

Amendment No.

CHAMBER ACTION

Senate

House

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Representative Edwards offered the following:

**Amendment to Amendment (171781)**

Remove lines 1202-1253 of the amendment and insert:

(c) A qualified patient or caregiver who cultivates marijuana or who purchases or acquires marijuana from any person or entity other than a medical marijuana treatment center violates s. 893.13 and is subject to the penalties provided therein.

(d)1. A qualified patient or caregiver in possession of marijuana or a marijuana delivery device who fails or refuses to present his or her marijuana use registry identification card upon the request of a law enforcement officer commits a

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14 misdemeanor of the second degree, punishable as provided in s.  
15 775.082 or s. 775.083, unless it can be determined through the  
16 medical marijuana use registry that the person is authorized to  
17 be in possession of that marijuana or marijuana delivery device.

18 2. A person charged with a violation of this paragraph may  
19 not be convicted if, prior to, before, or at the time of his or  
20 her court or hearing appearance, the person produces in court or  
21 to the clerk of the court in which the charge is pending a  
22 marijuana use registry identification card issued to him or her  
23 which is valid at the time of his or her arrest. The clerk of  
24 the court is authorized to dismiss such case at any time before  
25 the defendant's appearance in court. The clerk of the court may  
26 assess a fee of \$5 for dismissing the case under this paragraph.

27 (e) A caregiver who violates any of the applicable  
28 provisions of this section or applicable department rules, for  
29 the first offense, commits a misdemeanor of the second degree,  
30 punishable as provided in s. 775.082 or s. 775.083 and, for a  
31 second or subsequent offense, commits a misdemeanor of the first  
32 degree, punishable as provided in s. 775.082 or s. 775.083.

33 (f) A qualified physician who issues a physician  
34 certification for marijuana or a marijuana delivery device and  
35 receives compensation from a medical marijuana treatment center  
36 related to the issuance of a physician certification for  
37 marijuana or a marijuana delivery device is subject to  
38 disciplinary action under the applicable practice act and s.

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39 456.072 (1) (n) .

40 (g) A person transporting marijuana or marijuana delivery  
41 devices on behalf of a medical marijuana treatment center or  
42 marijuana testing laboratory who fails or refuses to present a  
43 transportation manifest upon the request of a law enforcement  
44 officer commits a misdemeanor of the second degree, punishable  
45 as provided in s. 775.082 or s. 775.083.

46 (h) Persons and entities conducting activities authorized  
47 and governed by this section and s. 381.988 are subject to the  
48 provisions of ss. 456.053, 456.054, and 817.505, as applicable.

49 (i) A person or entity that cultivates, processes,

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