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HOUSE FLOOR AMENDMENTS

2015 Regular Session

Amendments proposed by Representative Moreno to Reengrossed Senate Bill No. 143 by Senator Mills

1 AMENDMENT NO. 1

2 On page 5, line 5, after "**licensee.**" delete the remainder of the line and delete line 6 in its
3 entirety and insert in lieu thereof the following:

4 **"The license shall be awarded pursuant to the requirements provided for**
5 **in this Subsection.**

6 **(3) The license shall be limited to one geographic location as**
7 **provided for in rule by the Department of Agriculture and Forestry.**
8 **The geographic location shall be a public record subject to disclosure**
9 **under the Public Records Law, R.S. 44:1 et seq. The licensee shall**
10 **permit inspection of the production facility by any elected member of the**
11 **Louisiana Legislature upon request after receipt of reasonable notice.**

12 **(4)(a) The Department of Agriculture and Forestry shall grant**
13 **the license pursuant to a contract awarded through a competitive sealed**
14 **bid or a competitive sealed proposal as provided for in R.S. 39:1594 and**
15 **1595. The contract for the license shall be subject to the Louisiana**
16 **Procurement Code and shall not be subject to any exceptions to or other**
17 **variances from the Louisiana Procurement Code. The contract shall not**
18 **be awarded under the sole source procurement provisions provided for**
19 **in R.S. 39:1597.**

20 **(b) Any contract for the license awarded pursuant to this**
21 **Subsection shall not exceed five years.**

22 **(c) Any contract, memorandum of understanding, or cooperative**
23 **endeavor agreement entered into pursuant to this Section shall be a**
24 **public record subject to disclosure under the Public Records Law, R.S.**
25 **44:1 et seq.**

26 **(d) Any contract, memorandum of understanding, or cooperative**
27 **endeavor agreement entered into for services for the cultivation or**
28 **processing in any way of marijuana pursuant to this Section shall be a**
29 **public record subject to disclosure under the Public Records Law, R.S.**
30 **44:1 et seq.**

31 **(e) No person licensed pursuant to this Subsection shall**
32 **subcontract for services for the cultivation or processing in any way of**
33 **marijuana if the subcontractor, or any of the service providers in the**
34 **chain of subcontractors, is owned wholly or in part by any state**
35 **employee or member of a state employee's immediate family, including**
36 **but not limited to any legislator, statewide public official, university or**
37 **community or technical college employee, Louisiana State University**
38 **Agricultural Center employee, or Southern University Agricultural**
39 **Center employee. For the purposes of this Paragraph, "immediate**
40 **family" has the same meaning as provided in R.S. 42:1102.**

41 **(f) Any bid for the license awarded pursuant to this Subsection**
42 **shall include proof of the financial capability of the bidder to operate a**
43 **therapeutic marijuana production facility including but not limited to**
44 **a net worth of not less than one million dollars.**

1 **(5) No person licensed pursuant to this Subsection shall give or**
 2 **receive anything of value in connection with any contract, memorandum**
 3 **of understanding, or cooperative endeavor agreement executed pursuant**
 4 **to this Subsection except the value that is expressed in the contract,**
 5 **memorandum of understanding, or cooperative endeavor agreement.**

6 **(6)(a) The Department of Agriculture shall collect the following**
 7 **information from each licensee:**

8 **(i) The amount of gross marijuana produced by the licensee**
 9 **during each calendar year.**

10 **(ii) The details of all production costs including but not limited**
 11 **to seed, fertilizer, labor, advisory services, construction, and irrigation.**

12 **(iii) The details of any items or services for which the licensee**
 13 **subcontracted and the costs of each subcontractor directly or indirectly**
 14 **working for the contractor.**

15 **(iv) The amount of therapeutic chemicals produced resulting**
 16 **from the marijuana grown pursuant to this Section.**

17 **(v) The amounts paid each year to the licensee related to the**
 18 **licensee's production of therapeutic marijuana pursuant to this Section.**

19 **(vi) The amount of therapeutic marijuana distributed to each**
 20 **pharmacy licensed to dispense therapeutic marijuana in this state during**
 21 **each calendar year.**

22 **(b) The Department of Agriculture and Forestry shall provide**
 23 **the information collected pursuant to this Paragraph for the previous**
 24 **calendar year in the form of a written report to the Louisiana**
 25 **Legislature no later than February 1 of each year. The department shall**
 26 **also make a copy of the report required by this Subparagraph available**
 27 **to the public on the internet."**

28 AMENDMENT NO. 2

29 On page 5, line 7, change "(3)" to "(7)"