



General Assembly

February Session, 2016

Amendment

LCO No. 4348



Offered by:

REP. CANDELARIA, 95th Dist.
REP. WALKER, 93rd Dist.
REP. CURREY, 11th Dist.
REP. LEMAR, 96th Dist.
REP. PORTER, 94th Dist.
REP. JOHNSON, 49th Dist.
REP. ALBIS, 99th Dist.
REP. HADDAD, 54th Dist.
REP. URBAN, 43rd Dist.

REP. LESSER, 100th Dist.
REP. VARGAS, 6th Dist.
REP. ARCE, 4th Dist.
REP. SANCHEZ, 25th Dist.
REP. LOPES, 24th Dist.
REP. MEGNA, 97th Dist.
REP. GONZALEZ, 3rd Dist.
REP. RITTER M., 1st Dist.

To: Subst. House Bill No. 5450

File No. 486

Cal. No. 307

"AN ACT CONCERNING THE PALLIATIVE USE OF MARIJUANA."

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. (NEW) (*Effective from passage*) Not later than January 1,
4 2017, the Commissioner of Consumer Protection, in consultation with
5 the Commissioners of Revenue Services, Public Health, Motor Vehicles
6 and Emergency Services and Public Protection, and the Judicial
7 Department, shall adopt regulations in accordance with chapter 54 of
8 the general statutes to carry out the following provisions:

9 (1) Permit the production, processing and retail sale of marijuana;

10 (2) (A) Require a separate license for each location of production,
11 processing and retail sale of marijuana, and (B) establish (i) an
12 application fee for a production, processing or retailer license in the
13 amount of three thousand dollars for each location, and (ii) an initial
14 fee for the issuance of such license and an annual fee for the renewal of
15 such license in the amount of one thousand five hundred dollars for
16 each location;

17 (3) Prohibit licensed marijuana producers and licensed marijuana
18 processors from having a direct or indirect financial interest in a
19 licensed marijuana retailer;

20 (4) (A) Impose and collect an excise tax on the wholesale sale of
21 useable marijuana and marijuana-infused products in the state by a
22 licensed marijuana producer to another licensed marijuana producer
23 or a licensed marijuana processor and by a licensed marijuana
24 processor to a licensed marijuana retailer at the rate of twenty-five per
25 cent of the wholesale sales price of such marijuana or marijuana-
26 infused products, (B) impose and collect a sales tax in accordance with
27 the provisions of section 12-408 of the general statutes on the retail sale
28 of useable marijuana and marijuana-infused products in the state by a
29 licensed retailer, (C) impose and collect a use tax in accordance with
30 the provisions of section 12-411 of the general statutes on (i) the
31 storage, acceptance, consumption or any other use in the state of
32 useable marijuana or marijuana-infused products purchased from a
33 licensed retailer for storage, acceptance, consumption or any other use
34 in the state, and (ii) the acceptance or receipt of any services in the state
35 constituting a sale of marijuana or marijuana-infused products in
36 accordance with the provisions of subdivision (2) of subsection (a) of
37 section 12-407 of the general statutes, purchased from a licensed
38 retailer for consumption or use, and (D) impose and collect an excise
39 tax on the retail sale in the state of useable marijuana and marijuana-
40 infused products by a licensed retailer at the rate of twenty-five per
41 cent of the retail sales price of such marijuana or marijuana-infused
42 products;

43 (5) Provide that revenue generated from taxation under subdivision
 44 (4) of this section go to the General Fund, except that some shall go to
 45 (A) drug awareness education and efforts to curb abuse of opiates,
 46 alcohol and other harmful substances, (B) ensure the marijuana is
 47 tested for illicit substances and potency, and (C) study the impact of
 48 marijuana legalization and consumption;

49 (6) Require all marijuana of a certain potency be labeled as such and
 50 that such marijuana be packaged in a child-safe manner;

51 (7) Provide that medical marijuana dispensaries have initial access
 52 to recreational licensing;

53 (8) Require (A) roadside testing for impaired drivers, and (B) that
 54 driving under the influence laws apply when marijuana has been
 55 consumed in the two hours preceding a person driving;

56 (9) Ensure current legal status concerning growth for personal use;

57 (10) Ensure that medical marijuana not be subject to a retail sales
 58 tax;

59 (11) Require that consumers transport marijuana in a sealed
 60 container; and

61 (12) Ban public consumption of marijuana."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	<i>from passage</i>	New section