HB 307

1 A bill to be entitled 2 An act relating to experimental treatments for 3 terminal conditions; amending s. 499.0295, F.S.; 4 revising the definition of the term "investigational 5 drug, biological product, or device"; providing for 6 eligible patients to purchase and possess cannabis for 7 medical use; authorizing certain licensed dispensing organizations to manufacture, possess, sell, deliver, 8 9 distribute, dispense, and dispose of cannabis; 10 exempting such organizations from specified laws; providing applicability; providing an effective date. 11 12 13 Be It Enacted by the Legislature of the State of Florida: 14 15 Section 1. Paragraph (b) of subsection (2) of section 16 499.0295, Florida Statutes, is amended, and subsection (10) is 17 added to that section, to read: 499.0295 Experimental treatments for terminal conditions.-18 19 (2)As used in this section, the term: 20 (b) "Investigational drug, biological product, or device" 21 means: 22 1. A drug, biological product, or device that has 23 successfully completed phase 1 of a clinical trial but has not been approved for general use by the United States Food and Drug 24 25 Administration and remains under investigation in a clinical 26 trial approved by the United States Food and Drug Page 1 of 2

CODING: Words stricken are deletions; words underlined are additions.

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27	Administration; or
28	2. Cannabis that is manufactured and sold by a dispensing
29	organization licensed under s. 381.986.
30	(10)(a) Notwithstanding s. 893.13, s. 893.135, s. 893.147,
31	or any other provision of law, but subject to the requirements
32	of this section, an eligible patient and the eligible patient's
33	legal representative may purchase and possess cannabis for the
34	patient's medical use.
35	(b) Notwithstanding s. 381.986, s. 893.13, s. 893.135, s.
36	893.147, or any other provision of law, but subject to the
37	requirements of this section, an approved dispensing
38	organization licensed under s. 381.986 and its owners, managers,
39	and employees may manufacture, possess, sell, deliver,
40	distribute, dispense, and lawfully dispose of cannabis.
41	(c) An approved dispensing organization licensed under s.
42	381.986 and its owners, managers, and employees are not subject
43	to licensure or regulation under chapter 465 for manufacturing,
44	possessing, selling, delivering, distributing, dispensing, or
45	lawfully disposing of cannabis.
46	(d) As used in this subsection, the terms "manufacture,"
47	"possession," "deliver," "distribute," and "dispense" have the
48	same meanings as provided in s. 893.02.
49	(e) This section does not impair the license of an
50	approved dispensing organization under s. 381.986.
51	Section 2. This act shall take effect July 1, 2016.

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