HB 1295-FN - AS INTRODUCED

2024 SESSION

24-2185
09/10

HOUSE BILL ***1295-FN***

AN ACT relative to penalties for criminal violations of the therapeutic use of cannabis.

SPONSORS: Rep. Vail, Hills. 6; Rep. M. Perez, Hills. 43; Rep. A. Murray, Hills. 20; Rep. Seibert, Hills. 21; Rep. Newell, Ches. 4; Rep. W. Thomas, Hills. 12; Rep. H. Howard, Straf. 4

COMMITTEE: Criminal Justice and Public Safety

ANALYSIS

This bill amends the penalty for the unauthorized sale of cannabis by a qualifying patient or designated caregiver.

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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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

24-2185
09/10

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Four

AN ACT relative to penalties for criminal violations of the therapeutic use of cannabis.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 Use of Cannabis for Therapeutic Purposes; Prohibitions and Limitations on the Therapeutic Use of Cannabis. Amend RSA 126-X:3, VI to read as follows:

VI. Any qualifying patient or designated caregiver who sells cannabis to another person who is not a qualifying patient or designated caregiver under this chapter shall be subject to the ***criminal*** penalties specified in RSA 318-B:26[~~, IX-a,~~] ***and*** shall have his or her registry identification card revoked[~~, and shall be subject to other penalties as provided in RSA 318-B:26~~].

2 Repeal. RSA 318-B:26, IX-a, relative to penalties for the sale of cannabis to a person who is not a qualifying patient or designated caregiver, is repealed.

3 Effective Date. This act shall take effect January 1, 2025.

LBA
24-2185
11/27/23

HB 1295-FN- FISCAL NOTE
AS INTRODUCED

AN ACT relative to penalties for criminal violations of the therapeutic use of cannabis.

FISCAL IMPACT: [X] State [X] County [X] Local [ ] None

Estimated State Impact - Increase / (Decrease)				
	FY 2024	**FY 2025**	**FY 2026**	**FY 2027**
Revenue	$0	$0	$0	$0
Revenue Fund				
Expenditures	Indeterminable			
Funding Source	General Fund			
Appropriations	$0	$0	$0	$0
Funding Source	None			

Estimated Political Subdivision Impact - Increase / (Decrease)				
	FY 2024	**FY 2025**	**FY 2026**	**FY 2027**
County Revenue	$0	$0	$0	$0
County Expenditures	Indeterminable			
Local Revenue	$0	$0	$0	$0
Local Expenditures	Indeterminable			

METHODOLOGY:

This bill adds, deletes, or modifies a criminal penalty, or changes statute to which there is a penalty for violation. Therefore, this bill may have an impact on the judicial and correctional systems, which could affect prosecution, incarceration, probation, and parole costs, for the state, as well as county and local governments. A summary of such costs can be found at: https://gencourt.state.nh.us/lba/Budget/FiscalNotes/JudicialCorrectionalCosts.pdf.

AGENCIES CONTACTED:

Judicial Branch, Judicial Council, Department of Justice, Department of Corrections, New Hampshire Association of Counties, and New Hampshire Municipal Association