STATE OF NEW YORK

7625

2017-2018 Regular Sessions

IN ASSEMBLY

May 5, 2017

Introduced by M. of A. MAYER, PRETLOW -- read once and referred to the Committee on Ways and Means

AN ACT to amend the state finance law, in relation to the allocation of the funds in the medical marihuana trust fund

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Subdivision 4 of section 89-h of the state finance law, as added by chapter 90 of the laws of 2014, is amended to read as follows:

4. The moneys of the medical marihuana trust fund, following appropriation by the legislature, shall be allocated upon a certificate of approval of availability by the director of the budget as follows: (a) Twenty-two and five-tenths percent of the monies shall be transferred to the counties in New York state in which the medical marihuana was manufactured and allocated in proportion to the gross sales originating from medical marihuana manufactured in each such county; (b) twenty-two and five-tenths percent of the moneys shall be transferred to the counties in New York state in which the medical marihuana was dispensed and allocated in proportion to the gross sales occurring in each such county; (c) five percent of the monies shall be transferred to the office of alcoholism and substance abuse services, which shall use that revenue for additional drug abuse prevention, counseling and treatment services; **(d) forty-five percent of the monies shall be transferred to the local municipality that is serving as the host community to the medical marihuana industry;** and [~~(d)~~] **(e)** five percent of the revenue received by the department shall be transferred to the division of criminal justice services, which shall use that revenue for a program of discretionary grants to state and local law enforcement agencies that demonstrate a need relating to title five-A of article thirty-three of the public health law; said grants could be used for personnel costs of state and local law enforcement agencies. For purposes of this subdivision, the city of New York shall be deemed to be a county.

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

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§ 2. This act shall take effect on the sixtieth day after it shall become a law; provided, that the amendments to subdivision 4 of section 89-h of the state finance law made by section one of this act shall not affect the expiration and repeal of such section and shall expire and be deemed repealed therewith.