

AMENDMENTS TO HOUSE BILL NO. 1024

Sponsor: SENATOR REGAN

Printer's No. 1635

1 Amend Bill, page 1, line 23, by inserting after

2 "requirements;"

3 in academic clinical research centers and clinical registrants,
4 further providing for academic clinical research centers and
5 for clinical registrants;

6 Amend Bill, page 1, line 28, by striking out "'caregiver"
7 and" and inserting

8 "caregiver,"

9 Amend Bill, page 5, line 24, by inserting after

10 "regulations)."

11 After submission of required documentation to the
12 department, medical marijuana organizations may allow
13 employees to work in a supervised capacity until the
14 department formally approves the employee's affiliation with
15 the medical marijuana organization. Any employee who the
16 department determines to be unable to meet the affiliation
17 requirements under section 614 shall be terminated by the
18 medical marijuana organization immediately.

19 Amend Bill, page 6, line 29, by inserting after

20 "COMMUNICATION"

21 , automation

22 Amend Bill, page 6, line 30, by inserting after

23 "ORGANIZATION'S"

24 enterprise resource planning,

25 Amend Bill, page 7, line 11, by striking out "801(E)" and
26 inserting

27 801(b) and (e)

Amend Bill, page 7, line 11, by inserting after "802(A)(1)"
, 2001.1(a), 2002(a) and (b)

Amend Bill, page 7, line 24, by inserting after "OBTAIN"
and transport bulk

Amend Bill, page 7, line 24, by inserting after "POSTHARVEST"
medical marijuana

Amend Bill, page 7, line 29, by inserting after "DERIVED"
or processed

Amend Bill, page 7, line 30, by inserting after "MARIJUANA"
or medical marijuana plants

Amend Bill, page 8, line 3, by inserting after "Remediate"
microbial

Amend Bill, page 8, lines 3 and 4, by striking out "seeds,
immature medical marijuana plants, medical marijuana plants,"

Amend Bill, page 8, line 5, by striking out "flower or" and
inserting
and

Amend Bill, page 8, lines 5 through 7, by striking out
"before final" in line 5, all of line 6 and "marijuana product
for independent laboratory testing" in line 7 and inserting
after a failed test by an independent laboratory

Amend Bill, page 8, line 9, by inserting after "the"
microbial

Amend Bill, page 10, line 6, by inserting after
"COMMUNICATION"

, automation

Amend Bill, page 10, line 7, by inserting after
"ORGANIZATION'S"

enterprise resource planning,

Amend Bill, page 10, line 29, by inserting after

1 "Commonwealth"

2 as determined by the seed-to-sale system

3 Amend Bill, page 11, line 2, by inserting after "product"

4 and once within six months of the expiration date

5 Amend Bill, page 11, by inserting between lines 4 and 5

6 (b) Requirements.--A dispensary shall have a physician or a
7 pharmacist [onsite] available, either in person or remotely, to
8 verify patient certifications and to consult with patients and
9 caregivers at all times during the hours the dispensary is open
10 to receive patients and caregivers. If a dispensary has more
11 than one separate location, a physician assistant or a certified
12 registered nurse practitioner may [be onsite at] verify patient
13 certifications and consult with patients and caregivers, either
14 in person or remotely, at each of the other locations in lieu of
15 the physician or pharmacist. A physician, a pharmacist, a
16 physician assistant or a certified registered nurse practitioner
17 shall, prior to assuming duties under this paragraph,
18 successfully complete the course established in section 301(a)
19 (6). A physician may not issue a certification to authorize
20 patients to receive medical marijuana or otherwise treat
21 patients at the dispensary.

22 * * *

23 Amend Bill, page 11, by inserting between lines 18 and 19

24 Section 2001.1. Academic clinical research centers.

25 (a) General rule.--An academic clinical research center must
26 be approved and certified by the department before the academic
27 clinical research center may contract with a clinical
28 registrant. An academic clinical research center shall only
29 contract with one clinical registrant. The accredited medical
30 school that is seeking approval and certification from the
31 department as an academic clinical research center must provide
32 all information required by the department, including
33 information for the individual who will be the primary contact
34 for the academic clinical research center during the
35 department's review of the application. The accredited medical
36 school must also provide all information required by the
37 department for any licensed acute care hospital that the
38 accredited medical school will operate or partner with during
39 the time that it may be approved and certified as an academic
40 clinical research center by the department.

41 * * *

42 Section 2002. Clinical registrants.

43 (a) Approval.--The department may approve up to [eight] ten
44 clinical registrants. Each clinical registrant may provide
45 medical marijuana at not more than six separate locations. The
46 total number of locations authorized to dispense medical

1 marijuana under this section shall not exceed [48] 60. The
2 grower/processor and dispensary permits issued to clinical
3 registrants approved under this section shall be in addition to
4 the 25 grower/processor and 50 dispensary permits issued by the
5 department in accordance with section 616(1) and (2). The
6 limitations relating to number and location in sections 616(1)
7 and (2) and 603(d) do not apply. A clinical registrant may not
8 hold more than one grower/processor and one dispensary permit.
9 Once the department approves [the] an entity as a clinical
10 registrant, the entity shall comply with this chapter. The
11 following shall apply:

12 (1) The department shall open applications for
13 additional academic clinical research clinics and issue
14 approvals to qualified academic clinical research clinics
15 within 90 days of passage and shall open applications for
16 additional clinical registrants within 120 days of passage
17 and issue approvals or permits to qualified clinical
18 registrants within 180 days of passage. If the statutory
19 maximum numbers of academic clinical research clinics and
20 clinical registrants are not approved within 180 days of the
21 passage, the department will reopen the application process
22 for academic clinical research clinics and clinical
23 registrants, if an academic clinical research center requests
24 it to do so.

25 (2) (Reserved).

26 (b) Requirements.--The following shall apply to clinical
27 registrants:

28 * * *

29 (4) When the department issues a permit as a
30 grower/processor or a dispensary to an entity seeking
31 approval as a clinical registrant, the issuance shall not be
32 construed to reduce the number of permits for
33 growers/processors and dispensaries authorized under section
34 616(1) and (2).

35 (i) The department shall not approve an applicant
36 for a grower/processor license if the applicant has
37 previously had a contractual relationship with an
38 academic clinical research center whereby the academic
39 clinical research center or its affiliate provided advice
40 to the applicant regarding, among other areas, patient
41 health and safety, medical applications and dispensing
42 and management of controlled substances and the applicant
43 subsequently sold or assigned for profit to another
44 entity their responsibility under the contractual
45 relationship.

46 (ii) (Reserved).

47 * * *

48 (7) The clinical registrant shall have all of the same
49 rights as a grower/processor permittee and must comply with
50 all other requirements, and provided all rights of other
51 grower/processor permittees, of this act regarding growing,

1 processing and dispensing medical marijuana.

2 (8) A grower/processor facility owned by a clinical
3 registrant may sell its medical marijuana products only to
4 [the clinical registrant's dispensary facilities and the] all
5 dispensary facilities [of other clinical registrants]. The
6 facility may sell seeds, medical marijuana plants and medical
7 marijuana products to, or exchange seeds, medical marijuana
8 plants and medical marijuana products with, any other
9 grower/processor facility holding a permit under Chapter 6 or
10 this chapter.

11 * * *