

1 AN ACT proposing to create a new section of the Constitution of Kentucky relating
2 to the possession of cannabis.

3 WHEREAS, cannabis is a naturally occurring plant that has a number of medical
4 uses; and

5 WHEREAS, far too many citizens of the Commonwealth have been incarcerated
6 for minor crimes involving the possession of small amounts of cannabis, and the vast
7 majority of the citizens of the Commonwealth want to have a say on the legality of
8 cannabis;

9 NOW, THEREFORE,

10 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

11 ➔Section 1. Are you in favor of allowing individuals twenty-one years of age or
12 older to possess, use, buy, or sell one ounce or less of cannabis and to cultivate, harvest,
13 and store up to five cannabis plants for personal use, and to allow the production,
14 processing, and sale of cannabis to be regulated and controlled by the General Assembly
15 by amending the Constitution of Kentucky to read as stated below?

16 ➔SECTION 2. IT IS PROPOSED THAT A NEW SECTION BE ADDED TO
17 THE CONSTITUTION OF KENTUCKY TO READ AS FOLLOWS:

18 **(1) The right of an individual twenty-one years of age or older to possess, use,**
19 **buy, or sell one ounce or less of cannabis shall be guaranteed in this state and shall not**
20 **be subject to any criminal sanction.**

21 **(2) The right of an individual twenty-one years of age or older to cultivate,**
22 **harvest, and store up to five cannabis plants for personal use shall be guaranteed in**
23 **this state and shall not be subject to any criminal sanction.**

24 **(3) The General Assembly may by general law regulate and control the**
25 **production, processing, and sale of cannabis and cannabis-derived products.**

26 ➔Section 3. This amendment shall be submitted to the voters of the
27 Commonwealth for their ratification or rejection at the time and in the manner provided

1 for under Sections 256 and 257 of the Constitution, KRS 118.415, and Sections 4 and 5
2 of this Act.

3 ➔Section 4. Notwithstanding any provision in KRS 118.415 to the contrary, the
4 Secretary of State shall cause the entirety of the question in Section 1 of this Act and the
5 entirety of the proposed amendment to the Constitution of Kentucky contained in Section
6 2 of this Act to be published at least one time in a newspaper of general circulation
7 published in this state, and shall also cause to be published at the same time and in the
8 same manner the fact that the amendment will be submitted to the voters for their
9 acceptance or rejection at the next regular election at which members of the General
10 Assembly are to be voted for. The publication required by this section and KRS 118.415
11 shall be made no later than the first Tuesday in August preceding the election at which
12 the amendment is to be voted on.

13 ➔Section 5. Notwithstanding any provision in KRS 118.415 to the contrary, the
14 Secretary of State, not later than the second Monday after the second Tuesday in August
15 preceding the next regular election at which members of the General Assembly are to be
16 chosen in a year in which there is not an election for President and Vice President of the
17 United States, or not later than the Thursday after the first Tuesday in September
18 preceding a regular election in a year in which there is an election for President and Vice
19 President of the United States, shall certify the entirety of the question in Section 1 of this
20 Act and the entirety of the proposed amendment to the Constitution of Kentucky
21 contained in Section 2 of this Act to the county clerk of each county, and the county clerk
22 shall have the entirety of the amendment and the question, as so certified, indicated on
23 the ballots provided to the voters in paper or electronic form as applicable to the voting
24 machines in use in each county or precinct.