



House of Representatives *State of Utah*

UTAH STATE CAPITOL COMPLEX • 350 STATE CAPITOL
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March 7, 2016

Mr. Speaker:

The Health and Human Services Committee recommends **3rd Sub. S.B. 89**, MEDICAL CANNABIDIOL AMENDMENTS, by Senator E. Vickers, be replaced, reports a favorable recommendation on **5th Sub. S.B. 89**, CANNABIS-BASED MEDICINE AMENDMENTS, with the following amendments, and, due to unknown fiscal impact, recommends the substitute be referred to the Rules Committee pending completion of a fiscal note.

1. *Page 4, Line 118 through Page 5, Line 119:*

118 26-58-207, Utah Code Annotated 1953

26-58-208, Utah Code Annotated 1953

119 26-58-301, Utah Code Annotated 1953

2. *Page 20, Line 585:*

585 (c) cultivation techniques.

(7) A cannabis cultivation facility may sell cannabis to a person conducting an approved study under Section 26-58-208.

3. *Page 41, Line 1240:*

1240 (b) standards for an acceptable medical research study under Subsection (1)(a).

Section 47. Section 26-58-208 is enacted to read:

26-58-208. Institutional review board -- Approved study of cannabis or cannabis-based medicine.

(1) As used in this section:

(a) "Institutional review board" or "IRB" means an institutional review board that is approved for human subject research by the United States Department of Health and Human Services.

(b) "Approved study" means a medical research study:

(i) the purpose of which is investigating the medical benefits of cannabis-based medicine; and

(ii) that is approved by an IRB.

(2) A person conducting an approved study, may, for the purposes of the study:

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- (a) purchase cannabis from a licensed cannabis cultivation facility in the state;
- (b) purchase cannabis-based medicine from a licensed CBM dispensary in the state; and
- (c) administer a product containing cannabis or cannabis-based medicine to an individual in accordance with the approved study.
- (3) A person conducting an approved study may import cannabis or cannabis-based medicine from another state if:
 - (a) the importation complies with federal law; and
 - (b) the person uses the cannabis or cannabis-based medicine in accordance with the approved study.
- (4) A person conducting an approved study may distribute cannabis or cannabis-based medicine that the person obtained from a licensed cannabis cultivation facility in the state or licensed CBM dispensary in the state if:
 - (a) the distribution complies with federal law; and
 - (b) the distribution is for the purposes of, and in accordance with, the approved study.
- (5) The department shall issue an authorization to a person conducting an approved study to allow the person to purchase cannabis from a licensed cannabis cultivation facility in the state or cannabis-based medicine from a licensed CBM dispensary in the state.

RENUMBER REMAINING SECTIONS ACCORDINGLY

4. Page 62, Lines 1887 through 1888:

- 1887 (2) A CBM dispensary may only sell cannabis-based medicine to ;
(a) an individual with a
1888 medical cannabis card issued by the department {-.} ; or
(b) a person conducting an approved study under Section 26-58-208.

Respectfully,

Kay L. McIff
Committee Chair

Voting: 7-5-0

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