

By the Committee on Health Policy; and Senator Calatayud

588-02787-26

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A bill to be entitled  
An act relating to medical marijuana; amending s.  
381.986, F.S.; increasing the number of supply limits  
of marijuana which a qualified physician may issue in  
a single physician certification for the medical use  
of marijuana; revising the frequency with which  
qualified physicians must evaluate existing qualified  
patients for a physician certification for the medical  
use of marijuana; providing that the fee associated  
with identification cards for certain veterans of the  
United States Armed Forces may not exceed a specified  
amount; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Paragraphs (f) and (g) of subsection (4) and  
paragraph (d) of subsection (7) of section 381.986, Florida  
Statutes, are amended to read:

381.986 Medical use of marijuana.—

(4) PHYSICIAN CERTIFICATION.—

(f) A qualified physician may not issue a physician  
certification for more than five ~~three~~ 70-day supply limits of  
marijuana or more than ten ~~six~~ 35-day supply limits of marijuana  
in a form for smoking. The department shall quantify by rule a  
daily dose amount with equivalent dose amounts for each  
allowable form of marijuana dispensed by a medical marijuana  
treatment center. The department shall use the daily dose amount  
to calculate a 70-day supply.

1. A qualified physician may request an exception to the

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30 daily dose amount limit, the 35-day supply limit of marijuana in  
31 a form for smoking, and the 4-ounce possession limit of  
32 marijuana in a form for smoking established in paragraph  
33 (14) (a). The request must ~~shall~~ be made electronically on a form  
34 adopted by the department in rule and must include, at a  
35 minimum:

36 a. The qualified patient's qualifying medical condition.

37 b. The dosage and route of administration that was  
38 insufficient to provide relief to the qualified patient.

39 c. A description of how the patient will benefit from an  
40 increased amount.

41 d. The minimum daily dose amount of marijuana that would be  
42 sufficient for the treatment of the qualified patient's  
43 qualifying medical condition.

44 2. A qualified physician must provide the qualified  
45 patient's records upon the request of the department.

46 3. The department shall approve or disapprove the request  
47 within 14 days after receipt of the complete documentation  
48 required by this paragraph. The request is ~~shall be~~ deemed  
49 approved if the department fails to act within this time period.

50 (g) A qualified physician must evaluate an existing  
51 qualified patient at least once every 52 ~~30~~ weeks before issuing  
52 a new physician certification. A qualified physician who has  
53 issued a certification to the patient after conducting an in-  
54 person physical examination as defined in subparagraph (a)1. may  
55 conduct the evaluation through telehealth as defined in s.  
56 456.47. A physician must:

57 1. Determine whether ~~if~~ the patient still meets the  
58 requirements to be issued a physician certification under

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59 paragraph (a).

60 2. Identify and document in the qualified patient's medical  
61 records whether the qualified patient experienced either of the  
62 following related to the medical use of marijuana:

63 a. An adverse drug interaction with any prescription or  
64 nonprescription medication; or

65 b. A reduction in the use of, or dependence on, other types  
66 of controlled substances as defined in s. 893.02.

67 3. Submit a report with the findings required pursuant to  
68 subparagraph 2. to the department. The department shall submit  
69 such reports to the Consortium for Medical Marijuana Clinical  
70 Outcomes Research established pursuant to s. 1004.4351.

71 (7) IDENTIFICATION CARDS.—

72 (d) Applications for identification cards must be submitted  
73 on a form prescribed by the department. The department may  
74 charge a reasonable fee associated with the issuance,  
75 replacement, and renewal of identification cards. The fee for  
76 any veteran who was honorably discharged from the United States  
77 Armed Forces may not exceed \$15. The department shall allocate  
78 \$10 of the identification card fee to the Division of Research  
79 at Florida Agricultural and Mechanical University for the  
80 purpose of educating minorities about marijuana for medical use  
81 and the impact of the unlawful use of marijuana on minority  
82 communities. The department shall contract with a third-party  
83 vendor to issue identification cards. The vendor selected by the  
84 department must have experience performing similar functions for  
85 other state agencies.

86 Section 2. This act shall take effect July 1, 2026.