

**CHAPTER 235**  
**HB 215 - FINAL VERSION**

05/31/2017 1978s  
22Jun2017... 2343CofC

2017 SESSION

17-0210  
04/03

HOUSE BILL                    ***215***

AN ACT                    establishing a commission to study the legalization, regulation, and taxation of marijuana.

SPONSORS:                Rep. Cushing, Rock. 21; Rep. John T. O'Connor, Rock. 6; Sen. Reagan, Dist 17;  
Sen. Feltes, Dist 15

COMMITTEE:              Ways and Means

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ANALYSIS

      This bill establishes a commission to study the legalization, regulation, and taxation of marijuana.

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Explanation:            Matter added to current law appears in ***bold italics***.  
                              Matter removed from current law appears ~~[in brackets and struck through.]~~  
                              Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Seventeen*

AN ACT                    establishing a commission to study the legalization, regulation, and taxation of marijuana.

*Be it Enacted by the Senate and House of Representatives in General Court convened:*

1            235:1 New Subdivision; Commission to Study the Legalization, Regulation, and Taxation of  
2 Marijuana. Amend RSA 318-B by inserting after section 42 the following new subdivision:

3                    Commission to Study the Legalization, Regulation, and Taxation of Marijuana  
4            318-B:43 Commission to Study the Legalization, Regulation, and Taxation of Marijuana  
5 Established.

6            I. There is established a commission to study the legalization, regulation, and taxation of  
7 marijuana. The members of the commission shall be as follows:

8                    (a) Four members of the house of representatives, appointed by the speaker of the house  
9 of representatives.

10                    (b) Two members of the senate, appointed by the president of the senate.

11                    (c) The attorney general, or designee.

12                    (d) The commissioner of the department of safety, or designee.

13                    (e) The commissioner of the department of health and human services, or designee.

14                    (f) The commissioner of the department of revenue administration, or designee.

15                    (g) The commissioner of the department of agriculture, markets, and food, or designee.

16                    (h) The banking commissioner, or designee.

17                    (i) A representative of the New Hampshire Bar Association, appointed by the  
18 association.

19                    (j) A representative of the New Hampshire Association of Chiefs of Police, appointed by  
20 that organization.

21                    (k) A representative of the New Hampshire Medical Society, appointed by that  
22 organization.

23                    (l) A representative of New Futures, appointed by that organization.

24                    (m) A representative of the public, appointed by the governor.

25            II. Legislative members of the commission shall receive mileage at the legislative rate when  
26 attending to the duties of the commission.

27            III. The commission shall examine the possible impacts of changing state policy to treat  
28 marijuana in a manner similar to the way the state deals with alcohol and shall study the  
29 legalization, regulation, and taxation of marijuana including the specific issues related to growing,

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1 selling, taxing, limiting use, advertising, promoting, and otherwise regulating marijuana and  
2 marijuana-infused edible products. The commission shall also study the experiences of New  
3 Hampshire and other states regarding the use of marijuana for medical purposes and for  
4 recreational purposes. The commission shall also study the experiences of states that have or are in  
5 the process of legalizing and regulating the recreational use of marijuana by adults, with particular  
6 attention to be given to the ways the changes in marijuana laws in Maine and Massachusetts, as  
7 well as Canada, impact our state. The commission shall study any other issue that the commission  
8 deems relevant to its objective. The commission may solicit the advice or testimony of any  
9 organization or individual with information or expertise relevant to its study.

10 IV. The members of the commission shall elect a chairperson from among the members.  
11 The first meeting of the commission shall be called by the first-named house member. The first  
12 meeting of the commission shall be held within 45 days of the effective date of this section. Eight  
13 members of the commission shall constitute a quorum.

14 V. The commission shall report its findings and any recommendations for proposed  
15 legislation to the speaker of the house of representatives, the president of the senate, the house  
16 clerk, the senate clerk, the governor, and the state library on or before November 1, 2018.

17 235:2 Repeal. RSA 318-B:43, relative to a commission to study the legalization, regulation, and  
18 taxation of marijuana, is repealed.

19 235:3 Effective Date.

20 I. Section 2 of this act shall take effect November 2, 2018.

II. The remainder of this act shall take effect upon its passage.

Approved: July 18, 2017

Effective Date:

I. Section 2 effective November 2, 2018

II. Remainder effective July 18, 2017