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LEGISLATIVE ACTION

Senate

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House

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Floor: WD/2R

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02/23/2016 12:20 PM

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Senator Braynon moved the following:

**Senate Amendment to Amendment (369986)**

Delete lines 682 - 705

and insert:

Section 3. Notwithstanding s. 381.986(5)(b), Florida Statutes, a dispensing organization that receives notice from the Department of Health that it is approved as a region's dispensing organization, posts a \$5 million performance bond in compliance with rule 64-4.002(5)(e), Florida Administrative Code, meets the requirements of and requests cultivation authorization pursuant to rule 64-4.005(2), Florida



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12 Administrative Code, and expends at least \$100,000 to fulfill  
13 its legal obligations as a dispensing organization; or any  
14 applicant that would have received notice of such approval from  
15 the Department of Health but for an erroneous finding that the  
16 applicant failed to meet the requirements of s. 381.986, Florida  
17 Statutes, must be granted cultivation authorization by the  
18 Department of Health and is authorized to operate as a  
19 dispensing organization for the full term of its original  
20 approval and all subsequent renewals pursuant to s. 381.986,  
21 Florida Statutes. If an organization that does not meet the  
22 definition in subsection (1) of that section demonstrates in any  
23 proceeding that it was entitled to be a dispensing organization  
24 under s. 381.986, Florida Statutes, and applicable rules, such  
25 organization and an organization meeting the criteria of  
26 subsection (1) shall both be dispensing organizations in the  
27 same region listed in s. 381.986(5)(b), Florida Statutes. During  
28 the operations of any dispensing organization meeting the  
29 criteria in this section, the Department of Health may enforce  
30 rule 64-4.005, Florida Administrative Code, as filed on June 17,  
31 2015.