

ORDINANCE NO. _____

An ordinance adding a new Chapter 31 to Division 22 of the Los Angeles Administrative Code establishing a Cannabis Commission, a Cannabis Department and Executive Director.

WHEREAS, on March 7, 2017, the voters of the City of Los Angeles passed Proposition M approving cannabis regulation, taxation and enforcement; and

WHEREAS, the City wishes to begin implementing cannabis regulation incrementally, beginning with creating a Cannabis Commission, a Cannabis Department and an Executive Director of the Cannabis Department.

NOW, THEREFORE,

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

Section 1. A new Chapter 31 entitled "**Cannabis Commission and Department**" is added to Division 22 of the Los Angeles Administrative Code to read as follows:

CHAPTER 31, ARTICLE 1

CANNABIS COMMISSION CREATION AND ORGANIZATION

Sec. 22.1100. Cannabis Commission.

(a) **Establishment.** A Cannabis Commission is hereby created that shall have the powers, duties and responsibilities set forth in this chapter and elsewhere in the City Charter, Los Angeles Municipal Code and Los Angeles Administrative Code. The Commission shall have five members.

(b) **Appointment.** Members shall be appointed and may be removed in accordance with Charter Section 502.

(c) **Terms of Office.** The members of the Commission shall have four-year, staggered terms beginning with the first day of July of the respective years. The original five members shall be appointed for such terms as shall cause one term to expire on the date of June 30 in two years, two terms to expire on the date of June 30 in three years, and two terms to expire on the date of June 30 in four years.

(d) **Qualifications.** Members shall be appointed in accordance with Charter Section 501(d). One member of the Commission shall be an elected member of a Neighborhood Council at the time of the appointment. No person shall be appointed to

the Commission who was a registered lobbyist or required to be registered as a lobbyist for any cannabis-related activities for the 12 months prior to appointment.

CHAPTER 31, ARTICLE 2

CANNABIS COMMISSION DUTIES AND RESPONSIBILITIES

Sec. 22.1120. General.

(a) The Commission shall monitor and review the State's effort to promulgate cannabis-related laws and regulations and make recommendations to the Mayor and City Council for the adoption of City laws and regulations pertaining to cannabis-related activity in the City.

(b) The Commission shall implement the laws and regulations adopted by the City Council, consistent with the duties of the Cannabis Department set forth in Article 4, relating to cannabis-related activity in City.

(c) The Commission shall hold hearings related to issuing Certificates of Compliance to applicants for cannabis-related activity in the City.

CHAPTER 31, ARTICLE 3

CANNABIS DEPARTMENT CREATION AND ORGANIZATION

Sec. 22.1130. Cannabis Department.

A Cannabis Department is hereby created that shall have the powers, duties and responsibilities set forth in this chapter and elsewhere in the City Charter, Los Angeles Municipal Code and Los Angeles Administrative Code.

Sec. 22.1131. Executive Director.

The Department shall be under the full charge and control of an Executive Director, in accordance with Charter Section 507. The Executive Director shall be appointed and removed in accordance with Charter Section 508 and shall be a civil service exempt position.

CHAPTER 31, ARTICLE 4

CANNABIS DEPARTMENT DUTIES AND RESPONSIBILITIES

Sec. 22.1140. General.

The Executive Director shall exercise the power and duties of Chief Administrative Officer of the Department, in accordance with Los Angeles Administrative Code Section 21.1.

Sec. 22.1141. Certificates of Compliance.

The Department shall administer an application process, in conjunction with the Cannabis Commission, for issuance of Certificates of Compliance for cannabis-related activity in the City.

Sec. 22.1142. Inspections and Audits.

The Department shall administer and coordinate inspection and audit processes for cannabis-related businesses in the City.

Sec. 22.1143. Enforcement.

The Department shall enforce this chapter, in conjunction with the Cannabis Commission.

CHAPTER 31, ARTICLE 5

COOPERATION AND COORDINATION

Sec. 22.1150. Cooperation of Other City Departments.

All Boards, Offices, Departments, Agencies and Bureaus of the City shall cooperate with the Cannabis Commission and Cannabis Department to the fullest extent practicable and in a manner that would not conflict with the lawful and necessary conduct of their duties as provided by law.

Sec. 22.1151. Coordination with Other Agencies.

The Cannabis Commission and Cannabis Department shall, whenever practical, coordinate its programs with any other similar agency, so as to avoid duplication of effort and assure an effective working relationship between the City and other public or private agencies in the cannabis-related industry.

Sec. 2. 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.

I hereby certify that this ordinance was passed by the Council of the City of Los Angeles, at its meeting of _____.

HOLLY L. WOLCOTT, City Clerk

By _____ Deputy

Approved _____

Mayor

Approved as to Form and Legality

MICHAEL N. FEUER, City Attorney

By *Basia Jankowski*
BASIA JANKOWSKI
Deputy City Attorney

Date *June 6, 2017*

File No. 14-0366-S5