Usa Marijuana Laws State By State

Richard Boire, Kevin Feeney

Marijuana Law Carol A. Fichtelman,2021 An important legal resource guide to help the researcher navigate the law concerning this rapidly changing area. Primary sources are explored at length, including the federal law controlling marijuana and the federal regulations scheduling it as an illegal drug. Furthermore, US Supreme Court cases are highlighted regarding the recent conflict of federal v. state law whereby jurisdictions such as California have legalized medical marijuana. A state-by-state listing of laws allowing medical marijuana and/or recreational marijuana is explored in detail. The secondary sources, such as websites, blogs, law review articles, are also detailed, allowing the reader, researcher and student to find information on this trending topic of law.--Publisher.

Marijuana Federalism Jonathan H. Adler,2020-03-17 On marijuana, there is no mutual federal-state policy; will this cause federalism to go up in smoke? More than one-half the 50 states have legalized the use of marijuana at least for medical purposes, and about a dozen of those states have gone further, legalizing it for recreational use. Either step would have been almost inconceivable just a couple decades ago. But marijuana remains an illegal "controlled substance" under a 1970 federal law, so those who sell or grow it could still face federal prosecution. How can state and federal laws be in such conflict? And could federal law put the new state laws in jeopardy at some point? This book, an edited volume with contributions by highly regarded legal scholars and policy analysts, is the first detailed examination of these and other questions surrounding a highly unusual conflict between state and federal policies and laws. Marijuana Federalism surveys the constitutional issues that come into play with this conflict, as well as the policy questions related to law enforcement at the federal versus state levels. It also describes specific areas—such as banking regulations—in which federal law has particularly far-reaching effects. Readers will gain a greater understanding of federalism in general, including how the division of authority between the federal and state governments operates in the context of policy and legal disputes between the two levels. This book also will help inform debates as other states consider whether to jump on the bandwagon of marijuana legalization.

Conflicts Between State and Federal Marijuana Laws United States. Congress. Senate. Committee on the Judiciary, 2015

State by State Matt Weiland, Sean Wilsey, 2010-10-19 Inspired by Depression-era travel guides, an anthology of essays on each of the fifty states, plus Washington, D.C., by some of America's finest writers. State by State is a panoramic portrait of America and an appreciation of all fifty states (and Washington, D.C.) by fifty-one of the most acclaimed writers in the nation. Anthony Bourdain chases the fumigation truck in Bergen County, New Jersey Dave Eggers tells it straight: Illinois is Number 1 Louise Erdrich loses her bikini top in North Dakota Jonathan Franzen gets waylaid by New York's publicist . . . and personal attorney . . . and historian . . . and geologist John Hodgman explains why there is no such thing as a "Massachusettsean" Edward P. Jones makes the case: D.C. should be a state! Jhumpa Lahiri declares her reckless love for the Rhode Island coast Rich Moody explores the dark heart of Connecticut's Merritt Parkway, exit by exit Ann Patchett makes a pilgrimage to the Civil War site at Shiloh, Tennessee William T. Vollman visits a San Francisco S&M club And many more Praise for State by State An NPR Best Book of the Year "The full plumage of American life, in all its riotous glory." —The New Yorker "Odds are, you'll fall for every state a little." —Los Angeles Times

An Analysis of Marijuana Policy National Research Council (U.S.). Committee on Substance Abuse and Habitual Behavior, 1982-01-01 Defenders of marijuana

use may seize on the ambiguity or absence of evidence for such damage and ignore any other effects on education or safety; those opposed to marijuana use may emphasize the possibility of chronic disease that is suggested by some laboratory findings and ignore the social, political, and economic costs of fighting a wellestablished custom. The Committee wishes to make clear what it regards as the limits of this report for the selection of policy alteratives. Scientific judgment can estimate the prevalence of different kinds of use, risks to health, economic costs, and the like under current policies and can try to project such estimates for new policies. It can come to some conclusions based on those estimates. But selection of an alternative is always a value-governed choice, which can ultimately be made only by the political process.

The Health Effects of Cannabis and Cannabinoids National Academies of Sciences, Engineering, and Medicine,Health and Medicine Division,Board on Population Health and Public Health Practice,Committee on the Health Effects of Marijuana: An Evidence Review and Research Agenda,2017-03-31 Significant changes have taken place in the policy landscape surrounding cannabis legalization, production, and use. During the past 20 years, 25 states and the District of Columbia have legalized cannabis and/or cannabidol (a component of cannabis) for medical conditions or retail sales at the state level and 4 states have legalized both the medical and recreational use of cannabis. These landmark changes in policy have impacted cannabis use patterns and perceived levels of risk. However, despite this changing landscape, evidence regarding the short- and long-term health effects of cannabis use remains elusive. While a myriad of studies have examined cannabis use in all its various forms, often these research conclusions are not appropriately synthesized, translated for, or communicated to policy makers, health care providers, state health officials, or other stakeholders who have been charged with influencing and enacting policies, procedures, and laws related to cannabis use. Unlike other controlled substances such as alcohol or tobacco, no accepted standards for safe use or appropriate dose are available to help guide individuals as they make choices regarding the issues of if, when, where, and how to use cannabis safely and, in regard to therapeutic uses, effectively. Shifting public sentiment, conflicting and impeded scientific research, and legislative battles have fueled the debate about what, if any, harms or benefits can be attributed to the use of cannabis or its derivatives, and this lack of aggregated knowledge has broad public health implications. The Health Effects of Cannabis and Cannabinoids provides a comprehensive review of scientific evidence related to the health effects and potential therapeutic benefits of c

Marijuana Legalization Jonathan P. Caulkins, Angela Hawken, Beau Kilmer, Mark Kleiman, 2012-06-14 Should marijuana be legalized? The latest Gallup poll reports that exactly half of Americans say yes; opinion couldn't be more evenly divided. Marijuana is forbidden by international treaties and by national and local laws across the globe. But those laws are under challenge in several countries. In the U.S., there is no short-term prospect for changes in federal law, but sixteen states allow medical use and recent initiatives to legalize production and non-medical use garnered more than 40% support in four states. California's Proposition 19 nearly passed in 2010, and multiple states are expected to consider similar measures in the years to come. The debate and media coverage surrounding Proposition 19 reflected profound confusion, both about the current state of the world and about the likely effects of changes in the law. In addition, not all supporters of legalization agree on what it is they want to legalize: Just using marijuana? Growing it? Selling it? Advertising it? If sales are to be legal, what regulations and taxes should apply? Different forms of legalization might have very different results. Marijuana Legalization: What Everyone

Needs to Know® will provide readers with a non-partisan primer about the topic, covering everything from the risks and benefits of using marijuana, to describing the current laws around the drug in the U.S. and abroad. The authors discuss the likely costs and benefits of legalization at the state and national levels and walk readers through the middle ground of policy options between prohibition and commercialized production. The authors also consider how marijuana legalization could personally impact parents, heavy users, medical users, drug traffickers, and employers. What Everyone Needs to Know® is a registered trademark of Oxford University Press.

State-by-state Medical Marijuana Laws Marijuana Policy Project, 2004

Conflicts Between State and Federal Marijuana Laws Committee on Committee on the Judiciary United States Senate, Committee on the Judiciary United States, 2015-04-27 Last November, 2012, the people of Colorado and Washington voted to legalize the possession and use of small amounts of marijuana and to regulate how marijuana is produced and distributed in their States. These new laws are just the latest examples of the growing tension between federal and State marijuana laws, and they underscore the persistent uncertainty about how such conflicts are going to be resolved. Should the Federal Government arrest and prosecute marijuana users in States where they might be in full compliance with State law? Or should the Federal Government take a completely hands-off approach and let drug laws and policy develop on a State-by-State basis? Or is there some middle-ground approach that considers both the national interests and the fundamental principles of federalism, including the rights of voters to decide what is best for their own individual States? A total of 21 States have legalized marijuana for medical purposes, and 16 of those States have decriminalized the possession of small amounts of marijuana. But every one of these changes in State marijuana laws has taken place against the same background: the possession of any amount of marijuana is still a criminal penalty under federal law.

Medical Marijuana Law Richard Boire, Kevin Feeney, 2007-01-26 An issue that has been argued before the Supreme Court and that is still the subject of a heated debate across America that is fraught with misunderstanding, medical marijuana is a major, complex topic. This practical manual offers reliable legal information for anyone interested in knowing more about medical marijuana. Written for the educated layperson, whether a patient, doctor, lawmaker, or a law enforcement official, the book starts with a history of medical marijuana in the United States. From there, the book spells out everything readers need to know on the contemporary aspects of the subject, with in-depth discussions of state and federal laws, the medical necessity defense, important cases, and specific requirements for lawfully using medical marijuana. A model statute offers guidance to readers who want to legalize the use of the drug for medicinal purposes in states without medical marijuana laws.

Conflicts Between State and Federal Marijuana Laws United States. Congress, Committee on the Judiciary, 2017-09-17 Conflicts between state and federal marijuana laws : hearing before the Committee on the Judiciary, United States Senate, One Hundred Thirteenth Congress, first session, Tuesday, September 10, 2013.

State Marijuana Legalization Initiatives Congressional Research Congressional Research Service, 2014-12-04 Marijuana is the most commonly used illicit drug in the United States. In 2013, an estimated 19.8 million individuals in the United States aged 12 or older (7.5% of this population) had used marijuana in the past month. While reported marijuana use is similar to that in 2012, it has generally increased since 2007 when 5.8% of individuals aged 12 or older were

current users of marijuana. Mirroring this increase in use, marijuana availability in the United States has also increased. This growth has been linked to factors such as rising marijuana production in Mexico, and increasing marijuana cultivation in the United States led by criminal networks including Mexican drug trafficking organizations. Along with the uptick in the availability and use of marijuana in the United States, there has been a general shift in public attitudes toward the substance. In 1969, 12% of the surveyed population supported legalizing marijuana; today, more than half (52%) of surveyed adults have expressed opinions that marijuana should be legalized. And, 60% indicate that the federal government should not enforce its marijuana laws in states that allow the use of marijuana. The federal government-through the Controlled Substances Act (CSA; P.L. 91-513; 21 U.S.C. 801 et. seq.)-prohibits the manufacture, distribution, dispensation, and possession of marijuana. Over the last few decades, some states have deviated from an across-the-board prohibition of marijuana. Evolving state-level positions on marijuana include decriminalization initiatives, legal exceptions for medical use, and legalization of certain quantities for recreational use. Notably, in the November 2012 elections, voters in Washington State and Colorado voted to legalize, regulate, and tax the recreational use of small amounts of marijuana. In the November 2014 elections, legalization initiatives passed in Alaska, Oregon, and the District of Columbia, further spreading the discrepancy between federal and state marijuana laws in the United States. These latest moves have spurred a number of questions regarding their potential implications for related federal law enforcement activities and for the nation's drug policies on the whole. Among these questions is whether or to what extent state initiatives to decriminalize or legalize the use of marijuana conflict with federal law. In general, federal law enforcement has tailored its efforts to target criminal networks rather than individual criminals; its stance regarding marijuana offenders appears consistent with this position. While drug-related investigations and prosecutions remain a priority for federal law enforcement, the Obama Administration has suggested that efforts will be harnessed against large-scale trafficking organizations rather than on recreational users of marijuana. In an August 2013 memorandum, Deputy Attorney General Cole stated that while marijuana remains an illegal substance under the Controlled Substances Act, the Department of Justice would focus its resources on the most significant threats in the most effective, consistent, and rational way. The memo outlined eight enforcement priorities including preventing the distribution of marijuana to minors and preventing the diversion of marijuana from states where it is legal under state law into other states. It is unclear whether or how the Department of Justice is tracking activity to ensure that federal enforcement priorities are being followed in states that have legalized marijuana.

Marijuana 360 Nancy E. Marion, Joshua B. Hill, 2019-05-08 Five jurisdictions in the United States have changed their laws to legalize small amounts of marijuana. There is more public support for reform than ever before, but still much debate over the issues of legalizing marijuana. Nancy E. Marion and Joshua B. Hill look at all parties involved in the decriminalization of this drug throughout the US and create a better understanding for the reader of how it has affected more than the individuals using marijuana.

Cannabis Law Barak S. Cohen, Michael C. Bleicher, 2021 This book will offer initial guidance to dedicated practitioners, both in-house and from outside law firms, who provide legal services to cannabis businesses or to businesses that are considering entering the cannabis industry--

Legalizing Marijuana Nancy E. Marion, Joshua B. Hill, 2016 The debate over the legalization of both medical and recreational marijuana is raging across the United States. Some states have opted to legalize or decriminalize the drug despite federal laws that ban its manufacture, distribution, and possession. Legalizing Marijuana is a collection of articles that examines different aspects of marijuana legalization in the US, an area that is constantly changing and evolving. Each

article is written by an expert in the field, chosen from both academics and practitioners, who provide a distinct perspective on the legalization debate. The first group of articles provides readers with a background of drug policy in the US and other nations. The second group of articles focuses on the state-wide political campaigns and media coverage associated with the push to change laws. The third group of articles examines the response of the criminal justice system to legalized marijuana. This includes articles on law enforcement agencies, court responses, and the effects of the new policies on corrections systems. Finally, some policy perspectives are provided on the impact of marijuana legalization on college campuses and businesses in those states that allow it. The articles are thought provoking and informative, and can serve as a basis for debate and discussion on many aspects of marijuana legalization. PowerPoint slides are available upon adoption. Sample slides from the full 350-slide presentation are available to view here. Email bhall@cap-press.com for more information.

Marijuana Law, Policy, and Authority Robert A. Mikos, 2017-05-18 Marijuana Law, Policy, and Authority is a first-of-its-kind law school casebook in a rapidly-emerging and exciting new field. The accessible, comprehensive, and engaging material guides students through the competing approaches to regulating marijuana, the purposes and effects of those approaches, and the legal authorities for choosing among them. The helpful organization intersperses these issues of substantive law, policy, and authority throughout the discussion of users, suppliers, and third parties. Substantive law materials cover either prohibitions or regulations targeting users, suppliers, or third parties. Policy materials cover the goals of marijuana law and policy as well as the research on the impact of different marijuana policies. Authority materials address the different levels of government-federal, state, and local. Notes, questions, and numerous problems in each chapter provide additional thought-provoking material and help to reinforce student learning. Current, news-headlining cases keep the discussion interesting and lively. Key Features: Internationally renowned author Robert Mikos is the premier authority on marijuana law. He draws upon nearly a decade of professional experience teaching, lecturing, consulting, and writing about marijuana law and policy. Three distinct but inter-woven topics are covered: the substantive law governing marijuana; the policy rationales behind and outcomes produced by different approaches to regulating the drug; and the legal authority to regulate the drug. Students are guided through the multi-faceted legal and policy issues now confronting lawyers, lawmakers, judges, and policy analysts working in this emerging field. Written in a style that is familiar to law students, but also accessible to a much broader audience, including graduate and upper level undergraduate students in courses in policy studies, political science, and criminology. Cutting-edge issues are included that are intellectually engaging for students and professors alike-e.g., how are conflicts between state/ federal law resolved? What are the roles of courts and executive officers in terms of policy? Dives deeply into classic legal issues: contract enforceability and powers of court, Congress, and the state. Notes and Questions following cases offer stimulating fodder for discussion.

Medical Marijuana and the Need for Regulation Clinton Kelly,2014-04-09 Seminar paper from the year 2012 in the subject Medicine - Public Health, grade: B, New York University, language: English, abstract: The issue of medical marijuana has been a challenge to both federal and state authorities for several decades. Recently, with more states legalizing marijuana, this social problem has taken on new proportions mainly because at the Federal level possession even for medical purposes is still an offence. The states that have legalized medical marijuana, have been grappling with problems surrounding mushrooming of dispensaries, an increase in doctor referrals and issues of taxation. Solutions involve streamlining a system for effective registration, distribution and regulation imposition of an effective system of taxation. In addition, medical marijuana needs to be decriminalized by the federal authorities.

Medical Marijuana Todd Garvey, 2012-11-18 As part of a larger scheme to regulate drugs and other controlled substances, federal law prohibits the cultivation, distribution, and possession of marijuana. No exception is made for marijuana used in the course of a recommended medical treatment. Indeed, by categorizing marijuana as a Schedule I drug under the Controlled Substances Act (CSA), the federal government has concluded that marijuana has "no currently accepted medical use in treatment in the United States." Yet 18 states and the District of Columbia have decriminalized medical marijuana by enacting exceptions to their state drug laws that permit individuals to grow, possess, or use marijuana for medicinal purposes. In contrast to the complete federal prohibition, these 19 jurisdictions see medicinal value in marijuana and permit the drug's use under certain circumstances. Although the U.S. Supreme Court has established Congress's constitutional authority to enact the existing federal prohibition on marijuana, principles of federalism prevent the federal government from mandating that the states actively support or participate in enforcing the federal law. While state resources may be helpful in combating the illegal use of marijuana, Congress's ability to compel the states to enact similar criminal prohibitions, to repeal medical marijuana exemptions, or to direct state police officers to enforce the federal law remains limited by the Tenth Amendment. Even if the federal government is prohibited from mandating that the states adopt laws supportive of federal policy, the constitutional doctrine of preemption generally prevents states from enacting laws that are inconsistent with federal law. Under the Supremacy Clause, state laws that conflict with federal law are generally preempted and therefore void. Courts, however, have not viewed the relationship between state and federal marijuana laws in such a manner, nor did Congress intend that the CSA displace all state laws associated with controlled substances. Instead, the relationship between the federal ban on marijuana and state medical marijuana exemptions must be considered in the context of two distinct sovereigns, each enacting separate and independent criminal regimes with separate and independent enforcement mechanisms, in which certain conduct may be prohibited under one sovereign and not the other. Although state and federal marijuana laws may be "logically inconsistent," a decision not to criminalize—or even to expressly decriminalize—conduct for purposes of the law within one sphere does nothing to alter the legality of that same conduct in the other sphere. This report will review the federal government's constitutional authority to enact the federal criminal prohibition on marijuana; highlight certain principles of federalism that prevent the federal government from mandating that states participate in enforcing the federal prohibition; consider unresolved questions relating to the extent to which state authorization and regulation of medical marijuana are preempted by federal law; and assess what obligations, if any, the U.S. Department of Justice (DOJ) has to investigate and prosecute violations of the federal prohibition on marijuana.

Marijuana As Medicine? Institute of Medicine, Janet Joy, Alison Mack, 2000-12-30 Some people suffer from chronic, debilitating disorders for which no conventional treatment brings relief. Can marijuana ease their symptoms? Would it be breaking the law to turn to marijuana as a medication? There are few sources of objective, scientifically sound advice for people in this situation. Most books about marijuana and medicine attempt to promote the views of advocates or opponents. To fill the gap between these extremes, authors Alison Mack and Janet Joy have extracted critical findings from a recent Institute of Medicine study on this important issue, interpreting them for a general audience. Marijuana As Medicine? provides patients \hat{a} well as the people who care for them \hat{a} with a foundation for making decisions about their own health care. This empowering volume examines several key points, including: Whether marijuana can relieve a variety of symptoms, including pain, muscle spasticity, nausea, and appetite loss. The dangers of smoking marijuana, as well as the effects of its active chemical components on the immune system and on psychological health. The potential use of marijuana-based medications on symptoms of

AIDS, cancer, multiple sclerosis, and several other specific disorders, in comparison with existing treatments. Marijuana As Medicine? introduces readers to the active compounds in marijuana. These include the principal ingredient in Marinol, a legal medication. The authors also discuss the prospects for developing other drugs derived from marijuana's active ingredients. In addition to providing an up-to-date review of the science behind the medical marijuana debate, Mack and Joy also answer common questions about the legal status of marijuana, explaining the conflict between state and federal law regarding its medical use. Intended primarily as an aid to patients and caregivers, this book objectively presents critical information so that it can be used to make responsible health care decisions. Marijuana As Medicine? will also be a valuable resource for policymakers, health care providers, patient counselors, medical faculty and studentsâ€in short, anyone who wants to learn more about this important issue.

A New Leaf Alyson Martin,Nushin Rashidian,2015-02-03 Two award-winning journalists offer a "cogent, well-sourced and ambitious analysis of the slow decline of cannabis prohibition in the United States" (Kirkus Reviews). In November 2012, voters in Colorado and Washington passed landmark measures to legalize the production and sale of cannabis for social use—a first in the United States and the world. Once vilified as a "gateway drug," cannabis is now legal for medical use in eighteen states and Washington, DC. Yet the federal government refuses to acknowledge these broader societal shifts. 49.5 percent of all drug-related arrests involve the sale, manufacture, or possession of cannabis. In the first book to explore the new landscape of cannabis in the United States, investigative journalists Alyson Martin and Nushin Rashidian demonstrate how recent cultural and legal developments tie into cannabis's complex history and thorny politics. Reporting from nearly every state with a medical cannabis law, Martin and Rashidian interview patients, growers, doctors, entrepreneurs, politicians, activists, and regulators. A New Leaf moves from the federal cannabis farm at the University of Mississippi to the headquarters of the ACLU to Oregon's World Famous Cannabis Café. The result is a lucid account of how cannabis legalization is changing the lives of millions of Americans and easing the burden of the "war on drugs" both domestically and internationally.

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