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LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
12/03/2015	.	
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Appropriations Subcommittee on Criminal and Civil Justice (Soto)  
recommended the following:

**Senate Amendment (with directory and title amendments)**

Delete lines 21 - 53

and insert:

(a) "Dispensing organization" means an organization approved by the Department of Health under paragraph (10) (d) to cultivate, process, and dispense cannabis pursuant to this section.

(c) ~~(b)~~ "Investigational drug, biological product, or device" means:



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11           1. A drug, biological product, or device that has  
12 successfully completed phase 1 of a clinical trial but has not  
13 been approved for general use by the United States Food and Drug  
14 Administration and remains under investigation in a clinical  
15 trial approved by the United States Food and Drug  
16 Administration; or

17           2. Cannabis that is manufactured and sold by a dispensing  
18 organization.

19           (10) (a) Notwithstanding s. 893.13, s. 893.135, s. 893.147,  
20 or any other law, but subject to the requirements of this  
21 section, an eligible patient and the eligible patient's legal  
22 representative may purchase cannabis from a dispensing  
23 organization and may possess such cannabis for the patient's  
24 medical use.

25           (b) Notwithstanding s. 381.986, s. 893.13, s. 893.135, s.  
26 893.147, or any other law, but subject to the requirements of  
27 this section, a dispensing organization and its owners,  
28 managers, and employees may manufacture, possess, sell, deliver,  
29 distribute, dispense, and lawfully dispose of cannabis.

30           (c) A dispensing organization and its owners, managers, and  
31 employees are not subject to licensure or regulation under  
32 chapter 465 for manufacturing, possessing, selling, delivering,  
33 distributing, dispensing, or lawfully disposing of cannabis.

34           (d) By October 1, 2016, the Department of Health shall  
35 approve the establishment of 20 additional dispensing  
36 organizations to cultivate, process, and dispense cannabis  
37 pursuant to this section. An applicant for approval as a  
38 dispensing organization must demonstrate that it possesses the  
39 qualifications specified in s. 381.986(5)(b)2.-7.



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40 (e) As used in this subsection, the terms "manufacture,"  
41 "possession," "deliver," "distribute," and "dispense" have the  
42 same meanings as provided in s. 893.02.

43 (f) The Department of Health may adopt rules to administer  
44 this subsection.

45  
46 ===== D I R E C T O R Y C L A U S E A M E N D M E N T =====

47 And the directory clause is amended as follows:

48 Delete lines 16 - 17

49 and insert:

50 Section 1. Paragraphs (a) through (d) of subsection (2) of  
51 section 499.0295, Florida Statutes, are redesignated as  
52 paragraphs (b) through (e), respectively, present paragraph (b)  
53 of that subsection is amended, a new paragraph (a) is added to  
54 that subsection, and subsection (10) is

55  
56 ===== T I T L E A M E N D M E N T =====

57 And the title is amended as follows:

58 Delete lines 4 - 12

59 and insert:

60 defining the term "dispensing organization"; revising  
61 the definition of the term "investigational drug,  
62 biological product, or device"; providing for eligible  
63 patients or their legal representatives to purchase  
64 cannabis from dispensing organizations and possess  
65 such cannabis for medical use; authorizing certain  
66 licensed dispensing organizations to manufacture,  
67 possess, sell, deliver, distribute, dispense, and  
68 dispose of cannabis; exempting dispensing



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69 organizations from specified laws; directing the  
70 Department of Health to approve the establishment of a  
71 limited number of dispensing organizations by a  
72 specified date; requiring applicants for approval as  
73 dispensing organizations to demonstrate they possess  
74 certain qualifications; authorizing the Department of  
75 Health to adopt rules; providing an effective date.