

House Bill 342

By: Representatives Horner of the 3<sup>rd</sup>, Ridley of the 6<sup>th</sup>, Ridley of the 22<sup>nd</sup>, McCollum of the 30<sup>th</sup>, and Bell of the 75<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Article 9 of Chapter 12 of Title 16 of the Official Code of Georgia Annotated,  
2 relating to access to medical cannabis, so as to repeal certain advertising restrictions on  
3 licensees; to provide for related matters; to repeal conflicting laws; and for other purposes.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

5 **SECTION 1.**

6 Article 9 of Chapter 12 of Title 16 of the Official Code of Georgia Annotated, relating to  
7 access to medical cannabis, is amended by revising Code Section 16-12-215, relating to  
8 limitation on locations, advertising or marketing prohibited, and information available to  
9 physicians, as follows:

10 "16-12-215.

11 (a) No licensee shall operate in any location, whether for cultivation, harvesting, and  
12 processing of marijuana or for processing, manufacturing, packaging, or distributing low  
13 THC oil or products, within a 3,000 foot radius of a covered entity, measured from  
14 property boundary to property boundary. No dispensing licensee may operate in any  
15 location within a 1,000 foot radius of a covered entity, measured from property boundary  
16 to property boundary. Notwithstanding the provisions of this subsection, local

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17 governments may, via use of existing zoning powers otherwise provided by law, allow  
18 dispensing licensees only to locate in places other than those provided in this subsection  
19 so long as such modification is needed to allow retail outlets to be established to service  
20 registered patients residing within such local jurisdiction. As used in this subsection, the  
21 term 'covered entity' means a public or private school; an early care and education program  
22 as defined in Code Section 20-1A-2; or a church, synagogue, or other place of public  
23 religious worship, in existence prior to the date of licensure of such licensee by the  
24 commission or State Board of Pharmacy.

25 ~~(b) No licensee shall advertise or market low THC oil or products to registered patients or~~  
26 ~~the public; provided, however, that a licensee shall be authorized to provide information~~  
27 ~~regarding its low THC oil and products directly to physicians."~~

28 **SECTION 2.**

29 All laws and parts of laws in conflict with this Act are repealed.