



## Legislation Details (With Text)

**File #:** Res 0075-2018      **Version:** A      **Name:** Marihuana Regulation and Taxation Act  
**Type:** Resolution      **Status:** Adopted  
**In control:** Committee on Public Safety

**On agenda:** 1/31/2018

**Enactment date:**      **Enactment #:**

**Title:** Resolution calling on the New York State Legislature to pass the Marihuana Regulation and Taxation Act and the Governor to sign such legislation into law, which would legalize, regulate, and tax the sale of marijuana in New York State.

**Sponsors:** Stephen T. Levin, Justin L. Brannan, Mark Levine, Rafael L. Espinal, Jr., Ritchie J. Torres, Alicka Ampry-Samuel, Antonio Reynoso, Laurie A. Cumbo, Donovan J. Richards, Brad S. Lander, Ben Kallos, Carlina Rivera, Diana Ayala

**Indexes:**

**Attachments:** 1. Res. No. 75, 2. January 31, 2018 - Stated Meeting Agenda, 3. Committee Report 2/27/19, 4. Hearing Testimony 2/27/19, 5. Hearing Transcript 2/27/19, 6. Proposed Res. No. 75-A - 3/22/19, 7. Committee Report 3/26/19, 8. Hearing Transcript 3/26/19, 9. March 28, 2019 - Stated Meeting Agenda with Links to Files, 10. Hearing Transcript - Stated Meeting 3-28-19, 11. Minutes of the Stated Meeting - March 28, 2019

Date	Ver.	Action By	Action	Result
1/31/2018	*	City Council	Introduced by Council	
1/31/2018	*	City Council	Referred to Comm by Council	
2/27/2019	*	Committee on Public Safety	Hearing Held by Committee	
2/27/2019	*	Committee on Public Safety	Laid Over by Committee	
2/27/2019	*	Committee on Civil and Human Rights	Hearing Held by Committee	
2/27/2019	*	Committee on Civil and Human Rights	Laid Over by Committee	
2/27/2019	*	Committee on Justice System	Hearing Held by Committee	
2/27/2019	*	Committee on Justice System	Laid Over by Committee	
2/27/2019	*	Committee on Consumer Affairs and Business Licensing	Hearing Held by Committee	
2/27/2019	*	Committee on Consumer Affairs and Business Licensing	Laid Over by Committee	
3/26/2019	*	Committee on Public Safety	Hearing Held by Committee	
3/26/2019	*	Committee on Public Safety	Amendment Proposed by Comm	
3/26/2019	*	Committee on Public Safety	Amended by Committee	
3/26/2019	A	Committee on Public Safety	Approved by Committee	Pass
3/28/2019	A	City Council	Approved, by Council	Pass

Res. No. 75-A

Resolution calling on the New York State Legislature to pass the Marihuana Regulation and Taxation Act and

the Governor to sign such legislation into law, which would legalize, regulate, and tax the sale of marijuana in New York State.

By Council Members Levin, Brannan, Levine, Espinal, Torres, Cornegy, Ampry-Samuel, Reynoso, Cumbo, Richards, Lander, Kallos, Rivera and Ayala

Whereas, According to a report released in June of 2013 by the American Civil Liberties Union, “marijuana arrests have increased between 2001 and 2010 and now account for 52 percent of all drug arrests in the United States and marijuana possession arrests account for 46 percent of all drug arrests”; and

Whereas States across the country spent over \$3.6 billion enforcing marihuana or “marijuana” possession laws in 2010; and

Whereas, In 2016, the New York City Police Department made 18,136 marijuana related arrests; and

Whereas, Enforcement of New York State marijuana laws have disproportionately affected African-American and Latino communities; and

Whereas, Recently, the states of Colorado, Washington, Oregon, Alaska, California, Massachusetts, Maine, Vermont, and Michigan, as well as Washington, D.C., have legalized the recreational use of marijuana; and

Whereas, Legalizing the recreational use of marijuana in New York State would help generate millions of dollars annually in tax revenue; and

Whereas, A.3506-C, introduced by New York State Assembly Member Crystal D. Peoples-Stokes and pending in the New York State Assembly, and companion bill S.3040-C, introduced by New York State Senator Liz Krueger and pending in the New York State Senate, seek to legalize, regulate, and tax the sale of marijuana in New York State; and

Whereas, A.3506-C/S.3040-C is also known as the “Marihuana Regulation and Taxation Act”; and

Whereas, The Marihuana Regulation and Taxation Act would amend several statutes pertaining to the sale, enforcement, and taxation of marijuana including, but not limited to: (i) removing penalties for possession

of certain amounts of marijuana; (ii) establishing 21 as the minimum legal age for marijuana possession and consumption; (iii) allowing for home cultivation of up to 6 marijuana plants; (iv) empowering the New York State Liquor Authority to grant licenses for marijuana production, transport, and retail sale; (v) prohibiting the sale of marijuana to individuals under 21 years-of-age; (vi) establishing a tax of marijuana and authorizing localities to charge a sales tax on retail sales; and (vii) directing a portion of the state tax revenue collected to be directed to re-entry programs, substance abuse programs, and job training programs in low-income, high-unemployment communities; and

Whereas, The Marihuana Regulation and Taxation Act would help generate much needed state tax revenue, help to greatly reduce the racially disparate marijuana related arrests, and providing funding for community programs to better assist New York State residents; now therefore, be it

Resolved, That the Council of the City of New York calls on the New York State Legislature to pass the Marihuana Regulation and Taxation Act and the Governor to sign such legislation into law, which would legalize, regulate, and tax the sale of marijuana in New York State.

WJH  
LS 4813/ Res. No. 11-2014  
2/26/19  
LS 769