

CONSTITUTIONAL AMENDMENT PETITION FORM

Note:

- All information on this form, including your signature, becomes a public record upon receipt by the Supervisor of Elections.
- Under Florida law, it is a first degree misdemeanor, punishable as provided in s. 775.082 or s. 775.08, Florida Statutes, to knowingly sign more than one petition for an issue. [Section 104.185, Florida Statutes]
- If all requested information on this form is not completed, the form will not be valid.

Your name: _____

Please Print Name as it appears on your Voter Information Card

Your address: _____

CITY _____ **ZIP** _____ **COUNTY** _____

Please change my **legal residence** address on my voter registration record to the above **residence** address (check box, if applicable).

VOTER REGISTRATION NUMBER _____ **or** **DATE OF BIRTH** _____

I am a registered voter of Florida and hereby petition the Secretary of State to place the following proposed amendment to the Florida Constitution on the ballot in the general election:

BALLOT TITLE: Bill of Cannabis Rights

BALLOT SUMMARY: Establishes Cannabis rights for all persons and plant protections in Florida. The genus Cannabis is permanently removed as a Controlled Substance under Florida law. Legal Adults may, without plant or flowering limit, cultivate out of Public View within one's house of primary residence or locked greenhouse. Legal Adults may sell to, and purchase from approved, regulated, Legal Entities without Monopolies. All Doctors and Counselors may sell, without restriction, to Clients. Does not immunize Federal violations.

ARTICLE AND SECTION BEING CREATED OR AMENDED: ARTICLE X SECTION 29

FULL TEXT OF THE PROPOSED CONSTITUTIONAL AMENDMENT:

I. Definitions

- Cannabis:** refers to all species of the plant, alive or dead, and parts thereof including, but not limited to, the Flower, Stalk, Leaves, Roots, Cannabinoids and Terpenes of the genus "Cannabis."
- Cannabis Products:** Any Cannabis flower or cannabinoid based concentrate such as, but not limited to, oils and tinctures. Does not include Cannabis plants or seeds.
- Clients:** Any person who has engaged in a medical relationship with a Doctor or Counselor, whether it existed for a medical emergency, a single appointment, or a continuous relationship; has received a Doctor or Counselor's written recommendation to receive, possess, and consume Cannabis from Donors and Legal Entities as well as purchase and use tools (paraphernalia) for Cannabis consumption.
- Concentrate:** An extraction of cannabinoids and terpenes such as, but not limited to, THC and CBD that may also be infused in products such as, but not limited to, Cannabis oil and tinctures.
- Counselor:** A valid Legal Entity who is a Licensed Mental Health Counselor (LMHC) and those of equal professional rank such as, but not limited to, Licensed Clinical Social Workers. These persons are licensed by the Florida Board of Clinical Social Work, Marriage & Family Therapy and Mental Health Counseling to practice Counseling in Florida.
- Controlled Substance:** A substance listed under F.S 893.03 "Standards and Schedules" within F.S 893 "Florida Comprehensive Drug Abuse Prevention and Control Act."
- Doctor:** A valid Legal Entity that is a physician who is licensed to practice medicine in Florida.
- Legal Entity:** A Legal Adult or Florida business that is regulated by the Legislature as well as approved and regulated by County and City governments consistent with this entire Section; sells and purchases Cannabis Products, including plants and seeds, to and from Legal Adults; sells Cannabis Products to Clients.
- Legal Adults:** Persons 18 years and older

- j. **Monopoly:** An economic advantage held by one or more persons or companies derived from the exclusive power, granted by State or local regulation, to carry on a particular business or trade such as selling Cannabis Products and plants, thereby suppressing competition and allowing such persons or companies the ability to raise the price of Cannabis products or plants substantially above the price of would be established by a free market.
- k. **Public View:** Easily viewable by any person, such as from a road or neighboring house.

II. Cannabis Rights and Plant Protections

- a. All species of the genus Cannabis are permanently removed as a Controlled Substance under F.S 893.03 within F.S 893: "Drug Abuse Prevention and Control Act".
- b. Legal Adults have the right to process, possess, and consume Cannabis consistent with this Section. Legal Adults have the right to cultivate Cannabis, without plant or flowering limit, within one's house of primary residence or a locked greenhouse on one's property so long as said greenhouse remains out of Public View.
- c. Legal Adults have the right to transport Cannabis on one's person or in a vehicle within Florida and donate Cannabis Products, including plants and seeds, to other Legal Adults and Legal Entities as well as to transport and donate Cannabis Products to Clients in Florida.
- d. All Legal Adults and Florida businesses are eligible Legal Entities if approved by the City or County said Legal Entity applicant operates within. Legal Entities are subject to State and local regulations so long as State and local monopolies of Legal Entities are not created.
- e. All Doctors and Counselors are, without legal restriction from any State or Local governmental entity, Legal Entities that may purchase Cannabis products, including plants and seeds, and transport, recommend, donate, and sell Cannabis Products to Clients.
- f. Legal Adults have the right to sell or donate Cannabis Products, including plants and seeds, to any Legal Entity.
- g. Notwithstanding Florida Statute 381.986 "Charlotte's Web", no regulations or Florida law may limit or ban any cannabis strain based on its chemical profile such as, but not limited to, THC and CBD.
- h. No regulations or Florida law may inflict chemical or possession limits nor inflict sanctions or criminal penalties on persons based on the simple possession or consumption of any processed Cannabis Concentrate.
- i. Paraphernalia may be sold for the purpose of Cannabis use to Legal Adults and Clients.
- j. Upon passage, this entire Section shall apply to its fullest extent.

III. Limitations

- k. Nothing in this Section shall be construed as requiring any state government agency or office, or any employer, to permit or accommodate the use, consumption, possession, transfer, display, transportation, sale or growing of Cannabis in the workplace or to affect the ability of any such agency, office or employer to establish and enforce policies restricting the use of cannabis by employees.
- l. Nothing in this Section shall be construed as permitting driving under the influence of Cannabis, or to modify, or affect the construction, or application of any provision of Florida law related to driving under the influence of Cannabis or driving while impaired by Cannabis.
- m. Nothing in this Section shall be construed as preventing any person, business, corporation, organization or other entity, or state government agency or office, that occupies, owns or controls any real property, from prohibiting or regulating the possession, consumption, use, display, transfer, distribution, sale, transportation or growing of Cannabis at said property.
- n. This entire Section only applies to Florida law and does not immunize violations of Federal law.

IV. Severability

- o. The provisions of this Section are severable and if any clause, sentence, paragraph, or subsection of this measure, or an application thereof, is adjudged invalid by any court of competent jurisdiction other provisions shall continue to be in effect to the fullest extent possible.

DATE OF SIGNATURE

X _____
SIGNATURE OF REGISTERED VOTER

Initiative petition sponsored by **Florida Organization of Reform (F.O.R.)**
P.O Box #5302, Plant City, FL 33563
PLEASE MAIL ALL SIGNED PETITIONS TO THE ADDRESS LISTED ABOVE!

If paid petition circulator is used:
Circulator's name _____
Circulator's address _____

For Official Use Only:
Serial Number: 16-03
Date Approved: 4/11/2016