

MAINE STATE LEGISLATURE

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128th MAINE LEGISLATURE

FIRST REGULAR SESSION-2017

Legislative Document

No. 499

H.P. 362

House of Representatives, February 9, 2017

An Act To Allow Municipalities To Prohibit Retail Marijuana Facilities in Safe Zones

Reference to the Joint Select Committee on Marijuana Legalization Implementation suggested and ordered printed.

A handwritten signature in cursive script that reads "Robert B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative AUSTIN of Skowhegan.
Cosponsored by Senator COLLINS of York and
Representatives: DOORE of Augusta, FARRIN of Norridgewock, MADIGAN of Waterville,
RYKERSON of Kittery, Senator: VOLK of Cumberland.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 7 MRSA §2449, sub-§1**, as enacted by IB 2015, c. 5, §1, is amended to
3 read:

4 **1. Municipality may regulate retail marijuana establishments and retail**
5 **marijuana social clubs.** A municipality may regulate the location and operation of retail
6 marijuana establishments and retail marijuana social clubs pursuant to Title 30-A, chapter
7 187, subchapter 3. A municipality may adopt an ordinance that prohibits the location of
8 retail marijuana establishments and retail marijuana social clubs within a safe zone
9 designated by the municipality in accordance with Title 30-A, section 3253. A
10 municipality may adopt and enforce regulations for retail marijuana establishments and
11 retail marijuana social clubs that are at least as restrictive as the provisions of this chapter
12 and any rule adopted pursuant to this chapter. Nothing in this chapter prohibits the
13 registered voters of a municipality from calling for a vote on any regulations adopted by a
14 municipal legislative body.

15 **Sec. 2. 30-A MRSA §3015** is enacted to read:

16 **§3015. Ordinances regarding retail marijuana establishments and retail marijuana**
17 **social clubs**

18 As provided under Title 7, section 2449, a municipality may adopt an ordinance that
19 prohibits the location of retail marijuana establishments and retail marijuana social clubs
20 within a safe zone designated by the municipality under section 3253.

21 **SUMMARY**

22 This bill allows municipalities to adopt ordinances prohibiting the location of retail
23 marijuana establishments and retail marijuana social clubs under the Marijuana
24 Legalization Act.