

Cannabis-Related Legislation

AB 64 (Bonta) – Profit or Not-for-Profit Cannabis Licenses

The Medical Cannabis Regulation and Safety Act (MCRSA) authorizes a person who has obtained both a state and local license to participate in commercial sales of medical cannabis. This bill would further specify that the licensees under the MCRSA may operate as a for profit or a not-for-profit institution.

Status: Re-referred to the Assembly Appropriations Committee Suspense File.

AB 729 (Gray) – Licensee Regulation on Non-Medical Marijuana

This bill would require a licensing authority to suspend a license permitting nonmedical marijuana commercial activities for a 3rd or subsequent violation of the prohibition on engaging with a person under 21 years of age if the violation occurs within 36 months of the initial violation.

Status: First hearing canceled at the request of the author.

AB 963 (Gipson) – Taxation on Marijuana

Update: This bill would require the State Board of Equalization (BOE) to establish a Cannabis Criminal Enforcement Team. The team's purpose is to combat criminal evasion of sales tax and excise tax on sales of marijuana, marijuana products, marijuana accessories and cultivation. All fines associated with the tax evasion will be remitted to the Marijuana Tax Fines and Penalties Account to fund the Cannabis Criminal Enforcement Team. In addition, this bill would authorize the BOE to deny an application for a permit if an applicant's permit had previously been suspended or revoked, among other reasons, and would set forth the process for appealing an application decision. By modifying the scope of a crime and naming new crimes, the bill would impose a state-mandated local program.

Status: Referred to the Assembly Committee on Appropriations Suspense File.

AB 1410 (Wood) – Marijuana Cultivation Tax

The Control, Regulate and Tax Adult Use of Marijuana Act, imposes a cultivation tax, which the BOE administers and collects on all harvested marijuana that enters the commercial market through licensed cultivators. Instead, this bill would require a person to be licensed as a distributor to collect the cultivation tax from the taxpayer. The distributor would also be required to give the taxpayer a receipt for the tax payment. By expanding the application of the Fee Collection Procedures Law, this bill would impose a state-mandated local program.

Status: Referred to the Assembly Appropriations Committee Suspense File.

AB 1578 (Jones-Sawyer) – Cooperation with Federal Authorities on Cannabis Programs

This bill would prohibit a state or local agency from assisting federal law enforcement in investigating, detaining, detecting, reporting or arresting a person for commercial or noncommercial marijuana or medical cannabis activity without a court order signed by a judge.

Status: In the Assembly and ordered to third reading.

SB 148 (Wiener) – State Board of Equalization Collection of Cash Payments on Cannabis-Related Businesses

Introduced on behalf of BOE Member Fiona Ma, this bill would enact the Cannabis State Payment Collection Law and would authorize the Board or a county to collect cash payments from cannabis-related businesses. This bill would require a county to collect only if both the board of supervisors of the county and the county tax collector or county treasurer-tax collector enter into an agreement with a state agency that administers any fee, fine, penalty or other charge payable by a cannabis-related business.

Status: On the Senate Appropriations Committee Suspense File.