

AN ACT

Bill 20-96

**Emergency
Declaration
Res. 20-30
20 DCStat 731**

**Codification
District of
Columbia
Official Code
2001 Edition**

**Medical
Marijuana
Cultivation
Center and
Dispensary
Location
Restriction
Emergency
Amendment
Act of 2013**

**Note,
§ 7-1671.06**

To limit, on an emergency basis, the number of medical marijuana cultivation centers and dispensaries that may locate in a single election ward in the District of Columbia.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Medical Marijuana Cultivation Center and Dispensary Location Restriction Emergency Amendment Act of 2013”.

Sec. 2. Section 7(d) of the Legalization of Marijuana for Medical Treatment Initiative of 1999, effective July 27, 2010 (D.C. Law 18-210; D.C. Official Code § 7-1671.06), is amended as follows:

(a) Paragraph (2) is amended to read as follows:

“(2)(A) No more than 5 dispensaries shall be registered to operate in the District; provided, that the Mayor may increase the number to as many as 8 by rulemaking to ensure that qualifying patients have adequate access to medical marijuana; provided further, that no more than 2 dispensaries shall be registered to operate within a single election ward established by the Council in section 4 of the Redistricting Procedure Act of 1981, effective March 16, 1982 (D.C. Law 4-87; D.C. Official Code § 1-1041.03).

“(B) The prohibition of no more than 2 dispensaries being registered to operate within a single election ward set forth in subparagraph (A) of this paragraph shall apply to applications pending as of the effective date of the Medical Marijuana Cultivation Center and Dispensary Location Restriction Emergency Amendment Act of 2013, passed on emergency basis on February 5, 2013 (Enrolled version of Bill 20-96).

“(C)(i) No more than one medical marijuana dispensary may be registered to operate in any election ward in which 5 medical marijuana cultivation centers have been registered to operate.

“(ii) The prohibition of no more than one dispensary being registered to operate within a single election ward in which 5 cultivation centers have been registered to operate set forth in sub-subparagraph (i) of this subparagraph shall apply to applications pending as of the effective date of the Medical Marijuana Cultivation Center and Dispensary Location Restriction Emergency Amendment Act of 2013, passed on emergency basis on February 5, 2013 (Enrolled version of Bill 20-96).”.

(b) Paragraph (3) is amended to read as follows:

“(3)(A) The number of cultivation centers that may be registered to operate in the District shall be determined by rulemaking; provided, that no more than 6 cultivation centers shall be registered to operate within a single election ward established by the Council in section 4 of the Redistricting Procedure Act of 1981, effective March 16, 1982 (D.C. Law 4-87; D.C. Official Code § 1-1041.03).

“(B) The prohibition of no more than 6 cultivation centers being registered to operate within a single election ward set forth in subparagraph (A) of this paragraph shall apply to applications pending as of the effective date of Medical Marijuana Cultivation Center and Dispensary Location Restriction Emergency Amendment Act of 2013, passed on emergency basis on February 5, 2013 (Enrolled version of Bill 20-96).”.

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Budget Director as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 4. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).