

2196 recommending medical provider has completed and documented in the patient's medical record
 2197 a thorough assessment of the patient's condition and medical history based on the appropriate
 2198 standard of care for the patient's condition.

2199 (6) (a) Except as provided in ~~[Subsection]~~ Subsections (6)(b) and (c), a person may not
 2200 advertise that the person or the person's employee recommends a medical cannabis treatment.

2201 (b) Notwithstanding Subsection (6)(a) and Section 4-41a-109, a qualified medical
 2202 provider ~~[or clinic or]~~ , medical clinic, or medical office that employs a qualified medical
 2203 provider may advertise only the following:

2204 (i) a green cross;

2205 (ii) the provider's or clinic's name and logo;

2206 (iii) a qualifying condition that the individual treats;

2207 (iv) ~~H→ [that the individual is registered as a qualified medical provider and recommends~~

2208 ~~medical cannabis;]~~ **that the qualified medical provider, medical clinic, or medical office**

2208a **evaluates patients for medical cannabis recommendations;** ~~←H~~ [or]

2209 (v) a scientific study regarding medical cannabis use[-]; or

2210 (vi) contact information.

2211 (c) Notwithstanding Subsection (6)(a) and Section 4-41a-109, qualified medical

2212 provider, medical clinic, or medical office that employs a qualified medical provider may

2213 engage in targeted marketing, as determined by the department through rule, for advertising

2214 medical cannabis recommendation services.

2215 (7) (a) A qualified medical provider registration card expires two years after the day on
 2216 which the department issues the card.

2217 (b) The department shall renew a qualified medical provider's registration card if the
 2218 provider:

2219 (i) applies for renewal;

2220 (ii) is eligible for a qualified medical provider registration card under this section,
 2221 including maintaining an unrestricted license under the recommending qualifications;

2222 (iii) certifies to the department in a renewal application that the information in
 2223 Subsection (2)(a) is accurate or updates the information;

2224 (iv) submits a report detailing the completion of the continuing education requirement
 2225 described in Subsection (3); and

2226 (v) pays the department a fee in an amount that:

2630 sole reason that the employee has a prescription for a controlled substance.

2630a **Ĥ→ (c) A government employer that would take an adverse action described in Subsection**
 2630b **(2)(a) or (2)(b) shall have a written policy that:**

2630c **(i) is comprehensive in nature regarding when an employee would be disciplined; and**

2630d **(ii) does not treat medical cannabis any differently than another controlled substance.** ←Ĥ

2631 (3) Subsection (2) does not apply:

2632 (a) where the application of Subsection (2)(a) or (b) would jeopardize federal funding,
 2633 a federal security clearance, or any other federal background determination required for the
 2634 employee's position; or

2635 (b) if the employee's position is dependent on a license or peace officer certification
 2636 that is subject to federal regulations, including 18 U.S.C. Sec. 922(g)(3).

2637 (4) Before taking an adverse employment action against an employee solely because
 2638 the employee is a medical cannabis cardholder or holds a prescription for another controlled
 2639 substance, a government employer shall:

2640 (a) consult with legal counsel, if one is employed or contracted with to provide services
 2641 to the government employer; and

2642 (b) obtain approval from:

2643 (i) for a political subdivision, the mayor or county executive; or

2644 (ii) for a state employer, the state employer's agency head or the agency head's
 2645 designee.

2646 (5) An employee described in this section:

2647 (a) may file a complaint in accordance with Section 34A-5-107 with the commission;
 2648 and

2649 (b) is entitled to any remedies under this chapter for an employer's violation of
 2650 Subsection (2).

2651 (6) Nothing in this section requires a private employer to accommodate the use of
 2652 medical cannabis or affects the ability of a private employer to have policies restricting the use
 2653 of medical cannabis by applicants or employees.

2654 Section 24. Section **63I-2-236** is amended to read:

2655 **63I-2-236. Repeal dates: Title 36.**

2656 (1) Section 36-12-8.2 is repealed July 1, [2024] 2025.

2657 (2) Section 36-29-107.5 is repealed on November 30, 2024.

2658 (3) Section 36-29-109 is repealed on November 30, 2027.

2659 (4) Section 36-29-110 is repealed on November 30, 2024.

2660 (5) Section 36-29-111 is repealed July 1, 2025.