

---

## DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

---

HB 460 Original

2023 Regular Session

Robert Owen

**Abstract:** Provides for the permitting and licensing of marijuana pharmacies.

Present law authorizes a marijuana pharmacy license holder to open a satellite pharmacy once the active patient count at the primary pharmacy reaches 3,500. Once the active patient count at both the primary pharmacy and the first satellite pharmacy both reaches 3,500, the license holder for that region is allowed to open a second satellite location.

Proposed law authorizes the license holder of marijuana pharmacy in a region to open the first satellite pharmacy once the primary pharmacy reaches 3,500. The license holder may open a second pharmacy when the active patient count reaches 7,000 for the region.

Proposed law requires the La. Board of Pharmacy to notify a license holder once he has reached the appropriate active patient count to open a first and second satellite pharmacy.

Proposed law provides that a license holder eligible to open a satellite pharmacy shall submit an application with the La. Board of Pharmacy within 90 days of notification of eligibility to exercise the option to open a satellite pharmacy. The satellite pharmacy must be operational within 310 days from the date of notification of eligibility.

Present law directs the calculation of active patient counts once in a 12-month period using the preceding year from August 1<sup>st</sup> through July 31<sup>st</sup>.

Proposed law directs the calculation of active patient counts quarterly using the preceding three-month period.

Present law defines an active, qualified patient as a patient that has acquired therapeutic marijuana once in the preceding 12-month period from August 1<sup>st</sup> to July 31<sup>st</sup>.

Proposed law defines an active, qualified patient as a patient that has acquired therapeutic marijuana once.

Proposed law requires a marijuana pharmacy permit holder to notify the La. State Board of Pharmacy by application at least 15 days prior to the transfer of ownership of a marijuana pharmacy to the permit holder. Prior to the transfer, the La. Board of Pharmacy shall inspect the pharmacy and conduct the necessary background checks. A new application shall be filed by the permit holder each time identity of the natural person, partnership, or business entity which directly holds the

permit has occurred or there is a change in the person or entity's Federal Employer Identification Number.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 40:1046(G)(3)(a)-(c), and (e), (6)(a)-(c), and (8); Adds R.S. 40:1046(G)(9))