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Date: (Filing No. H-)

HEALTH AND HUMAN SERVICES

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
128TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 1129, L.D. 1636, Bill, “An Act To Allow Municipalities To Establish Ordinances Banning or Restricting Marijuana Caregivers within 500 Feet of a School”

Amend the bill by striking out everything after the enacting clause and before the emergency clause and inserting the following:

'Sec. 1. 22 MRSA §2423-A, sub-§13, is enacted to read:

13. Moratorium ordinance. Notwithstanding any other provision of this chapter or any other provision of law to the contrary, a municipality may adopt and enforce an ordinance that establishes a moratorium on the location within 500 feet of the property line of a preexisting public or private school of new facilities or expansion of existing facilities where registered primary caregivers cultivate marijuana plants. This subsection does not affect any permit that has been granted to a registered primary caregiver prior to the effective date of this subsection.

This subsection is repealed July 1, 2018. Any ordinances adopted pursuant to this subsection are not authorized and are void after July 1, 2018.

Sec. 2. Authority to report out legislation. The Joint Standing Committee on Health and Human Services is authorized to report out legislation relating to municipal ordinances regarding the location of facilities where registered primary caregivers cultivate marijuana plants within 500 feet of a school to the Second Regular Session of the 128th Legislature.'

SUMMARY

This amendment allows a municipality to adopt an ordinance establishing a moratorium on the location within 500 feet of a preexisting public or private school of new or expanded facilities where registered primary caregivers cultivate marijuana plants. Any ordinance adopted may only be adopted until July 1, 2018. Any ordinance adopted may not affect permits or providers that have been approved prior to the adoption of the

COMMITTEE AMENDMENT

1 ordinance. The Joint Standing Committee on Health and Human Services may report out
2 legislation on this topic to the Second Regular Session of the 128th Legislature.