

## 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 \* \* \*