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HOUSE FLOOR AMENDMENTS

2018 Regular Session

Amendments proposed by Representative Hunter to Engrossed House Bill No. 826 by
Representative Hunter

1 AMENDMENT NO. 1

2 On page 1, line 2, after "amend and reenact R.S. 40:1046(G)" insert a comma "," and delete
3 the remainder of the line and delete line 3 in its entirety

4 AMENDMENT NO. 2

5 On page 1, line 5, after "licenses;" delete the remainder of the line and delete lines 6 and 7
6 in their entirety and insert in lieu thereof "to provide for enactment of certain provisions
7 upon reclassification of marijuana by the United States Drug Enforcement Administration;
8 to provide for effectiveness; and to provide for related matters."

9 AMENDMENT NO. 3

10 On page 2, after line 23, delete the remainder of the page and delete pages 3 and 4 in their
11 entirety and insert in lieu thereof the following:

12 "Section 2. R.S. 40:1046(G) is hereby amended and reenacted to read as follows:

13 §1046. ~~Recommendation~~ Prescription of marijuana for therapeutic use; rules and
14 regulations; Louisiana Board of Pharmacy and the adoption of rules and
15 regulations relating to the dispensing of ~~recommended~~ prescribed marijuana
16 for therapeutic use; the Department of Agriculture and Forestry and the
17 licensure of a production facility

* * *

18
19 G.(1) The Louisiana Board of Pharmacy shall develop an annual,
20 nontransferable specialty license for a pharmacy to dispense ~~recommended~~
21 prescribed marijuana for therapeutic use. The board shall develop rules and
22 regulations regarding the geographical locations of dispensing pharmacies in
23 Louisiana.

24 (2) No person shall be eligible for a specialty license provided for in this
25 Subsection unless he is a pharmacist licensed by the board.

26 (3) The board shall establish financial stability requirements for each entity
27 awarded a license pursuant to this Subsection. At minimum, such requirements shall
28 include depositing into an escrow account, within ninety days of the award of the
29 license, a minimum amount as surety.

30 (4) The board shall report to the House and Senate committees on health and
31 welfare annually all of the following information:

32 (a) The total number of applications for licenses provided for in this
33 Subsection.

34 (b) The number of applications for licenses provided for in this Subsection
35 approved by the board.

1 (c) The number of applications for licenses provided for in this Subsection
2 denied by the board.

3 (d) Demographic information concerning applicants including but not
4 limited to age and race.

5 (5) No person who holds a license issued in accordance with this Subsection
6 on the effective date of this Paragraph shall be eligible for renewal of that license
7 unless the majority stake of the marijuana dispensing pharmacy that he operates is
8 owned by a Louisiana-licensed pharmacist.

9 * * *

10 Section 3. R.S. 40:1046(G) as amended by Section 2 of Act No. 96 of the 2016
11 Regular Session of the Legislature of Louisiana is hereby declared to be null, void, and
12 without effect.

13 Section 4. This Section and Section 1 of this Act shall become effective upon
14 signature by the governor or, if not signed by the governor, upon expiration of the time for
15 bills to become law without signature by the governor, as provided by Article III, Section
16 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved
17 by the legislature, this Section and Section 1 of Act shall become effective on the day
18 following such approval.

19 Section 5. This Section and Sections 2 and 3 of this Act shall become effective and
20 operative if and when the United States Drug Enforcement Administration reclassifies
21 marijuana from a Schedule I drug to a Schedule II drug under the authority of the Controlled
22 Substances Act, 21 U.S.C. 801 et seq."

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.