

State of Arizona
Senate
Fifty-fourth Legislature
First Regular Session
2019

CHAPTER 318
SENATE BILL 1494

AN ACT

AMENDING SECTIONS 36-2801 AND 36-2803, ARIZONA REVISED STATUTES; AMENDING TITLE 36, CHAPTER 28.1, ARIZONA REVISED STATUTES, BY ADDING SECTION 36-2803.01; AMENDING SECTIONS 36-2804.01, 36-2804.05 AND 36-2804.06, ARIZONA REVISED STATUTES; AMENDING TITLE 36, CHAPTER 28.1, ARIZONA REVISED STATUTES, BY ADDING SECTION 36-2804.07; AMENDING SECTIONS 36-2806, 36-2810, 36-2816 AND 36-2819, ARIZONA REVISED STATUTES; AMENDING TITLE 36, CHAPTER 28.1, ARIZONA REVISED STATUTES, BY ADDING SECTIONS 36-2820 AND 36-2821; RELATING TO MEDICAL MARIJUANA.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Subject to the requirements of article IV, part 1,
3 section 1, Constitution of Arizona, section 36-2801, Arizona Revised
4 Statutes, is amended to read:

5 36-2801. Definitions

6 In this chapter, unless the context otherwise requires:

7 1. "Allowable amount of marijuana":

8 (a) With respect to a qualifying patient, ~~the "allowable amount of~~
9 ~~marijuana"~~ means:

10 (i) ~~Two and one-half~~ TWO AND ONE-HALF ounces of usable marijuana.
11 ~~;~~ ~~and~~

12 (ii) If the qualifying patient's registry identification card
13 states that the qualifying patient is authorized to cultivate marijuana,
14 twelve marijuana plants contained in an enclosed, locked facility, except
15 that the plants are not required to be in an enclosed, locked facility if
16 the plants are being transported because the qualifying patient is moving.

17 (b) With respect to a designated caregiver, ~~the "allowable amount~~
18 ~~of marijuana"~~ for each patient assisted by the designated caregiver under
19 this chapter, means:

20 (i) ~~Two and one-half~~ TWO AND ONE-HALF ounces of usable marijuana.
21 ~~;~~ ~~and~~

22 (ii) If the designated caregiver's registry identification card
23 provides that the designated caregiver is authorized to cultivate
24 marijuana, twelve marijuana plants contained in an enclosed, locked
25 facility, except that the plants are not required to be in an enclosed,
26 locked facility if the plants are being transported because the designated
27 caregiver is moving.

28 (c) DOES NOT INCLUDE marijuana that is incidental to medical use,
29 but is not usable marijuana ~~as defined in this chapter, shall not be~~
30 ~~counted toward a qualifying patient's or designated caregiver's allowable~~
31 ~~amount of marijuana.~~

32 2. "Cardholder" means a qualifying patient, a designated caregiver,
33 ~~or~~ a nonprofit medical marijuana dispensary agent OR A INDEPENDENT
34 THIRD-PARTY LABORATORY AGENT who has been issued and possesses a valid
35 registry identification card.

36 3. "Debilitating medical condition" means one or more of the
37 following:

38 (a) Cancer, glaucoma, positive status for human immunodeficiency
39 virus, acquired immune deficiency syndrome, hepatitis C, amyotrophic
40 lateral sclerosis, Crohn's disease, ~~OR~~ agitation of Alzheimer's disease
41 or the treatment of these conditions.

42 (b) A chronic or debilitating disease or medical condition or its
43 treatment that produces one or more of the following:

44 (i) Cachexia or wasting syndrome. ~~;~~

45 (ii) Severe and chronic pain. ~~;~~

- 1 (iii) Severe nausea. ~~;~~
- 2 (iv) Seizures, including those characteristic of epilepsy. ~~;~~
- 3 (v) Severe and persistent muscle spasms, including those
4 characteristic of multiple sclerosis.
- 5 (c) Any other medical condition or its treatment added by the
6 department pursuant to section 36-2801.01.
- 7 4. "Department" means the ~~Arizona~~ department of health services or
8 its successor agency.
- 9 5. "Designated caregiver" means a person who:
- 10 (a) Is at least twenty-one years of age.
- 11 (b) Has agreed to assist with a patient's medical use of marijuana.
- 12 (c) Has not been convicted of an excluded felony offense.
- 13 (d) Assists ~~no~~ NOT more than five qualifying patients with the
14 medical use of marijuana.
- 15 (e) May receive reimbursement for actual costs incurred in
16 assisting a registered qualifying patient's medical use of marijuana if
17 the registered designated caregiver is connected to the registered
18 qualifying patient through the department's registration process. The
19 designated caregiver may not be paid any fee or compensation for ~~his~~
20 service as a caregiver. Payment for costs under this subdivision ~~shall~~
21 DOES not constitute an offense under title 13, chapter 34 or under title
22 36, chapter 27, article 4.
- 23 6. "Enclosed, locked facility" means a closet, room, greenhouse or
24 other enclosed area THAT IS equipped with locks or other security devices
25 that permit access only by a cardholder.
- 26 7. "Excluded felony offense" means:
- 27 (a) A violent crime as defined in section 13-901.03, subsection B,
28 that was classified as a felony in the jurisdiction where the person was
29 convicted.
- 30 (b) A violation of a state or federal controlled substance law that
31 was classified as a felony in the jurisdiction where the person was
32 convicted but does not include:
- 33 (i) An offense for which the sentence, including any term of
34 probation, incarceration or supervised release, was completed ten or more
35 years earlier.
- 36 (ii) An offense involving conduct that would be immune from arrest,
37 prosecution or penalty under section 36-2811, except that the conduct
38 occurred before ~~the effective date of this chapter~~ DECEMBER 14, 2010 or
39 was prosecuted by an authority other than the state of Arizona.
- 40 8. "INDEPENDENT THIRD-PARTY LABORATORY" MEANS AN ENTITY THAT HAS A
41 NATIONAL OR INTERNATIONAL ACCREDITATION AND THAT IS CERTIFIED BY THE
42 DEPARTMENT TO ANALYZE MARIJUANA CULTIVATED FOR MEDICAL USE.

1 9. "INDEPENDENT THIRD-PARTY LABORATORY AGENT" MEANS AN OWNER,
2 EMPLOYEE OR VOLUNTEER OF A CERTIFIED INDEPENDENT THIRD-PARTY LABORATORY
3 WHO IS AT LEAST TWENTY-ONE YEARS OF AGE AND WHO HAS NOT BEEN CONVICTED OF
4 AN EXCLUDED FELONY OFFENSE.

5 ~~8.~~ 10. "Marijuana" means all parts of any plant of the genus
6 cannabis whether growing or not, and the seeds of such plant.

7 ~~9.~~ 11. "Medical use" means the acquisition, possession,
8 cultivation, manufacture, use, administration, delivery, transfer or
9 transportation of marijuana or paraphernalia relating to the
10 administration of marijuana to treat or alleviate a registered qualifying
11 patient's debilitating medical condition or symptoms associated with the
12 patient's debilitating medical condition.

13 ~~11.~~ 12. "Nonprofit medical marijuana dispensary" means a
14 not-for-profit entity that acquires, possesses, cultivates, manufactures,
15 delivers, transfers, transports, supplies, sells or dispenses marijuana or
16 related supplies and educational materials to cardholders. A nonprofit
17 medical marijuana dispensary may receive payment for all expenses incurred
18 in its operation.

19 ~~10.~~ 13. "Nonprofit medical marijuana dispensary agent" means a
20 principal officer, board member, employee or volunteer of a nonprofit
21 medical marijuana dispensary who is at least twenty-one years of age and
22 has not been convicted of an excluded felony offense.

23 ~~12.~~ 14. "Physician" means a doctor of medicine who holds a valid
24 and existing license to practice medicine pursuant to title 32, chapter 13
25 or its successor, a doctor of osteopathic medicine who holds a valid and
26 existing license to practice osteopathic medicine pursuant to title 32,
27 chapter 17 or its successor, a naturopathic physician who holds a valid
28 and existing license to practice naturopathic medicine pursuant to title
29 32, chapter 14 or its successor or a homeopathic physician who holds a
30 valid and existing license to practice homeopathic medicine pursuant to
31 title 32, chapter 29 or its successor.

32 ~~13.~~ 15. "Qualifying patient" means a person who has been diagnosed
33 by a physician as having a debilitating medical condition.

34 ~~14.~~ 16. "Registry identification card" means a document issued by
35 the department that identifies a person as a registered qualifying
36 patient, A registered designated caregiver, ~~or~~ a registered nonprofit
37 medical marijuana dispensary agent OR A REGISTERED INDEPENDENT THIRD-PARTY
38 LABORATORY AGENT.

39 ~~15.~~ 17. "Usable marijuana":

40 (a) Means the dried flowers of the marijuana plant, and any mixture
41 or preparation thereof. ~~, but~~

42 (b) Does not include:

43 (i) The seeds, stalks and roots of the plant. ~~and does not include~~

44 (ii) The weight of any non-marijuana ingredients combined with
45 marijuana and prepared for consumption as food or drink.

1 ~~16.~~ 18. "Verification system" means a secure, password-protected,
2 web-based system THAT IS established and maintained by the department AND
3 that is available to law enforcement personnel and nonprofit medical
4 marijuana dispensary agents on a ~~twenty-four hour~~ TWENTY-FOUR-HOUR basis
5 for ~~verification of~~ VERIFYING registry identification cards.

6 ~~17.~~ 19. "Visiting qualifying patient" means a person:

7 (a) Who is not a resident of Arizona or who has been a resident of
8 Arizona less than thirty days.

9 (b) Who has been diagnosed with a debilitating medical condition by
10 a person who is licensed with authority to prescribe drugs to humans in
11 the state of the person's residence or, in the case of a person who has
12 been a resident of Arizona less than thirty days, the state of the
13 person's former residence.

14 ~~18.~~ 20. "Written certification" means a document dated and signed
15 by a physician, stating that in the physician's professional opinion the
16 patient is likely to receive therapeutic or palliative benefit from the
17 medical use of marijuana to treat or alleviate the patient's debilitating
18 medical condition or symptoms associated with the debilitating medical
19 condition. The physician must:

20 (a) Specify the qualifying patient's debilitating medical condition
21 in the written certification.

22 (b) Sign and date the written certification only in the course of a
23 physician-patient relationship after the physician has completed a full
24 assessment of the qualifying patient's medical history.

25 Sec. 2. Subject to the requirements of article IV, part 1,
26 section 1, Constitution of Arizona, section 36-2803, Arizona Revised
27 Statutes, is amended to read:

28 36-2803. Rulemaking; notice

29 A. The department shall adopt rules:

30 1. Governing the manner in which the department considers petitions
31 from the public to add debilitating medical conditions or treatments to
32 the list of debilitating medical conditions set forth in section 36-2801,
33 paragraph 3, including public notice of, and an opportunity to comment in
34 a public hearing on, petitions.

35 2. Establishing the form and content of registration and renewal
36 applications submitted under this chapter.

37 3. Governing the manner in which the department considers
38 applications for and renewals of registry identification cards.

39 4. Governing nonprofit medical marijuana dispensaries, ~~for the~~
40 ~~purpose of protecting~~ TO PROTECT against diversion and theft without
41 imposing an undue burden on nonprofit medical marijuana dispensaries or
42 compromising the confidentiality of cardholders, including:

43 (a) The manner in which the department considers applications for
44 and renewals of registration certificates.

1 (b) Minimum oversight requirements for nonprofit medical marijuana
2 dispensaries.

3 (c) Minimum recordkeeping requirements for nonprofit medical
4 marijuana dispensaries.

5 (d) Minimum security requirements for nonprofit medical marijuana
6 dispensaries, including requirements ~~for protection of~~ TO PROTECT each
7 registered nonprofit medical marijuana dispensary location by a fully
8 operational security alarm system.

9 (e) Procedures for suspending or revoking the registration
10 certificate of nonprofit medical marijuana dispensaries that violate this
11 chapter or the rules adopted pursuant to this section.

12 5. Establishing application and renewal fees for registry
13 identification cards, ~~and~~ nonprofit medical marijuana dispensary
14 registration certificates AND INDEPENDENT THIRD-PARTY LABORATORY
15 CERTIFICATES, according to the following:

16 (a) The total amount of all fees shall generate revenues THAT ARE
17 sufficient to implement and administer this chapter, except that fee
18 revenue may be offset or supplemented by private donations.

19 (b) Nonprofit medical marijuana dispensary application fees may not
20 exceed \$5,000.

21 (c) Nonprofit medical marijuana dispensary renewal fees may not
22 exceed \$1,000.

23 (d) The total amount of revenue GENERATED from nonprofit medical
24 marijuana dispensary application and renewal fees, ~~and~~ registry
25 identification card fees for nonprofit medical marijuana dispensary agents
26 AND INDEPENDENT THIRD-PARTY LABORATORY AGENTS AND APPLICATION AND RENEWAL
27 FEES FOR INDEPENDENT THIRD-PARTY LABORATORIES shall be sufficient to
28 implement and administer ~~the nonprofit medical marijuana dispensary~~
29 ~~provisions of~~ this chapter, including the verification system, except that
30 the fee revenue may be offset or supplemented by private donations.

31 (e) The department may establish a sliding scale of patient
32 application and renewal fees based on a qualifying patient's household
33 income.

34 (f) The department may consider private donations under section
35 36-2817 to reduce application and renewal fees.

36 B. The department OF HEALTH SERVICES shall adopt rules that require
37 each nonprofit medical marijuana dispensary to display in a conspicuous
38 location a sign that warns pregnant women about the potential dangers to
39 fetuses caused by smoking or ingesting marijuana while pregnant or to
40 infants while breastfeeding and the risk of being reported to the
41 department of child safety during pregnancy or at the birth of the child
42 by persons who are required to report. The rules shall include the
43 specific warning language that must be included on the sign. The cost and
44 display of the sign required by rule shall be borne by the nonprofit
45 medical marijuana dispensary. The rules shall also require each

1 certifying physician to attest that the physician has provided information
2 to each qualifying female patient that warns about the potential dangers
3 to fetuses caused by smoking or ingesting marijuana while pregnant or to
4 infants while breastfeeding and the risk of being reported to the
5 department of child safety during pregnancy or at the birth of the child
6 by persons who are required to report.

7 C. The department is authorized to adopt the rules set forth in
8 subsections A and B of this section and shall adopt those rules pursuant
9 to title 41, chapter 6.

10 D. The department OF HEALTH SERVICES shall post prominently on its
11 public website a warning about the potential dangers to fetuses caused by
12 smoking or ingesting marijuana while pregnant or to infants while
13 breastfeeding and the risk of being reported to the department of child
14 safety during pregnancy or at the birth of the child by persons who are
15 required to report.

16 E. BEGINNING NOVEMBER 1, 2020, BEFORE SELLING OR DISPENSING
17 MARIJUANA OR MARIJUANA PRODUCTS TO REGISTERED QUALIFIED PATIENTS OR
18 REGISTERED DESIGNATED CAREGIVERS, NONPROFIT MEDICAL MARIJUANA DISPENSARIES
19 SHALL TEST MARIJUANA AND MARIJUANA PRODUCTS FOR MEDICAL USE TO DETERMINE
20 UNSAFE LEVELS OF MICROBIAL CONTAMINATION, HEAVY METALS, PESTICIDES,
21 HERBICIDES, FUNGICIDES, GROWTH REGULATORS AND RESIDUAL SOLVENTS AND
22 CONFIRM THE POTENCY OF THE MARIJUANA TO BE DISPENSED.

23 F. BEGINNING NOVEMBER 1, 2020, NONPROFIT MEDICAL MARIJUANA
24 DISPENSARIES SHALL:

25 1. PROVIDE TEST RESULTS TO A REGISTERED QUALIFYING PATIENT OR
26 DESIGNATED CAREGIVER IMMEDIATELY ON REQUEST.

27 2. DISPLAY IN A CONSPICUOUS LOCATION A SIGN THAT NOTIFIES PATIENTS
28 OF THEIR RIGHT TO RECEIVE THE CERTIFIED INDEPENDENT THIRD-PARTY LABORATORY
29 TEST RESULTS FOR MARIJUANA AND MARIJUANA PRODUCTS FOR MEDICAL USE.

30 G. THE DEPARTMENT SHALL ADOPT RULES TO CERTIFY AND REGULATE
31 INDEPENDENT THIRD-PARTY LABORATORIES THAT ANALYZE MARIJUANA CULTIVATED FOR
32 MEDICAL USE. THE DEPARTMENT SHALL ESTABLISH CERTIFICATION FEES FOR
33 LABORATORIES PURSUANT TO SUBSECTION A OF THIS SECTION. IN ORDER TO BE
34 CERTIFIED AS AN INDEPENDENT THIRD-PARTY LABORATORY THAT IS ALLOWED TO TEST
35 MARIJUANA AND MARIJUANA PRODUCTS FOR MEDICAL USE PURSUANT TO THIS CHAPTER,
36 AN INDEPENDENT THIRD-PARTY LABORATORY:

37 1. MUST MEET REQUIREMENTS ESTABLISHED BY THE DEPARTMENT, INCLUDING
38 REPORTING AND HEALTH AND SAFETY REQUIREMENTS.

39 2. MAY NOT HAVE ANY DIRECT OR INDIRECT FAMILIAL OR FINANCIAL
40 RELATIONSHIP WITH OR INTEREST IN A NONPROFIT MEDICAL MARIJUANA DISPENSARY
41 OR RELATED MEDICAL MARIJUANA BUSINESS ENTITY OR MANAGEMENT COMPANY, OR ANY
42 DIRECT OR INDIRECT FAMILIAL OR FINANCIAL RELATIONSHIP WITH A DESIGNATED
43 CAREGIVER FOR WHOM THE LABORATORY IS TESTING MARIJUANA AND MARIJUANA
44 PRODUCTS FOR MEDICAL USE IN THIS STATE.

1 C. A NONPROFIT MEDICAL MARIJUANA DISPENSARY THAT RECEIVES A
2 REGISTRATION CERTIFICATE PURSUANT TO SUBSECTION A, PARAGRAPH 1 OR 2 OF
3 THIS SECTION ON OR AFTER APRIL 1, 2020 MUST OPEN THE DISPENSARY AT THE
4 APPROVED LOCATION WITHIN EIGHTEEN MONTHS AFTER THE APPLICATION IS APPROVED
5 OR THE REGISTRATION CERTIFICATE BECOMES INVALID.

6 D. A NONPROFIT MEDICAL MARIJUANA DISPENSARY THAT IS ISSUED A
7 REGISTRATION CERTIFICATE PURSUANT TO SUBSECTION A, PARAGRAPH 1 OR 2 OF
8 THIS SECTION MAY RELOCATE ONLY AS FOLLOWS:

9 1. IF THE DISPENSARY IS LOCATED WITHIN A CITY OR TOWN, ONLY WITHIN
10 THAT CITY OR TOWN.

11 2. IF THE DISPENSARY IS LOCATED WITHIN AN UNINCORPORATED AREA, ONLY
12 WITHIN THE UNINCORPORATED AREA OF THE COUNTY WHERE THE DISPENSARY IS
13 LOCATED BUT NOT WITHIN TWENTY-FIVE MILES FROM ANOTHER DISPENSARY THAT HAS
14 BEEN ISSUED A DISPENSARY REGISTRATION CERTIFICATE.

15 E. FOR THE PURPOSES OF THIS SECTION, "GEOGRAPHIC AREA" MEANS A
16 CITY, TOWN OR UNINCORPORATED AREA OF A COUNTY.

17 Sec. 4. Subject to the requirements of article IV, part 1,
18 section 1, Constitution of Arizona, section 36-2804.01, Arizona Revised
19 Statutes, is amended to read:

20 36-2804.01. Registration; nonprofit medical marijuana
21 dispensary agents; independent third-party
22 laboratory agents; notices

23 A. A nonprofit medical marijuana dispensary agent OR AN INDEPENDENT
24 THIRD-PARTY LABORATORY AGENT shall be registered with the department
25 before volunteering or working at a NONPROFIT medical marijuana dispensary
26 OR AN INDEPENDENT THIRD-PARTY LABORATORY.

27 B. A nonprofit medical marijuana dispensary OR A CERTIFIED
28 INDEPENDENT THIRD-PARTY LABORATORY may apply to the department for a
29 registry identification card for a nonprofit medical marijuana dispensary
30 agent OR AN INDEPENDENT THIRD-PARTY LABORATORY AGENT by submitting:

31 1. The name, address and date of birth of the PROSPECTIVE nonprofit
32 medical marijuana dispensary agent OR INDEPENDENT THIRD-PARTY LABORATORY
33 AGENT.

34 2. A nonprofit medical marijuana dispensary agent OR INDEPENDENT
35 THIRD-PARTY LABORATORY AGENT application.

36 3. A statement signed by EITHER:

37 (a) The prospective nonprofit medical marijuana dispensary agent
38 pledging not to divert marijuana to anyone who is not allowed to possess
39 marijuana pursuant to this chapter.

40 (b) THE PROSPECTIVE INDEPENDENT THIRD-PARTY LABORATORY AGENT
41 ACKNOWLEDGING THAT REGISTERED INDEPENDENT THIRD-PARTY LABORATORY AGENTS
42 ARE PROHIBITED FROM DIVERTING MARIJUANA PURSUANT TO THIS CHAPTER.

43 4. The application fee.

1 C. A registered nonprofit medical marijuana dispensary OR CERTIFIED
2 INDEPENDENT THIRD-PARTY LABORATORY shall notify the department within ten
3 days after a nonprofit medical marijuana dispensary agent OR INDEPENDENT
4 THIRD-PARTY LABORATORY AGENT ceases to be employed by or volunteer at the
5 registered nonprofit medical marijuana dispensary OR CERTIFIED INDEPENDENT
6 THIRD-PARTY LABORATORY.

7 D. ~~NO~~ A person who has been convicted of an excluded felony offense
8 may NOT be a nonprofit medical marijuana dispensary agent OR AN
9 INDEPENDENT THIRD-PARTY LABORATORY AGENT.

10 E. The department may conduct a criminal records check in order to
11 carry out this section.

12 Sec. 5. Subject to the requirements of article IV, part 1,
13 section 1, Constitution of Arizona, section 36-2804.05, Arizona Revised
14 Statutes, is amended to read:

15 36-2804.05. Denial of registry identification card

16 A. The department may deny an application or renewal of a
17 qualifying patient's registry identification card only if the applicant:

18 1. Does not meet the requirements of section 36-2801, paragraph
19 ~~15~~ 15.

20 2. Does not provide the information required.

21 3. Previously had a registry identification card revoked for
22 violating this chapter.

23 4. Provides false information.

24 B. The department may deny an application or renewal of a
25 designated caregiver's registry identification card if the applicant:

26 1. Does not meet the requirements of section 36-2801, paragraph 5.

27 2. Does not provide the information required.

28 3. Previously had a registry identification card revoked for
29 violating this chapter.

30 4. Provides false information.

31 C. The department may deny a registry identification card to a
32 nonprofit medical marijuana dispensary agent if:

33 1. The agent applicant does not meet the requirements of section
34 ~~36-2801(10)~~ 36-2801, PARAGRAPH 13.

35 2. The applicant or ~~dispensary~~ DISPENSARY did not provide the
36 required information.

37 3. THE AGENT APPLICANT previously had a registry identification
38 card revoked for violating this chapter.

39 4. The applicant or dispensary provides false information.

40 D. The department may conduct a criminal records check of each
41 designated caregiver or nonprofit medical marijuana dispensary agent
42 applicant to carry out this section.

43 E. The department shall ~~give written notice to~~ NOTIFY the
44 registered nonprofit medical marijuana dispensary IN WRITING of the reason

1 for denying a registry identification card to a nonprofit medical
2 marijuana dispensary agent.

3 F. The department shall ~~give written notice to~~ NOTIFY the
4 qualifying patient IN WRITING of the reason for denying a registry
5 identification card to the qualifying patient's designated caregiver.

6 G. Denial of an application or renewal is considered a final
7 decision of the department subject to judicial review pursuant to title
8 12, chapter 7, article 6. Jurisdiction and venue for judicial review are
9 vested in the superior court.

10 Sec. 6. Subject to the requirements of article IV, part 1,
11 section 1, Constitution of Arizona, section 36-2804.06, Arizona Revised
12 Statutes, is amended to read:

13 36-2804.06. Expiration and renewal of registry identification
14 cards and registration certificates;
15 replacement

16 A. All registry identification cards and registration certificates
17 expire ~~one year~~ TWO YEARS after THEIR date of issue.

18 B. A registry identification card of a nonprofit medical marijuana
19 dispensary agent shall be ~~cancelled~~ CANCELED and ~~his~~ THE AGENT'S access to
20 the verification system shall be deactivated ~~upon~~ ON notification to the
21 department by a registered nonprofit medical marijuana dispensary that the
22 nonprofit medical marijuana dispensary agent is no longer employed by or
23 no longer volunteers at the registered nonprofit medical marijuana
24 dispensary.

25 C. THE DEPARTMENT SHALL ISSUE a renewal nonprofit medical marijuana
26 dispensary registration certificate ~~shall be issued~~ OR AN INDEPENDENT
27 THIRD-PARTY LABORATORY CERTIFICATE within ten days ~~of~~ AFTER receipt of the
28 prescribed renewal application and renewal fee from a registered nonprofit
29 medical marijuana dispensary OR INDEPENDENT THIRD-PARTY LABORATORY if ~~its~~
30 THE DISPENSARY'S registration certificate OR THE LABORATORY'S CERTIFICATE
31 is not under suspension and has not been revoked.

32 D. If a cardholder loses ~~his~~ A registry identification card, ~~he~~ THE
33 CARDHOLDER shall promptly notify the department. Within five days ~~of~~
34 AFTER the notification, ~~and~~ ~~upon~~ ON payment of a ~~ten-dollar~~ \$10 fee, the
35 department shall issue a new registry identification card with a new
36 random identification number to the cardholder and, if the cardholder is a
37 registered qualifying patient, to the registered qualifying patient's
38 registered designated caregiver, if any.

39 E. ON OR BEFORE DECEMBER 1, 2019, THE DEPARTMENT SHALL IMPLEMENT AN
40 ELECTRONIC REGISTRY CARD PROGRAM FOR REGISTRY IDENTIFICATION CARDS,
41 REGISTRATION CERTIFICATES, CERTIFICATES AND RENEWALS. THE ELECTRONIC
42 LICENSE PROGRAM SHALL ALLOW FOR THE ELECTRONIC VERIFICATION AND DELIVERY
43 OF REGISTRY IDENTIFICATION CARDS, REGISTRATION CERTIFICATES, CERTIFICATES
44 AND RENEWALS.

1 Sec. 7. Subject to the requirements of article IV, part 1,
2 section 1, Constitution of Arizona, title 36, chapter 28.1, Arizona
3 Revised Statutes, is amended by adding section 36-2804.07, to read:

4 36-2804.07. Independent third-party laboratories;
5 certification; inspection

6 A. INDEPENDENT THIRD-PARTY LABORATORIES SHALL BE CERTIFIED BY THE
7 DEPARTMENT.

8 B. AFTER RECEIVING AN APPLICATION FOR AN INDEPENDENT THIRD-PARTY
9 LABORATORY, THE DEPARTMENT SHALL CERTIFY THE INDEPENDENT THIRD-PARTY
10 LABORATORY AND ISSUE A CERTIFICATE AND A RANDOM TWENTY-DIGIT ALPHANUMERIC
11 IDENTIFICATION NUMBER IF:

12 1. THE PROSPECTIVE INDEPENDENT THIRD-PARTY LABORATORY HAS SUBMITTED
13 ALL OF THE FOLLOWING:

14 (a) THE APPLICATION FEE.

15 (b) AN APPLICATION, THAT INCLUDES:

16 (i) THE LEGAL NAME OF THE INDEPENDENT THIRD-PARTY LABORATORY.

17 (ii) THE PHYSICAL ADDRESS OF THE INDEPENDENT THIRD-PARTY
18 LABORATORY, WHICH MAY NOT BE WITHIN FIVE HUNDRED FEET OF A PUBLIC OR
19 PRIVATE SCHOOL EXISTING BEFORE THE DATE OF THE INDEPENDENT THIRD-PARTY
20 LABORATORY'S APPLICATION.

21 (iii) THE NAME, ADDRESS AND DATE OF BIRTH OF THE OWNER OF THE
22 INDEPENDENT THIRD-PARTY LABORATORY.

23 (iv) THE NAME, ADDRESS AND DATE OF BIRTH OF EACH INDEPENDENT
24 THIRD-PARTY LABORATORY AGENT.

25 (c) POLICIES AND PROCEDURES CONSISTENT WITH DEPARTMENT RULES AND
26 THE REQUIREMENTS OF SECTION 36-2803.

27 (d) IF THE CITY, TOWN OR COUNTY IN WHICH THE INDEPENDENT
28 THIRD-PARTY LABORATORY WOULD BE LOCATED HAS ENACTED ZONING RESTRICTIONS, A
29 SWORN STATEMENT CERTIFYING THAT THE INDEPENDENT THIRD-PARTY LABORATORY IS
30 IN COMPLIANCE WITH THE RESTRICTIONS.

31 2. THE INDEPENDENT THIRD-PARTY LABORATORY'S OWNER AND AGENTS HAVE
32 NOT BEEN CONVICTED OF AN EXCLUDED FELONY OFFENSE.

33 3. THE INDEPENDENT THIRD-PARTY LABORATORY'S OWNER AND AGENTS ARE AT
34 LEAST TWENTY-ONE YEARS OF AGE.

35 C. CERTIFIED INDEPENDENT THIRD-PARTY LABORATORIES ARE SUBJECT TO
36 REASONABLE INSPECTION BY THE DEPARTMENT.

37 D. THE DEPARTMENT MAY CONDUCT A CRIMINAL RECORDS CHECK IN ORDER TO
38 CARRY OUT THIS SECTION.

39 Sec. 8. Subject to the requirements of article IV, part 1,
40 section 1, Constitution of Arizona, section 36-2806, Arizona Revised
41 Statutes, is amended to read:

42 36-2806. Registered nonprofit medical marijuana dispensaries;
43 requirements; rules; inspections; testing

44 A. A registered nonprofit medical marijuana dispensary shall be
45 operated on a not-for-profit basis. The bylaws of a registered nonprofit

1 medical marijuana dispensary shall contain such provisions relative to the
2 disposition of revenues and receipts to establish and maintain its
3 nonprofit character. A registered nonprofit medical marijuana dispensary
4 need not be recognized as tax-exempt by the internal revenue service and
5 is not required to incorporate pursuant to title 10, chapter 19,
6 article 1.

7 B. The operating documents of a registered nonprofit medical
8 marijuana dispensary shall include procedures for the oversight of the
9 registered nonprofit medical marijuana dispensary and procedures to ensure
10 accurate recordkeeping.

11 C. A registered nonprofit medical marijuana dispensary shall have a
12 single secure entrance and shall implement appropriate security measures
13 to deter and prevent the theft of marijuana and unauthorized entrance into
14 areas containing marijuana.

15 D. A registered nonprofit medical marijuana dispensary is
16 prohibited from acquiring, possessing, cultivating, manufacturing,
17 delivering, transferring, transporting, supplying or dispensing marijuana
18 for any purpose except to assist registered qualifying patients with the
19 medical use of marijuana directly or through the registered qualifying
20 patients' designated caregivers OR AN INDEPENDENT THIRD-PARTY LABORATORY
21 AGENT OR A CERTIFIED INDEPENDENT THIRD-PARTY LABORATORY FOR THE PURPOSES
22 PRESCRIBED IN THIS CHAPTER AND DEPARTMENT RULE.

23 E. All cultivation of marijuana must take place in an enclosed,
24 locked facility, at a physical address provided to the department during
25 the registration process, ~~which~~ THAT can ~~only~~ be accessed ONLY by
26 registered nonprofit medical marijuana dispensary agents associated in the
27 registry with the nonprofit medical marijuana dispensary.

28 F. A registered nonprofit medical marijuana dispensary may acquire
29 usable marijuana or marijuana plants from a registered qualifying patient
30 or a registered designated caregiver only if the registered qualifying
31 patient or registered designated caregiver receives no compensation for
32 the marijuana.

33 G. A nonprofit medical marijuana dispensary shall not ~~permit~~ ALLOW
34 any person to consume marijuana on the property of ~~a~~ THE nonprofit
35 medical marijuana dispensary.

36 H. Registered nonprofit medical marijuana dispensaries are subject
37 to reasonable inspection by the department. The department shall give
38 reasonable notice of an inspection under this subsection.

39 I. BEGINNING NOVEMBER 1, 2020, REGISTERED NONPROFIT MEDICAL
40 MARIJUANA DISPENSARIES ARE SUBJECT TO PRODUCT TESTING BY CERTIFIED
41 INDEPENDENT THIRD-PARTY LABORATORIES PURSUANT TO THIS CHAPTER AND RULES
42 ADOPTED PURSUANT TO THIS CHAPTER.

43 J. NOTWITHSTANDING TITLE 13, CHAPTER 34, AN EMPLOYEE OF THE
44 DEPARTMENT OR AN INDEPENDENT THIRD-PARTY LABORATORY AGENT MAY NOT BE
45 CHARGED WITH OR PROSECUTED FOR POSSESSION OF MARIJUANA THAT IS CULTIVATED

1 FOR MEDICAL USE AS REQUIRED BY THIS CHAPTER AND THE RULES ADOPTED PURSUANT
2 TO THIS CHAPTER.

3 Sec. 9. Subject to the requirements of article IV, part 1,
4 section 1, Constitution of Arizona, section 36-2810, Arizona Revised
5 Statutes, is amended to read:

6 36-2810. Confidentiality

7 A. The following information received and records kept by the
8 department for purposes of administering this chapter are confidential,
9 exempt from title 39, chapter 1, article 2, exempt from section 36-105 and
10 not subject to disclosure to any individual or public or private entity,
11 except as necessary for authorized employees of the department to perform
12 official duties of the department pursuant to this chapter:

13 1. Applications or renewals, their contents and supporting
14 information submitted by qualifying patients and designated caregivers,
15 including information regarding their designated caregivers and
16 physicians.

17 2. Applications or renewals, their contents and supporting
18 information submitted by or on behalf of nonprofit medical marijuana
19 dispensaries in compliance with this chapter, including the physical
20 addresses of nonprofit medical marijuana dispensaries.

21 3. The individual names and other information identifying persons
22 to whom the department has issued registry identification cards.

23 B. Any dispensing information required to be kept under section
24 36-2806.02, subsection B or department regulation shall identify
25 cardholders by their registry identification numbers and not contain names
26 or other personally identifying information.

27 C. Any department hard drives or other data recording media that
28 are no longer in use and that contain cardholder information must be
29 destroyed. The department shall retain a signed statement from a
30 department employee confirming the destruction.

31 D. EXCEPT FOR PUBLIC HEALTH RESEARCH, data subject to this section
32 shall not be combined or linked in any manner with any other list or
33 database and shall not be used for any purpose not provided for in this
34 chapter.

35 E. This section does not preclude the following notifications:

36 1. Department employees may notify law enforcement about falsified
37 or fraudulent information submitted to the department if the employee who
38 suspects that falsified or fraudulent information has been submitted has
39 conferred with the employee's supervisor and both agree that the
40 circumstances warrant reporting.

41 2. The department may notify state or local law enforcement about
42 apparent criminal violations of this chapter if the employee who suspects
43 the offense has conferred with the employee's supervisor and both agree
44 that the circumstances warrant reporting.

1 3. Nonprofit medical marijuana dispensary agents may notify the
2 department of a suspected violation or attempted violation of this chapter
3 or department rules.

4 4. The department may notify the Arizona medical board, the Arizona
5 board of osteopathic examiners in medicine and surgery, the naturopathic
6 physicians medical board and the board of homeopathic and integrated
7 medicine examiners if the department believes a physician has committed an
8 act of unprofessional conduct as prescribed by the appropriate board's
9 statutes because of the licensee's failure to comply with the requirements
10 of this chapter or rules adopted pursuant to this chapter.

11 F. This section does not preclude submission of the section 36-2809
12 report to the legislature. The annual report submitted to the legislature
13 is subject to title 39, chapter 1, article 2.

14 Sec. 10. Subject to the requirements of article IV, part 1,
15 section 1, Constitution of Arizona, section 36-2816, Arizona Revised
16 Statutes, is amended to read:

17 36-2816. Violations; civil penalty; classification

18 A. A registered qualifying patient may not directly, or through ~~his~~
19 ~~THE PATIENT'S~~ designated caregiver, obtain more than ~~two-and-one-half~~ **TWO**
20 **AND ONE-HALF** ounces of marijuana from registered nonprofit medical
21 marijuana dispensaries in any fourteen-day period.

22 B. A registered nonprofit medical marijuana dispensary or agent may
23 not dispense, deliver or otherwise transfer marijuana to a person other
24 than:

- 25 1. Another registered nonprofit medical marijuana dispensary. ~~,~~
- 26 2. A registered qualifying patient. ~~or~~
- 27 3. A registered qualifying patient's registered designated
28 caregiver.

29 4. **A CERTIFIED INDEPENDENT THIRD-PARTY LABORATORY OR AN INDEPENDENT**
30 **THIRD-PARTY LABORATORY AGENT FOR PURPOSES PRESCRIBED IN SECTIONS 36-2803**
31 **AND 36-2806 AND DEPARTMENT RULE.**

32 C. A registered nonprofit medical marijuana dispensary may not
33 acquire usable marijuana or mature marijuana plants from any person other
34 than another registered nonprofit medical marijuana dispensary, a
35 registered qualifying patient or a registered designated caregiver. A
36 knowing violation of this subsection is a class 2 felony.

37 D. It is a class 1 misdemeanor for any person, including an
38 employee or official of the department or another state agency or local
39 government, to breach the confidentiality of information obtained pursuant
40 to this chapter.

41 E. Making false statements to a law enforcement official about any
42 fact or circumstance relating to the medical use of marijuana to avoid
43 arrest or prosecution is subject to a civil penalty of not more than ~~five~~
44 ~~hundred dollars~~ **\$500**, which shall be in addition to any other penalties

1 that may apply for making a false statement or for the use of marijuana
2 other than use undertaken pursuant to this chapter.

3 F. SUBJECT TO TITLE 41, CHAPTER 6, ARTICLE 10, THE DIRECTOR MAY
4 DENY, SUSPEND OR REVOKE, IN WHOLE OR IN PART, ANY REGISTRATION ISSUED
5 UNDER THIS CHAPTER IF THE REGISTERED PARTY OR AN OFFICER, AGENT OR
6 EMPLOYEE OF THE REGISTERED PARTY IS NOT IN SUBSTANTIAL COMPLIANCE WITH THE
7 PROVISIONS OF THIS CHAPTER OR ANY RULE ADOPTED PURSUANT TO THIS CHAPTER OR
8 IF THE NATURE OR NUMBER OF VIOLATIONS REVEALED BY ANY TYPE OF INSPECTION
9 OR INVESTIGATION CONSTITUTES A THREAT, OR DIRECT RISK, TO THE LIFE, HEALTH
10 OR SAFETY OF A QUALIFYING PATIENT OR THE PUBLIC.

11 G. IN ADDITION TO ANY OTHER PENALTIES AUTHORIZED BY THIS CHAPTER,
12 THE DIRECTOR MAY ASSESS A CIVIL PENALTY FOR VIOLATIONS OF THIS CHAPTER OR
13 ANY RULE ADOPTED PURSUANT TO THIS CHAPTER IN AN AMOUNT NOT TO EXCEED
14 \$1,000 FOR EACH VIOLATION. EACH DAY A VIOLATION OCCURS CONSTITUTES A
15 SEPARATE VIOLATION. THE MAXIMUM AMOUNT OF ANY ASSESSMENT IS \$5,000 FOR
16 ANY THIRTY-DAY PERIOD.

17 H. THE DIRECTOR SHALL ISSUE A NOTICE OF ASSESSMENT THAT INCLUDES
18 THE PROPOSED AMOUNT OF THE ASSESSMENT. IN DETERMINING THE AMOUNT OF A
19 CIVIL PENALTY ASSESSED AGAINST A PERSON UNDER SUBSECTION G OF THIS
20 SECTION, THE DEPARTMENT SHALL CONSIDER ALL OF THE FOLLOWING:

- 21 1. REPEATED VIOLATIONS OF THIS CHAPTER OR THE RULES ADOPTED
22 PURSUANT TO THIS CHAPTER.
- 23 2. PATTERNS OF NONCOMPLIANCE.
- 24 3. THE TYPES OF VIOLATIONS.
- 25 4. THE SEVERITY OF THE VIOLATIONS.
- 26 5. THE POTENTIAL FOR AND OCCURRENCES OF ACTUAL HARM.
- 27 6. THREATS TO HEALTH AND SAFETY.
- 28 7. THE NUMBER OF VIOLATIONS.
- 29 8. THE NUMBER OF PERSONS AFFECTED BY THE VIOLATIONS.
- 30 9. THE LENGTH OF TIME THE VIOLATIONS HAVE BEEN OCCURRING.

31 Sec. 11. Subject to the requirements of article IV, part 1,
32 section 1, Constitution of Arizona, section 36-2819, Arizona Revised
33 Statutes, is amended to read:

34 36-2819. Fingerprinting requirements

35 Each person applying as a designated caregiver, a principal officer,
36 agent or employee of a nonprofit medical marijuana dispensary, ~~or~~ a
37 medical marijuana dispensary agent OR AN INDEPENDENT THIRD-PARTY
38 LABORATORY AGENT shall submit a full set of fingerprints to the department
39 for the purpose of obtaining a state and federal criminal records check
40 pursuant to section 41-1750 and Public Law 92-544. The department of
41 public safety may exchange this fingerprint data with the federal bureau
42 of investigation without disclosing that the records check is related to
43 the medical marijuana act and acts permitted by it. The department shall
44 destroy each set of fingerprints after the criminal records check is
45 completed.

1 Sec. 12. Subject to the requirements of article IV, part 1,
2 section 1, Constitution of Arizona, title 36, chapter 28.1, Arizona
3 Revised Statutes, is amended by adding sections 36-2820 and 36-2821, to
4 read:

5 36-2820. Use of outside counsel

6 SUBJECT TO SECTION 41-192, THE DEPARTMENT MAY EMPLOY LEGAL COUNSEL
7 AND MAKE AN EXPENDITURE OR INCUR AN INDEBTEDNESS FOR LEGAL SERVICES FOR
8 THE PURPOSES OF DEFENDING THIS CHAPTER OR THE RULES ADOPTED PURSUANT TO
9 THIS CHAPTER.

10 36-2821. Medical marijuana testing advisory council:
11 membership; duties; council termination

12 A. THE DIRECTOR SHALL ESTABLISH A MEDICAL MARIJUANA TESTING
13 ADVISORY COUNCIL TO ASSIST AND MAKE RECOMMENDATIONS TO THE DIRECTOR
14 REGARDING ADMINISTERING AND IMPLEMENTING THIS CHAPTER. THE DIRECTOR OR
15 THE DIRECTOR'S DESIGNEE SHALL SERVE AS THE CHAIRPERSON OF THE ADVISORY
16 COUNCIL AND SHALL APPOINT THE FOLLOWING ADDITIONAL MEMBERS TO THE COUNCIL:

17 1. THE PRESIDENT OR EXECUTIVE DIRECTOR OF A STATEWIDE NONPROFIT
18 ASSOCIATION REPRESENTING THE MARIJUANA DISPENSARIES, OR THE PERSON'S
19 DESIGNEE.

20 2. THE PRESIDENT OR EXECUTIVE DIRECTOR OF A STATEWIDE NONPROFIT
21 CANNABIS TESTING ASSOCIATION, OR THE PERSON'S DESIGNEE.

22 3. THE PRESIDENT OR EXECUTIVE DIRECTOR OF A MEDICAL MARIJUANA TRADE
23 ASSOCIATION THAT DOES NOT PRIMARILY CONSIST OF DISPENSARIES OR CANNABIS
24 LABORATORY TESTING FACILITY OWNERS, OR THE PERSON'S DESIGNEE.

25 4. A REPRESENTATIVE OF A NONPROFIT MEDICAL MARIJUANA DISPENSARY WHO
26 IS EMPLOYED BY THE DISPENSARY TO CULTIVATE MEDICAL MARIJUANA AND WHO HAS
27 AT LEAST THREE YEARS OF MEDICAL MARIJUANA CULTIVATION EXPERIENCE.

28 5. A REPRESENTATIVE OF AN ARIZONA-BASED NONPROFIT MEDICAL MARIJUANA
29 DISPENSARY THAT PRODUCES MEDICAL MARIJUANA CONCENTRATES AND THAT HAS BEEN
30 REGULARLY SENDING PRODUCTS FOR TESTING WHO HAS AT LEAST THREE YEARS OF
31 MEDICAL MARIJUANA EXTRACTION EXPERIENCE.

32 6. A REPRESENTATIVE OF AN ARIZONA-BASED NONPROFIT MEDICAL MARIJUANA
33 DISPENSARY THAT IS PRIMARILY FOCUSED IN PRODUCING MEDICAL MARIJUANA
34 EDIBLES WHO HAS AT LEAST THREE YEARS OF MEDICAL MARIJUANA EDIBLE
35 PRODUCTION EXPERIENCE.

36 7. AN OWNER OF AN ARIZONA-BASED CANNABIS TESTING LABORATORY.

37 8. A LABORATORY SCIENTIST WHO HOLDS A DOCTORATE OR A BACHELOR OF
38 SCIENCE DEGREE AND WHO HAS AT LEAST THREE YEARS OF EXPERIENCE IN CANNABIS
39 LABORATORY TESTING.

40 9. A REGISTERED QUALIFYING PATIENT.

41 10. A REGISTERED DESIGNATED CAREGIVER.

42 11. A REPRESENTATIVE OF THE DEPARTMENT OF PUBLIC SAFETY.

43 12. A LICENSED HEALTH CARE PROVIDER WHO SPECIALIZES IN TREATING
44 SUBSTANCE USE DISORDERS AND WHO HAS AT LEAST FIVE YEARS OF EXPERIENCE.

45 13. ANY OTHER MEMBERS DEEMED NECESSARY BY THE DIRECTOR.

1 B. THE MEDICAL MARIJUANA TESTING ADVISORY COUNCIL SHALL MAKE
2 RECOMMENDATIONS AND CONSULT WITH THE DIRECTOR REGARDING:

- 3 1. ESTABLISHING A REQUIRED TESTING PROGRAM.
- 4 2. TESTING AND POTENCY STANDARDS FOR MEDICAL MARIJUANA.
- 5 3. PROCEDURAL REQUIREMENTS FOR COLLECTING, STORING AND TESTING
6 SAMPLES OF MEDICAL MARIJUANA.
- 7 4. REPORTING RESULTS TO PATIENTS AND THE DEPARTMENT.
- 8 5. REMEDIATION AND DISPOSAL REQUIREMENTS FOR MEDICAL MARIJUANA THAT
9 FAILS TO MEET TESTING STANDARDS.
- 10 6. ADDITIONAL ITEMS AS NECESSARY.

11 C. MEMBERS OF THE ADVISORY COUNCIL ARE NOT ELIGIBLE TO RECEIVE
12 COMPENSATION BUT ARE ELIGIBLE FOR REIMBURSEMENT OF EXPENSES PURSUANT TO
13 TITLE 38, CHAPTER 4, ARTICLE 2.

14 D. THE COUNCIL ESTABLISHED BY THIS SECTION ENDS ON JULY 1, 2027
15 PURSUANT TO SECTION 41-3103.

16 Sec. 13. Intent

17 The legislature intends to prospectively establish prioritization
18 for the nonprofit medical marijuana dispensary registration certificates
19 that may be allocated to applicants and locations. The legislature does
20 not intend to exceed the limit on the number of registration certificates
21 that may be issued as specified in section 36-2804, Arizona Revised
22 Statutes.

23 Sec. 14. Department of health services; report; delayed
24 repeal

25 A. Subject to the requirements of article IV, part 1, section 1,
26 Constitution of Arizona, on or before December 31, 2019, the department of
27 health services shall submit a report to the governor, the speaker of the
28 house of representatives and the president of the senate on the medical
29 marijuana testing advisory council's findings and recommendations for
30 testing medical marijuana in this state and shall provide a copy of the
31 report to the secretary of state.

32 B. This section is repealed from and after June 30, 2020.

33 Sec. 15. Department of health services; rulemaking exemption

34 Subject to the requirements of article IV, part 1, section 1,
35 Constitution of Arizona, for the purposes of this act, the department of
36 health services is exempt from the rulemaking requirements of title 41,
37 chapters 6 and 6.1, Arizona Revised Statutes, for eighteen months after
38 the effective date of this act.

39 Sec. 16. Legislative intent

40 A. The legislature intends that, if marijuana is legalized in this
41 state for adult recreational use, the laboratory testing requirements
42 prescribed in sections 36-2803 and 36-2806, Arizona Revised Statutes, as
43 amended by this act, apply to marijuana for adult recreational use.

1 B. The legislature intends for the department of health services to
2 hire sufficient staff as determined by the director to regulate and test
3 the proficiency of certified independent third-party laboratories pursuant
4 to title 36, chapter 28.1, Arizona Revised Statutes.

5 Sec. 17. Requirements for enactment; three-fourths vote

6 Pursuant to article IV, part 1, section 1, Constitution of Arizona,
7 this act is effective only on the affirmative vote of at least
8 three-fourths of the members of each house of the legislature.

APPROVED BY THE GOVERNOR JUNE 7, 2019.

FILED IN THE OFFICE OF THE SECRETARY OF STATE JUNE 7, 2019.