

## AMENDMENTS TO HOUSE BILL NO. 2208

Sponsor: REPRESENTATIVE FRANKEL

Printer's No. 3014

1 Amend Bill, page 10, lines 24 through 26, by striking out  
2 "THE MOST RECENT" in line 24, all of line 25 and "ISO/IEC 17011"  
3 in line 26 and inserting

4 standards established by experts for competency,  
5 consistent operations and impartiality of organizations  
6 accrediting assessment bodies as

7 Amend Bill, page 11, lines 1 through 3, by striking out  
8 "ESTABLISHED BY THE" in line 1, all of line 2 and "ISO/IEC  
9 17025," in line 3 and inserting

10 established by experts of testing and calibration  
11 laboratories

12 Amend Bill, page 12, lines 2 and 3, by striking out all of  
13 said lines and inserting

14 and provide unbiased results.

15 Amend Bill, page 12, by inserting between lines 4 and 5

16 "Research and development testing." Testing performed on  
17 behalf of a grower/processor to evaluate the effectiveness of  
18 environmental controls in its cultivation and processing  
19 practices and to enhance Medical Marijuana crop yields,  
20 resilience and sustainability by developing medical marijuana  
21 with improved traits.

22 Amend Bill, page 12, line 10, by striking out "704(L)" and  
23 inserting

24 704(n)

25 Amend Bill, page 13, line 9, by striking out "OWNER OR  
26 OPERATOR OF AN"

27 Amend Bill, page 13, line 16, by striking out "DESIGNATE THE"

1 and inserting

2 issue an approval to an independent

3 Amend Bill, page 13, lines 20 through 22, by striking out  
4 "NOTHING IN THIS SUBSECTION SHALL BE DEEMED TO" in line 20 and  
5 all of lines 21 and 22

6 Amend Bill, page 14, by inserting between lines 1 and 2

7 (7) A laboratory approved by the department pursuant to  
8 28 Pa. Code § 1171a.23 (relating to approval of laboratories)  
9 prior to the effective date of this section shall be deemed  
10 an approved laboratory until its approval expires. A  
11 laboratory under this paragraph shall be subject to the  
12 requirements of this act.

13 Amend Bill, page 14, line 3, by striking out "APPROVED

14 LABORATORIES AS REQUIRED BY THE DEPARTMENT" and inserting

15 an approved laboratory

16 Amend Bill, page 14, line 8, by striking out "LABORATORY" and  
17 inserting

18 laboratories

19 Amend Bill, page 14, lines 13 through 17, by striking out all  
20 of said lines and inserting

21 (2) Nothing in this section shall be construed to  
22 prevent a grower/processor from engaging one approved  
23 laboratory to complete all testing required under this  
24 subsection.

25 Amend Bill, page 15, by inserting between lines 3 and 4

26 (4) If a grower/processor stores harvested medical  
27 marijuana for a minimum of six months after harvest testing  
28 and before processing it into a medical marijuana product,  
29 the grower/processor shall retain a sample of the unprocessed  
30 medical marijuana and request that an approved laboratory  
31 conduct stability testing. The stability testing under this  
32 paragraph shall occur every six months until the unprocessed  
33 medical marijuana is processed into medical marijuana product  
34 or until it expires.

35 Amend Bill, page 15, line 6, by striking out "TEST RESULTS"

36 and inserting

37 Results

1 Amend Bill, page 15, line 7, by inserting after "DEVELOPMENT"  
2 testing  
3 Amend Bill, page 15, line 7, by striking out "TESTING" and  
4 inserting  
5 Research and development testing  
6 Amend Bill, page 15, line 9, by striking out "COMPLIANCE  
7 TESTING" and inserting  
8 any other testing required under this section  
9 Amend Bill, page 15, line 30, by striking out "OF" and  
10 inserting  
11 after  
12 Amend Bill, page 16, line 28, by striking out "ISSUED" and  
13 inserting  
14 required  
15 Amend Bill, page 16, line 28, by striking out "AS REQUIRED"  
16 Amend Bill, page 16, by inserting after line 30  
17 (5) Quality assurance testing shall be conducted using  
18 industry best practices and standards and shall be uniform  
19 among all approved laboratories in the program.  
20 Amend Bill, page 17, line 1, by striking out "(5)" and  
21 inserting  
22 (6)  
23 Amend Bill, page 17, line 1, by striking out "SHALL" and  
24 inserting  
25 in this section shall be construed to  
26 Amend Bill, page 17, line 4, by striking out "(6)" and  
27 inserting  
28 (7)  
29 Amend Bill, page 17, lines 18 through 30, by striking out "  
30 THE FOLLOWING" in line 18 and all of lines 19 through 30 and  
31 inserting

1 (j) Corrective actions.--The following shall apply to a  
2 corrective action plan required by the department:

3 (1) The department shall approve or deny a corrective  
4 action plan within 30 days of receipt of the plan.

5 (2) The department may, in its sole discretion, allow  
6 the approved laboratory to submit a revised corrective action  
7 plan based on the reasons for the denial of the plan within  
8 30 days of receipt of the denial.

9 (3) The department shall approve or deny a revised  
10 corrective action plan within 30 days of receipt of the plan.

11 (4) The corrective action plan shall be implemented  
12 within a practicable time frame determined by the department  
13 following approval.

14 Amend Bill, page 18, line 1, by striking out "(J)" and  
15 inserting

16 (k)

17 Amend Bill, page 18, line 3, by inserting after "TESTING,"  
18 research and development testing,

19 Amend Bill, page 18, line 5, by striking out "(K)" and  
20 inserting

21 (l)

22 Amend Bill, page 18, line 5, by inserting after  
23 "REQUIREMENTS"

24 under this act or a regulation promulgated under this act

25 Amend Bill, page 18, line 13, by striking out "30 DAYS OF  
26 APPROVAL" and inserting

27 the timeline determined

28 Amend Bill, page 18, by inserting between lines 19 and 20

29 (6) Fraudulent reporting of laboratory test results.

30 Amend Bill, page 18, lines 20 through 26, by striking out all  
31 of said lines and inserting

32 (m) Sanctions.--In addition to the penalties permitted under  
33 subsection (l), the department may impose the following  
34 sanctions:

35 (1) Revoke or suspend the approval to test medical  
36 marijuana of an approved laboratory found to be in violation  
37 of this act or a regulation promulgated under this act.

38 (2) Revoke or suspend the approval to test medical  
39 marijuana of an approved laboratory found to be in violation

1 of an order issued under this act or a regulation promulgated  
2 under this act.

3 (3) Revoke or suspend the approval to test medical  
4 marijuana of an approved laboratory for conduct or activity  
5 which would have disqualified the approved laboratory from  
6 receiving approval to test medical marijuana.

7 (4) Suspend an approved laboratory pending the outcome  
8 of a hearing in a case which the approval to test medical  
9 marijuana could be revoked.

10 (5) Order the approved laboratory to cease and desist  
11 testing medical marijuana.

12 Amend Bill, page 18, line 27, by striking out "(M)" and  
13 inserting

14 (n)

15 Amend Bill, page 19, line 22, by striking out "(N)" and  
16 inserting

17 (o)

18 Amend Bill, page 19, line 27, by striking out "(O)" and  
19 inserting

20 (p)

21 Amend Bill, page 20, line 12, by striking out "PROFICIENCY"  
22 and inserting

23 quality assurance

24 Amend Bill, page 20, line 14, by striking out "REMEDIATION  
25 OF" and inserting

26 Resolving

27 Amend Bill, page 20, line 15, by striking out "COMPLIANCE  
28 TESTING AND"

29 Amend Bill, page 20, line 18, by striking out "(P)" and  
30 inserting

31 (q)

32 Amend Bill, page 20, line 20, by striking out "(Q)" and  
33 inserting

34 (r)

35 Amend Bill, page 21, line 18, by striking out "BOARD'S" and

1 inserting

2 department's