

ASSEMBLY BILL

No. 2300

Introduced by Assembly Member Wood

February 18, 2016

An act to amend Section 11362.79 of the Health and Safety Code, relating to marijuana.

LEGISLATIVE COUNSEL'S DIGEST

AB 2300, as introduced, Wood. Marijuana.

Existing law, the Medical Marijuana Program, requires the State Department of Public Health to establish and maintain a voluntary program for the issuance of identification cards to qualified patients who satisfy specified requirements with respect to the use of medical marijuana. Existing law provides that the Medical Marijuana Program does not authorize a person with an identification card to smoke medical marijuana under specified circumstances, including in or within 1,000 feet of the grounds of a school, recreation center, or youth center, unless the medical use occurs within a residence.

This bill would authorize a city council or a board of supervisors to prohibit the smoking of medical marijuana within 1 mile of the grounds of a school, recreation center, or youth center, unless the medical use occurs within a residence.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 11362.79 of the Health and Safety Code
2 is amended to read:

- 1 11362.79. ~~Nothing in this article shall~~ *This article does not*
2 authorize a qualified patient or person with an identification card
3 to engage in the smoking of medical marijuana under any of the
4 following circumstances:
- 5 (a) In any place where smoking is prohibited by law.
 - 6 (b) In or within 1,000 feet of the grounds of a school, recreation
7 center, or youth center, unless the medical use occurs within a
8 residence. *A city council or board of supervisors may increase this*
9 *distance up to one mile.*
 - 10 (c) On a schoolbus.
 - 11 (d) While in a motor vehicle that is being operated.
 - 12 (e) While operating a boat.