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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 265

01/22/2019 Authored by Dehn, Mahoney, Hornstein, Lee, Gomez and others
The bill was read for the first time and referred to the Committee on Health and Human Services Policy

1.1 A bill for an act
1.2 proposing an amendment to the Minnesota Constitution by adding a section to
1.3 article XIII; allowing individuals 21 years of age or older to consume and possess
1.4 cannabis and cannabis-infused products; requiring regulation of cannabis for
1.5 commercial purposes.

1.6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.7 Section 1. CONSTITUTIONAL AMENDMENT PROPOSED.

1.8 An amendment to the Minnesota Constitution is proposed to the people. If the amendment
1.9 is adopted, a section shall be added to article XIII, to read:

1.10 Sec. 13. (a) It is not unlawful and it shall not be an offense under law or be a basis for
1.11 seizure or forfeiture of assets under law for a person who is 21 years of age or older to:

1.12 (1) possess, use, purchase, or transport cannabis, cannabis accessories, or cannabis-infused
1.13 products;

1.14 (2) possess, grow, process, or transport for personal use no more than 12 cannabis plants,
1.15 with six or fewer being mature, flowering cannabis plants, provided that the cannabis
1.16 produced from the plant is not made available for sale;

1.17 (3) consume cannabis, provided that the cannabis is not consumed openly in public
1.18 except in a manner as provided by law; and

1.19 (4) transfer an amount of cannabis as prescribed by law without remuneration to a person
1.20 who is 21 years of age or older.

2.1 (b) The legislature shall prescribe by law a manner to license and regulate the cultivation,
 2.2 manufacturing, harvesting, processing, packaging, transporting, displaying, possessing, and
 2.3 selling of cannabis and cannabis-infused products for commercial purposes.

2.4 (c) It is unlawful to cultivate, manufacture, harvest, process, package, transport, display,
 2.5 possess, or sell cannabis or cannabis-infused products for commercial purposes without
 2.6 having first obtained a valid license as prescribed by law.

2.7 (d) It is unlawful to sell or transfer cannabis, a cannabis-infused product, or a cannabis
 2.8 accessory to any person who is under the age of 21 years, except that medical cannabis may
 2.9 be sold or transferred to a person under the age of 21, as prescribed by law.

2.10 **Sec. 2. SUBMISSION TO VOTERS.**

2.11 (a) The proposed amendment must be submitted to the people at the 2020 general election.
 2.12 The question submitted must be:

2.13 "Shall the Minnesota Constitution be amended to allow a person who is 21 years of age
 2.14 or older to personally possess, use, and grow cannabis and to possess cannabis-infused
 2.15 products, and to require the legislature to prescribe by law a manner to license and regulate
 2.16 the commercial sale of cannabis and cannabis-infused products?"

2.17 (b) The title required under Minnesota Statutes, section 204D.15, subdivision 1, for the
 2.18 question submitted to the people under paragraph (a) shall be: "Personal Use and Regulation
 2.19 of Cannabis."

2.20 Yes
 2.21 No "