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26-61a-102 Definitions.

As used in this chapter:

- (1) "Blister" means a plastic cavity or pocket used to contain no more than a single dose of cannabis or a cannabis product in a blister pack.
- (2) "Blister pack" means a plastic, paper, or foil package with multiple blisters each containing no more than a single dose of cannabis or a cannabis product.
- (3) "Cannabis" means marijuana.
- (4) "Cannabis cultivation facility" means the same as that term is defined in Section 4-41a-102.
- (5) "Cannabis processing facility" means the same as that term is defined in Section 4-41a-102.
- (6) "Cannabis product" means a product that:
 - (a) is intended for human use; and
 - (b) contains cannabis or tetrahydrocannabinol.
- (7) "Cannabis production establishment" means the same as that term is defined in Section 4-41a-102.
- (8) "Cannabis production establishment agent" means the same as that term is defined in Section 4-41a-102.
- (9) "Cannabis production establishment agent registration card" means the same as that term is defined in Section 4-41a-102.
- (10) "Community location" means a public or private school, a licensed child-care facility or preschool, a church, a public library, a public playground, or a public park.
- (11) "Department" means the Department of Health.
- (12) "Designated caregiver" means an individual:
 - (a) whom an individual with a medical cannabis patient card or a medical cannabis guardian card designates as the patient's caregiver; and
 - (b) who registers with the department under Section 26-61a-202.
- (13) "Dosing parameters" means quantity, routes, and frequency of administration for a recommended treatment of cannabis in a medicinal dosage form or a cannabis product in a medicinal dosage form.
- (14) "Financial institution" means a bank, trust company, savings institution, or credit union, chartered and supervised under state or federal law.
- (15) "Home delivery medical cannabis pharmacy" means a medical cannabis pharmacy that the department authorizes, as part of the pharmacy's license, to deliver medical cannabis shipments to a medical cannabis cardholder's home address to fulfill electronic orders that the state central patient portal facilitates.
- (16) "Independent cannabis testing laboratory" means the same as that term is defined in Section 4-41a-102.
- (17) "Inventory control system" means the system described in Section 4-41a-103.
- (18) "Marijuana" means the same as that term is defined in Section 58-37-2.
- (19) "Medical cannabis" means cannabis in a medicinal dosage form or a cannabis product in a medicinal dosage form.
- (20) "Medical cannabis card" means a medical cannabis patient card, a medical cannabis guardian card, or a medical cannabis caregiver card.
- (21) "Medical cannabis cardholder" means a holder of a medical cannabis card.
- (22) "Medical cannabis caregiver card" means an electronic document that a cardholder may print or store on an electronic device or a physical card or document that:

- (a) the department issues to an individual whom a medical cannabis patient cardholder or a medical cannabis guardian cardholder designates as a designated caregiver; and
 - (b) is connected to the electronic verification system.
- (23) "Medical cannabis courier" means a courier that:
- (a) the department licenses in accordance with Section 26-61a-604; and
 - (b) contracts with a home delivery medical cannabis pharmacy to deliver medical cannabis shipments to fulfill electronic orders that the state central patient portal facilitates.
- (24)
- (a) "Medical cannabis device" means a device that an individual uses to ingest or inhale cannabis in a medicinal dosage form or a cannabis product in a medicinal dosage form.
 - (b) "Medical cannabis device" does not include a device that:
 - (i) facilitates cannabis combustion; or
 - (ii) an individual uses to ingest substances other than cannabis.
- (25) "Medical cannabis guardian card" means an electronic document that a cardholder may print or store on an electronic device or a physical card or document that:
- (a) the department issues to the parent or legal guardian of a minor with a qualifying condition; and
 - (b) is connected to the electronic verification system.
- (26) "Medical cannabis patient card" means an electronic document that a cardholder may print or store on an electronic device or a physical card or document that:
- (a) the department issues to an individual with a qualifying condition; and
 - (b) is connected to the electronic verification system.
- (27) "Medical cannabis pharmacy" means a person that:
- (a)
 - (i) acquires or intends to acquire:
 - (A) cannabis in a medicinal dosage form or a cannabis product in a medicinal dosage form from a cannabis processing facility; or
 - (B) a medical cannabis device; or
 - (ii) possesses cannabis in a medicinal dosage form, a cannabis product in a medicinal dosage form, or a medical cannabis device; and
 - (b) sells or intends to sell cannabis in a medicinal dosage form, a cannabis product in a medicinal dosage form, or a medical cannabis device to a medical cannabis cardholder.
- (28) "Medical cannabis pharmacy agent" means an individual who:
- (a) is an employee of a medical cannabis pharmacy; and
 - (b) who holds a valid medical cannabis pharmacy agent registration card.
- (29) "Medical cannabis pharmacy agent registration card" means a registration card issued by the department that authorizes an individual to act as a medical cannabis pharmacy agent.
- (30) "Medical cannabis shipment" means a shipment of medical cannabis or a medical cannabis product that a home delivery medical cannabis pharmacy or a medical cannabis courier delivers to a medical cannabis cardholder's home address to fulfill an electronic medical cannabis order that the state central patient portal facilitates.
- (31) "Medical cannabis treatment" means cannabis in a medicinal dosage form, a cannabis product in a medicinal dosage form, or a medical cannabis device.
- (32)
- (a) "Medicinal dosage form" means:
 - (i) for processed medical cannabis or a medical cannabis product, the following with a specific and consistent cannabinoid content:
 - (A) a tablet;

- (B) a capsule;
 - (C) a concentrated oil;
 - (D) a liquid suspension;
 - (E) a topical preparation;
 - (F) a transdermal preparation;
 - (G) a sublingual preparation;
 - (H) a gelatinous cube, gelatinous rectangular cuboid, or lozenge in a cube or rectangular cuboid shape; or
 - (I) for use only after the individual's qualifying condition has failed to substantially respond to at least two other forms described in this Subsection (32)(a)(i), a resin or wax;
- (ii) for unprocessed cannabis flower, a blister pack, with each individual blister:
- (A) containing a specific and consistent weight that does not exceed one gram and that varies by no more than 10% from the stated weight; and
 - (B) after December 31, 2020, labeled with a barcode that provides information connected to an inventory control system and the individual blister's content and weight; and
- (iii) a form measured in grams, milligrams, or milliliters.
- (b) "Medicinal dosage form" includes a portion of unprocessed cannabis flower that:
- (i) the medical cannabis cardholder has recently removed from the blister pack described in Subsection (32)(a)(ii) for use; and
 - (ii) does not exceed the quantity described in Subsection (32)(a)(ii).
- (c) "Medicinal dosage form" does not include:
- (i) any unprocessed cannabis flower outside of the blister pack, except as provided in Subsection (32)(b); or
 - (ii) a process of vaporizing and inhaling concentrated cannabis by placing the cannabis on a nail or other metal object that is heated by a flame, including a blowtorch.
- (33) "Payment provider" means an entity that contracts with a cannabis production establishment or medical cannabis pharmacy to facilitate transfers of funds between the establishment or pharmacy and other businesses or individuals.
- (34) "Pharmacy medical provider" means the medical provider required to be on site at a medical cannabis pharmacy under Section 26-61a-403.
- (35) "Provisional patient card" means a card that:
- (a) the department issues to a minor with a qualifying condition for whom:
 - (i) a qualified medical provider has recommended a medical cannabis treatment; and
 - (ii) the department issues a medical cannabis guardian card to the minor's parent or legal guardian; and
 - (b) is connected to the electronic verification system.
- (36) "Qualified medical provider" means an individual who is qualified to recommend treatment with cannabis in a medicinal dosage form under Section 26-61a-106.
- (37) "Qualified Patient Enterprise Fund" means the enterprise fund created in Section 26-61a-109.
- (38) "Qualifying condition" means a condition described in Section 26-61a-104.
- (39) "State central patient portal" means the website the department creates, in accordance with Section 26-61a-601, to facilitate patient safety, education, and an electronic medical cannabis order.
- (40) "State central patient portal medical provider" means a physician or pharmacist that the department employs in relation to the state central patient portal to consult with medical cannabis cardholders in accordance with Section 26-61a-602.
- (41) "State electronic verification system" means the system described in Section 26-61a-103.

- (42) "Valid form of photo identification" means a valid United States federal- or state-issued photo identification, including:
- (a) a driver license;
 - (b) a United States passport;
 - (c) a United States passport card; or
 - (d) a United States military identification card.