

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Health Care Appropriations
 2 Subcommittee

3 Representative Gaetz offered the following:

4

5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 Section 1. Paragraph (b) of subsection (2) of section
 8 499.0295, Florida Statutes, is amended, and subsection (10) is
 9 added to that section, to read:

10 499.0295 Experimental treatments for terminal conditions.-

11 (2) As used in this section, the term:

12 (b) "Investigational drug, biological product, or device"

13 means:

14 1. A drug, biological product, or device that has
 15 successfully completed phase 1 of a clinical trial but has not
 16 been approved for general use by the United States Food and Drug
 17 Administration and remains under investigation in a clinical

Amendment No. 1

18 trial approved by the United States Food and Drug
19 Administration; or

20 2. Cannabis that is manufactured and sold by a dispensing
21 organization licensed under s. 381.986.

22 (10) (a) Notwithstanding s. 893.13, s. 893.135, s. 893.147,
23 or any other provision of law, but subject to the requirements
24 of this section, an eligible patient and the eligible patient's
25 legal representative may purchase and possess cannabis for the
26 patient's medical use.

27 (b) Notwithstanding s. 381.986, s. 893.13, s. 893.135, s.
28 893.147, or any other provision of law, but subject to the
29 requirements of this section, an approved dispensing
30 organization licensed under s. 381.986 and its owners, managers,
31 and employees may manufacture, possess, sell, deliver,
32 distribute, dispense, and lawfully dispose of cannabis.

33 (c) An approved dispensing organization licensed under s.
34 381.986 and its owners, managers, and employees are not subject
35 to licensure or regulation under chapter 465 for manufacturing,
36 possessing, selling, delivering, distributing, dispensing, or
37 lawfully disposing of cannabis.

38 (d) As used in this subsection, the terms "manufacture,"
39 "possession," "deliver," "distribute," and "dispense" have the
40 same meanings as provided in s. 893.02.

41 (e) This section does not impair the license of an
42 approved dispensing organization under s. 381.986.

43 Section 2. This act shall take effect July 1, 2016.

Amendment No. 1

44
45
46
47
48
49
50
51
52
53
54
55
56
57

T I T L E A M E N D M E N T

Remove everything before the enacting clause and insert:
An act relating to experimental treatments for terminal conditions; amending s. 499.0295, F.S.; revising the definition of the term "investigational drug, biological product, or device"; providing for eligible patients to purchase and possess cannabis for medical use; authorizing certain licensed dispensing organizations to manufacture, possess, sell, deliver, distribute, dispense, and dispose of cannabis; exempting such organizations from specified laws; providing applicability; providing an effective date.