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LEGISLATIVE ACTION

Senate

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House

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Floor: WD

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05/02/2014 12:14 PM

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Senator Clemens moved the following:

Senate Amendment to House Amendment (329511)

Delete lines 126 - 177

and insert:

(5) DUTIES OF THE DEPARTMENT.—

(a) By January 1, 2015, the department shall:

1. Create a secure, electronic, and online compassionate use registry for the registration of physicians and patients as provided under this section. The registry must be accessible to law enforcement agencies and to a dispensing organization in order to verify patient authorization for low-THC cannabis and



816718

12 record the low-THC cannabis dispensed. The registry must prevent
13 an active registration of a patient by multiple physicians.

14 2. Authorize at least one, but no more than four,
15 dispensing organizations, to ensure reasonable statewide
16 accessibility and availability as necessary for patients
17 registered in the compassionate use registry and who are ordered
18 low-THC cannabis under this section. The department shall
19 develop an application form and impose an initial application
20 and biennial renewal fee that is sufficient to cover the costs
21 of administering this section. An applicant for approval as a
22 dispensing organization must be able to demonstrate:

23 a. The technical and technological ability to cultivate and
24 produce low-THC cannabis. The applicant must possess a valid
25 certificate of registration issued by the Department of
26 Agriculture and Consumer Services pursuant to s. 581.131 that is
27 issued for the cultivation of more than 400,000 plants, be
28 operated by a nurseryman as defined in s. 581.011, and have been
29 operated as a registered nursery in this state for at least 30
30 continuous years.

31 b. The ability to secure the premises, resources, and
32 personnel necessary to operate as a dispensing organization.

33 c. The ability to maintain accountability of all raw
34 materials, finished products, and any byproducts to prevent
35 diversion or unlawful access to or possession of these
36 substances.

37 d. An infrastructure reasonably located to dispense low-THC
38 cannabis to registered patients statewide or regionally as
39 determined by the department.

40 e. The financial ability to maintain operations for the



816718

41 duration of the 2-year approval cycle, including the provision
42 of certified financials to the department. Upon approval, the
43 applicant must post a \$5 million performance bond.

44 f. That all owners and managers have been fingerprinted and
45 have successfully passed a level 2 background screening pursuant
46 to s. 435.04.

47 g. The employment of a medical director who is a physician
48 licensed under chapter 458 or chapter 459 to supervise the
49 activities of the dispensing organization.

50 (b) Monitor physician registration and ordering of low-THC
51 cannabis for ordering practices that could facilitate unlawful
52 diversion or misuse of low-THC cannabis and take disciplinary
53 action as indicated.

54 (c) Adopt rules necessary to implement this section.