STATE OF NEW YORK

8490

2021-2022 Regular Sessions

IN ASSEMBLY

November 17, 2021

Introduced by M. of A. GOODELL -- read once and referred to the Committee on Codes

AN ACT to amend the cannabis law, in relation to extending the opt-out date for municipalities to prohibit the establishment of retail dispensary licenses and on-site consumption licenses

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

Section 1. Subdivision 1 of section 131 of the cannabis law is amended to read as follows:

1. The licensure and establishment of a retail dispensary license and/or on-site consumption license under the provisions of article four of this chapter authorizing the retail sale of adult-use cannabis to cannabis consumers shall not be applicable to a town, city or village which, after the effective date of this chapter, and, on or before [~~the later of~~] December thirty-first, two thousand [~~twenty-one or nine months after the effective date of this section~~] twenty-two, adopts a local law, subject to permissive referendum governed by section twenty-four of the municipal home rule law, requesting the cannabis control board to prohibit the establishment of such retail dispensary licenses and/or on-site consumption licenses contained in article four of this chapter, within the jurisdiction of the town, city or village. Provided, however, that any town law shall apply to the area of the town outside of any village within such town. No local law may be adopted after [~~the later of~~] December thirty-first, two thousand [~~twenty-one or nine months after the effective date of this section~~] twenty-two prohibiting the establishment of retail dispensary licenses and/or on-site consumption licenses; provided, however, that a local law repealing such prohibition may be adopted after such date.

§ 2. This act shall take effect immediately.

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

LBD13130-01-1