

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	—	(Y/N)
ADOPTED AS AMENDED	—	(Y/N)
ADOPTED W/O OBJECTION	—	(Y/N)
FAILED TO ADOPT	—	(Y/N)
WITHDRAWN	—	(Y/N)
OTHER	—	

1 Committee/Subcommittee hearing bill: Health & Human Services
2 Committee

3 Representative Brodeur offered the following:

4
5 **Amendment**

6 Remove lines 166-241 and insert:

7 (b) The appropriate board shall require the medical
8 director of each dispensing organization approved under
9 subsection (5) to successfully complete a 2-hour course and
10 subsequent examination offered by the Florida Medical
11 Association or the Florida Osteopathic Medical Association that
12 encompasses appropriate safety procedures and knowledge of low-
13 THC cannabis. Any medical director hired by a dispensing
14 organization after July 1, 2016, must successfully complete the
15 course and examination required in this paragraph, must hold an
16 active, unrestricted license as a physician under chapter 458 or
17 chapter 459, and must be board-certified as an oncologist,

Amendment No. 1

18 neurologist, or epileptologist or provide proof that he or she
19 specializes in the treatment of cancer, epilepsy, or physical
20 medical conditions that chronically produce symptoms of seizures
21 or severe and persistent muscle spasms.

22 (c) Successful completion of the course and examination
23 specified in paragraph (a) is required for every physician who
24 orders low-THC cannabis or paraphernalia each time such
25 physician renews his or her license. In addition, successful
26 completion of the course and examination specified in paragraph
27 (b) is required for the medical director of each dispensing
28 organization each time such physician renews his or her license.

29 (d) A physician who fails to comply with this subsection
30 and who orders low-THC cannabis or paraphernalia may be subject
31 to disciplinary action under the applicable practice act and
32 under s. 456.072(1)(k).

33 (5) DUTIES OF THE DEPARTMENT. ~~By January 1, 2015,~~ The
34 department shall:

35 (a) Create and maintain a secure, electronic, and online
36 compassionate use registry for the registration of physicians,
37 ~~and~~ patients, and caregivers as provided under this section. The
38 registry must be accessible to law enforcement agencies and to a
39 dispensing organization ~~in order~~ to verify patient and caregiver
40 authorization for low-THC cannabis and paraphernalia and record
41 the low-THC cannabis and paraphernalia dispensed. The registry
42 must prevent an active registration of a patient by multiple
43 physicians.

Amendment No. 1

44 (b) Authorize the establishment of five dispensing
45 organizations to ensure reasonable statewide accessibility and
46 availability as necessary for patients registered in the
47 compassionate use registry and who are ordered low-THC cannabis
48 or paraphernalia under this section, one in each of the
49 following regions: northwest Florida, northeast Florida, central
50 Florida, southeast Florida, and southwest Florida. The
51 department shall develop an application form and impose an
52 initial application and biennial renewal fee that is sufficient
53 to cover the costs of administering this section. An applicant
54 for approval as a dispensing organization must be able to
55 demonstrate:

56 1. The technical and technological ability to cultivate
57 and produce low-THC cannabis. The applicant must possess a valid
58 certificate of registration issued by the Department of
59 Agriculture and Consumer Services pursuant to s. 581.131 that is
60 issued for the cultivation of more than 400,000 plants, be
61 operated by a nurseryman as defined in s. 581.011, and have been
62 operated as a registered nursery in this state for at least 30
63 continuous years.

64 2. The ability to secure the premises, resources, and
65 personnel necessary to operate as a dispensing organization.

66 3. The ability to maintain accountability of all raw
67 materials, finished products, and any byproducts to prevent
68 diversion or unlawful access to or possession of these
69 substances.

Amendment No. 1

70 4. An infrastructure reasonably located to dispense low-
71 THC cannabis to registered patients statewide or regionally as
72 determined by the department.

73 5. The financial ability to maintain operations for the
74 duration of the 2-year approval cycle, including the provision
75 of certified financials to the department. Upon approval, the
76 applicant must post a \$5 million performance bond.

77 6. That all owners and managers have been fingerprinted
78 and have successfully passed a level 2 background screening
79 pursuant to s. 435.04.

80 7. The employment of a medical director who is a physician
81 licensed under chapter 458 or chapter 459 to supervise the
82 activities of the dispensing organization.