



**GANONG
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January 24, 2012

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INITIATIVE COORDINATOR
ATTORNEY GENERAL'S OFFICE

Office of the Attorney General
State of California
P.O. Box 994255
Sacramento, CA 94244-2250

Attention: Ms. MacFarland, Initiative Coordinator

Dear Ms. MacFarland:

Pursuant to Article II, Section 10(d) of the California Constitution, we are submitting the attached proposed statewide ballot measure ("Patient Reasonable Access Act of 2012") to your office and hereby request that a circulating title and summary of the chief purpose and points of the initiative measure be prepared pursuant to Elections Code §9001(a).

Also enclosed are the following:

Exhibit A: A draft of the initiative measure; and

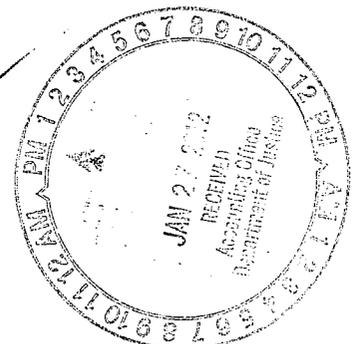
Exhibit(s) B: The required signed affidavits signed by each proponent pursuant to California Elections Code §§ 9001 and 9608, and the address of each proponent as a registered voter.

A check in the sum of \$200 to be placed in a trust fund in the Office of the State treasurer pursuant to Elections Code §9001(c). Each proponent has included their address as registered to vote in Exhibit B.

Thank you for your time and attention to this matter. Please contact us at the address above with any questions or comments.

Best Regards


PHILIP W. GANONG, ESQ.



PATIENT REASONABLE ACCESS INITIATIVE

Patient Reasonable Access Act of 2012

SECTION 1. Health and Safety Code §11362.5 is amended to add sections 11362.5 (f), (g) & (h) as follows:

- (f) Consistent with this Chapter, qualified patients have a property right under California law to own and possess medical marijuana.
- (g) Qualified patients under this Chapter shall have the right to associate for the purposes of cultivating, processing and distributing medical marijuana within their association and may recover reasonable costs incurred therefore, all free of any criminal sanctions in this Division.
- (h) Neither the state nor any regional government may prohibit the right of qualified patients under this Chapter to operate a qualified patient association, including a "store front" as allowed in section (g) above, except upon an evidenced based judicial finding of actual nuisance made on a case by case basis.

SECTION 2. If any provision of this Act or application thereof to any person or circumstance is held invalid, that shall not affect other provisions or applications of the Act that can be given effect without the invalid provision or application, and to this end the provisions of this Act are severable.