

RESOLUTION NO. 10-18911

A RESOLUTION CREATING A CITY OF BILLINGS AD-HOC ADVISORY COMMITTEE ON MEDICAL MARIJUANA

WHEREAS, in 2004, the Montana Legislature adopted MCA 50-46-201, which prohibits a person possessing a registry identification card from being prosecuted or otherwise penalized for possessing or using medical marijuana as outlined within the statute; and

WHEREAS, in October 2009, the U.S. Department of Justice instructed Federal prosecutors not to use resources to prosecute individuals in states which have medical marijuana laws; and

WHEREAS, as a result, numerous individuals have filed for business tax determinations to operate medical marijuana dispensaries in the City of Billings; and

WHEREAS, the Mayor and City Council, on November 23, 2009, approved an initiative to create an ad hoc Council committee to determine what, if anything, the City should do with medical marijuana and how it is sold; and

WHEREAS, BMCC Sec. 2-224 provides a method for the Mayor and City Council to create by resolution an Ad-Hoc Council Advisory Committee to address issues within certain limits.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BILLINGS, MONTANA:

1. There is hereby created an Ad-Hoc Advisory Committee on Medical Marijuana to deal with the issues raised by the City Council.
2. The Ad-Hoc Advisory Committee shall be composed of two City Council members, one of whom shall serve as chair of the Ad-Hoc Committee; one holder of a medical marijuana registry identification card; one medical marijuana caregiver; a pharmacy representative; a medical community representative; a real estate community representative; and a Montana State Representative or Senator.
3. The City Administrator shall appoint such staff as are necessary to assist the Ad-Hoc Advisory Committee with information during its deliberations and to ensure compliance with all applicable open meetings laws.
4. The Ad-Hoc Advisory Committee on Medical Marijuana shall report its findings to the City Council no later than August 23, 2010.

APPROVED this 8th day of February, 2010.

THE CITY OF BILLINGS

BY: *Thomas W. Hanel, Mayor*
Thomas W. Hanel, Mayor

ATTEST:

BY: Cari Martin
Cari Martin, City Clerk

