Offered by:
SEN. BOUCHER, 26th Dist.

To: House Bill No. 5389 File No. 597 Cal. No. 430

"AN ACT CONCERNING THE PALLIATIVE USE OF MARIJUANA."

Strike lines 138 to 146, inclusive, in their entirety and substitute the following in lieu thereof:

"(b) Any written certification for the palliative use of marijuana issued by a physician under subsection (a) of this section shall be valid for a period not to exceed one year from the date such written certification is signed and dated by the physician. Not later than ten calendar days after the expiration of such period, or at any time before the expiration of such period should the qualifying patient no longer wish to possess marijuana for palliative use, the qualifying patient or the primary caregiver shall destroy all usable marijuana possessed by the qualifying patient and the primary caregiver for palliative use. Not later than ten calendar days after the expiration of a registration under subsection (a) of section 5 of this act, the qualifying patient or the primary caregiver shall destroy all usable marijuana possessed by the qualifying patient and the primary caregiver for palliative use unless a subsequent registration is issued under subsection (a) of section 5 of
this act to such qualifying patient and primary caregiver."

Strike lines 168 to 187, inclusive, in their entirety and substitute the following in lieu thereof:

"Sec. 5. (NEW) (Effective October 1, 2012) (a) (1) Each qualifying patient who is issued a written certification for the palliative use of marijuana under subdivision (1) of subsection (a) of section 2 of this act, and the primary caregiver of such qualifying patient, shall register with the Department of Consumer Protection. Any such registration shall be effective from the date the Department of Consumer Protection issues a certificate of registration until the expiration of the written certification issued by the physician, except that the registration of a primary caregiver shall also expire upon the death of the qualifying patient, upon the occurrence of any other event that renders the qualifying patient incapable of engaging in the palliative use of marijuana, upon the qualifying patient's designation of a different primary caregiver, or upon the occurrence of any other event which has the effect of cancelling or terminating the qualifying patient's registration. A qualifying patient's primary caregiver shall provide written notice to the department not later than ten calendar days after the death of the qualifying patient or the occurrence of any other event that renders the qualifying patient incapable of engaging in the palliative use of marijuana.

(2) The qualifying patient and the primary caregiver shall provide sufficient identifying information, as determined by the department, to establish the personal identity of the qualifying patient and the primary caregiver. The qualifying patient or the primary caregiver shall report any change in such information to the department not later than five business days after such change. The department shall issue a registration certificate to the qualifying patient and to the primary caregiver and may charge a reasonable fee, not to exceed twenty-five dollars, for each registration certificate issued under this subsection. Any registration fees collected by the department under this subsection shall be paid to the State Treasurer and credited to the
account established pursuant to section 19 of this act."