

1st Sub. S.B. 195
MEDICAL CANNABIS ACCESS AMENDMENTS

Senator **Luz Escamilla** proposes the following amendments:

1. *Page 2, Lines 26 through 27:*

26 { ~~allows a student's lawful dosage of medical cannabis on school grounds;~~ }
27 ▶ codifies a rule regarding the names and logos of medical cannabis pharmacies;

2. *Page 26, Lines 780 through 783:*

780 and subject to Section 26-61a-116, a qualified medical provider or clinic or office that employs
781 a qualified medical provider may advertise the following:
782 (i) a green cross , the provider or clinic's name and logo ;
783 (ii) a qualifying condition that the individual treats;

3. *Page 34, Lines 1030 through 1035:*

1030 (b) (i) ~~[A]~~ The recommending medical provider who made the underlying
1031 recommendation for the card of a cardholder described in Subsection (6)(a) may renew the
1032 cardholder's card[: (i) using the application process described in Subsection (3); or (ii)]
1033 through phone or video conference with the [recommending medical provider who made the
1034 recommendation underlying the card, at the qualifying] cardholder, at the recommending
1035 medical provider's discretion.

(ii) A recommending medical provider who works within the same clinic or practice as the
recommending medical provider described in Subsection (6)(b)(i) may renew the cardholder's card after
a face-to-face visit with the cardholder.

4. *Page 37, Line 1136 through Page 38, Line 1161:*

1136 described in Section 26-61a-201 ~~[who is a patient in]~~ may designate one of the following types
1137 of facilities { ~~may designate the facility~~ } as one of the caregivers described in Subsection (1)(a):
1138 (A) for a patient or resident, an assisted living facility, as that term is defined in Section
1139 26-21-2;
1140 (B) for a patient or resident, a nursing care facility, as that term is defined in Section
1141 26-21-2; {+} or {+}
1142 (C) for a patient, a general acute hospital, as that term is defined in Section
1143 26-21-2 {+} . {+} {+}
1144 ~~{(D) for a student in a public school for which the principal has agreed to the~~

1145 ~~designation, the student's school.~~}

1146 (ii) A facility may:

1147 (A) assign one or more employees to assist patients with medical cannabis treatment
1148 under the caregiver designation described in this Subsection (1)(b)[.]; and

1149 (B) receive a medical cannabis shipment from a medical cannabis pharmacy or a
1150 medical cannabis courier on behalf of the medical cannabis cardholder within the facility who
1151 designated the facility as a caregiver.

1152 (iii) The department shall make rules to regulate the practice of facilities and facility
1153 employees serving as designated caregivers under this Subsection (1)(b).

1154 (c) A parent or legal guardian described in Subsection 26-61a-201(2)(d), in
1155 consultation with the minor and the minor's qualified medical provider, may designate, through
1156 the state central patient portal, up to two individuals to serve as a designated caregiver for the
1157 minor, if the department determines that the parent or legal guardian is not eligible for a
1158 medical cannabis guardian card under Section 26-61a-201.

1159 ~~{(d) A public school may not prohibit a student's dosage with medical cannabis or a~~
1160 ~~medical cannabis product on the school grounds under the supervision of a medical cannabis~~
1161 ~~guardian cardholder or a caregiver designated under this section.}~~}

5. Page 44, Lines 1343 through 1352:

1343 [(4) (a) A medical cannabis pharmacy may]

1344 (c) ~~{maintain a website that includes information about}~~ advertise in any medium :

1345 (i) the pharmacy's name and logo;

~~{(i)}~~ (ii) the location and hours of operation of the medical cannabis pharmacy;

1346 ~~{(ii)}~~ (iii) a product or service available at the medical cannabis pharmacy;

1347 ~~{(iii)}~~ (iv) personnel affiliated with the medical cannabis pharmacy;

1348 ~~{(iv)}~~ (v) whether the medical cannabis pharmacy is licensed as a home delivery medical
1349 cannabis pharmacy;

1350 [(iv)] ~~{(v)}~~ (vi) best practices that the medical cannabis pharmacy upholds; and

1351 [(v)] ~~{(vi)}~~ (vii) educational material related to the medical use of cannabis, as defined by the
1352 department[-]; and

6. Page 49, Lines 1493 through 1497:

1493 (b) Notwithstanding Subsection (15)(a) and subject to Section 26-61a-116, a licensed
1494 home delivery medical cannabis pharmacy or a licensed medical cannabis courier may
1495 advertise:

1496 (i) a green cross; ~~{and}~~

(ii) the pharmacy's or courier's name and logo; and

1497 ~~{(ii)}~~ (iii) that the pharmacy or courier is licensed to transport medical cannabis shipments.