

# SENATE BILL 426

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By: **Senator West**

Introduced and read first time: February 1, 2019

Assigned to: Judicial Proceedings

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## A BILL ENTITLED

1 AN ACT concerning

2 **Natalie M. LaPrade Medical Cannabis Commission – Licensed Dispensaries**

3 FOR the purpose of requiring the Commission to allow a person to have an ownership  
4 interest in up to a certain number of dispensaries licensed under a certain provision  
5 of law; and generally relating to medical cannabis dispensaries.

6 BY repealing and reenacting, without amendments,  
7 Article – Health – General  
8 Section 13–3307(a)(1)  
9 Annotated Code of Maryland  
10 (2015 Replacement Volume and 2018 Supplement)

11 BY adding to  
12 Article – Health – General  
13 Section 13–3307(d)  
14 Annotated Code of Maryland  
15 (2015 Replacement Volume and 2018 Supplement)

16 BY repealing and reenacting, with amendments,  
17 Article – Health – General  
18 Section 13–3307(d) through (i)  
19 Annotated Code of Maryland  
20 (2015 Replacement Volume and 2018 Supplement)

21 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
22 That the Laws of Maryland read as follows:

23 **Article – Health – General**

24 13–3307.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (a) (1) A dispensary shall be licensed by the Commission.

2 (D) THE COMMISSION SHALL ALLOW A PERSON TO HAVE AN OWNERSHIP  
3 INTEREST IN UP TO SIX DISPENSARIES UNDER THIS SECTION.

4 [(d)] (E) (1) A dispensary license is valid for 6 years on initial licensure.

5 (2) A dispensary license is valid for 4 years on renewal.

6 [(e)] (F) A dispensary licensed under this section or a dispensary agent  
7 registered under § 13–3308 of this subtitle may not be penalized or arrested under State  
8 law for acquiring, possessing, processing, transferring, transporting, selling, distributing,  
9 or dispensing cannabis, products containing cannabis, related supplies, or educational  
10 materials for use by a qualifying patient or a caregiver.

11 [(f)] (G) The Commission shall establish requirements for security and product  
12 handling procedures that a dispensary must meet to obtain a license under this section,  
13 including a requirement for a product–tracking system.

14 [(g)] (H) The Commission may inspect a dispensary licensed under this section  
15 to ensure compliance with this subtitle.

16 [(h)] (I) The Commission may impose penalties or rescind the license of a  
17 dispensary that does not meet the standards for licensure set by the Commission.

18 [(i)] (J) (1) Each dispensary licensed under this section shall submit to the  
19 Commission a quarterly report.

20 (2) The quarterly report shall include:

21 (i) The number of patients served;

22 (ii) The county of residence of each patient served;

23 (iii) The medical condition for which medical cannabis was  
24 recommended;

25 (iv) The type and amount of medical cannabis dispensed; and

26 (v) If available, a summary of clinical outcomes, including adverse  
27 events and any cases of suspected diversion.

28 (3) The quarterly report may not include any personal information that  
29 identifies a patient.

30 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July

1 1, 2019.