

ONE HUNDRED FIFTH LEGISLATURE - SECOND SESSION - 2018
COMMITTEE STATEMENT
LR293CA

Hearing Date: Thursday February 08, 2018
Committee On: Judiciary
Introducer: Wishart
One Liner: Constitutional amendment providing a right to use or consume medical cannabis subject to laws, rules, and regulations

Roll Call Vote - Final Committee Action:
Advanced to General File with amendment(s)

Vote Results:

Aye:	7	Senators Baker, Chambers, Ebke, Hansen, Krist, Morfeld, Pansing Brooks
Nay:	1	Senator Halloran
Absent:		
Present Not Voting:		

Verbal Testimony:

Proponents:

Senator Anna Wishart
Amy Miller
Shelley Gillen
David Swarts
Lia McDowell Post
Christina Hitz
Carl Munford
Debra Grant
Joe Guinan
Autumn Sky Burns
Jane Stanley
Jacob Christensen
Jessica Powell
Ed Powell
Frank Shoemaker

Representing:

Introducer
ACLU of Nebraska
self
self
self
self
self
self
self
self
self
self
self
Nebraska Veterans for Medical Marijuana
self

Opponents:

Ryan Post
Thomas Williams
Monica Oldenburg

Representing:

Attorney General's Office
Nebraska Department of Health and Human Services
self

Neutral:

Gregory Lauby
Bill Hawkins
Michelle Schindler

Representing:

self
self
self

Summary of purpose and/or changes:

This proposed constitutional amendment would enumerate a right in the people to "use or consume medical cannabis products, regardless of form[...]" Such right would be subject to "laws, rules, and regulations" governing the authority of medical professionals to recommend and dispense cannabis. Such laws, rules, and regulations would not be permissible unless they "preserve or facilitate" the right to use medical cannabis.

Explanation of amendments:

The committee amendment amends the proposed constitutional amendment to remove ambiguous limiting language and replace it with a clear standard of review for courts to apply.

Laura Ebke, Chairperson