



723660

LEGISLATIVE ACTION

Senate

House

.
. .
. .
. .
. .

Floor: 1/WD/2R

05/04/2017 10:17 PM

Senator Rouson moved the following:

Senate Amendment (with title amendment)

Delete lines 612 - 650

and insert:

(a) The department shall issue physical or electronic medical marijuana use registry identification cards for qualified patients and caregivers who are residents of this state, which must be renewed annually. The department may charge a reasonable fee associated with the issuance and renewal of identification cards. The fee may not exceed \$75. Of each issuance or renewal fee, the department shall allocate \$10 to



723660

12 the Division of Research at Florida Agricultural and Mechanical
13 University for the purpose of educating minorities about
14 marijuana for medical use and for the prevention of unlawful
15 uses of marijuana. The identification cards must be resistant to
16 counterfeiting and tampering and must include, at a minimum, the
17 following:

18 1. The name, address, and date of birth of the qualified
19 patient or caregiver.

20 2. A full-face, passport-type, color photograph of the
21 qualified patient or caregiver taken within the 90 days
22 immediately preceding registration or the Florida driver license
23 or Florida identification card photograph of the qualified
24 patient or caregiver obtained directly from the Department of
25 Highway Safety and Motor Vehicles.

26 3. Designation of the cardholder as a qualified patient or
27 a caregiver.

28 4. The unique numeric identifier used for the qualified
29 patient in the medical marijuana use registry.

30 5. For a caregiver, the name and unique numeric identifier
31 of the caregiver and the qualified patient or patients that the
32 caregiver is assisting.

33 6. The expiration date of the identification card.

34 (b) Electronic identification cards must comply with the
35 Health Insurance Portability and Accountability Act (HIPAA) as
36 it pertains to protected health information and all other
37 relevant state and federal privacy and security laws and
38 regulations. Such electronic cards must:

39 1. Contain the technology to automatically expire and be
40 remotely terminated by the department;



723660

41 2. Collect timestamped, geotagged data to be uploaded in
42 real time into the compassionate use registry; and

43 3. Maintain compatibility with smartphone and web-based
44 platforms.

45 (c) The department must receive written consent from a
46 qualified patient's parent or legal guardian before it may issue
47 an identification card to a qualified patient who is a minor.

48 (d) The department shall, by July 3, 2017, adopt rules
49 pursuant to ss. 120.536(1) and 120.54 establishing procedures
50 for the issuance, renewal, suspension, replacement, surrender,
51 and revocation of medical marijuana use registry identification
52 cards and shall begin issuing qualified patient identification
53 cards by October 3, 2017.

54 (e) Applications for identification cards must be submitted
55 on a form prescribed by the department. The department may
56 charge a reasonable fee associated with the issuance,
57 replacement, and renewal of identification cards. The department
58 may contract with a third-party vendor to issue identification
59 cards. The vendor selected by the department must have
60 experience performing similar functions for other state
61 agencies.

62 (f) A qualified patient or caregiver must return his or
63

64 ===== T I T L E A M E N D M E N T =====

65 And the title is amended as follows:

66 Delete line 34

67 and insert:

68 cards; authorizing the department to charge a fee for
69 identification cards; requiring the department to



723660

70

issue licenses to a