

Seed to Sale: A Guide to Regulating Cannabis in California Cities

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A Guide to Regulating Cannabis
in California Cities

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Cannabis Regulation Committee

- Guide has been the Committee's major project (almost 2 years)



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14 Current Committee Members

- Lauren Langer (Chair)
- Jennifer Mizrahi
- Beverly Roxas
- Tarquin Preziosi
- Bill Seligmann
- Denise Bazzano
- Steven Itagaki



- Alexandra Atencio
- Michelle Garland
- Lisa Vidra
- John Le
- Brandon Sanchez
- Amadis Sotelo
- Emilio Camacho

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Structure of the Guide

- Comprehensive Table of Contents
- Introduction & Overview
- Regulatory Framework
- Regulating Cannabis in Cities
- Finance and Taxation
- Enforcement Tools: Civil, Criminal and Administrative
- Appendix: Criminal Enforcement of Misdemeanors
- Glossary

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In the beginning...

- Federal Law
 - Early 1900s Requirements & Taxation
 - Controlled Substances Act (1970)
- California Law
 - Voters adopted the Compassionate Use Act (1996)
 - Precedent-setting case law supporting local regulation



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California's Cannabis Framework

- Voters Approved CUA –Prop 215 (1996)
- Voters Approved AUMA – Prop. 64 (2016): Regulation and Licensing
- MAUCRSA (2017 budget trailer bill)
- AB 141 Consolidation of Programs: DCC created (July 2021)

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Example of City Regulation of Commercial Cannabis Activity

- Local Authorization
 - Conditional Use Permit (CUP)
 - Business Operations Permit (BOP)
 - Business Operations Tax Acct. (BOT)
- State requirements
 - State License
 - State Tax Permit

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Hot Topics in Enforcement

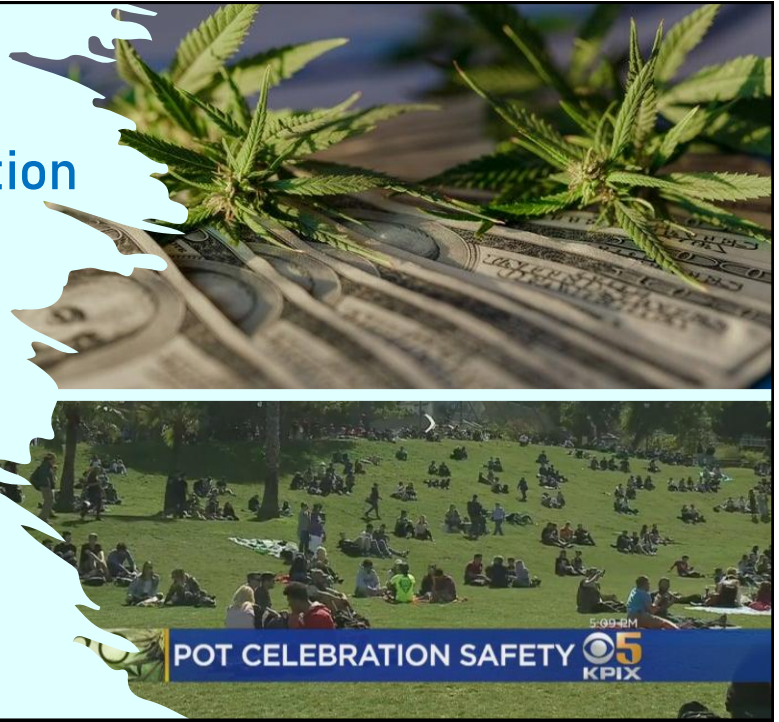
- Criminal
- Forfeiture
- Administrative Penalties
- Drug Abatement lawsuit
 - Preemption
 - Double Jeopardy
 - Due Process Issues
 - Excessive Fines
 - Appellate Jurisdiction



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Other Areas in Cannabis Regulation

- Personal Conduct
- Taxation
- Banking



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Any questions?



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