

1 Committee of Conference Report on HB 611-FN, relative to eligibility criteria for the therapeutic
2 cannabis program.

3
4 Recommendation:

5 That the House recede from its position of nonconcurrence with the Senate amendment, and
6 concur with the Senate amendment, and

7 That the Senate and House adopt the following new amendment to the bill as amended by the
8 Senate, and pass the bill as so amended:

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10 Amend the bill by replacing section 3 with the following:

11
12 3 New Section; Commission to Study with the Purpose of Proposing Legislation, State-
13 Controlled Sales of Cannabis. Amend RSA 176 by inserting after section 16-a the following new
14 section:

15 176:16-b Commission to Study with the Purpose of Proposing Legislation, State-Controlled Sales
16 of Cannabis.

17 I. There is hereby established a commission to study with the purpose of proposing
18 legislation, state-controlled sales of cannabis and cannabis products.

19 II. Notwithstanding RSA 14:49, the members of the commission shall be as follows:

- 20 (a) Five members of the senate, appointed by the senate president.
- 21 (b) Five members of the house of representatives, appointed by the speaker of the house.
- 22 (c) The attorney general, or designee.
- 23 (d) The governor, or designee.
- 24 (e) A representative of the New Hampshire Association of Chiefs of Police, chosen by
25 that organization.
- 26 (f) A representative of the New Hampshire Bankers Association, chosen by that
27 organization.
- 28 (g) The chairman of the New Hampshire liquor commission, or designee.
- 29 (h) A representative of the American Civil Liberties Union - New Hampshire, chosen by
30 that organization.
- 31 (i) A medical professional, appointed by the New Hampshire Medical Society.
- 32 (j) A representative of Communities for Alcohol and Drug-free Youth, chosen by that
33 organization.

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III. The commission shall consult with and elicit testimony from, at a minimum, the following organizations: the New Hampshire Cannabis Association and the Alternative Treatment Centers.

IV. Legislative members of the commission shall receive mileage at the legislative rate while attending to the duties of the commission.

V. The commission shall study with the purpose of proposing legislation, the feasibility of establishing a state-controlled system to sell marijuana to adults 21 years and older that also:

(a) Allows the state to control distribution and access;

(b) Keeps marijuana away from kids and out of schools;

(c) Controls the marketing and messaging of the sale of marijuana;

(d) Prohibits "marijuana miles" or the over-saturation of marijuana retail establishments;

(e) Empowers municipalities to choose to limit or prohibit marijuana retail establishments;

(f) Reduces instances of multi-drug use; and

(g) Does not impose an additional tax so as to remain competitive.

VI. The members of the commission shall elect a chairperson from among the members. The first meeting of the commission shall be called by the first-named senate member. The first meeting of the commission shall be held within 45 days of the effective date of this section. Ten members of the commission shall constitute a quorum.

VII. The commission shall issue a final report of its findings and any recommendations for proposed legislation to the president of the senate, the speaker of the house of representatives, the senate clerk, the house clerk, the governor, and the state library. The report shall be submitted on or before December 1, 2023.

VIII. The commission shall be administratively attached to the department of justice.

Amend the bill by replacing all after section 6 with the following:

7 Repeal; Prohibition on Hemp-Derived Products Containing THC. RSA 439-A:4, relative the prohibition on hemp-derived products containing THC, is repealed.

8 Effective Date.

I. Sections 1-2 and 5-6 of this act shall take effect 60 days after its passage.

II. Section 4 of this act shall take effect December 1, 2023.

III. Section 7 of this act shall take effect one year from the effective date of section 6 of this act.

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

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The signatures below attest to the authenticity of this Report on HB 611-FN, relative to eligibility criteria for the therapeutic cannabis program.

Conferees on the Part of the Senate

Conferees on the Part of the House

Sen. Carson, Dist. 14

Rep. Layon, Rock. 13

Sen. Avard, Dist. 12

Rep. Hunt, Ches. 14

Sen. Whitley, Dist. 15

Rep. Weber, Ches. 5

Rep. J. Murphy, Graf. 12

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2023-2230-CofC

AMENDED ANALYSIS

This bill:

I. Removes the requirement that severe pain be resistant to other treatment options in order to be considered a qualifying medical condition for therapeutic cannabis.

II. Establishes a commission to study with the purpose of proposing legislation, state-controlled sales of cannabis.

III. The bill also prohibits the sale of hemp products containing certain amounts of THC.