

1 AN ACT proposing to create a new section of the Constitution of Kentucky relating
2 to medical cannabis.

3 *Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

4 ➔SECTION 1. IT IS PROPOSED THAT A NEW SECTION BE ADDED TO
5 THE CONSTITUTION OF KENTUCKY TO READ AS FOLLOWS:

6 (1) The right of an individual to obtain, possess, or use cannabis when
7 obtained, possessed, or used pursuant to a valid prescription issued by a medical
8 professional shall be guaranteed in this state and shall not be subject to any criminal
9 sanction.

10 (2) The right of a medical professional to prescribe, dispense, or distribute
11 cannabis for medical purposes shall be guaranteed in this state and shall not be subject
12 to any criminal sanction.

13 (3) The right of a pharmacist to dispense or distribute cannabis for medical
14 purposes shall be guaranteed in this state and shall not be subject to any criminal
15 sanction.

16 (4) The General Assembly may by general law regulate and control the
17 individuals who may obtain, possess, prescribe, dispense, or distribute cannabis for
18 medical purposes.

19 ➔Section 2. This amendment shall be submitted to the voters of the
20 Commonwealth for their ratification or rejection at the time and in the manner provided
21 for under Sections 256 and 257 of the Constitution, KRS 118.415, and Sections 3 and 4
22 of this Act. The following shall be printed on the ballot:

23 "Are you in favor of amending the present Constitution of Kentucky to add a new
24 section of the Constitution of Kentucky to allow individuals to obtain, possess, or use
25 cannabis for medical purposes, to allow medical professionals to prescribe, dispense, or
26 distribute cannabis for medical purposes, and to allow pharmacists to dispense or
27 distribute cannabis for medical purposes, as regulated and controlled by the General

1 Assembly?

2 **Proposed New Section**

3 **(1) The right of an individual to obtain, possess, or use cannabis when**
4 **obtained, possessed, or used pursuant to a valid prescription issued by a medical**
5 **professional shall be guaranteed in this state and shall not be subject to any criminal**
6 **sanction.**

7 **(2) The right of a medical professional to prescribe, dispense, or distribute**
8 **cannabis for medical purposes shall be guaranteed in this state and shall not be subject**
9 **to any criminal sanction.**

10 **(3) The right of a pharmacist to dispense or distribute cannabis for medical**
11 **purposes shall be guaranteed in this state and shall not be subject to any criminal**
12 **sanction.**

13 **(4) The General Assembly may by general law regulate and control the**
14 **individuals who may obtain, possess, prescribe, dispense, or distribute cannabis for**
15 **medical purposes."**

16 ➔Section 3. Notwithstanding any provision of KRS 118.415 to the contrary, the
17 Secretary of State shall cause the question relating to the proposed amendment to the
18 Constitution of Kentucky and the entirety of the proposed amendment to the Constitution
19 of Kentucky contained in Section 2 of this Act to be published at least one time in a
20 newspaper of general circulation published in the state, and shall also cause to be
21 published at the same time and in the same manner the fact that the amendment will be
22 submitted to the voters for their acceptance or rejection at the next regular election at
23 which members of the General Assembly are to be voted for. The publication required by
24 this section and KRS 118.415 shall be made no later than the first Tuesday in August
25 preceding the election at which the amendment is to be voted for.

26 ➔Section 4. Notwithstanding any provision of KRS 118.415 to the contrary, the
27 Secretary of State, not later than the second Monday after the second Tuesday in August

1 preceding the next regular election at which members of the General Assembly are to be
2 chosen in a year in which there is not an election for President and Vice President of the
3 United States, or not later than the Thursday after the first Tuesday in September
4 preceding a regular election in a year in which there is an election for President and Vice
5 President of the United States, shall certify the entirety of the proposed amendment to the
6 Constitution of Kentucky contained in Section 1 of this Act and the question relating to
7 the proposed amendment contained in Section 2 of this Act to the county clerk of each
8 county, and the county clerk shall have the entirety of the amendment, as so certified,
9 indicated on the ballots provided to the voters in paper or electronic form as applicable to
10 the voting machines and voting systems in use in each county or precinct.

11 ➔Section 5. Should the voters at the election ratify this amendment, in the 2025
12 Regular Session of the General Assembly, the General Assembly shall by general law
13 propose an amendment to the Constitution of Kentucky to provide for the right of an
14 individual twenty-one years of age or older to cultivate, harvest, store, possess, use, buy,
15 or sell cannabis and the individual shall not be subject to any criminal sanction. The
16 amendment proposed in 2025 shall provide that the General Assembly may by general
17 law regulate and control the production, processing, and sale of cannabis and cannabis-
18 related products.