

BY: Conference Committee

AMENDMENTS TO HOUSE BILL 881
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “registration” and substitute “approval”; in line 7, after “site;” insert “increasing the membership of the Commission; requiring the Department of Health and Mental Hygiene to adopt certain regulations;”; in line 12, strike “registered” and substitute “approved”; and in line 14, after “applications;” insert “prohibiting a certifying physician and the spouse of a certifying physician from receiving gifts from, or having any financial interest in, a medical marijuana grower or a dispensary; authorizing a certifying physician to receive certain compensation if the certifying physician obtains certain approval and discloses certain information;”.

On page 2, in line 6, strike “licensed” and substitute “medical marijuana”; in the same line, after “grower” insert “or dispensary licensed by the Commission”; in line 8, after “caregiver;” insert “prohibiting a caregiver from serving more than a certain number of qualifying patients at any time; prohibiting a qualifying patient from having more than a certain number of caregivers;”; in lines 9 and 10, strike “a registration” and substitute “an approval”; in line 11, strike “a registration” and substitute “an approval”; strike beginning with “providing” in line 12 down through “actions;” in line 13; strike beginning with “providing” in line 16 down through “grower;” in line 18 and substitute “requiring the Commission to establish a certain application review process for granting medical marijuana grower licenses; prohibiting the Commission from issuing more than one medical than one medical marijuana grower license to an applicant; requiring a medical marijuana grower to pay a certain fee; altering the entities to which a licensed medical marijuana grower may provide marijuana; providing for the term of an initial and a renewal medical marijuana grower license; providing for the form of an application to operate as a medical marijuana grower; requiring the Commission to set certain standards for licensure; requiring a medical marijuana grower agent to be registered with the Commission; requiring a medical marijuana grower to apply to the Commission for a registration”.

(Over)

card for each grower agent by submitting certain information to the Commission; requiring each medical marijuana grower agent to obtain a criminal history records check;”; in line 19, strike “and” and substitute a comma; in the same line, after “prepare” insert “medical”; in line 20, after “administration” insert “, and are located in agricultural zones”; in the same line, after “to” insert “actively”; in line 21, after “diversity” insert “and to encourage certain applicants”; strike beginning with “prohibiting” in line 25 down through “requirements;” in line 26 and substitute “prohibiting a medical marijuana grower agent and certain family members of a medical marijuana grower agent from being employed by, and receiving any compensation or gifts from, or having any financial interest in a certifying physician or a medical marijuana treatment center;”; strike beginning with the second “to” in line 27 down through “and” in line 28 and substitute “only to certain programs, certain licensed dispensaries, qualified patients, and caregivers; authorizing a medical marijuana grower”; in line 29, after “patient” insert “or caregiver”; in the same line, after “obtain” insert “medical”; in line 31, after “facilities;” insert “requiring a dispensary to be licensed by the Commission; requiring an applicant to be licensed as a dispensary to submit to the Commission a certain application fee and a certain application; requiring the Commission to establish a certain application review process for granting dispensary licenses and to actively seek to achieve racial, ethnic, and geographic diversity when licensing dispensaries; prohibiting certain entities and agents from being arrested or penalized for certain actions; requiring the medical marijuana treatment center agents to meet certain qualifications; requiring dispensaries to apply to the Commission for registration cards for certain agents by submitting certain information; requiring, under certain circumstances, dispensaries to notify the Commission and return registration cards of certain agents to the Commission within a certain time period; requiring the Commission, on receipt of a certain notice, to immediately revoke certain registrations and, under certain circumstances, notify the Department of State Police that certain registration cards have not been returned; prohibiting the Commission from registering certain persons as dispensary agents; requiring an applicant for certain criminal history records checks to submit to the Criminal Justice Information System Central Repository of the Department of Public Safety and Correctional Services certain sets of fingerprints and

certain fees; requiring the Central Repository to forward to the Commission and the applicant certain information; authorizing, under certain circumstances, the Commission to accept an alternate method of criminal history records checks as permitted by certain individuals; providing that certain information obtained from the Central Repository is confidential, may not be redisseminated, and may be used only for a certain purpose; authorizing the subject of a certain criminal history records check to contest the contents of a certain statement;”; and in line 38, after “date;” insert “requiring the Commission to report to certain committees of the General Assembly on or before a certain date in certain years on any change in marijuana use by minors; requiring the Commission to study and report its recommendations to the General Assembly on how to provide access to medical marijuana for certain veterans; requiring the Commission to report to the General Assembly on or before a certain date on the level of competition in the market for medical marijuana; requiring the Commission, in consultation with the Comptroller, to study the taxation of medical marijuana and the impact that medical marijuana laws have had on banking and financial transactions in other states and to report the Commission’s findings and recommendations to the General Assembly on or before a certain date;”.

On page 3, in line 3, strike “and 13-3313” and substitute “, 13-3310, 13-3311, 13-3312, and 13-3316”.

AMENDMENT NO. 2

On page 3, in line 27, after “**MEDICINE;**” insert “AND”; strike beginning with “**ON**” in line 28 down through “**WITH**” in line 30 and substitute “APPROVED BY”; and in line 31, after “**USE**” insert “IN ACCORDANCE WITH REGULATIONS ADOPTED BY THE COMMISSION”.

On page 4, after line 2, insert:

“(F) “DISPENSARY” MEANS AN ENTITY LICENSED UNDER THIS SUBTITLE THAT ACQUIRES, POSSESSES, PROCESSES, TRANSFERS, TRANSPORTS, SELLS, DISTRIBUTES, DISPENSES, OR ADMINISTERS MARIJUANA, PRODUCTS CONTAINING MARIJUANA, RELATED SUPPLIES, RELATED PRODUCTS INCLUDING FOOD, TINCTURES, AEROSOLS, OILS, OR OINTMENTS, OR EDUCATIONAL MATERIALS FOR USE BY A QUALIFYING PATIENT OR CAREGIVER.

“(G) “DISPENSARY AGENT” MEANS AN OWNER, A MEMBER, AN EMPLOYEE, A VOLUNTEER, AN OFFICER, OR A DIRECTOR OF A DISPENSARY.”;

in line 3, strike “(F)” and substitute “(H)”; in line 5, strike “(G)” and substitute “(I) “MEDICAL MARIJUANA GROWER AGENT” MEANS AN OWNER, AN EMPLOYEE, A VOLUNTEER, AN OFFICER, OR A DIRECTOR OF A MEDICAL MARIJUANA GROWER LICENSED UNDER THIS SUBTITLE.

“(J)”;

in line 8, strike “(H)” and substitute “(K)”; in line 13, before “HAS” insert “(I)”; in line 15, after “RELATIONSHIP;” insert “OR”; in lines 16, 18, and 19, strike “(2)”, “(3)”, and “(I)”, respectively, and substitute “(II)”, “(2)”, and “(L)”, respectively; and in line 17, strike “OR” and substitute “AND”.

On page 5, in line 18, strike “REGISTER” and substitute “APPROVE”; strike beginning with the colon in line 23 down through “DEVELOP” in line 24 and substitute “DEVELOP”; and strike beginning with the semicolon in line 25 down through “GROWERS” in line 28.

On page 6, after line 11, insert:

“(E) THE COMMISSION SHALL DEVELOP AND MAINTAIN A WEB SITE THAT:

(1) PROVIDES INFORMATION ON HOW AN INDIVIDUAL CAN OBTAIN MEDICAL MARIJUANA IN THE STATE AND HOW AN INDIVIDUAL CAN FIND A CERTIFYING PHYSICIAN; AND

(2) PROVIDES CONTACT INFORMATION FOR LICENSED GROWERS AND LICENSED DISPENSARIES.”;

and in lines 13 and 16, strike “12” and “11”, respectively, and substitute “**15**” and “**14**”, respectively.

On page 7, in line 1, strike “and”; and in line 3, after “States” insert “;

(X) AN INDIVIDUAL WITH EXPERIENCE IN HORTICULTURE, RECOMMENDED BY THE DEPARTMENT OF AGRICULTURE;

(XI) ONE REPRESENTATIVE OF THE UNIVERSITY OF MARYLAND EXTENSION; AND

(XII) ONE REPRESENTATIVE OF THE OFFICE OF THE COMPTROLLER”.

On page 11, in line 25, strike “REGISTERED” and substitute “**APPROVED**”.

On page 12, in lines 23 and 24, strike “RESISTANT TO CONVENTIONAL MEDICINE” and substitute “**FOR WHICH OTHER MEDICAL TREATMENTS HAVE BEEN INEFFECTIVE**”; after line 25, insert:

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“(E) (1) A CERTIFYING PHYSICIAN OR THE SPOUSE OF A CERTIFYING PHYSICIAN MAY NOT RECEIVE ANY GIFTS FROM OR HAVE AN OWNERSHIP INTEREST IN A MEDICAL MARIJUANA GROWER OR A DISPENSARY.”

(2) A CERTIFYING PHYSICIAN MAY RECEIVE COMPENSATION FROM A MEDICAL MARIJUANA GROWER OR DISPENSARY IF:

(I) THE CERTIFYING PHYSICIAN OBTAINS THE APPROVAL OF THE COMMISSION BEFORE RECEIVING THE COMPENSATION; AND

(II) DISCLOSES THE AMOUNT OF COMPENSATION RECEIVED FROM THE MEDICAL MARIJUANA GROWER OR DISPENSARY TO THE COMMISSION.”;

and in line 26, strike “(E)” and substitute “(F)”.

On page 13, in line 9, strike “LICENSED GROWER” and substitute “MEDICAL MARIJUANA GROWER LICENSED BY THE COMMISSION OR A DISPENSARY LICENSED BY THE COMMISSION”; after line 12, insert:

“(6) (I) A CAREGIVER MAY SERVE NO MORE THAN FIVE QUALIFYING PATIENTS AT ANY TIME.

(II) A QUALIFYING PATIENT MAY HAVE NO MORE THAN TWO CAREGIVERS.”;

in lines 13 and 24, strike “(F)” and “(G)”, respectively, and substitute “(G)” and “(H)”, respectively; in lines 24 and 25, strike “FOR A RENEWAL OF A REGISTRATION” and substitute “TO THE COMMISSION FOR APPROVAL”; in lines 26 and 27, strike “A

REGISTRATION” and substitute “AN APPLICATION FOR APPROVAL”; and strike in their entirety lines 29 and 30.

On page 14, strike in their entirety lines 1 and 2; in line 10, after “growers” insert “THAT MEET ALL REQUIREMENTS ESTABLISHED BY THE COMMISSION”; in line 11, strike “programs” and substitute “:

(I) PROGRAMS”;

in line 12, after “subtitle” insert “:

(II) DISPENSARIES LICENSED BY THE COMMISSION UNDER THIS SUBTITLE; AND

(III) QUALIFYING PATIENTS AND CAREGIVERS”;

in line 13, strike “The” and substitute “EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE”; in the same line, strike “10” and substitute “15”; after line 14, insert:

“(II) BEGINNING JUNE 1, 2016, THE COMMISSION MAY ISSUE THE NUMBER OF LICENSES NECESSARY TO MEET THE DEMAND FOR MEDICAL MARIJUANA BY QUALIFYING PATIENTS AND CAREGIVERS ISSUED IDENTIFICATION CARDS UNDER THIS SUBTITLE IN AN AFFORDABLE, ACCESSIBLE, SECURE, AND EFFICIENT MANNER.

(III) THE COMMISSION SHALL ESTABLISH AN APPLICATION REVIEW PROCESS FOR GRANTING MEDICAL MARIJUANA GROWER LICENSES IN WHICH APPLICATIONS ARE REVIEWED, EVALUATED, AND RANKED BASED ON CRITERIA ESTABLISHED BY THE COMMISSION.

(IV) THE COMMISSION MAY NOT ISSUE MORE THAN ONE MEDICAL MARIJUANA GROWER LICENSE TO EACH APPLICANT.

(V) A GROWER SHALL PAY AN APPLICATION FEE IN AN AMOUNT TO BE DETERMINED BY THE COMMISSION CONSISTENT WITH THIS SUBTITLE.

(3) THE COMMISSION SHALL SET STANDARDS FOR LICENSURE AS A MEDICAL MARIJUANA GROWER TO ENSURE PUBLIC SAFETY AND SAFE ACCESS TO MEDICAL MARIJUANA, WHICH MAY INCLUDE A REQUIREMENT FOR THE POSTING OF SECURITY.

(4) EACH MEDICAL MARIJUANA GROWER AGENT SHALL:

(I) BE REGISTERED WITH THE COMMISSION BEFORE THE AGENT MAY VOLUNTEER OR WORK FOR A LICENSED GROWER; AND

(II) OBTAIN A STATE AND NATIONAL CRIMINAL HISTORY RECORDS CHECK IN ACCORDANCE WITH § 13-3312 OF THIS SUBTITLE.

(5) (I) A LICENSED GROWER SHALL APPLY TO THE COMMISSION FOR A REGISTRATION CARD FOR EACH GROWER AGENT BY SUBMITTING THE NAME, ADDRESS, AND DATE OF BIRTH OF THE AGENT.

(II) 1. WITHIN 1 BUSINESS DAY AFTER A GROWER AGENT CEASES TO BE ASSOCIATED WITH A GROWER, THE GROWER SHALL:

A. NOTIFY THE COMMISSION; AND

B. RETURN THE GROWER AGENT'S REGISTRATION CARD TO THE COMMISSION.

2. ON RECEIPT OF A NOTICE DESCRIBED IN SUBSUBPARAGRAPH 1A OF THIS SUBPARAGRAPH, THE COMMISSION SHALL:

A. IMMEDIATELY REVOKE THE REGISTRATION CARD OF THE GROWER AGENT; AND

B. IF THE REGISTRATION CARD WAS NOT RETURNED TO THE COMMISSION, NOTIFY THE DEPARTMENT OF STATE POLICE.

(III) THE COMMISSION MAY NOT REGISTER A PERSON WHO HAS BEEN CONVICTED OF A FELONY DRUG OFFENSE AS A GROWER AGENT.”;

in line 15, strike “**(II)** **1.**” and substitute “**(6)** **(I)**”; in line 16, strike “**5**” and substitute “**2**”; in line 17, strike “**2.**” and substitute “**(II)**”; in line 18, strike “**10**” and substitute “**2**”; in line 19, strike “**(III)**” and substitute “**(7)**”; in line 21, strike “**(3)**” and substitute “**(8)**”; after line 27, insert:

“(III) THE COMMISSION SHALL ENCOURAGE LICENSING MEDICAL MARIJUANA GROWERS LOCATED IN AGRICULTURAL ZONES.”;

in line 28, strike “**(III)** **1.**” and substitute “**(9)** **(I)**”; in the same line, after “**SHALL**” insert “**:**”

1. ACTIVELY”;

and in line 30, after “**GROWERS**” insert “**; AND**”.

AMENDMENT NO. 3

On page 15, in line 1, after “2.” insert “ENCOURAGE APPLICANTS WHO QUALIFY AS A MINORITY BUSINESS ENTERPRISE, AS DEFINED IN § 14-301 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.”

(II)”;

in line 5, strike “(IV) 1.” and substitute “(10)”; strike in their entirety lines 8 through 10, inclusive; in line 12, strike the brackets; strike beginning with “TO” in line 13 down through the period in line 16 and substitute “PROGRAMS APPROVED FOR OPERATION UNDER THIS SUBTITLE;”

(2) DISPENSARIES LICENSED BY THE COMMISSION UNDER THIS SUBTITLE;

(3) QUALIFIED PATIENTS; AND

(4) CAREGIVERS.”;

in line 20, after “PATIENT” insert “OR CAREGIVER”; after line 31, insert:

“13-3310.

(A) A DISPENSARY SHALL BE LICENSED BY THE COMMISSION.

(B) TO BE LICENSED AS A DISPENSARY, AN APPLICANT SHALL SUBMIT TO THE COMMISSION:

(1) AN APPLICATION FEE IN AN AMOUNT TO BE DETERMINED BY THE COMMISSION CONSISTENT WITH THIS SUBTITLE; AND

(2) AN APPLICATION THAT INCLUDES:

(I) THE LEGAL NAME AND PHYSICAL ADDRESS OF THE PROPOSED DISPENSARY;

(II) THE NAME, ADDRESS, AND DATE OF BIRTH OF EACH PRINCIPAL OFFICER AND EACH DIRECTOR, NONE OF WHOM MAY HAVE SERVED AS A PRINCIPAL OFFICER OR DIRECTOR FOR A DISPENSARY THAT HAS HAD ITS REGISTRATION CERTIFICATE REVOKED; AND

(III) OPERATING PROCEDURES THAT THE DISPENSARY WILL USE, CONSISTENT WITH COMMISSION REGULATIONS FOR OVERSIGHT, INCLUDING STORAGE OF MARIJUANA ONLY IN ENCLOSED AND LOCKED FACILITIES.

(C) THE COMMISSION SHALL:

(1) ESTABLISH AN APPLICATION REVIEW PROCESS FOR GRANTING DISPENSARY LICENSES IN WHICH APPLICATIONS ARE REVIEWED, EVALUATED, AND RANKED BASED ON CRITERIA ESTABLISHED BY THE COMMISSION; AND

(2) ACTIVELY SEEK TO ACHIEVE RACIAL, ETHNIC, AND GEOGRAPHIC DIVERSITY WHEN LICENSING DISPENSARIES.

(D) A DISPENSARY LICENSED UNDER THIS SECTION OR A DISPENSARY AGENT REGISTERED UNDER § 13-3311 OF THIS SUBTITLE MAY NOT BE PENALIZED OR ARRESTED UNDER STATE LAW FOR ACQUIRING, POSSESSING, PROCESSING, TRANSFERRING, TRANSPORTING, SELLING, DISTRIBUTING, OR

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DISPENSING MARIJUANA, PRODUCTS CONTAINING MARIJUANA, RELATED SUPPLIES, OR EDUCATIONAL MATERIALS FOR USE BY A QUALIFYING PATIENT OR A CAREGIVER.

13-3311.

(A) A DISPENSARY AGENT SHALL:

(1) BE AT LEAST 21 YEARS OLD;

(2) BE REGISTERED WITH THE COMMISSION BEFORE THE AGENT MAY VOLUNTEER OR WORK AT A DISPENSARY; AND

(3) OBTAIN A STATE AND NATIONAL CRIMINAL HISTORY RECORDS CHECK IN ACCORDANCE WITH § 13-3312 OF THIS SUBTITLE.

(B) A DISPENSARY SHALL APPLY TO THE COMMISSION FOR A REGISTRATION CARD FOR EACH DISPENSARY AGENT BY SUBMITTING THE NAME, ADDRESS, AND DATE OF BIRTH OF THE AGENT.

(C) (1) WITHIN 1 BUSINESS DAY AFTER A DISPENSARY AGENT CEASES TO BE ASSOCIATED WITH A DISPENSARY, THE DISPENSARY SHALL:

(i) NOTIFY THE COMMISSION; AND

(ii) RETURN THE DISPENSARY AGENT'S REGISTRATION CARD TO THE COMMISSION.

(2) ON RECEIPT OF A NOTICE DESCRIBED IN PARAGRAPH (1) OF THIS SUBSECTION, THE COMMISSION SHALL:

(I) IMMEDIATELY REVOKE THE REGISTRATION CARD OF THE DISPENSARY AGENT; AND

(II) IF THE REGISTRATION CARD WAS NOT RETURNED TO THE COMMISSION, NOTIFY THE DEPARTMENT OF STATE POLICE.

(D) THE COMMISSION MAY NOT REGISTER A PERSON WHO HAS BEEN CONVICTED OF A FELONY DRUG OFFENSE AS A DISPENSARY AGENT.

13-3312.

(A) IN THIS SECTION, "CENTRAL REPOSITORY" MEANS THE CRIMINAL JUSTICE INFORMATION SYSTEM CENTRAL REPOSITORY OF THE DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES.

(B) AS PART OF AN APPLICATION TO THE CENTRAL REPOSITORY FOR A STATE AND NATIONAL CRIMINAL HISTORY RECORDS CHECK, AN APPLICANT SHALL SUBMIT TO THE CENTRAL REPOSITORY:

(1) TWO COMPLETE SETS OF LEGIBLE FINGERPRINTS TAKEN ON FORMS APPROVED BY THE DIRECTOR OF THE CENTRAL REPOSITORY AND THE DIRECTOR OF THE FEDERAL BUREAU OF INVESTIGATION;

(2) THE FEE AUTHORIZED UNDER § 10-221(B)(7) OF THE CRIMINAL PROCEDURE ARTICLE FOR ACCESS TO STATE CRIMINAL HISTORY RECORDS; AND

(3) THE PROCESSING FEE REQUIRED BY THE FEDERAL BUREAU OF INVESTIGATION FOR A NATIONAL CRIMINAL HISTORY RECORDS CHECK.

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(C) IN ACCORDANCE WITH §§ 10-201 THROUGH 10-228 OF THE CRIMINAL PROCEDURE ARTICLE, THE CENTRAL REPOSITORY SHALL FORWARD TO THE COMMISSION AND TO THE APPLICANT THE CRIMINAL HISTORY RECORD INFORMATION OF THE APPLICANT.

(D) IF AN APPLICANT HAS MADE TWO OR MORE UNSUCCESSFUL ATTEMPTS AT SECURING LEGIBLE FINGERPRINTS, THE COMMISSION MAY ACCEPT AN ALTERNATE METHOD OF A CRIMINAL HISTORY RECORDS CHECK AS PERMITTED BY THE DIRECTOR OF THE CENTRAL REPOSITORY AND THE DIRECTOR OF THE FEDERAL BUREAU OF INVESTIGATION.

(E) INFORMATION OBTAINED FROM THE CENTRAL REPOSITORY UNDER THIS SECTION SHALL BE:

(1) CONFIDENTIAL AND MAY NOT BE REDISSEMINATED; AND

(2) USED ONLY FOR THE REGISTRATION PURPOSE AUTHORIZED BY THIS SUBTITLE.

(F) THE SUBJECT OF A CRIMINAL HISTORY RECORDS CHECK UNDER THIS SECTION MAY CONTEST THE CONTENTS OF THE PRINTED STATEMENT ISSUED BY THE CENTRAL REPOSITORY, AS PROVIDED IN § 10-223 OF THE CRIMINAL PROCEDURE ARTICLE.”;

and in line 32, strike “**13-3310.**” and substitute “**13-3313.**”.

AMENDMENT NO. 4

On page 16, in line 20, strike “**OR**”; after line 20, insert:

“(6) A DISPENSARY LICENSED UNDER § 13-3310 OF THIS SUBTITLE OR A DISPENSARY AGENT REGISTERED UNDER § 13-3311 OF THIS SUBTITLE; OR”;

in line 21, strike “**(6)**” and substitute “**(7)**”; strike beginning with “**CERTIFYING**” in line 21 down through “**STAFF**” in line 22 and substitute “**QUALIFYING PATIENT IS RECEIVING TREATMENT**”; in line 25, after “patient” insert “**, A CAREGIVER, A LICENSED GROWER, OR A LICENSED DISPENSARY**”; and in line 32, strike “**13-3311.**” and substitute “**13-3314.**”.

On page 17, in line 29, strike “**REGISTRATION**” and substitute “**APPROVAL**”; in the same line, strike “**WITH**” and substitute “**BY**”; and in line 30, strike “**13-3312.**” and substitute “**13-3315.**”.

On page 18, in line 7, strike “**13-3313.**” and substitute “**13-3316.**”; after line 9, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, on or before December 1 of any year in which the results of the Maryland Youth Behavior Survey are published, the Natalie M. LaPrade Medical Marijuana Commission shall report to the Senate Judicial Proceedings Committee, the Senate Education, Health, and Environmental Affairs Committee, the House Judiciary Committee, and the House Health and Government Operations Committee, in accordance with § 2-1246 of the State Government Article, on any change in marijuana use by minors in Maryland.

SECTION 3. AND BE IT FURTHER ENACTED, That the Natalie M. LaPrade Medical Marijuana Commission shall study and report its recommendations, in accordance with § 2-1246 of the State Government Article, to the General Assembly on how to provide access to medical marijuana for veterans who are receiving treatment at a medical facility operating under the auspices of the United States Veterans Health Administration, the United States Department of Veterans Affairs,

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the Maryland Department of Veterans Affairs, or any other facility in the State certified by the United States Department of Veterans Affairs Medical Center.

SECTION 4. AND BE IT FURTHER ENACTED, That, on or before December 1, 2015, the Natalie M. LaPrade Medical Marijuana Commission shall report to the General Assembly, in accordance with § 2-1246 of the State Government Article, on the level of competition in the market for medical marijuana and:

(1) whether the supply of medical marijuana exceeds the demand, and, if so, whether the oversupply has caused the diversion of medical marijuana to persons not authorized by law to possess it; or

(2) whether the demand exceeds the supply, and, if so, whether additional medical marijuana grower licenses are necessary to meet the demand for medical marijuana by qualifying patients and caregivers issued identification cards under Title 13, Subtitle 33 of the Health – General Article in an affordable, accessible, secure, and efficient manner.

SECTION 5. AND BE IT FURTHER ENACTED, That:

(a) The Natalie M. LaPrade Medical Marijuana Commission, in consultation with the Comptroller, shall study the taxation of medical marijuana and the impact that medical marijuana laws have had on banking and financial transactions in other states that have implemented medical marijuana laws.

(b) The study required under subsection (a) of this section shall include an examination of federal laws and policies related to the taxation of medical marijuana and banking and financial transactions affected by medical marijuana laws.

(c) On or before December 1, 2014, the Commission shall report its findings and recommendations to the General Assembly, in accordance with § 2-1246 of the

State Government Article, regarding taxation of medical marijuana in this State and the impact of medical marijuana laws on banking and financial transactions.”;

and in line 10, strike “2.” and substitute “6.”.