

## **RESOLUTION**

### **A RESOLUTION AUTHORIZING A REFERENDUM TO DETERMINE WHETHER CANNABIS BUSINESS OPERATIONS MAY OCCUR IN THE COUNTY OF MORGAN**

**WHEREAS**, on April 15, 2024, the Kentucky General Assembly passed 2024 House Bill 829, signed into law by Governor Andy Beshear on April 17, 2024, that amends KRS Chapter 218B, which codifies the statutes governing the Kentucky Medical Cannabis Program;

**WHEREAS**, KRS 218B.130 authorizes local government to pass resolutions directing that the question of prohibiting cannabis businesses from operating within its territory be submitted to the voters of its territory at the next regular election.

**WHEREAS**, the County of Morgan wishes to utilize the authority granted to it by KRS 218B.130 to direct that the question of prohibiting cannabis businesses from operating within the County of Morgan be submitted to the voters of the County of Morgan at the next regular election.

**NOW, THEREFORE, BE IT RESOLVED by the Morgan County Fiscal Court:**

#### **Section 1**

##### **Definitions**

The definitions within KRS 218B.010 are hereby adopted as if set out herein and as relevant to this resolution.

#### **Section 2**

##### **Cannabis Business Referendum Authorized**

Pursuant to KRS 218B.130 (2)(a)(2) and KRS Paragraph 218B.130(3)(b), the Morgan County Fiscal Court hereby resolves that the question of prohibiting cannabis businesses from operating within the County of Morgan be submitted to the voters of the County of Morgan at the next regular election in accordance with the language in KRS 218B.130(3)(b).

The ballot for the 2024 election shall state as follows: "Are you in favor of the sale of medicinal cannabis at a licensed dispensary and the operation of other cannabis businesses in Morgan County Kentucky? Yes or No?"

Section 3

Effective Date

This resolution shall be effective upon its enactment and publication by the Morgan County Fiscal Court.

Enacted this 15<sup>th</sup> day of July, 2024 on a motion by  
Tommy Fannin and seconded by Leroy Phipps.

Members present voting in favor 4

Members present voting against 0

By:   
Jim Gazay, Morgan County Judge Executive

Attest: Vicci Lewis  
Vicci Lewis, Morgan County Fiscal Court Clerk