

CONSTITUTIONAL AMENDMENT FULL TEXT

Ballot Title:

ADULT USE OF MARIJUANA

Ballot Summary:

Permits adults 21 years or older to possess, use, purchase, display, and transport up to 2.5 ounces of marijuana and marijuana accessories for personal use for any reason. Permits Medical Marijuana Treatment Centers to sell, distribute, or dispense marijuana and marijuana accessories if clearly labeled and in childproof packaging to adults. Prohibits advertising or marketing targeted to persons under 21. Prohibits marijuana use in defined public places. Maintains limitations on marijuana use in defined circumstances.

Article and Section Being Created or Amended:

Creating Article X, Section 33, Florida Constitution

Full Text of the Proposed Amendment: Words added are underlined. Words removed are ~~struckthrough~~

Section 1. A new section in Article X is created to read:

Section 33. Adult Use of Marijuana.

(a) Definitions. As pertaining to this section

(1) "Adult" means a person 21 years of age or older.

(2) "Department" means the Florida Department of Health or its successor agency.

(3) "Marijuana" shall have the same meaning as defined in Article X, Section 29.

(4) "Marijuana accessories" means any equipment, products, or materials of any kind which are for ingesting, inhaling, topically applying, or otherwise introducing marijuana into the human body.

(5) "Medical Marijuana Treatment Center" shall have the same meaning as defined in Article X, Section 29, except a licensed Medical Marijuana Treatment Center is permitted to sell, distribute, or dispense marijuana to a person 21 years of age or older for personal use for any reason in compliance with this section.

(6) "Public place" means any public street, sidewalk, park, beach, or other public commons.

(b) Public policy.

(1) An adult is permitted to possess, use, display, purchase, or transport marijuana or marijuana accessories for personal use for any reason in compliance with this section and Department regulations and is not subject to criminal or civil liability or sanctions under Florida law.

(2) A Medical Marijuana Treatment Center is permitted to sell, distribute, or dispense marijuana or marijuana accessories to an adult for personal use for any reason in compliance with this section and Department regulations and is not subject to criminal or civil liability or sanctions under Florida law.

Initiative Information

Date Approved 9/6/19

Serial Number 19-11

Sponsor Name: Make It Legal Florida

Sponsor Address: Post Office Box 8200 Tallahassee, FL 32314

CONSTITUTIONAL AMENDMENT FULL TEXT

(c) Restrictions.

(1) An adult may possess, display, purchase, or transport up to two and a half ounces of marijuana for personal use for any reason.

(2) A Medical Marijuana Treatment Center that sells, distributes, or dispenses marijuana or marijuana accessories to an adult shall ensure any marijuana or marijuana accessories are clearly labeled and in childproof packaging.

(3) Marijuana or marijuana accessories shall not be advertised or marketed to target persons under the age of 21.

(4) Marijuana authorized by this section may not be used in any public place.

(5) The limitations set forth in Article X, Section 29(c)(4), (5), (6), and (8) shall apply to personal use of marijuana authorized by this section.

(d) Authority.

(1) The Department shall issue reasonable regulations necessary for the implementation and enforcement of this section.

(2) Nothing in this section shall limit the legislature from enacting laws consistent with this section.

(e) Severability. The provisions of this section are severable and if any clause, sentence, paragraph, or section of this measure, or an application thereof, is adjudged invalid by a court of competent jurisdiction, other provisions shall continue to be in effect to the fullest extent possible.

Initiative Information

Date Approved 9/6/19

Serial Number 19-11

Sponsor Name: Make It Legal Florida

Sponsor Address: Post Office Box 8200 Tallahassee, FL 32314