



C-NACA

California Native American Cannabis Association

Summary of Proposed Legislation for Tribal/State Cannabis Activity Agreements

The purpose of the proposed legislation is to establish the California Governor’s authority to negotiate agreements with tribal nations located within the exterior boundaries of the State to participate in the legal California cannabis market, and recognition of the inherent right of tribes to participate in this area of commerce.

The proposed legislation:

- Coordinates the licensing and regulation of medicinal and adult-use cannabis activities authorized by California’s Medical Cannabis Regulation and Safety Act (MCRSA) and Proposition 64, the Control, Regulate and Tax Adult Use of Marijuana Act, with licensed and regulated cannabis activity conducted on tribal lands**
- Recognizes the inherent right of sovereign tribal nations in California to engage in commercial cannabis activity within a tribe’s jurisdiction**
- Authorizes commercial cannabis activity between entities located on tribal lands and under the regulatory authority of tribes and cannabis entities licensed by the State of California**
- Recognizes the exclusive authority of tribes to license and regulate cannabis activity located on tribal lands, and to issue disciplinary sanctions for violations of tribal cannabis regulations**
- Establishes a framework for cooperation and exchange of information between State cannabis regulatory agencies and tribal cannabis commissions/regulatory agencies**

- **Provides for the adoption and implementation of tribal licensing criteria, cannabis activity regulations, laboratory testing and quality assurance, packaging and labeling, cannabis waste disposal protocols, and accountability systems equivalent to or more stringent than the regulatory framework adopted by the State of California**
- **Provides for the adoption and implementation of standards and protocols no less stringent than those adopted by the State as it pertains to the cultivation, manufacturing, transportation, advertising and marketing, and retail sales of cannabis**
- **Emphasizes the commitment by tribes to ensure the health and safety of California consumers as it pertains to cannabis products cultivated, manufactured, and sold on tribal lands**
- **Emphasizes the commitment by tribes to ensuring the protection of public health, welfare, and safety related to commercial cannabis activity occurring within the jurisdiction of California tribes, including the protection of minors, the environment, and prevention of the diversion of cannabis outside the regulated market**
- **Recognizes tribal sovereignty, including recognition of tribal laws, ordinances, resolutions, legislative acts and regulations, as well as the promotion of economic development and self-sufficiency by tribes**
- **Describes the framework for tribal taxation of retail cannabis activity occurring with a tribe's jurisdiction**
- **Describes the process to be employed in communication and cooperation between the State and tribes implementing Tribal/State Cannabis Agreements**
- **Describes the process to be applied in dispute resolution between the State and tribes implementing Tribal/State Cannabis Agreements**