

By Senator Thurston

33-00379-21

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1 A bill to be entitled
2 An act relating to fees; amending s. 381.986, F.S.;
3 requiring the Department of Health to impose initial
4 application and biennial renewal fees for the
5 licensing of medical marijuana retail facilities;
6 providing a contingent effective date.
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8 Be It Enacted by the Legislature of the State of Florida:
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10 Section 1. Paragraph (a) of subsection (9) of section
11 381.986, Florida Statutes, as amended by SB ____, 2021 Regular
12 Session, is amended to read:

13 381.986 Medical use of marijuana.—

14 (9) MEDICAL MARIJUANA RETAIL FACILITIES.—The department
15 shall license medical marijuana retail facilities to ensure
16 reasonable statewide accessibility and availability as necessary
17 for qualified patients registered in the medical marijuana use
18 registry and who are issued a physician certification under this
19 section. The department shall begin issuing medical marijuana
20 retail facility licenses by August 1, 2021.

21 (a) An applicant for licensure as a medical marijuana
22 retail facility shall apply to the department on a form
23 prescribed by the department and adopted in rule. The department
24 shall adopt rules pursuant to ss. 120.536(1) and 120.54
25 establishing a procedure for the issuance and biennial renewal
26 of licenses. The department shall impose initial application and
27 biennial renewal fees sufficient to cover the costs of
28 implementing and administering this subsection. The department
29 shall identify applicants with strong diversity plans reflecting

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30 this state's commitment to diversity and it shall implement
31 training programs and other educational programs to enable
32 minority persons and minority business enterprises, as defined
33 in s. 288.703, and veteran business enterprises, as defined in
34 s. 295.187, to qualify for medical marijuana retail facility
35 licensure and contracts. The department shall issue a license to
36 an applicant if the applicant meets the requirements of this
37 subsection and rules adopted under this subsection. The
38 department shall renew the licensure of a medical marijuana
39 retail facility biennially if the licensee meets the
40 requirements of this subsection and rules adopted under this
41 subsection. An individual may not be an applicant, owner,
42 officer, board member, or manager on more than one application
43 for licensure as a medical marijuana retail facility. An
44 individual or entity may not be awarded more than one license as
45 a medical marijuana retail facility. Each medical marijuana
46 retail facility license is valid for one physical location. A
47 medical marijuana treatment center may not be awarded a license
48 to operate a medical marijuana retail facility.

49 Section 2. This act shall take effect on the same date that
50 SB ____ or similar legislation takes effect, if such legislation
51 is adopted in the same legislative session or an extension
52 thereof and becomes a law.