SENATE BILL 345

53RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2017

INTRODUCED BY

Benny Shendo, Jr.

AN ACT

RELATING TO HEALTH; REQUIRING THE DEPARTMENT OF HEALTH TO ENTER INTO INTERGOVERNMENTAL AGREEMENTS WITH NEW MEXICO INDIAN NATIONS, TRIBES AND PUEBLOS THAT PARTICIPATE IN THE STATE'S MEDICAL CANNABIS PROGRAM.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. Section 26-2B-1 NMSA 1978 (being Laws 2007, Chapter 210, Section 1) is amended to read:

"26-2B-1. SHORT TITLE.--[Sections 1 through 7 of this act] Chapter 26, Article 2B NMSA 1978 may be cited as the "Lynn and Erin Compassionate Use Act" in honor of Lynn Pierson and Erin Armstrong."

SECTION 2. A new section of the Lynn and Erin Compassionate Use Act is enacted to read:

"[NEW MATERIAL] INDIAN NATIONS, TRIBES AND PUEBLOS--

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1   INTERGOVERNMENTAL AGREEMENTS.--The department shall enter into

2   an intergovernmental agreement with any sovereign Indian

3   nation, tribe or pueblo located in New Mexico that elects to

4   implement the provisions of the medical cannabis program

5   established pursuant to the Lynn and Erin Compassionate Use

6   Act. The intergovernmental agreement shall provide for:

7   A.   any assistance from the department that an

8   Indian nation, tribe or pueblo may request in implementing its

9   own medical cannabis program within the boundaries of that

10   nation, tribe or pueblo and that the department agrees to

11   provide; and

12   B.   guidelines for compliance with department rules

13   or compliance with separate express provisions of the

14   intergovernmental agreement to govern the rights and the

15   responsibilities of the department and an Indian nation, tribe

16   or pueblo when that Indian nation, tribe or pueblo transports

17   or sells medical cannabis outside of the boundaries of that

18   Indian nation, tribe or pueblo."

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