

ORDINANCE NO. _____

An ordinance amending Section 104.15 of Article 4, Chapter X of the Los Angeles Municipal Code concerning criminal penalties for unlawful Commercial Cannabis Activity.

**THE PEOPLE OF THE CITY OF LOS ANGELES
DO ORDAIN AS FOLLOWS:**

Section 1. Subsection (a) of Section 104.15 of Article 4, Chapter X of the Los Angeles Municipal Code is amended in its entirety to read as follows:

(a) Prohibitions on Unlicensed Commercial Cannabis Activity and Certain Medical Marijuana Collectives.

1. It is unlawful for a Person to establish, own, or operate any unlicensed Commercial Cannabis Activity in the City.
2. It is unlawful for a Person to establish, own, or operate a medical marijuana collective or cooperative unless in a dwelling unit with three or fewer qualified patients, persons with identification cards or primary caregivers, or any combination thereof.
3. The prohibitions in Subdivisions 1 and 2 include renting, leasing to, or otherwise allowing any unlicensed Commercial Cannabis Activity or a medical marijuana collective or cooperative to occupy or use any building or land.

Sec. 2. Subsection (b) of Section 104.15 of Article 4, Chapter X of the Los Angeles Municipal Code is amended in its entirety to read as follows:

- (b) Starting on January 1, 2018, it is unlawful to:
1. Establish, own, or operate an Unlawful Establishment;
 2. Use any portion of any parcel of land as an Unlawful Establishment;
or
 3. Lease, rent to, or otherwise allow an Unlawful Establishment to occupy any portion of parcel of land.

Sec. 3. Subsection (d) of Section 104.15 of Article 4, Chapter X of the Los Angeles Municipal Code is amended to read as follows:

- (d) Any Person violating this section shall be guilty of a misdemeanor punishable by a fine of not more than \$1,000 or by imprisonment in the County Jail for a

period of not more than six months, or by both a fine and imprisonment. Each day that a violation continues is deemed to be a new and separate offense.

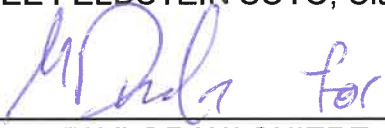
Sec. 4. The adoption of this ordinance does not affect administrative, criminal, or civil proceedings for violations committed prior to the effective date of this ordinance and does not waive any fee or penalty due and unpaid on the effective date of this ordinance. It is the express legislative intent of the City Council to retain and exercise its authority to preserve criminal sanctions and civil and administrative remedies for illegal acts committed prior to the effective date of this ordinance.

Sec. 5. **SEVERABILITY.** If any provision of this ordinance is found to be unconstitutional or otherwise invalid by any court of competent jurisdiction, that invalidity shall not affect the remaining provisions of this ordinance, which can be implemented without the invalid provisions and, to this end, the provisions of this ordinance are declared to be severable. The City Council hereby declares that it would have adopted each and every provision and portion thereof not declared invalid or unconstitutional, without regard to whether any portion of the ordinance would be subsequently declared invalid or unconstitutional.

Sec. 6. The City Clerk shall certify to the passage of this ordinance and have it published in accordance with Council policy, either in a daily newspaper circulated in the City of Los Angeles or by posting for ten days in three public places in the City of Los Angeles: one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall; one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall East; and one copy on the bulletin board located at the Temple Street entrance to the Los Angeles County Hall of Records.

Approved as to Form and Legality

HYDEE FELDSTEIN SOTO, City Attorney

By 
TAYLOR WAGNIERE
Deputy City Attorney

Date May 13, 2025

File No. _____

[M:\Muni Counsel\CALLS\Ordinance LAMC 104.15 re Criminal Penalties for Unlawful Cannabis Operations final.docx]

The Clerk of the City of Los Angeles hereby certifies that the foregoing ordinance was passed by the Council of the City of Los Angeles.

CITY CLERK

MAYOR

Ordinance Passed _____

Approved _____