

**ASSEMBLY BILL**

**No. 2385**

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**Introduced by Assembly Member Jones-Sawyer**

February 18, 2016

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An act relating to medical marijuana.

LEGISLATIVE COUNSEL'S DIGEST

AB 2385, as introduced, Jones-Sawyer. Medical marijuana: Los Angeles.

Existing law of the City of Los Angeles, Proposition D, approved by voters on the May 21, 2013, ballot for that city, prohibits the operation of medical marijuana businesses, as defined, within the city limits and grants immunity from that prohibition to those businesses that have operated since September 2007, that previously registered in accordance with the city's earlier medical marijuana registration law, and that comply with specified operational requirements.

Existing state law, the Medical Marijuana Regulation and Safety Act, establishes the Bureau of Medical Marijuana Regulation within the Department of Consumer Affairs and under the supervision and control of the Director of Consumer Affairs. Existing law provides that the bureau's licensure and regulation of dispensing facilities, cultivation sites, transporters, and manufacturers of medical marijuana and medical marijuana products is subject to express and specific authorization by the applicable local jurisdiction. Existing law also prohibits the issuance of a state license or a determination of compliance with local law by a licensing authority, in any way that limits the ability of the City of Los Angeles to enforce Proposition D. Existing law prohibits the issuance of a license or determination of compliance with local law by a licensing authority from being deemed to establish, or being relied upon in

determining satisfaction with the immunity requirements of Proposition D or local zoning law, in court or in any other context or forum.

This bill would state the intent of the Legislature to enact legislation to enable medical marijuana businesses in Los Angeles granted immunity from prosecution under Proposition D to apply for a state license to engage in commercial medical marijuana activities.

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. It is the intent of the Legislature to enact  
2     legislation to enable medical marijuana businesses in Los Angeles  
3     granted immunity from prosecution under Proposition D to apply  
4     for a state license to engage in commercial medical marijuana  
5     activities.