

House File 2589

H-8104

1 Amend the amendment, H-8101, to House File 2589 as follows:

2 1. By striking page 1, line 4, through page 5, line 33, and
3 inserting:

4 <<Section 1. Section 124E.2, subsection 2, paragraph i,
5 Code 2020, is amended to read as follows:

6 *i. ~~Untreatable~~ Severe or chronic pain.*

7 Sec. 2. Section 124E.2, subsections 5 and 6, Code 2020, are
8 amended to read as follows:

9 5. "*Health care practitioner*" means an individual licensed
10 under chapter 148 to practice medicine and surgery or
11 osteopathic medicine and surgery, a physician assistant
12 licensed under chapter 148C, or an advanced registered nurse
13 practitioner licensed under chapter 152 or 152E, who is a
14 patient's primary care provider. ~~"Health care practitioner"~~
15 ~~shall not include a physician assistant licensed under chapter~~
16 ~~148C or an advanced registered nurse practitioner licensed~~
17 ~~pursuant to chapter 152 or 152E.~~

18 6. "*Medical cannabidiol*" means any pharmaceutical
19 grade cannabinoid found in the plant *Cannabis sativa* L. or
20 *Cannabis indica* or any other preparation thereof ~~that has~~
21 ~~a tetrahydrocannabinol level of no more than three percent~~
22 ~~and~~ that is delivered in a form recommended by the medical
23 cannabidiol board, approved by the board of medicine, and
24 adopted by the department pursuant to rule.

25 Sec. 3. Section 124E.2, subsection 8, Code 2020, is amended
26 by striking the subsection.

27 Sec. 4. Section 124E.4, subsection 1, paragraph f, Code
28 2020, is amended by striking the paragraph.

29 Sec. 5. Section 124E.9, Code 2020, is amended by adding the
30 following new subsections:

31 NEW SUBSECTION. 13. A medical cannabidiol dispensary
32 may employ a pharmacist or pharmacy technician licensed or
33 registered pursuant to chapter 155A.

34 NEW SUBSECTION. 14. *a.* Except as otherwise provided in
35 paragraph "*b*", a medical cannabidiol dispensary shall not

1 dispense more than a combined total of twenty-five grams of
2 tetrahydrocannabinol to a patient and the patient's primary
3 caregiver in a ninety-day period.

4 *b.* The board of medicine shall adopt rules allowing the
5 health care practitioner who originally certified a patient
6 to receive a medical cannabidiol registration card to apply
7 for, and the medical cannabidiol board to expeditiously and
8 efficiently grant, a waiver to permit the patient and the
9 patient's primary caregiver to receive more than a combined
10 total of twenty-five grams of tetrahydrocannabinol in a
11 ninety-day period if the health care practitioner submits
12 documentation certifying all of the following:

13 (1) The health care practitioner performed a physical
14 examination of the patient and has determined that twenty-five
15 grams of tetrahydrocannabinol per ninety-day period is not an
16 adequate amount to alleviate the patient's debilitating medical
17 condition.

18 (2) The patient's debilitating medical condition is a
19 terminal illness with a life expectancy of less than one year.

20 Sec. 6. Section 124E.11, subsection 1, paragraph b,
21 subparagraph (1), subparagraph division (c), Code 2020, is
22 amended to read as follows:

23 (c) To authorized employees of a medical cannabidiol
24 dispensary, but only for the ~~purpose~~ purposes of verifying that
25 a person is lawfully in possession of a medical cannabidiol
26 registration card issued pursuant to this chapter and that a
27 person has not purchased tetrahydrocannabinol in excess of the
28 amount authorized by this chapter.

29 Sec. 7. Section 124E.11, subsection 2, Code 2020, is amended
30 by adding the following new paragraph:

31 NEW PARAGRAPH. *j.* Collect and evaluate data on patient
32 demographics, effective treatment options, clinical outcomes,
33 and quality of life outcomes for the purpose of reporting on
34 the benefits, risks, and outcomes encountered by patients with
35 a debilitating medical condition engaged in the use of medical

1 cannabidiol.>>

BRECKENRIDGE of Jasper