A BILL FOR

1 An Act relating to the medical cannabis Act and providing for
2 civil and criminal penalties and fees.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
Section 1. Section 124.204, subsection 4, paragraphs m and u, Code 2015, are amended by striking the paragraphs.

Sec. 2. Section 124.204, subsection 7, Code 2015, is amended by striking the subsection.

Sec. 3. Section 124.206, subsection 7, Code 2015, is amended to read as follows:

7. Hallucinogenic substances. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances, or, for purposes of paragraphs “a” and “b”, which contains any of its salts, isomers, or salts of isomers whenever the existence of such salts, isomers, or salts of isomers is possible within the specific chemical designation (for purposes of this paragraph only, the term “isomer” includes the optical, positional, and geometric isomers):

a. Marijuana when used for medicinal purposes pursuant to rules of the board.

b. Tetrahydrocannabinols, meaning tetrahydrocannabinols naturally contained in a plant of the genus Cannabis (Cannabis plant) as well as synthetic equivalents of the substances contained in the Cannabis plant, or in the resinous extractives of such plant, and synthetic substances, derivatives, and their isomers with similar chemical structure and pharmacological activity to those substances contained in the plant, such as the following:

(1) 1 cis or trans tetrahydrocannabinol, and their optical isomers.

(2) 6 cis or trans tetrahydrocannabinol, and their optical isomers.

(3) 3,4 cis or trans tetrahydrocannabinol, and their optical isomers. (Since nomenclature of these substances is not internationally standardized, compounds of these structures, regardless of numerical designation of atomic positions covered.)

b. Nabilone [another name for
nabilone: (++) - 
trans-3-(1,1-dimethylheptyl)-6,6a,7,8,10,10a-hexahydro-1-
hydroxy-6,6-dimethyl-9H-dibenzo[b,d]pyran-9-one].
Sec. 4. Section 124.401, subsection 5, unnumbered paragraph 3, Code 2015, is amended to read as follows:
A person may knowingly or intentionally recommend, possess, use, dispense, deliver, transport, or administer cannabidiol medical cannabis if the recommendation, possession, use, dispensing, delivery, transporting, or administering is in accordance with the provisions of chapter 124E. For purposes of this paragraph, "cannabidiol" "medical cannabis" means the same as defined in section 124E.2.
Sec. 5. NEW SECTION. 124E.1 Short title.
This chapter shall be known and may be cited as the "Medical Cannabis Act".
Sec. 6. NEW SECTION. 124E.2 Definitions.
As used in this chapter:
1. "Debilitating medical condition" means any of the following:
a. Cancer.
b. Multiple sclerosis.
c. Epilepsy.
d. AIDS or HIV as defined in section 141A.1.
e. Glaucoma.
f. Hepatitis C.
g. Crohn’s disease or ulcerative colitis.
h. Amyotrophic lateral sclerosis.
i. Ehlers-danlos syndrome.
j. Post-traumatic stress disorder.
k. Severe, chronic pain caused by an underlying medical condition that is not responsive to conventional treatment or conventional treatment that produces debilitating side effects.
l. Any other chronic or debilitating disease or medical condition or its medical treatment approved by the department pursuant to rule.
2. "Department" means the department of public health.

3. "Disqualifying felony offense" means a violation under federal or state law of a felony offense, which has as an element the possession, use, or distribution of a controlled substance, as defined in 21 U.S.C. §802(6).

4. "Enclosed, locked facility" means a closet, room, greenhouse, or other enclosed area equipped with locks or other security devices that permit access only by a cardholder.

5. "Health care practitioner" means an individual licensed under chapter 148 to practice medicine and surgery or osteopathic medicine and surgery, a physician assistant licensed under chapter 148C, or an advanced registered nurse practitioner licensed pursuant to chapter 152 or 152E.

6. "Medical cannabis" means any species of the genus cannabis plant, or any mixture or preparation of them, including whole plant extracts and resins.

7. "Medical cannabis dispensary" means an entity licensed under section 124E.8 that acquires medical cannabis from a medical cannabis manufacturer in this state for the purpose of dispensing medical cannabis in this state pursuant to this chapter.

8. "Medical cannabis manufacturer" means an entity licensed by the department to manufacture and to possess, cultivate, transport, or supply medical cannabis pursuant to the provisions of this chapter.

9. "Primary caregiver" means a person, at least eighteen years of age, who has been designated by a patient's health care practitioner or a person having custody of a patient, as a necessary caretaker taking responsibility for managing the well-being of the patient with respect to the use of medical cannabis pursuant to the provisions of this chapter.

10. "Written certification" means a document signed by a health care practitioner, with whom the patient has established a patient-provider relationship, which states that the patient has a debilitating medical condition and identifies that
condition and provides any other relevant information.

Sec. 7. NEW SECTION. 124E.3 Health care practitioner certification — duties.

1. Prior to a patient’s submission of an application for a medical cannabis card pursuant to section 124E.4, a health care practitioner shall do all of the following:
   a. Determine, in the health care practitioner’s medical judgment, whether the patient whom the health care practitioner has examined and treated suffers from a debilitating medical condition that qualifies for the use of medical cannabis under this chapter, and if so determined, provide the patient with a written certification of that diagnosis.
   b. Provide explanatory information as provided by the department to the patient about the therapeutic use of medical cannabis.

2. Determine, on an annual basis, if the patient continues to suffer from a debilitating medical condition and, if so, issue the patient a new certification of that diagnosis.

3. Otherwise comply with all requirements established by the department pursuant to rule.

4. A health care practitioner may provide, but has no duty to provide, a written certification pursuant to this section.

Sec. 8. NEW SECTION. 124E.4 Medical cannabis registration card.

1. Issuance to patient. The department may approve the issuance of a medical cannabis registration card by the department of transportation to a patient who:
   a. Is at least eighteen years of age.
   b. Is a permanent resident of this state.
   c. Submits a written certification to the department signed by the patient’s health care practitioner that the patient is suffering from a debilitating medical condition.
   d. Submits an application to the department, on a form created by the department, in consultation with the department of transportation, that contains all of the following:
(1) The patient's full name, Iowa residence address, date of birth, and telephone number.

(2) A copy of the patient's valid photo identification.

(3) Full name, address, and telephone number of the patient's health care practitioner.

(4) Full name, residence address, date of birth, and telephone number of each primary caregiver of the patient, if any.

(5) Any other information required by rule.

e. Submits a medical cannabis registration card fee of one hundred dollars to the department. If the patient attests to receiving social security disability benefits, supplemental security insurance payments, or being enrolled in medical assistance, the fee shall be twenty-five dollars.

2. Patient card contents. A medical cannabis registration card issued to a patient by the department of transportation pursuant to subsection 1 shall contain, at a minimum, all of the following:

a. The patient's full name, Iowa residence address, and date of birth.

b. The patient's photo.

c. The date of issuance and expiration date of the registration card.

d. Any other information required by rule.

3. Issuance to primary caregiver. For a patient in a primary caregiver's care, the department may approve the issuance of a medical cannabis registration card by the department of transportation to the primary caregiver who:

a. Is at least eighteen years of age.

b. Submits a written certification to the department signed by the patient's health care practitioner that the patient in the primary caregiver's care is suffering from a debilitating medical condition.

c. Submits an application to the department, on a form created by the department, in consultation with the department.
of transportation, that contains all of the following:
(1) The primary caregiver's full name, residence address, date of birth, and telephone number.
(2) The patient's full name.
(3) A copy of the primary caregiver's valid photo identification.
(4) Full name, address, and telephone number of the patient's health care practitioner.
(5) Any other information required by rule.
d. Submits a medical cannabis registration card fee of twenty-five dollars to the department.

4. **Primary caregiver card contents.** A medical cannabis registration card issued by the department of transportation to a primary caregiver pursuant to subsection 3 shall contain, at a minimum, all of the following:
a. The primary caregiver's full name, residence address, and date of birth.
b. The primary caregiver's photo.
c. The date of issuance and expiration date of the registration card.
d. The registration card number of each patient in the primary caregiver's care. If the patient in the primary caregiver's care is under the age of eighteen, the full name of the patient's parent or legal guardian.
e. Any other information required by rule.

5. **Expiration date of card.** A medical cannabis registration card issued pursuant to this section shall expire one year after the date of issuance and may be renewed.

6. **Card issuance — department of transportation.** The department may enter into a chapter 28E agreement with the department of transportation to facilitate the issuance of medical cannabis registration cards pursuant to subsections 1 and 3.

Sec. 9. **NEW SECTION.** 124E.5 Medical advisory board — duties.
1. No later than August 15, 2015, the director of public health shall establish a medical advisory board consisting of nine practitioners representing the fields of neurology, pain management, gastroenterology, oncology, psychiatry, pediatrics, infectious disease, family medicine, and pharmacy, and three patients with valid medical cannabis registration cards. The practitioners shall be nationally board-certified in their area of specialty and knowledgeable about the use of medical cannabis.

2. A quorum of the advisory board shall consist of seven members.

3. The duties of the advisory board shall include but not be limited to the following:

   a. Reviewing and recommending to the department for approval additional chronic or debilitating diseases or medical conditions or their treatments as debilitating medical conditions that qualify for the use of medical cannabis under this chapter.

   b. Accepting and reviewing petitions to add chronic or debilitating diseases or medical conditions or their medical treatments to the list of debilitating medical conditions that qualify for the use of medical cannabis under this chapter.

   c. Advising the department regarding the location of medical cannabis dispensaries throughout the state, the form and quantity of allowable medical cannabis to be dispensed to a patient or primary caregiver, and the general oversight of medical cannabis manufacturers and medical cannabis dispensaries in this state.

   d. Convening at least twice per year to conduct public hearings and to evaluate petitions, which shall be maintained as confidential personal health information, to add chronic or debilitating diseases or medical conditions or their medical treatments to the list of debilitating medical conditions that qualify for the use of medical cannabis under this chapter.

Sec. 10. NEW SECTION. 124E.6 Medical cannabis manufacturer
licensure.

1. a. The department shall license four medical cannabis manufacturers to manufacture medical cannabis within this state consistent with the provisions of this chapter by December 1, 2015. The department shall license new medical cannabis manufacturers or relicense the existing medical cannabis manufacturers by December 1 of each year.

b. Information submitted during the application process shall be confidential until the medical cannabis manufacturer is licensed by the department unless otherwise protected from disclosure under state or federal law.

2. As a condition for licensure, a medical cannabis manufacturer must agree to begin supplying medical cannabis to medical cannabis dispensaries in this state by July 1, 2016.

3. The department shall consider the following factors in determining whether to license a medical cannabis manufacturer:

a. The technical expertise of the medical cannabis manufacturer in medical cannabis.

b. The qualifications of the medical cannabis manufacturer’s employees.

c. The long-term financial stability of the medical cannabis manufacturer.

d. The ability to provide appropriate security measures on the premises of the medical cannabis manufacturer.

e. Whether the medical cannabis manufacturer has demonstrated an ability to meet certain medical cannabis production needs for medical use regarding the range of recommended dosages for each debilitating medical condition, the range of chemical compositions of any plant of the genus cannabis that will likely be medically beneficial for each of the debilitating medical conditions, and the form of the medical cannabis in the manner determined by the department pursuant to rule.

f. The medical cannabis manufacturer’s projection of and ongoing assessment of fees on patients with debilitating
1 medical conditions.
2 4. The department shall require each medical cannabis
3 manufacturer to contract with the state hygienic laboratory
4 at the university of Iowa in Iowa City to test the medical
5 cannabis produced by the manufacturer. The department shall
6 require that the laboratory report testing results to the
7 manufacturer in a manner determined by the department pursuant
8 to rule.
9 5. Each entity submitting an application for licensure
10 as a medical cannabis manufacturer shall pay a nonrefundable
11 application fee of seven thousand five hundred dollars to the
12 department.
13 Sec. 11. NEW SECTION. 124E.7 Medical cannabis
14 manufacturers.
15 1. A medical cannabis manufacturer shall contract with the
16 state hygienic laboratory at the university of Iowa in Iowa
17 City for purposes of testing the medical cannabis manufactured
18 by the medical cannabis manufacturer as to content,
19 contamination, and consistency. The cost of all laboratory
20 testing shall be paid by the medical cannabis manufacturer.
21 2. The operating documents of a medical cannabis
22 manufacturer shall include all of the following:
23 a. Procedures for the oversight of the medical cannabis
24 manufacturer and procedures to ensure accurate record keeping.
25 b. Procedures for the implementation of appropriate security
26 measures to deter and prevent the theft of medical cannabis and
27 unauthorized entrance into areas containing medical cannabis.
28 3. A medical cannabis manufacturer shall implement security
29 requirements, including requirements for protection of each
30 location by a fully operational security alarm system, facility
31 access controls, perimeter intrusion detection systems, and a
32 personnel identification system.
33 4. A medical cannabis manufacturer shall not share
34 office space with, refer patients to, or have any financial
35 relationship with a health care practitioner.
5. A medical cannabis manufacturer shall not permit any person to consume medical cannabis on the property of the medical cannabis manufacturer.

6. A medical cannabis manufacturer is subject to reasonable inspection by the department.

7. A medical cannabis manufacturer shall not employ a person under eighteen years of age or who has been convicted of a disqualifying felony offense. An employee of a medical cannabis manufacturer shall be subject to a background investigation conducted by the division of criminal investigation of the department of public safety and a national criminal history background check.

8. A medical cannabis manufacturer shall not operate in any location, whether for manufacturing, cultivating, harvesting, packaging, or processing, within one thousand feet of a public or private school existing before the date of the medical cannabis manufacturer’s licensure by the department.

9. A medical cannabis manufacturer shall comply with reasonable restrictions set by the department relating to signage, marketing, display, and advertising of medical cannabis.

10. a. A medical cannabis manufacturer shall provide a reliable and ongoing supply of medical cannabis to medical cannabis dispensaries pursuant to this chapter.

b. All manufacturing, cultivating, harvesting, packaging, and processing of medical cannabis shall take place in an enclosed, locked facility at a physical address provided to the department during the licensure process.

c. A medical cannabis manufacturer shall not manufacture edible medical cannabis products utilizing food coloring.

Sec. 12. NEW SECTION. 124E.8 Medical cannabis dispensary licensure.

1. a. The department shall license by April 1, 2016, twelve medical cannabis dispensaries to dispense medical cannabis within this state consistent with the provisions of this
chapter. The department shall license new medical cannabis
dispensaries or relicense the existing medical cannabis
manufacturers by December 1 of each year.

b. Information submitted during the application process
shall be confidential until the medical cannabis dispensary
is licensed by the department unless otherwise protected from
disclosure under state or federal law.

2. As a condition for licensure, a medical cannabis
dispensary must agree to begin supplying medical cannabis to
patients by July 1, 2016.

3. The department shall consider the following factors in
determining whether to license a medical cannabis dispensary:

a. The technical expertise of the medical cannabis
dispensary regarding medical cannabis.

b. The qualifications of the medical cannabis dispensary’s
employees.

c. The long-term financial stability of the medical cannabis
dispensary.

d. The ability to provide appropriate security measures on
the premises of the medical cannabis dispensary.

e. The medical cannabis dispensary’s projection and ongoing
assessment of fees for the purchase of medical cannabis on
patients with debilitating medical conditions.

4. Each entity submitting an application for licensure
as a medical cannabis dispensary shall pay a nonrefundable
application fee of five thousand dollars to the department.

Sec. 13. NEW SECTION. 124E.9 Medical cannabis dispensaries.

1. a. The medical cannabis dispensaries shall be located
based on geographical need throughout the state to improve
patient access.

b. A medical cannabis dispensary may dispense medical
cannabis pursuant to the provisions of this chapter but shall
not dispense any medical cannabis in a form or quantity other
than the form or quantity allowed by the department pursuant
to rule.
2. The operating documents of a medical cannabis dispensary shall include all of the following:
   a. Procedures for the oversight of the medical cannabis dispensary and procedures to ensure accurate record keeping.
   b. Procedures for the implementation of appropriate security measures to deter and prevent the theft of medical cannabis and unauthorized entrance into areas containing medical cannabis.
3. A medical cannabis dispensary shall implement security requirements, including requirements for protection by a fully operational security alarm system, facility access controls, perimeter intrusion detection systems, and a personnel identification system.
4. A medical cannabis dispensary shall not share office space with, refer patients to, or have any financial relationship with a health care practitioner.
5. A medical cannabis dispensary shall not permit any person to consume medical cannabis on the property of the medical cannabis dispensary.
6. A medical cannabis dispensary is subject to reasonable inspection by the department.
7. A medical cannabis dispensary shall not employ a person under eighteen years of age or who has been convicted of a disqualifying felony offense. An employee of a medical cannabis dispensary shall be subject to a background investigation conducted by the division of criminal investigation of the department of public safety and a national criminal history background check.
8. A medical cannabis dispensary shall not operate in any location within one thousand feet of a public or private school existing before the date of the medical cannabis dispensary's licensure by the department.
9. A medical cannabis dispensary shall comply with reasonable restrictions set by the department relating to signage, marketing, display, and advertising of medical cannabis.
10. Prior to dispensing of any medical cannabis, a medical cannabis dispensary shall do all of the following:
   a. Verify that the medical cannabis dispensary has received a valid medical cannabis registration card from a patient or a patient's primary caregiver, if applicable.
   b. Assign a tracking number to any medical cannabis dispensed from the medical cannabis dispensary.
   c. (1) Properly package medical cannabis in compliance with federal law regarding child resistant packaging and exemptions for packaging for elderly patients, and label medical cannabis with a list of all active ingredients and individually identifying information, including all of the following:
      (a) The name and date of birth of the patient and the patient’s primary caregiver, if appropriate.
      (b) The medical cannabis registration card numbers of the patient and the patient’s primary caregiver, if applicable.
      (c) The chemical composition of the medical cannabis.
   (2) Proper packaging of medical cannabis shall include but not be limited to all of the following:
      (a) Warning labels regarding the use of medical cannabis by a woman during pregnancy and while breastfeeding.
      (b) Clearly labeled packaging indicating that an edible medical cannabis product contains medical cannabis and which packaging shall not imitate candy products or in any way make the product marketable to children.

11. A medical cannabis dispensary shall employ a pharmacist licensed pursuant to chapter 155A.

Sec. 14. NEW SECTION. 124E.10 Fees.
Medical cannabis registration card fees and medical cannabis manufacturer and medical cannabis dispensary application and annual fees collected by the department pursuant to this chapter shall be retained by the department, shall be considered repayment receipts as defined in section 8.2, and shall be used for the purpose of regulating medical cannabis manufacturers and medical cannabis dispensaries and for other
expenses necessary for the administration of this chapter.

Sec. 15. NEW SECTION. 124E.11 Department duties — rules.

1. a. The department shall maintain a confidential file
of the names of each patient to or for whom the department
issues a medical cannabis registration card and the name of
each primary caregiver to whom the department issues a medical
cannabis registration card under section 124E.4.

b. Individual names contained in the file shall be
confidential and shall not be subject to disclosure, except as
provided in subparagraph (1).

(1) Information in the confidential file maintained
pursuant to paragraph "a" may be released on an individual basis
to the following persons under the following circumstances:

(a) To authorized employees or agents of the department and
the department of transportation as necessary to perform the
duties of the department and the department of transportation
pursuant to this chapter.

(b) To authorized employees of state or local law
enforcement agencies, but only for the purpose of verifying
that a person is lawfully in possession of a medical cannabis
registration card issued pursuant to this chapter.

(c) To authorized employees of a medical cannabis
dispensary, but only for the purpose of verifying that a person
is lawfully in possession of a medical cannabis registration
card issued pursuant to this chapter.

(2) Release of information pursuant to subparagraph
(1) shall be consistent with the federal Health Insurance
104-191.

2. The department shall adopt rules pursuant to chapter
17A to administer this chapter which shall include but not be
limited to rules to do all of the following:

a. Govern the manner in which the department shall consider
applications for new and renewal medical cannabis registration
cards.
b. Identify criteria and set forth procedures for including additional chronic or debilitating diseases or medical conditions or their medical treatments on the list of debilitating medical conditions that qualify for the use of medical cannabis. Procedures shall include a petition process and shall allow for public comment and public hearings before the medical advisory board.

c. Set forth additional chronic or debilitating diseases or medical conditions or their medical treatments for inclusion on the list of debilitating medical conditions that qualify for the use of medical cannabis as recommended by the medical advisory board.

d. Establish the form and quantity of medical cannabis allowed to be dispensed to a patient or primary caregiver pursuant to this chapter. The form and quantity of medical cannabis shall be appropriate to serve the medical needs of patients with debilitating conditions.

e. Establish requirements for the licensure of medical cannabis manufacturers and medical cannabis dispensaries and set forth procedures for medical cannabis manufacturers and medical cannabis dispensaries to obtain licenses.

f. Develop a dispensing system for medical cannabis within this state that provides for all of the following:

   (1) Medical cannabis dispensaries within this state housed on secured grounds and operated by licensed medical cannabis dispensaries.

   (2) The dispensing of medical cannabis to patients and their primary caregivers to occur at locations designated by the department.

g. Establish and collect annual fees from medical cannabis manufacturers and medical cannabis dispensaries to cover the costs associated with regulating and inspecting medical cannabis manufacturers and medical cannabis dispensaries.

h. Specify and implement procedures that address public safety including security procedures and product quality
including measures to ensure contaminant-free cultivation of medical cannabis, safety, and labeling.

i. Establish and implement a real-time, statewide medical cannabis registry management sale tracking system that is available to medical cannabis dispensaries on a twenty-four-hour-day, seven-day-a-week basis for the purpose of verifying that a person is lawfully in possession of a medical cannabis registration card issued pursuant to this chapter and for tracking the date of the sale and quantity of medical cannabis purchased by a patient or a primary caregiver.

j. Establish and implement a medical cannabis inventory and delivery tracking system to track medical cannabis from production by a medical cannabis manufacturer through dispensing at a medical cannabis dispensary.

Sec. 16. NEW SECTION. 124E.12 Reciprocity.
A valid medical cannabis registration card, or its equivalent, issued under the laws of another state that allows an out-of-state patient to possess or use medical cannabis in the jurisdiction of issuance shall have the same force and effect as a valid medical cannabis registration card issued pursuant to this chapter, except that an out-of-state patient in this state shall not obtain medical cannabis from a medical cannabis dispensary in this state.

Sec. 17. NEW SECTION. 124E.13 Use of medical cannabis — smoking prohibited.
A patient shall not consume medical cannabis possessed or used as authorized by this chapter by smoking medical cannabis.

Sec. 18. NEW SECTION. 124E.14 Use of medical cannabis — affirmative defenses.
1. A health care practitioner, including any authorized agent or employee thereof, shall not be subject to prosecution for the unlawful certification, possession, or administration of marijuana under the laws of this state for activities arising directly out of or directly related to the certification or use of medical cannabis in the treatment of
1. A patient diagnosed with a debilitating medical condition as authorized by this chapter.

2. A medical cannabis manufacturer, including any authorized agent or employee thereof, shall not be subject to prosecution for manufacturing, possessing, cultivating, harvesting, packaging, processing, transporting, or supplying medical cannabis pursuant to this chapter.

3. A medical cannabis dispensary, including any authorized agent or employee thereof, shall not be subject to prosecution for transporting, supplying, or dispensing medical cannabis pursuant to this chapter.

a. In a prosecution for the unlawful possession of marijuana under the laws of this state, including but not limited to chapters 124 and 453B, it is an affirmative and complete defense to the prosecution that the patient has been diagnosed with a debilitating medical condition, used or possessed medical cannabis pursuant to a certification by a health care practitioner as authorized under this chapter, and, for a patient eighteen years of age or older, is in possession of a valid medical cannabis registration card.

b. In a prosecution for the unlawful possession of marijuana under the laws of this state, including but not limited to chapters 124 and 453B, it is an affirmative and complete defense to the prosecution that the person possessed medical cannabis because the person is a primary caregiver of a patient who has been diagnosed with a debilitating medical condition and is in possession of a valid medical cannabis registration card, and where the primary caregiver's possession of the medical cannabis is on behalf of the patient and for the patient's use only as authorized under this chapter.

c. If a patient or primary caregiver is charged with the commission of a crime and is not in possession of the person's medical cannabis registration card, any charge or charges filed against the person shall be dismissed by the court if the person produces to the court prior to or at the person's trial...
1 a medical cannabis registration card issued to that person and
2 valid at the time the person was charged.
3 4. An agency of this state or a political subdivision
4 thereof, including any law enforcement agency, shall not remove
5 or initiate proceedings to remove a patient under the age
6 of eighteen from the home of a parent based solely upon the
7 parent's or patient's possession or use of medical cannabis as
8 authorized under this chapter.
9 Sec. 19. NEW SECTION. 124E.15 Penalties.
10 1. A person who knowingly or intentionally possesses or
11 uses medical cannabis in violation of the requirements of this
12 chapter is subject to the penalties provided under chapters 124
13 and 453B.
14 2. A medical cannabis manufacturer or a medical cannabis
15 dispensary shall be assessed a civil penalty of up to one
16 thousand dollars per violation for any violation of this
17 chapter in addition to any other applicable penalties.
18 Sec. 20. EMERGENCY RULES. The department may adopt
19 emergency rules under section 17A.4, subsection 3, and section
20 17A.5, subsection 2, paragraph "b", to implement the provisions
21 of this Act and the rules shall be effective immediately upon
22 filing unless a later date is specified in the rules. Any
23 rules adopted in accordance with this section shall also be
24 published as a notice of intended action as provided in section
25 17A.4.
26 Sec. 21. TRANSITION PROVISIONS. A medical cannabis
27 registration card issued under chapter 124D prior to July 1,
28 2015, remains effective and continues in effect as issued for
29 the twelve-month period following its issuance. This Act does
30 not preclude the permit holder from seeking to renew the permit
31 under this Act prior to the expiration of the twelve-month
32 period.
33 Sec. 22. REPORTS. The university of Iowa Carver college of
34 medicine and college of pharmacy shall, on or before July 1 of
35 each year, beginning July 1, 2016, submit a report detailing
1 the scientific literature, studies, and clinical trials
2 regarding the use of medical cannabis on patients diagnosed
3 with debilitating medical conditions as defined in this Act to
4 the department of public health and the general assembly.
5 Sec. 23. REPEAL. Chapter 124D, Code 2015, is repealed.