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[Urging passage of the Marijuana Control, Regulation and Education Act (AB 390) which would tax and regulate marijuana in a manner similar to alcohol]

**Resolution supporting the recently proposed state legislation, the Marijuana Control, Regulation and Education Act (AB 390), which would tax and regulate marijuana in a manner similar to alcohol.**

WHEREAS, The State of California is in the midst of an historic economic crisis; and

WHEREAS, The State of California just having closed a \$42 billion budget deficit highlights the need to generate new revenue; and,

WHEREAS, Assemblymember Tom Ammiano (D-San Francisco) has introduced legislation, the Marijuana Control, Regulation and Education Act (AB 390), which would tax and regulate marijuana, and which, if passed, is estimated to generate \$1.339 billion in new revenue for the State of California; and,

WHEREAS, New revenue for the State of California would help San Francisco in that it could provide additional funding for critical city and social services that would otherwise be cut during this budget crisis; and,

WHEREAS, The taxation and regulation of marijuana would be similar to the regulatory structure applied to beer, wine and liquor, permitting taxed sales to adults while barring sales to or possession by those under 21 years of age; and,

WHEREAS, According to federal estimates, marijuana is California's number one cash crop, with an estimated value of \$14 billion a year, worth double the state's vegetable and grape crops combined; and,

WHEREAS, The proposed legislation, AB 390, is estimated to bring billions of dollars in annual revenue from fees and sales and excised taxes; and,

1           WHEREAS, Multiple local jurisdictions in California, including San Francisco, have  
2 voted to make marijuana the "lowest law-enforcement priority;" and,

3           WHEREAS, In 2007, 74,000 Californians were arrested for marijuana offences, 80  
4 percent of these arrests being misdemeanor charges, which resulted in taxpayers footing a  
5 bill which is estimated at \$1 Billion dollars a year; and,

6           WHEREAS, Thirteen states already regulate medical marijuana; and,

7           WHEREAS, California already collects taxes on various aspects of the medical  
8 marijuana enterprise; and,

9           WHEREAS, The federalist structure of our government expressly permits states to  
10 fashion their criminal laws or lack thereof, free from federal government interference; and,  
11 now, therefore, be it

12           RESOLVED, That the San Francisco Board of Supervisors urges the State of  
13 California to pass Assemblymember Ammiano's Marijuana Control, Regulation and Education  
14 Act (AB 390), which would tax and regulate marijuana in a manner similar to alcohol.



# City and County of San Francisco

City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

## Tails Resolution

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**File Number:** 090242

**Date Passed:**

Resolution supporting the recently proposed state legislation, the Marijuana Control, Regulation and Education Act (AB 390), which would tax and regulate marijuana in a manner similar to alcohol.

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March 3, 2009 Board of Supervisors — CONTINUED

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

March 17, 2009 Board of Supervisors — ADOPTED

Ayes: 8 - Avalos, Campos, Chiu, Daly, Dufty, Mar, Maxwell, Mirkarimi

Noes: 3 - Alioto-Pier, Chu, Elsbernd

File No. 090242

I hereby certify that the foregoing Resolution was ADOPTED on March 17, 2009 by the Board of Supervisors of the City and County of San Francisco.



Angela Calvillo  
Clerk of the Board

3/27/09

Date Approved

UNSIGNED

Mayor Gavin Newsom

Date: March 27, 2009

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, became effective without his approval in accordance with the provision of said Section 3.103 of the Charter.



Clerk of the Board

File No.  
090242