

Be it resolved by this Council:

WHEREAS, The State of California and the federal government of the United States of American have failed to create a consistent, sensible approach to regulation of medicinal marijuana;

WHEREAS, The U.S. Food and Drug Administration currently regulates the safety, efficacy, and dosage of virtually every drug having a medicinal use, and thereby allows many of those drugs to be distributed through licensed and regulated pharmacies;

WHEREAS, the federal government and State of California have created, both by acting and failing to act, a system in which the burden of regulating a single drug, medicinal marijuana, falls upon local governments lacking the resources to adequately do so;

WHEREAS, the failure of local governments to allow the operation of cannabis collectives and cooperatives may subject cities and counties to litigation from those clubs;

WHEREAS, the consequence of this inconsistent scheme of regulation places costs and regulatory burdens on cities like the City of _____, precisely at a time when the City of _____ confronts its most severe budgetary shortfalls in decades;

IT IS THEREFORE RESOLVED THAT:

The City of _____ joins with the Santa Clara County Cities Association and other local entities calling for:

- consistent federal and state regulation of medicinal marijuana, including re-classifying the drug within the schedules set forth in § 812 of the federal Controlled Substances Act,
- a regulatory approach that ensures that the FDA regulates marijuana just as it regulates other drugs purporting to have a medical purpose, and
- distribution of medicinal marijuana through licensed, regulated pharmacies, if distribution should occur at all within the State of California.