

MEDICAL CANNABIS GOVERNANCE STUDY

2022 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Gene Davis

House Sponsor: _____

LONG TITLE

General Description:

This bill requires the Health and Human Services Interim Committee to create a subcommittee to study and to make recommendations regarding a single state entity to oversee all medical cannabis regulation.

Highlighted Provisions:

This bill:

- ▶ requires the Health and Human Services Interim Committee to create a subcommittee to study and make recommendations regarding a single state entity to oversee all medical cannabis regulation; and
- ▶ requires the Department of Agriculture and Food and the Department of Health to report to the subcommittee as requested.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

4-41a-802, as last amended by Laws of Utah 2020, Chapter 148

26-61a-703, as last amended by Laws of Utah 2019, First Special Session, Chapter 5

ENACTS:



28 [26-61a-704](#), Utah Code Annotated 1953



30 *Be it enacted by the Legislature of the state of Utah:*

31 Section 1. Section **4-41a-802** is amended to read:

32 **4-41a-802. Report.**

33 (1) At or before the November interim meeting each year, the department shall report to
34 the Health and Human Services Interim Committee on:

35 (a) the number of applications and renewal applications that the department receives
36 under this chapter;

37 (b) the number of each type of cannabis production facility that the department licenses
38 in each county;

39 (c) the amount of cannabis that licensees grow;

40 (d) the amount of cannabis that licensees manufacture into cannabis products;

41 (e) the number of licenses the department revokes under this chapter;

42 (f) the department's operation of an independent cannabis testing laboratory under

43 Section [4-41a-201](#), including:

44 (i) the cannabis and cannabis products the department tested; and

45 (ii) the results of the tests the department performed; and

46 (g) the expenses incurred and revenues generated under this chapter.

47 (2) The department may not include personally identifying information in the report
48 described in this section.

49 (3) During the 2022 Legislative interim, the department shall report to the
50 subcommittee described in Section [26-61a-704](#) as requested by the subcommittee.

51 Section 2. Section **26-61a-703** is amended to read:

52 **26-61a-703. Report.**

53 (1) By the November interim meeting each year beginning in 2020, the department
54 shall report to the Health and Human Services Interim Committee on:

55 (a) the number of applications and renewal applications filed for medical cannabis
56 cards;

57 (b) the number of qualifying patients and designated caregivers;

58 (c) the nature of the debilitating medical conditions of the qualifying patients;

- 59 (d) the age and county of residence of cardholders;
- 60 (e) the number of medical cannabis cards revoked;
- 61 (f) the number of practitioners providing recommendations for qualifying patients;
- 62 (g) the number of license applications and renewal license applications received;
- 63 (h) the number of licenses the department has issued in each county;
- 64 (i) the number of licenses the department has revoked;
- 65 (j) the quantity of medical cannabis shipments that the state central patient portal
- 66 facilitates;
- 67 (k) the number of overall purchases of medical cannabis and medical cannabis products
- 68 from each medical cannabis pharmacy;
- 69 (l) the expenses incurred and revenues generated from the medical cannabis program;
- 70 and
- 71 (m) an analysis of product availability in medical cannabis pharmacies.
- 72 (2) The department may not include personally identifying information in the report
- 73 described in this section.

74 (3) During the 2022 Legislative interim, the department shall report to the

75 subcommittee described in Section 26-61a-704 as requested by the subcommittee.

76 Section 3. Section **26-61a-704** is enacted to read:

77 **26-61a-704. Governance structure review by interim committee.**

78 During the 2022 Legislative interim, the Health and Human Services Interim

79 Committee shall establish a subcommittee to:

- 80 (1) conduct a review of the state's governance structure over medical cannabis;
- 81 (2) study various regulatory structures throughout the nation regarding state agency
- 82 regulation of medical cannabis; and

83 (3) at or before the October 2022 interim meeting, make recommendations to the

84 Health and Human Services Interim Committee for committee-recommended legislation to

85 unify the efforts of the department and the Department of Agriculture and Food under a single

86 state authority over medical cannabis.