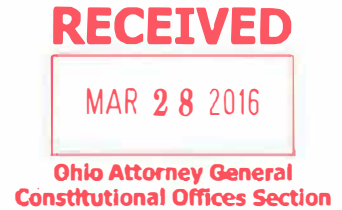


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March 28, 2016

Hon. Michael DeWine  
Ohio Attorney General  
30 E. Broad Street  
Columbus, OH 43215

RE: Summary Petition for Grassroots OH (2nd Submission)

Dear Attorney General DeWine:

In accordance with R.C. Section 3519.01(A), enclosed is a petition seeking your approval of a summary of a constitutional amendment to be proposed by initiative petition. The petition includes a proposed summary and the full text of the proposed constitutional amendment, identifies five individuals designated to represent the petitioners in all matters related to the petition and its circulation and contains 2056 signatures on 115 part-petitions. A list of the part-petitions and number of signatures, by county, is enclosed.

I again suggest that much of this petition was approved for summary previously by this office. Several paragraphs of this initiative and the corresponding summary match language from the Ohio Cannabis Rights Amendment Petition, filed by the Ohio Rights Group on May 7, 2013 and approved for summary ten days later.

Kindly direct all correspondence regarding this matter to my office at [wirtshafter@gmail.com](mailto:wirtshafter@gmail.com)

Thank you,

Don E Wirtshafter

To the Attorney General of Ohio: Pursuant to Ohio Revised Code Section 3519.01(A), the undersigned electors of the State of Ohio, numbering in excess of one thousand, hereby submit to you the full text of a proposed Amendment to the Ohio Constitution and a summary of the same.

## INITIATIVE PETITION

Amendment to the Constitution Proposed by Initiative Petition.  
To be submitted directly to the electors

**RECEIVED**

MAR 28 2016

Ohio Attorney General  
Constitutional Offices Section

### Amendment

TITLE: Medicinal Cannabis and Industrial Hemp Amendment

#### SUMMARY

This amendment guarantees the right of residents who have reached the age of majority to possess, process, transport, use, share, and cultivate cannabis, commonly referred to as marijuana, marihuana, or hemp, for medicinal purposes, and grants the State the power to tax and requires the state to regulate its commercial production, extraction by solvents, the use of cannabis or cannabis extracts as an additive in foods, and transfer of cannabis by purchase or sale in the interest of health and safety. Non-residents and residents who have not attained the age of majority may be administered medicinal cannabis only under the direction of a licensed physician. Defines medicinal cannabis as all parts of any plant of the genus Cannabis, whether growing or not.

Does not authorize individuals to operate a motorized conveyance or heavy equipment while under the influence of Cannabis; does not prohibit civil or criminal penalties for undertaking a task while under the influence of Cannabis that would constitute negligence or professional malpractice. Requires that a finding of being under the influence of cannabis be based upon scientific evidence of impairment. Being under the influence would not be determined solely by the presence of active or inactive metabolites of cannabis in an individual's urine, blood, tissue, hair or skin, or as detectable by other measures of body chemistry.

Provides for a fair and transparent process for determining cannabis-related commercial licensing that requires equal access to business ownership and employment for all Ohioans who have attained the age of 21 years old.

Defines industrial hemp and gives residents the right to cultivate, process, and conduct commerce in non-medicinal products of cannabis. Industrial hemp and medicinal cannabis shall be researched, regulated, and promoted by the State in a manner substantially similar to other agricultural crops. Industrial hemp and medicinal cannabis, in all forms, are hereby removed from Schedule I classification in the State's Schedule of Controlled Substances one year after adoption of this amendment.

This Amendment will not affect the Smoke Free Workplace Act. No other provision of the Ohio Constitution may override these provisions. \*end of summary\*

#### CERTIFICATION OF THE ATTORNEY GENERAL

This certification of the Attorney General, pursuant to Ohio Revised Code Section 3519.01(A), will be inserted when it is provided. This initial petition must be submitted with at least one thousand (1000) valid signatures of Ohio electors before the Attorney General will issue that certification.

#### COMMITTEE TO REPRESENT THE PETITIONERS

The following people are designated as the committee to represent the petitioners in all matters relating to the petition or its circulation: Joseph L Triscaro, 7721 Chagrin Rd Chagrin Falls, Ohio 44023; Cassandra Young, 3445 Tonti Dr, Dublin, OH 43016; Joseph Brumfield, 6994 State Route 329, Guysville, OH 45735; Tonya Davis, 4524 Croftshire Dr., Kettering, OH 45440; Michael MacGuffie, 3651 Harley, Toledo, Ohio 43613.

## Full Text of the Amendment

Whereas, cannabis has accepted medical uses in treatment in the United States; and

Whereas, science and common sense reveal cannabis to be a medicinal plant with much potential to relieve human suffering; and

Whereas, Ohio citizens desire to reclaim their freedom to select cannabis as the medicinal treatment of their choice understanding this amendment applies only to Ohio law and state action, and does not immunize violations of federal law.

Now therefore be it resolved by the people of the State of Ohio:

That the Constitution of the State of Ohio be amended by adopting a section to be designated as Section 22 to Article I, thereof, entitled "Medicinal Cannabis and Industrial Hemp" to read as follows:

Medicinal cannabis, or cannabis, commonly referred to as marijuana, marihuana or hemp, is defined as all parts of any plant of the genus Cannabis, whether growing or not. Industrial hemp is defined as non-intoxicating varieties of the plant genus Cannabis grown and processed for nonmedicinal purposes.

Residents who have attained the age of majority shall have the right to possess, process, transport, use, share, and cultivate cannabis for medicinal purpose. This right shall not be infringed except that the commercial production of cannabis, extraction of cannabis by solvents, the use of cannabis or cannabis extracts as an additive in foods and the transfer of cannabis by purchase or sale may be taxed and shall be regulated in the interest of public health and safety. Non-residents and residents who have not attained the age of majority may be administered medicinal cannabis only under the direction of a licensed physician.

Residents shall have the right to farm, process, and conduct commerce in industrial hemp, for all lawful purposes including, but not limited to, paper, seed oil, food, body care products, fuel, building materials, auto parts, and clothing.

Industrial hemp and medicinal cannabis shall be researched, regulated, and promoted by the State in a manner substantially similar to other agricultural crops. Industrial hemp and medicinal cannabis, in all forms, are hereby removed from Schedule I classification in the State's Schedule of Controlled Substances one year after adoption of this amendment.

There shall be a fair and transparent process for determining cannabis-related commercial licensing that provides equal access to business ownership and employment for all Ohioans who have attained the age of 21 years old.

Nothing in this Amendment authorizes any person to engage in, nor prohibits the imposition of civil, criminal, or other penalties for undertaking any task under the influence of cannabis, when doing so would constitute negligence or professional malpractice; or to operate, navigate or be in actual physical control of any motorized conveyance or heavy machinery while under the influence of cannabis.

An individual shall not be considered to be under the influence of cannabis under Ohio law solely because of the presence of active or inactive metabolites of cannabis in the individual's urine, blood, tissue, hair or skin, or as detectable by any other measure of body chemistry. The legal definition of impairment as a result of cannabis use, and applicable testing to determine such impairment, shall be based on scientific evidence of impairment.

Nothing in this Amendment shall interfere with or change the ban on smoking in public places under the Smoke Free Workplace Act.

The provisions of this section are intended to be severable, and the invalidity of one or more of such provisions shall not affect the validity of the remaining provisions. No other provision of the Ohio Constitution shall impair the rights enumerated herein.

\*End of full text of Amendment\*

**STATEMENT OF CIRCULATOR**

I, Timothy C. McArdle, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 1 electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by DRW Campaigns, Inc. 3549 S. Dort Hwy Flint Mi 48507 (Name and address of employer). (The preceding sentence shall be completed as required by section 3501.38 of the Revised Code if the circulator is being employed to circulate the petition.)

I further declare under penalty of election falsification in accordance with section 3501.38 of the Revised Code that I witnessed the affixing of every signature to the foregoing petition paper, that all signers were to the best of my knowledge and belief the signature of the person whose signature purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.

(signed) 

(address of circulator's permanent address in this state) 292 S. MARS HALLSE,  
GRAND RAPIDS, MI  
49508