

HB0002/517177/3

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 2
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, strike “authorizing” and substitute “requiring”.

On page 2, in line 39, after the semicolon insert “prohibiting former members of the General Assembly from being an owner or employee of, or having a certain relationship with, certain entities for a certain period of time;”.

On page 3, in line 2, after the semicolon insert “altering the persons to which a medical cannabis grower is licensed to provide medical cannabis; requiring the Commission to rescind a certain applicant’s Stage One preapproval under certain circumstances; requiring that the maximum number of medical cannabis grower licenses be reduced by a certain number under certain circumstances; altering a certain illustrative list of certain strains of cannabis;”; and in lines 4 and 5, strike “grower and processor” and substitute “grower, processor, and dispensary”.

On page 4, in line 5, strike “authorizing” and substitute “requiring”; in line 6, after “Act,” insert “on or before a certain date;”; in line 11, after the comma insert “in consultation with the Commission;”; in line 13, after “agents;” insert “requiring that an approved crop protection agent be applied in a certain manner under certain circumstances; requiring the Commission to develop certain guidelines; authorizing the Commission to remove a crop protection agent from a certain list under certain circumstances; requiring the Commission to submit a certain report to the General Assembly on or before a certain date;”; in line 24, strike “, 13-3307(a).”; and in line 29, strike “13-3307(c) and (d)” and substitute “13-3307(a), (c), and (d)”.

AMENDMENT NO. 2

(Over)

On page 6, in line 8, after “AFFORDABLE” insert “AND ADEQUATE”.

On page 7, in line 10, after “COMMISSION” insert “SHALL”; in line 11, strike “SHALL CONDUCT” and substitute “CONDUCT”; and in line 15, strike “MAY MAKE” and substitute “MAKE”.

AMENDMENT NO. 3

On page 15, in line 26, strike “CONSUMPTION” and substitute “AMOUNT SOLD”.

On page 16, after line 19, insert:

“(D) A FORMER MEMBER OF THE GENERAL ASSEMBLY, FOR THE 2-YEAR PERIOD IMMEDIATELY AFTER THE MEMBER LEAVES OFFICE, MAY NOT:

(1) BE AN OWNER OR AN EMPLOYEE OF ANY BUSINESS ENTITY THAT HOLDS A LICENSE UNDER THIS SUBTITLE; OR

(2) HAVE AN OFFICIAL RELATIONSHIP WITH A BUSINESS ENTITY THAT HOLDS A LICENSE UNDER THIS SUBTITLE.”

AMENDMENT NO. 4

On page 17, in line 5, strike “SECTION” and substitute “SUBSECTION”; in line 26, after the semicolon insert “AND”; strike beginning with “Qualifying” in line 27 down through “(iv)” in line 28; in line 31, strike “THE” and substitute “SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE”; in the same line, strike “20” and substitute “22”; and after line 31, insert:

“(II) 1. IF AN APPLICANT FOR LICENSURE THAT RECEIVED STAGE ONE PREAPPROVAL IN CALENDAR YEAR 2016 FOR A MEDICAL CANNABIS GROWER LICENSE FAILS TO SATISFY THE REQUIREMENTS FOR LICENSURE

ESTABLISHED BY THE COMMISSION, THE COMMISSION SHALL RESCIND THE APPLICANT'S STAGE ONE PREAPPROVAL.

2. IF THE COMMISSION RESCINDS THE STAGE ONE PREAPPROVAL FOR A LICENSE OF AN APPLICANT UNDER SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH, THE MAXIMUM NUMBER OF MEDICAL CANNABIS GROWER LICENSES AUTHORIZED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL BE REDUCED BY ONE MEDICAL CANNABIS GROWER LICENSE.

On page 18, in lines 1, 19, 22, and 24, strike “(ii)”, “(iii)”, “(iv)”, and “(v)”, respectively, and substitute “**(III)**”, “**(IV)**”, “**(V)**”, and “**(VI)**”, respectively.

On page 20, in line 3, strike “(i)”; in line 4, after “content” insert “**AND A BROAD VARIETY OF TETRAHYDROCANNABINOL (THC) AND CANNABIDIOL (CBD) CONTENT**”; and strike in their entirety lines 6 and 7.

AMENDMENT NO. 5

On page 21, in line 4, after “(a)” insert “**(1)**”; and after line 4, insert:

“(2) (I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, BEGINNING DECEMBER 1, 2024, THE COMMISSION MAY REPORT TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, ON THE NUMBER OF LICENSES NECESSARY TO MEET THE DEMAND FOR MEDICAL CANNABIS BY QUALIFYING PATIENTS AND CAREGIVERS ISSUED IDENTIFICATION CARDS UNDER THIS SUBTITLE IN AN AFFORDABLE, ACCESSIBLE, SECURE, AND EFFICIENT MANNER.

(II) BEFORE THE COMMISSION DETERMINES TO SUBMIT THE REPORT DESCRIBED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE

(Over)

COMMISSION SHALL PROVIDE THE LEGISLATIVE POLICY COMMITTEE AT LEAST 30 DAYS TO SUBMIT COMMENTS TO THE COMMISSION.

On page 22, in line 13, strike "**25**" and substitute "**30**".

AMENDMENT NO. 6

On page 24, in line 16, after "**(A)**" insert "**(1)**"; in lines 27 and 34, in each instance, strike "**6**" and substitute "**12**"; and in line 28, strike "**LICENSE**" and substitute "**STAGE ONE PREAPPROVAL**".

On page 26, in line 2, strike "**CERTIFYING PROVIDERS**" and substitute "**LICENSED NONCERTIFIED PROVIDERS WHO ARE PHYSICIANS, DENTISTS, PODIATRISTS, NURSE PRACTITIONERS, OR NURSE MIDWIVES**".

On page 28, in line 16, strike the second "of".

On page 30, in line 2, after "**(a)**" insert "**(1)**"; in the same line, strike "**if**" and substitute "**on or before June 1, 2018,**"; strike beginning with "**rescinds**" in line 3 down through "**2016**" in line 7 and substitute "**shall grant Stage One preapproval for two medical cannabis grower licenses from the medical cannabis grower license applications that were initially ranked by the Regional Economic Studies Institute in July 2016.**"

(2) **The Commission's grant of Stage One preapproval for two cannabis grower licenses under paragraph (1) of this subsection shall be done in accordance with the numerical selection sequence for additional grower license preapprovals that the Commission unanimously adopted during the Commission's August 5, 2016, public meeting**";

in line 8, after "**Act,**" insert "**on or before June 1, 2018,**"; in line 9, strike "**may**" and substitute "**shall**"; and in line 29, strike "**\$1,800,000**" and substitute "**\$1,000,000**".

AMENDMENT NO. 7

On page 31, in line 2, strike “ensure” and substitute “provide for both”; in line 3, after “Agriculture” insert “, in consultation with the Natalie M. LaPrade Medical Cannabis Commission.”; in line 4, strike “permit” and substitute “allow”; in the same line, after the second “the” insert “registration and”; in the same line, strike “growing” and substitute “cultivation”; in line 12, strike “permitted for use on tobacco by” and substitute “included in the list of products that”; in line 13, after “Agency” insert “has exempted from the food residue tolerance requirements listed in 40 C.F.R. 180”; in line 17, strike “specifically labeled” and substitute “allowed”; in line 18, strike “as permitted for” and substitute “for a use that is broad enough to include”; after line 18, insert:

“(c) If an approved crop protection agent is used in the cultivation of medical cannabis, the approved crop protection agent shall be applied in a manner consistent with State and federal application requirements.

(d) In the interest of promoting patient safety, the Natalie M. LaPrade Medical Cannabis Commission:

(1) shall develop guidance that does not adversely affect the affordability of medical cannabis for registered independent testing laboratories to follow when analyzing medical cannabis; and

(2) may remove a crop protection agent from the list of approved crop protection agents if there is reasonable, documented evidence that the crop protection agent has the potential to cause harm to patients.

SECTION 12. AND BE IT FURTHER ENACTED, That, on or before January 1, 2019, the Natalie M. LaPrade Medical Cannabis Commission shall report to the General Assembly, in accordance with § 2–1246 of the State Government Article, on potential rules and regulations governing marketing and advertising practices of entities licensed and certified by the Commission.”;

in lines 19, 24, 30, and 35, strike "12.", "13.", "14.", and "15.", respectively, and substitute "13.", "14.", "15.", and "16.", respectively; and in line 28, strike "pre-approval" and substitute "preapproval".

On page 32, in line 1, strike "16." and substitute "17."; and in line 2, strike "15" and substitute "16".