A. THE LEGISLATURE SHALL AMEND AND REDUCE PENALTIES FOR CANNABIS ABUSE CRIMES, AND ADD
2 THE ABILITY TO EXPUNGE CANNABIS SALES AND MANUFACTURE CONVICTIONS NO LATER THAN JUNE
3 30, 2017.

4 B. BEGINNING JUNE 30, 2017, LOCALITIES SHALL ACCEPT REASONABLE ANNUAL FEES TO REGISTER
5 CANNABIS FARMERS, BASED UPON THE LOCATION INSIDE OF THEIR DISTRICT AND SIZE OF THE FARM,
6 WITH A MINIMUM FEE OF TWENTY-FIVE DOLLARS FOR A SMALL RESIDENTIAL CANNABIS FARM WHICH
7 HAS TEN PLANTS OR MORE, AND A MAXIMUM FEE OF ONE THOUSAND DOLLARS FOR A COMMERCIAL
8 FARM, WHO SHALL SECURE THEIR CROPS OF ALL SIZES FROM MINORS (EXCEPT FOR HEMP) UNLESS
9 THOSE LOCALITIES VOTE TO BE "DRY COUNTIES" AS THEY CAN FOR ALCOHOL. FEES COLLECTED BY
0 LOCALITIES SHALL REMAIN IN THE LOCALITIES COFFERS.

1 C. ALCOHOL BEVERAGE CONTROL (ABC) SHALL OVERSEE THE LICENSING AND TEN PERCENT
2 TAXATION OF RECREATIONAL CANNABIS, AND TAXES COLLECTED SHALL AT FIRST ONLY BENEFIT OUR
3 PUBLIC SCHOOLS AND UNIVERSITIES. THERE SHALL BE NO TAX ON MEDICAL MARIJUANA, THAT IS
4 ISSUED WITH A PHYSICIAN'S PRESCRIPTION.

5 **3. Legislative Details of this measure:**

6 (A) THE MISSISSIPPI STATE LEGISLATURE SHALL TAKE APPROPRIATE LEGISLATIVE AND
7 REGULATORY ACTIONS AND MEET THE DEADLINES NECESSARY FOR IMPLEMENTATION OF THIS
8 CONSTITUTIONAL AMENDMENT THAT LEGALIZES CANNABIS. WE CHARGE OUR LEGISLATURE TO
9 REFORM OUR MARIJUANA/CANNABIS SENTENCING POLICIES SO THEY ARE LESS THAN OR
0 COMPARABLE TO ALCOHOL ABUSE SENTENCING AND CENTER MORE AROUND FINES AND
1 SEIZURES OF CANNABIS RATHER THAN INCARCERATION. THESE LEGISLATIVE CHANGES MUST BE
2 MADE NO LATER THAN JUNE 30TH, 2017, AND MAY BE USED TO REVIEW SENTENCING AND
3 CONVICTIONS.

4 (B) THE MISSISSIPPI LEGISLATURE SHALL EITHER MAKE A NEW DEPARTMENT TO OVERSEE THE
5 ISSUANCE OF CANNABIS SELLING LICENSES, OR USE ALCOHOL BEVERAGE CONTROL (ABC).
6 CANNABIS BUSINESS LICENSES, TO SELL RECREATIONAL, FLORAL, MEDICINAL, LIVING OR EDIBLE
7 CANNABIS PRODUCTS OR ACCESSORIES, WILL BE ISSUED TO MISSISSIPPI RESIDENTS UPON
8 PAYMENT OF THEIR ONE YEAR LICENSES; FOR A VARIETY OF MISSISSIPPI BUSINESS SUCH AS;
9 FARMERS, NURSERIES, FLORISTS, CO-OPS, PHARMACIES, INTERNET, BAKERIES AND FOOD
0 STORES. THESE BUSINESSES SHALL BE RESPONSIBLE TO ONLY SELL THEIR PRODUCT(S) TO
1 ADULTS, TO COLLECT AND PAY A TEN PERCENT TAX, WITH THE EXCEPTION OF MEDICINAL
2 CANNABIS, TO THE STATE OF MISSISSIPPI, AND TO SECURE THE CANNABIS PRODUCT(S) IN THEIR
3 BUSINESS(ES) SO THAT MINORS DO NOT HAVE ACCESS TO THEM. HEMP FARMERS DO NOT NEED
4 THIS LICENSE.

5 1. LOCALITIES MAY ONLY PREVENT THE SALE OF CANNABIS TO ADULTS AT FARMER MARKETS, OR
6 BUSINESS ESTABLISHMENTS, INSIDE OF THEIR LOCALITY LIMITS, IF THEY ISSUE AN ORDINANCE
7 THAT MAKES IT UNLAWFUL. LOCALITIES CAN NOT PREVENT A RESIDENT FROM FARMING FENCED
8 CANNABIS OR UNFENCED HEMP, NOR OWNING, NOR CONSUMING CANNABIS.

9 (C) CANNABIS SHALL BE LEGAL FOR ADULTS TO USE. RESPONSIBLE ADULTS WHO WANT TO
0 GROW OR POSSESS MARIJUANA INSIDE OF THEIR HOMES MUST SECURE IT SO THAT CHILDREN
1 DO NOT HAVE ACCESS TO IT.

2 (1) IF MARIJUANA IS GROWN OR POSSESSED INSIDE OF A RESIDENCE, IT MUST BE IN A ROOM OR
3 CONTAINER AND WILL BE SECURED SO THAT CHILDREN DO NOT HAVE ACCESS TO IT. IF THERE
4 ARE NO MINORS RESIDING NOR VISITING THE PROPERTY/RESIDENCE, IT DOESN'T MATTER WHICH
5 ROOM IT IS GROWN OR STORED IN.

6 (2) RESIDENTIAL, AGRICULTURAL OR COMMERCIAL PROPERTY OWNERS WHO DO NOT WANT TO
7 ALLOW GROWING, FARMING, SMOKING OR SELLING OF CANNABIS ON THEIR PROPERTY, MUST
8 INCLUDE THAT PROHIBITION IN THE WRITTEN AGREEMENT/LEASE WITH THEIR TENANT. IF NO
9 SMOKING IS ALLOWED ON A PROPERTY TO WHICH THE PUBLIC HAS ACCESS, THEN A NO SMOKING
0 SIGN MUST BE POSTED AS A PERMANENT VISIBLE NOTICE AT EACH ENTRYWAY. IF IT IS NOT IN
1 WRITING, AND ALLOWED BY LOCALITY LAW, THEN SMOKING, GROWING OR SELLING CANNABIS
2 AFTER FEES OR LICENSES ARE PAID TO THE ABC AND OR LOCALITY IS ALLOWED FOR ADULTS.

3 (D) CANNABIS FOOD PRODUCTS SOLD IN MISSISSIPPI MUST HAVE A LARGE, YELLOW TWO INCH
4 BY THREE INCH LABEL THAT ALERTS THE BUYER TO THE CONTENTS AND THAT IT CANNOT BE
5 SOLD TO MINORS. THE BAR CODE MUST REQUIRE THE CASHIER TO CHECK THE BUYERS
6 IDENTIFICATION. **ALL CANNABIS FOOD ITEMS** SHALL BE INDIVIDUALLY WRAPPED AT THE ORIGINAL
7 POINT OF PREPARATION AND ARE PROHIBITED FROM BEING ATTRACTIVE TO CHILDREN, OR TO
8 IMITATE CANDY. LABELING MUST INCLUDE AN EXPIRATION DATE, A WARNING IF NUTS OR OTHER
9 KNOWN ALLERGENS ARE USED, AND MUST INCLUDE THE TOTAL WEIGHT OF CANNABIS IN THE
0 PACKAGE OR THE SERVING SIZE. CANNABIS MEDICINAL FOOD PRODUCTS SUCH AS TINCTURES
1 AND OTHER NON-REFRIGERATED TYPE ITEMS ARE ACCEPTABLE FOR MANUFACTURE AND SALE
2 BUT THEY MUST INCLUDE A LABEL THAT NOTES PORTION SIZE AND DOSAGE OF EACH PORTION.

3 1. NO EDIBLE CANNABIS PRODUCTS REQUIRING REFRIGERATION OR HOT-HOLDING SHALL BE
4 MANUFACTURED FOR SALE OR DISTRIBUTION, DUE TO THE POTENTIAL FOR FOOD-BORNE
5 ILLNESS. EXEMPTIONS MAY BE GRANTED BY THE MISSISSIPPI DEPARTMENT OF PUBLIC
6 HEALTH ON A CASE-BY-CASE BASIS. FOR SUCH EXEMPTED CANNABIS PRODUCTS, THE
7 DEPARTMENT OF HEALTH MAY REQUIRE A, H.A.C.C.P. (Hazard Analysis and Critical Control Points)
8 PLAN BEFORE APPROVING THE DISTRIBUTION OF SUCH MEDICAL CANNABIS PRODUCTS. SUCH
9 PRODUCTS REQUIRING A H.A.C.C.P. PLAN MAY INCLUDE ICE CREAM AND OTHER DAIRY
0 PRODUCTS.

1 **4. DEFINITIONS** AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

2
3 (1) "CONSUMER" MEANS A PERSON TWENTY-ONE YEARS OF AGE OR OLDER WHO PURCHASES
4 MARIJUANA OR MARIJUANA PRODUCTS FOR PERSONAL USE BY PERSONS TWENTY-ONE YEARS OF
5 AGE OR OLDER, BUT NOT FOR RESALE TO OTHERS.

6 (2) "INDUSTRIAL HEMP" MEANS THE PLANT OF THE GENUS CANNABIS AND ANY PART OF SUCH
7 PLANT, WHETHER GROWING OR NOT, WITH A DELTA9 TETRAHYDROCANNABINOL CONCENTRATION
8 THAT DOES NOT EXCEED THREE 2 TENTHS PERCENT ON A DRY WEIGHT BASIS.

9 (3) "LOCALITY" MEANS A COUNTY, MUNICIPALITY, OR CITY AND COUNTY.

0 (4) "MARIJUANA" OR "MARIHUANA" "CANNABIS" MEANS ALL PARTS OF THE PLANT OF THE GENUS
1 CANNABIS WHETHER GROWING OR NOT, THE SEEDS THEREOF, THE RESIN EXTRACTED FROM ANY
2 PART OF THE PLANT, AND EVERY COMPOUND, MANUFACTURE, SALT, DERIVATIVE, MIXTURE, OR
3 PREPARATION OF THE PLANT, ITS SEEDS, OR ITS RESIN, INCLUDING MARIJUANA CONCENTRATE.

4 "MARIJUANA" OR "MARIHUANA" DOES NOT INCLUDE INDUSTRIAL HEMP, NOR DOES IT INCLUDE
5 FIBER PRODUCED FROM THE STALKS, OIL, OR CAKE MADE FROM THE SEEDS OF THE PLANT,
6 STERILIZED SEED OF THE PLANT WHICH IS INCAPABLE OF GERMINATION, OR THE WEIGHT OF ANY
7 OTHER INGREDIENT COMBINED WITH MARIJUANA TO PREPARE TOPICAL OR ORAL
8 ADMINISTRATIONS, FOOD, DRINK, OR OTHER PRODUCT.

9 (5) "MARIJUANA ACCESSORIES" MEANS ANY EQUIPMENT, PRODUCTS, OR MATERIALS OF ANY KIND
0 WHICH ARE USED, INTENDED FOR USE, OR DESIGNED FOR USE IN PLANTING, PROPAGATING,
1 CULTIVATING, GROWING, HARVESTING, COMPOSTING, MANUFACTURING, COMPOUNDING,
2 CONVERTING, PRODUCING, PROCESSING, PREPARING, TESTING, ANALYZING, PACKAGING,
3 REPACKAGING, STORING, VAPORIZING, OR CONTAINING MARIJUANA, OR FOR INGESTING,
4 INHALING, OR OTHERWISE INTRODUCING MARIJUANA INTO THE HUMAN BODY.

5 (6) "MARIJUANA CULTIVATION FACILITY" MEANS AN ENTITY LICENSED TO CULTIVATE, PREPARE,
6 AND PACKAGE MARIJUANA AND SELL MARIJUANA TO RETAIL MARIJUANA STORES, TO MARIJUANA
7 PRODUCT MANUFACTURING FACILITIES, AND TO OTHER MARIJUANA CULTIVATION FACILITIES, BUT
8 NOT TO CONSUMERS.

9 (7) "MARIJUANA ESTABLISHMENT" MEANS A MARIJUANA CULTIVATION FACILITY, A MARIJUANA
0 TESTING FACILITY, A MARIJUANA PRODUCT MANUFACTURING FACILITY, OR A RETAIL MARIJUANA
1 STORE.

2 (8) "MARIJUANA PRODUCT MANUFACTURING FACILITY" MEANS AN ENTITY LICENSED TO PURCHASE
3 MARIJUANA; MANUFACTURE, PREPARE, AND PACKAGE MARIJUANA PRODUCTS; AND SELL
4 MARIJUANA AND MARIJUANA PRODUCTS TO OTHER MARIJUANA PRODUCT MANUFACTURING
5 FACILITIES AND TO RETAIL MARIJUANA STORES, BUT NOT TO CONSUMERS.

6 (9) "MARIJUANA PRODUCTS" MEANS CONCENTRATED MARIJUANA PRODUCTS AND MARIJUANA
7 PRODUCTS THAT ARE COMPRISED OF MARIJUANA AND OTHER INGREDIENTS AND ARE INTENDED
8 FOR USE OR CONSUMPTION, SUCH AS, BUT NOT LIMITED TO, EDIBLE PRODUCTS, OINTMENTS, AND
9 TINCTURES.

0 (10) "MARIJUANA TESTING FACILITY" MEANS AN ENTITY LICENSED TO ANALYZE AND CERTIFY THE
1 SAFETY AND POTENCY OF MARIJUANA.

2 (11) "RETAIL MARIJUANA STORE" MEANS AN ENTITY LICENSED TO PURCHASE MARIJUANA FROM
3 MARIJUANA FARMS OR CULTIVATION FACILITIES AND MARIJUANA AND MARIJUANA PRODUCTS
4 FROM MARIJUANA PRODUCT MANUFACTURING FACILITIES AND TO SELL MARIJUANA AND
5 MARIJUANA PRODUCTS TO ADULT CONSUMERS.

6 (12) "TAX COMMISSION" MEANS THE TAX COMMISSION FOR THE STATE OF MISSISSIPPI OR ITS
7 SUCCESSOR AGENCY.

8 (13) "UNREASONABLY IMPRACTICAL" MEANS THAT THE MEASURES NECESSARY TO COMPLY WITH
9 THE REGULATIONS REQUIRE SUCH A HIGH INVESTMENT OF RISK, MONEY, TIME, OR ANY OTHER
0 RESOURCE OR ASSET THAT THE OPERATION OF A MARIJUANA ESTABLISHMENT IS NOT WORTHY
1 OF BEING CARRIED OUT IN PRACTICE BY A REASONABLY PRUDENT BUSINESS PERSON.

2 (14) "MEDICAL MARIJUANA" SHALL BE MARIJUANA THAT WAS ACQUIRED BECAUSE A PHYSICIAN
3 ISSUED A PRESCRIPTION. MEDICAL MARIJUANA SHALL NOT BE TAXED IN MISSISSIPPI.

4 (15) "PERSONAL USE OF MARIJUANA". NOTWITHSTANDING ANY OTHER PROVISION OF LAW, ARE
5 LAWFUL AND SHALL NOT BE AN OFFENSE UNDER MISSISSIPPI LAW OR THE LAW OF ANY LOCALITY
6 WITHIN MISSISSIPPI OR BE A BASIS FOR SEIZURE OR FORFEITURE OF ASSETS UNDER MISSISSIPPI
7 LAW FOR PERSONS TWENTY-ONE YEARS OF AGE OR OLDER.

8 (16) LAWFUL OPERATION OF MARIJUANA RELATED FACILITIES. NOTWITHSTANDING ANY OTHER
9 PROVISION OF LAW, THE FOLLOWING ACTS ARE LAWFUL AND SHALL NOT BE AN OFFENSE UNDER
0 MISSISSIPPI LAW OR BE A BASIS FOR SEIZURE OR FORFEITURE OF ASSETS UNDER MISSISSIPPI
1 LAW FOR PERSONS TWENTY-ONE YEARS OF AGE OR OLDER:

2 (A) MANUFACTURE, POSSESSION, OR PURCHASE OF MARIJUANA ACCESSORIES OR THE SALE OF
3 MARIJUANA ACCESSORIES TO A PERSON WHO IS TWENTY-ONE YEARS OF AGE OR OLDER.

4 (B) POSSESSING, DISPLAYING, GROWING OR TRANSPORTING MARIJUANA OR MARIJUANA
5 PRODUCTS; PURCHASE OF MARIJUANA FROM A MARIJUANA FARM OR CULTIVATION FACILITY;
6 PURCHASE OF MARIJUANA OR MARIJUANA PRODUCTS FROM A MARIJUANA PRODUCT
7 MANUFACTURING FACILITY; OR SALE OF MARIJUANA OR MARIJUANA PRODUCTS TO CONSUMERS,
8 IF THE PERSON CONDUCTING THE ACTIVITIES DESCRIBED IN THIS PARAGRAPH HAS OBTAINED A
9 CURRENT, VALID LICENSE TO OPERATE A RETAIL MARIJUANA STORE, MARIJUANA FARM, OR IS

0 ACTING IN HIS OR HER CAPACITY AS AN OWNER, EMPLOYEE, OR AGENT OF A LICENSED RETAIL
1 MARIJUANA STORE OR FARM.

2 (C) CULTIVATING, HARVESTING, PROCESSING, PACKAGING, TRANSPORTING, DISPLAYING, OR
3 POSSESSING MARIJUANA; DELIVERY OR TRANSFER OF MARIJUANA TO A MARIJUANA TESTING
4 FACILITY; SELLING MARIJUANA TO A MARIJUANA CULTIVATION FACILITY, A MARIJUANA PRODUCT
5 MANUFACTURING FACILITY OR A RETAIL MARIJUANA STORE; OR THE PURCHASE OF MARIJUANA
6 FROM A MARIJUANA FARM OR CULTIVATION FACILITY, IF THE PERSON CONDUCTING THE
7 ACTIVITIES DESCRIBED IN THIS PARAGRAPH HAS OBTAINED A CURRENT, VALID LICENSE TO FARM
8 OR OPERATE A MARIJUANA CULTIVATION FACILITY OR IS ACTING IN HIS OR HER CAPACITY AS AN
9 OWNER, EMPLOYEE, OR AGENT OF A MARIJUANA FARM; LICENSED MARIJUANA CULTIVATION
0 FACILITY.

1 (D) PACKAGING, PROCESSING, TRANSPORTING, MANUFACTURING, DISPLAYING, OR POSSESSING
2 MARIJUANA OR MARIJUANA PRODUCTS; DELIVERY OR TRANSFER OF MARIJUANA OR MARIJUANA
3 PRODUCTS TO A MARIJUANA TESTING FACILITY; SELLING MARIJUANA OR MARIJUANA PRODUCTS
4 TO A RETAIL MARIJUANA STORE OR A MARIJUANA PRODUCT MANUFACTURING FACILITY; THE
5 PURCHASE OF MARIJUANA FROM A MARIJUANA CULTIVATION FACILITY; OR THE PURCHASE OF
6 MARIJUANA OR MARIJUANA PRODUCTS FROM A MARIJUANA PRODUCT MANUFACTURING FACILITY,
7 IF THE PERSON CONDUCTING THE ACTIVITIES DESCRIBED IN THIS PARAGRAPH HAS OBTAINED
8 A CURRENT, VALID LICENSE TO OPERATE A MARIJUANA PRODUCT MANUFACTURING FACILITY OR
9 IS ACTING IN HIS OR HER CAPACITY AS AN OWNER, EMPLOYEE, OR AGENT OF A LICENSED
0 MARIJUANA PRODUCT MANUFACTURING FACILITY.

1 (E) POSSESSING, CULTIVATING, PROCESSING, REPACKAGING, STORING, TRANSPORTING,
2 DISPLAYING, TRANSFERRING OR DELIVERING MARIJUANA OR MARIJUANA PRODUCTS IF THE
3 PERSON HAS OBTAINED A CURRENT, VALID LICENSE TO GROW MARIJUANA OR OPERATE A
4 MARIJUANA TESTING FACILITY OR IS ACTING IN HIS OR HER CAPACITY AS AN OWNER, EMPLOYEE,
5 OR AGENT OF A MARIJUANA OR HEMP FARM OR A LICENSED MARIJUANA TESTING FACILITY.

6 (F) LEASING OR OTHERWISE ALLOWING THE USE OF PROPERTY OWNED, OCCUPIED OR
7 CONTROLLED BY ANY PERSON, CORPORATION OR OTHER ENTITY FOR ANY OF THE ACTIVITIES
8 CONDUCTED LAWFULLY IN ACCORDANCE WITH PARAGRAPHS (1) THROUGH (5) OF THIS
9 SUBSECTION.

0 (G) MARIJUANA FARMER – IN THIS PROVISION IS DEFINED AS A PERSON WHO GROWS MARIJUANA
1 OR HEMP IN THE GROUND, OR INDOORS OR OUTDOORS IN POTS OR GROWING CONTAINERS THAT
2 NUMBER MORE THAN 10. MARIJUANA FARMERS ARE REQUIRED TO PAY A FEE TO THEIR LOCALITY.

3 (H) MARIJUANA OR CANNABIS FARM – AN AREA WHERE MARIJUANA PLANTS ARE GROWING IN THE
4 GROUND, OR IN POTS OR GROWING CONTAINERS, IF THERE ARE MORE THAN 10. A PROPER FARM
5 IS SECURED FROM MINORS, SUFFICIENTLY FENCED IF OUTDOORS, WITH A LOCKED GATE TO
6 PREVENT ACCESS BY MINORS. A HEMP FARM IS NOT THE SAME AS A MARIJUANA FARM.

7 (I) HEMP FARM – IN THIS PROVISION IS AN AREA OF LAND WHERE HEMP IS GROWN. IT DOES NOT
8 HAVE TO BE FENCED.

9 (J) THE DEPARTMENT THAT ISSUES MARIJUANA SALES LICENSES- IS THE ALCOHOLIC BEVERAGE
0 CONTROL (ABC).

1 (k) MISCREANT IS A PERSON WHO GETS PAST THE REQUIRED MARIJUANA SECURITY TO STEAL
2 MARIJUANA.

3 4 5 **4.REGULATION OF CANNABIS.**

6
7 (1) NOT LATER THAN JUNE 15, 2017, THE ALCOHOLIC BEVERAGE CONTROL (ABC) SHALL ADOPT
8 REGULATIONS NECESSARY FOR IMPLEMENTATION OF THIS SECTION. SUCH REGULATIONS SHALL
9 NOT PROHIBIT THE OPERATION OF MARIJUANA ESTABLISHMENTS, EITHER EXPRESSLY OR
0 THROUGH REGULATIONS THAT MAKE THEIR OPERATION UNREASONABLY IMPRACTICABLE. SUCH
1 REGULATIONS SHALL INCLUDE:

2 (a) PROCEDURES FOR THE ISSUANCE, RENEWAL, SUSPENSION, AND REVOCATION OF A LICENSE
3 TO OPERATE A CANNABIS ESTABLISHMENT, TO SELL CANNABIS FROM A FARM TO OUT OF STATE
4 CUSTOMERS EITHER IN PERSON OR ON LINE, WITH SUCH PROCEDURES SUBJECT TO ALL

5 REQUIREMENTS OF THE MISSISSIPPI ADMINISTRATIVE PROCEDURE ACT OR ANY SUCCESSOR
6 PROVISION;

7 (b) A SCHEDULE OF APPLICATION, LICENSING AND RENEWAL FEES, PROVIDED APPLICATION FEES
8 SHALL NOT EXCEED FIVE THOUSAND DOLLARS, WITH THIS UPPER LIMIT ADJUSTED ANNUALLY FOR
9 INFLATION, UNLESS THE ALCOHOLIC BEVERAGE CONTROL (ABC) DETERMINES IF A GREATER FEE
0 IS NECESSARY TO CARRY OUT ITS RESPONSIBILITIES UNDER THIS SECTION,

1 (c) QUALIFICATIONS FOR LICENSURE THAT ARE DIRECTLY AND DEMONSTRABLY RELATED TO THE
2 OPERATION OF A CANNABIS BUSINESS OR ESTABLISHMENT;

3 (d) SECURITY REQUIREMENTS FOR MARIJUANA ESTABLISHMENTS;

4 (e) REQUIREMENTS TO PREVENT THE SALE OR DIVERSION OF CANNABIS AND CANNABIS
5 PRODUCTS TO PERSONS UNDER THE AGE OF TWENTY-ONE;

6 (f) LABELING REQUIREMENTS FOR CANNABIS AND CANNABIS PRODUCTS SOLD OR DISTRIBUTED
7 BY A CANNABIS BUSINESS OR ESTABLISHMENT;

8 (g) HEALTH AND SAFETY REGULATIONS AND STANDARDS FOR THE MANUFACTURE OF EVERY
9 VARIETY OF CANNABIS PRODUCTS AND THE CULTIVATION OF MARIJUANA;

0 (h) RESTRICTIONS ON THE ADVERTISING AND DISPLAY OF CANNABIS AND MARIJUANA PRODUCTS;
1 AND

2 (i) CIVIL PENALTIES FOR THE FAILURE TO COMPLY WITH REGULATIONS MADE PURSUANT TO THIS
3 SECTION.

4 (2) IN ORDER TO ENSURE THAT INDIVIDUAL PRIVACY IS PROTECTED, THE ALCOHOLIC BEVERAGE
5 CONTROL (ABC) SHALL NOT REQUIRE A CONSUMER TO PROVIDE A RETAIL CANNABIS BUSINESS
6 OR ESTABLISHMENT WITH PERSONAL INFORMATION OTHER THAN GOVERNMENT ISSUED
7 IDENTIFICATION TO DETERMINE THE CONSUMER'S AGE, AND A RETAIL CANNABIS BUSINESS
8 SHALL NOT BE REQUIRED TO ACQUIRE AND RECORD PERSONAL INFORMATION ABOUT
9 CONSUMERS OTHER THAN INFORMATION TYPICALLY ACQUIRED LIKE PROOF OF AGE, IN A
0 FINANCIAL TRANSACTION CONDUCTED AT A RETAIL LIQUOR STORE.

1 (3) THE LEGISLATURE SHALL ENACT AN EXCISE TAX OF NO MORE THAN TEN PERCENT TO BE
2 LEVIED UPON CANNABIS SOLD OR OTHERWISE TRANSFERRED BY A CANNABIS CULTIVATION
3 FACILITY TO A CANNABIS PRODUCT MANUFACTURING FACILITY OR TO A RETAIL CANNABIS STORE
4 AT A RATE NOT TO EXCEED TEN PERCENT PRIOR TO JUNE 30, 2017 AND AT A RATE TO BE
5 DETERMINED BY THE LEGISLATURE THEREAFTER, AND SHALL DIRECT THE ALCOHOLIC BEVERAGE
6 CONTROL (ABC) TO ESTABLISH PROCEDURES FOR THE COLLECTION OF ALL TAXES LEVIED.

7 (4) NOT LATER THAN JULY 30, 2017, EACH LOCALITY SHALL ENACT AN ORDINANCE OR REGULATION
8 SPECIFYING THE ENTITY WITHIN THE LOCALITY THAT IS RESPONSIBLE FOR PROCESSING
9 APPLICATIONS SUBMITTED FOR A LICENSE TO OPERATE A CANNABIS ESTABLISHMENT WITHIN THE
0 BOUNDARIES OF THE LOCALITY AND FOR THE ISSUANCE OF SUCH LICENSES SHOULD THE
1 ISSUANCE BY THE LOCALITY BECOME NECESSARY BECAUSE OF A FAILURE BY THE ALCOHOLIC
2 BEVERAGE CONTROL (ABC) TO ADOPT REGULATIONS OR BECAUSE OF A FAILURE BY THE
3 ALCOHOLIC BEVERAGE CONTROL (ABC) TO PROCESS AND ISSUE LICENSES AS REQUIRED BY
4 PARAGRAPH (G).

5 (5) A LOCALITY MAY ENACT ORDINANCES OR REGULATIONS, NOT IN CONFLICT WITH THIS SECTION
6 OR WITH REGULATIONS OR LEGISLATION ENACTED PURSUANT TO THIS SECTION, GOVERNING
7 THE TIME, PLACE, MANNER AND NUMBER OF MARIJUANA ESTABLISHMENT OPERATIONS;
8 ESTABLISHING PROCEDURES FOR THE ISSUANCE, SUSPENSION, AND REVOCATION OF A
9 LICENSE ISSUED BY THE LOCALITY.

0 (6) EACH APPLICATION FOR AN ANNUAL LICENSE TO OPERATE A MARIJUANA ESTABLISHMENT
1 SHALL BE SUBMITTED TO THE ABC. THE ALCOHOLIC BEVERAGE CONTROL SHALL:

2 (a) BEGIN ACCEPTING AND PROCESSING APPLICATIONS ON JUNE 30, 2017.

3 (b) IMMEDIATELY FORWARD A COPY OF EACH APPLICATION TO THE LOCALITY IN WHICH THE
4 APPLICANT DESIRES TO OPERATE THE MARIJUANA ESTABLISHMENT; (c) ISSUE AN ANNUAL
5 LICENSE TO THE APPLICANT BETWEEN FORTY-FIVE AND NINETY DAYS AFTER RECEIPT OF AN
6 APPLICATION UNLESS THE ALCOHOLIC BEVERAGE CONTROL (ABC) FINDS THE APPLICANT IS NOT
7 IN COMPLIANCE WITH REGULATIONS ENACTED PURSUANT TO SECTION (G) OR THE ALCOHOLIC
8 BEVERAGE CONTROL (ABC) IS NOTIFIED BY THE RELEVANT LOCALITY THAT THE APPLICANT IS NOT
9 IN COMPLIANCE WITH ORDINANCES AND REGULATIONS MADE PURSUANT TO SUBPARAGRAPH (5)
0 AND IN EFFECT AT THE TIME OF APPLICATION, PROVIDED, WHERE A LOCALITY HAS ENACTED A

1 NUMERICAL LIMIT ON THE NUMBER OF MARIJUANA ESTABLISHMENTS AND A GREATER NUMBER
2 OF APPLICANTS SEEK LICENSES, THE ALCOHOLIC BEVERAGE CONTROL (ABC) SHALL SOLICIT AND
3 CONSIDER INPUT FROM THE LOCALITY AS TO THE LOCALITY'S PREFERENCE OR PREFERENCES
4 FOR LICENSURE; AND (d) UPON DENIAL OF AN APPLICATION, NOTIFY THE APPLICANT IN WRITING
5 OF THE SPECIFIC REASON FOR ITS DENIAL. (e) IF THE DEPARTMENT DOES NOT ISSUE A LICENSE
6 TO AN APPLICANT WITHIN NINETY DAYS OF RECEIPT OF THE APPLICATION FILED IN ACCORDANCE
7 WITH PARAGRAPH (G) AND DOES NOT NOTIFY THE APPLICANT OF THE SPECIFIC REASON FOR ITS
8 DENIAL, IN WRITING AND WITHIN SUCH TIME PERIOD, OR IF THE DEPARTMENT HAS ADOPTED
9 REGULATIONS PURSUANT TO PARAGRAPH (G) AND HAS ACCEPTED APPLICATIONS PURSUANT TO
0 PARAGRAPH (G) BUT HAS NOT ISSUED ANY LICENSES BY AUGUST 1, 2017, THE APPLICANT MAY
1 RESUBMIT ITS APPLICATION DIRECTLY TO THE LOCALITY, PURSUANT TO PARAGRAPH (5), AND THE
2 LOCALITY MAY ISSUE AN ANNUAL LICENSE TO THE APPLICANT. A LOCALITY ISSUING A LICENSE TO
3 AN APPLICANT SHALL DO SO WITHIN NINETY DAYS OF RECEIPT OF THE RESUBMITTED
4 APPLICATION UNLESS THE LOCALITY FINDS AND NOTIFIES THE APPLICANT THAT THE APPLICANT
5 IS NOT IN COMPLIANCE WITH ORDINANCES AND REGULATIONS MADE PURSUANT TO PARAGRAPH
6 (G) IN EFFECT AT THE TIME THE APPLICATION IS RESUBMITTED AND THE LOCALITY SHALL NOTIFY
7 THE ALCOHOLIC BEVERAGE CONTROL (ABC) IF AN ANNUAL LICENSE HAS BEEN ISSUED TO THE
8 APPLICANT. IF AN APPLICATION IS SUBMITTED TO A LOCALITY UNDER THIS PARAGRAPH, THE
9 ALCOHOLIC BEVERAGE CONTROL (ABC) SHALL FORWARD TO THE LOCALITY THE APPLICATION
0 FEE PAID BY THE APPLICANT TO THE DEPARTMENT UPON REQUEST BY THE LOCALITY. A LICENSE
1 ISSUED BY A LOCALITY IN ACCORDANCE WITH THIS PARAGRAPH SHALL HAVE THE SAME FORCE
2 AND EFFECT AS A LICENSE ISSUED BY THE DEPARTMENT IN ACCORDANCE WITH PARAGRAPH (G)
3 AND THE HOLDER OF SUCH LICENSE SHALL NOT BE SUBJECT TO REGULATION OR ENFORCEMENT
4 BY THE DEPARTMENT DURING THE TERM OF THAT LICENSE. A SUBSEQUENT OR RENEWED
5 LICENSE MAY BE ISSUED UNDER THIS PARAGRAPH ON AN ANNUAL BASIS ONLY UPON
6 RESUBMISSION TO THE LOCALITY OF A NEW APPLICATION SUBMITTED TO THE DEPARTMENT
7 PURSUANT TO PARAGRAPH (G).

8 (7) NOTHING IN THIS PARAGRAPH SHALL LIMIT SUCH RELIEF AS MAY BE AVAILABLE TO AN
9 AGGRIEVED PARTY UNDER THE MISSISSIPPI ADMINISTRATIVE PROCEDURE ACT OR ANY
0 SUCCESSOR PROVISION.

1 (8) IF THE ALCOHOLIC BEVERAGE CONTROL (ABC) DOES NOT ADOPT REGULATIONS REQUIRED BY
2 PARAGRAPH (1), AN APPLICANT MAY SUBMIT AN APPLICATION DIRECTLY TO A LOCALITY AFTER
3 SEPTEMBER 1, 2017 AND THE LOCALITY MAY ISSUE AN ANNUAL LICENSE TO THE APPLICANT. A
4 LOCALITY ISSUING A LICENSE TO AN APPLICANT SHALL DO SO WITHIN NINETY DAYS OF RECEIPT
5 OF THE APPLICATION UNLESS IT FINDS AND NOTIFIES THE APPLICANT THAT THE APPLICANT IS
6 NOT IN COMPLIANCE WITH ORDINANCES AND REGULATIONS MADE PURSUANT TO PARAGRAPH
7 (G)(5) IN EFFECT AT THE TIME OF APPLICATION AND SHALL NOTIFY THE ALCOHOLIC BEVERAGE
8 CONTROL (ABC) IF AN ANNUAL LICENSE HAS BEEN ISSUED TO THE APPLICANT. A LICENSE ISSUED
9 BY A LOCALITY IN ACCORDANCE WITH THIS PARAGRAPH SHALL HAVE THE SAME FORCE AND
0 EFFECT AS A LICENSE ISSUED BY THE DEPARTMENT IN ACCORDANCE WITH PARAGRAPH (G) AND
1 THE HOLDER OF SUCH LICENSE SHALL NOT BE SUBJECT TO REGULATION OR ENFORCEMENT BY
2 THE DEPARTMENT DURING THE TERM OF THAT LICENSE. A SUBSEQUENT OR RENEWED LICENSE
3 MAY BE ISSUED UNDER THIS PARAGRAPH ON AN ANNUAL BASIS IF THE DEPARTMENT
4 HAS NOT ADOPTED REGULATIONS REQUIRED BY PARAGRAPH (G) AT LEAST NINETY DAYS PRIOR
5 TO THE DATE UPON WHICH SUCH SUBSEQUENT OR RENEWED LICENSE WOULD BE EFFECTIVE OR
6 IF THE DEPARTMENT HAS ADOPTED REGULATIONS PURSUANT TO PARAGRAPH (G) BUT HAS NOT,
7 AT LEAST NINETY DAYS AFTER THE ADOPTION OF SUCH REGULATIONS, ISSUED
8 LICENSES PURSUANT TO PARAGRAPH (G).

9 (H) NOT LATER THAN JUNE 30, 2017 THE MISSISSIPPI LEGISLATURE SHALL ENACT LEGISLATION
0 GOVERNING THE CULTIVATION, PROCESSING AND SALE OF INDUSTRIAL HEMP.

1 (I) EMPLOYERS, DRIVING, MINORS, AND CONTROL OF PROPERTY.

2 (1) NOTHING IN THIS SECTION IS INTENDED TO REQUIRE AN EMPLOYER TO PERMIT OR
3 ACCOMMODATE THE USE, CONSUMPTION, POSSESSION, TRANSFER, DISPLAY, TRANSPORTATION,
4 SALE, OR GROWING OF MARIJUANA IN THE WORKPLACE OR TO AFFECT THE ABILITY OF
5 EMPLOYERS TO HAVE POLICIES RESTRICTING THE USE OF MARIJUANA BY EMPLOYEES.

5 (2) NOTHING IN THIS SECTION IS INTENDED TO ALLOW DRIVING UNDER THE INFLUENCE OF
7 MARIJUANA OR DRIVING WHILE IMPAIRED BY MARIJUANA OR TO SUPERSEDE STATUTORY LAWS
3 RELATED TO DRIVING UNDER THE INFLUENCE OF MARIJUANA OR DRIVING WHILE IMPAIRED BY
9 MARIJUANA, NOR SHALL THIS SECTION PREVENT THE STATE FROM ENACTING AND IMPOSING
1 PENALTIES FOR DRIVING UNDER THE INFLUENCE OF OR WHILE IMPAIRED BY MARIJUANA.

1 (3) NOTHING IN THIS SECTION IS INTENDED TO PERMIT THE TRANSFER OF MARIJUANA, WITH OR
2 WITHOUT REMUNERATION, TO A PERSON UNDER THE AGE OF TWENTY-ONE OR TO ALLOW A
3 PERSON UNDER THE AGE OF TWENTY-ONE TO PURCHASE, POSSESS, USE, TRANSPORT, GROW,
4 OR CONSUME MARIJUANA.

5 (4) NOTHING IN THIS SECTION SHALL PROHIBIT A PERSON, EMPLOYER, SCHOOL, HOSPITAL,
6 DETENTION FACILITY, CORPORATION OR ANY OTHER ENTITY WHO OCCUPIES, OWNS OR
7 CONTROLS A PROPERTY FROM PROHIBITING OR OTHERWISE REGULATING THE POSSESSION,
8 CONSUMPTION, USE, DISPLAY, TRANSFER, DISTRIBUTION, SALE, TRANSPORTATION, OR GROWING
9 OF MARIJUANA ON OR IN THAT PROPERTY.

1 (J) SELF EXECUTING, SEVER ABILITY, CONFLICTING PROVISIONS.

1 (1) ALL PROVISIONS OF THIS SECTION ARE SELF EXECUTING EXCEPT AS SPECIFIED HEREIN, ARE
2 SEVERABLE, AND, EXCEPT WHERE OTHERWISE INDICATED IN THE TEXT, SHALL SUPERSEDE
3 CONFLICTING STATE STATUTORY, LOCAL CHARTER, ORDINANCE, OR RESOLUTION, AND OTHER
4 STATE AND LOCAL PROVISIONS.

5 (K) UNLESS OTHERWISE PROVIDED BY THIS SECTION, ALL PROVISIONS OF THIS SECTION SHALL
6 BECOME EFFECTIVE ON THE FIRST DAY OF JANUARY OR THE FIRST DAY OF JULY (WHICHEVER
7 SHALL OCCUR FIRST) FOLLOWING PASSAGE.

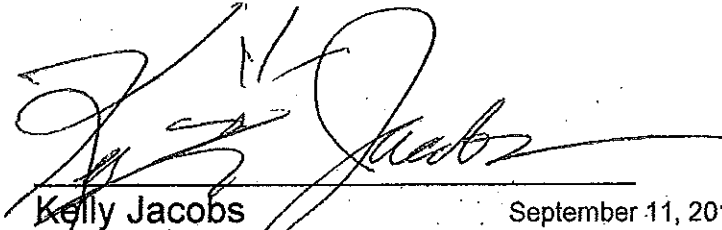
8 (L) PARAPHERNALIA DENOTES MARIJUANA EQUIPMENT LINK BONGS, PIPES, SMOKING PAPERS,
9 LIGHTERS, CLIPS AND GROWING HYDROPONICS.

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MS SECRETARY OF STATE
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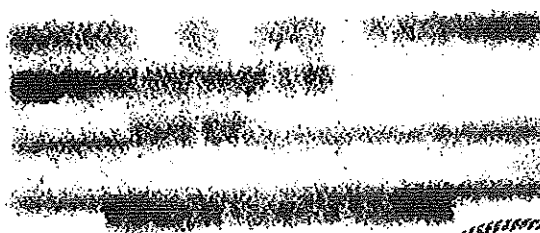
3 Submitted by Mrs. Kelly Jacobs, a registered voter of DeSoto County. Address: 3985 Robertson Gin Road,
4 Hernando, Mississippi, 38632. Phone: 662-429-4412. Email: Kellitaj@aol.com Twitter: @Cannabis4MS

This is an affidavit affirming that I,
Kelly Jeanne Jacobs,
am a qualified elector (registered voter) of
DeSoto County in the State of Mississippi.



Kelly Jacobs
3985 Robertson Gin Rd
Hernando, MS 38632
662-429-4412
Kellitaj@aol.com

September 11, 2014



SWORN TO AND SUBSCRIBED
BEFORE ME THIS THE

11th DAY OF SEPTEMBER, 2014
Dale Thompson by J. Jacobs
CIRCUIT COURT CLERK

