

# HOUSE BILL 433

P1, E1, J1  
HB 889/14 – JUD & HGO

5lr1240

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By: **Delegates Impallaria, Glass, S. Howard, Krebs, Long, McDonough, Metzgar, W. Miller, and Shoemaker**

Introduced and read first time: February 9, 2015

Assigned to: Judiciary and Health and Government Operations

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## A BILL ENTITLED

1 AN ACT concerning

2 **Marijuana Laws – Full Disclosure of Legal, Employment, and Health Risks**

3 FOR the purpose of requiring the Office of the Attorney General, at a certain time, to  
4 establish a certain system to notify the public of certain risks related to any law that  
5 reduces the penalties for or legalizes the use of marijuana; and generally relating to  
6 marijuana laws.

7 BY adding to

8 Article – State Government

9 Section 6–111

10 Annotated Code of Maryland

11 (2014 Replacement Volume)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
13 That the Laws of Maryland read as follows:

14 **Article – State Government**

15 **6–111.**

16 **(A) AT LEAST 90 DAYS BEFORE THE IMPLEMENTATION OF ANY LAW THAT**  
17 **REDUCES THE PENALTIES FOR OR LEGALIZES THE USE OF MARIJUANA, THE OFFICE**  
18 **OF THE ATTORNEY GENERAL SHALL ESTABLISH A SYSTEM TO NOTIFY THE PUBLIC**  
19 **OF THE RISKS RELATED TO THE CHANGES IN THE LAW.**

20 **(B) THE SYSTEM REQUIRED UNDER SUBSECTION (A) OF THIS SECTION**  
21 **SHALL INCLUDE THE CREATION OF A WEB SITE AND PUBLIC SERVICE**  
22 **ANNOUNCEMENTS FOR RADIO, TELEVISION, NEWSPAPERS, AND BILLBOARDS,**  
23 **NOTIFYING THE PUBLIC THAT:**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           **(1) REGARDLESS OF THE CHANGE IN MARYLAND LAW, A PERSON IS**  
2 **STILL SUBJECT TO ARREST FOR ACTIVITY RELATING TO MARIJUANA BY THE**  
3 **FEDERAL GOVERNMENT, ESPECIALLY IF THE ACTIVITY OCCURS ON FEDERAL**  
4 **PROPERTY OR IN FEDERAL FACILITIES, SUCH AS MILITARY BASES, FEDERAL**  
5 **OFFICES, FEDERAL PARKS, AIRPORTS, AND MARINE TERMINALS;**

6           **(2) TESTING POSITIVE FOR MARIJUANA USE CAN RESULT IN JOB**  
7 **LOSS, ESPECIALLY IF THE JOB REQUIRES STATE LICENSING SUCH AS THOSE IN THE**  
8 **MEDICAL AND TRANSPORTATION INDUSTRIES;**

9           **(3) IT WILL STILL BE UNLAWFUL FOR BANKS AND BUSINESSES TO DO**  
10 **BUSINESS WITH SOMEONE WHO IS RECEIVING PROCEEDS RELATED TO MARIJUANA;**

11           **(4) FILING A FEDERAL INCOME TAX RETURN INVOLVING THE RECEIPT**  
12 **OF PROCEEDS RELATED TO MARIJUANA CAN LEAD TO PROSECUTION FOR**  
13 **PROFITING FROM A FEDERALLY ILLEGAL BUSINESS, WHILE FAILURE TO FILE AN**  
14 **INCOME TAX RETURN CAN ALSO LEAD TO PROSECUTION; AND**

15           **(5) THERE ARE HEALTH RISKS ASSOCIATED WITH SMOKING**  
16 **MARIJUANA.**

17           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
18 October 1, 2015.