

CACR 35 - AS INTRODUCED

2022 SESSION

22-2115

07/04

CONSTITUTIONAL AMENDMENT

CONCURRENT RESOLUTION **35**

RELATING TO: cannabis.

PROVIDING THAT: all adults have the right to possess, use, and cultivate cannabis, subject to regulation by the legislature.

SPONSORS: Rep. Prout, Hills. 37; Rep. Layon, Rock. 6; Rep. Blasek, Hills. 21; Rep. Yakubovich, Merr. 24; Rep. Cushman, Hills. 2; Rep. Conley, Straf. 13; Rep. White, Merr. 20; Rep. T. Lekas, Hills. 37; Rep. Nunez, Hills. 37; Rep. Berezhny, Graf. 9

COMMITTEE: Criminal Justice and Public Safety

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ANALYSIS

This constitutional amendment concurrent resolution establishes the right for all adults to possess, use, and cultivate cannabis, subject to further regulation by the legislature.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type

STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Twenty Two*

CONCURRENT RESOLUTION PROPOSING CONSTITUTIONAL AMENDMENT

RELATING TO: cannabis.

PROVIDING THAT: all adults have the right to possess, use, and cultivate cannabis, subject to regulation by the legislature.

*Be it Resolved by the House of Representatives, the Senate concurring, that the Constitution of New Hampshire be amended as follows:*

I. That the first part of the constitution be amended by inserting after article 2-b the following new article:

[Art.] 2-c. [Right to Cannabis.] All adults have the right to possess, use, and cultivate cannabis; subject to regulations or taxes on commercial activity as the general court may impose.

II. That the above amendment proposed to the constitution be submitted to the qualified voters of the state at the state general election to be held in November, 2022.

III. That the selectmen of all towns, cities, wards and places in the state are directed to insert in their warrants for the said 2022 election an article to the following effect: To decide whether the amendments of the constitution proposed by the 2022 session of the general court shall be approved.

IV. That the wording of the question put to the qualified voters shall be: "Are you in favor of amending the first part of the constitution by inserting after article 2-b a new article to read as follows:

[Art.] 2-c. [Right to Cannabis.] All adults have the right to possess, use, and cultivate cannabis; subject to regulations or taxes on commercial activity as the general court may impose."

V. That the secretary of state shall print the question to be submitted on a separate ballot or on the same ballot with other constitutional questions. The ballot containing the question shall include 2 squares next to the question allowing the voter to vote "Yes" or "No." If no cross is made in either of the squares, the ballot shall not be counted on the question. The outside of the ballot shall be the same as the regular official ballot except that the words "Questions Relating to Constitutional Amendments proposed by the 2022 General Court" shall be printed in bold type at the top of the ballot.

VI. That if the proposed amendment is approved by 2/3 of those voting on the amendment, it becomes effective when the governor proclaims its adoption.

VII. Voters' Guide.

AT THE PRESENT TIME, the constitution does not provide a right to cannabis.

IF THE AMENDMENT IS ADOPTED, adults will have the right to possess, use, and

- 1 cultivate cannabis; subject to further regulation by the legislature.