

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

1 State of Arkansas
2 92nd General Assembly
3 Regular Session, 2019
4

As Engrossed: S3/14/19

A Bill

SENATE BILL 440

5 By: Senators Bledsoe, J. Cooper, J. English, Flippo, Irvin, Hester, Rapert, G. Stubblefield
6 By: Representatives Lundstrum, Bentley, Petty
7

For An Act To Be Entitled

9 AN ACT TO BAN USE OF MEDICAL MARIJUANA IN FOOD AND
10 DRINK EXCEPT IN CERTAIN CIRCUMSTANCES; AND FOR OTHER
11 PURPOSES.
12
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Subtitle

15 TO BAN USE OF MEDICAL MARIJUANA IN FOOD
16 AND DRINK EXCEPT IN CERTAIN
17 CIRCUMSTANCES.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. DO NOT CODIFY. Legislative findings and intent.

23 (a) The General Assembly finds that:

24 (1) Arkansas Constitution, Amendment 98, also known as the
25 "Arkansas Medical Marijuana Amendment of 2019", creates a medical marijuana
26 program and authorizes the use of medical marijuana for certain medical
27 conditions;

28 (2) As with other medications, proper care and safety
29 precautions are necessary to protect children and adults;

30 (3) The Arkansas Code does not specify the regulation of the
31 manufacturing and processing of medical marijuana; and

32 (4) It is necessary to protect the public health, safety, and
33 welfare of the citizens of Arkansas to specify the regulation of the
34 manufacturing and processing of medical marijuana.

35 (b) It is the intent of this act to prohibit certain manufacturing and
36 processing of medical marijuana.



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SECTION 2. Arkansas Code Title 20, Chapter 56, Subchapter 3, is amended to add an additional section to read as follows:

20-56-305. Prohibitions on manufacturing and processing medical marijuana.

A cultivation facility, dispensary, or processor shall not process or manufacture a medical marijuana product for consumption that:

(1) Is likely to appeal to minors by its shape or design, including without limitation:

(A) Products that are modeled after noncannabis products primarily consumed by and marketed to children;

(B) Products in the shape of an animal, vehicle, person, or character; and

(C) Products that closely resemble familiar food and drink items that are attractive to minors, regardless of whether the familiar food and drink item is a generic or branded product, including without limitation candy, cookies, and brownies; and

(2) Is made by applying cannabinoid concentrates or extracts to commercially available candy, food, or beverages.

/s/Bledsoe