



General Assembly

February Session, 2012

**Amendment**

LCO No. 4180

**\*HB0538904180SR0\***

Offered by:  
SEN. BOUCHER, 26<sup>th</sup> Dist.

To: House Bill No. 5389

File No. 597

Cal. No. 430

**"AN ACT CONCERNING THE PALLIATIVE USE OF MARIJUANA."**

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

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

17 this act to such qualifying patient and primary caregiver."

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

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

39 (2) The qualifying patient and the primary caregiver shall provide  
40 sufficient identifying information, as determined by the department, to  
41 establish the personal identity of the qualifying patient and the  
42 primary caregiver. The qualifying patient or the primary caregiver  
43 shall report any change in such information to the department not later  
44 than five business days after such change. The department shall issue a  
45 registration certificate to the qualifying patient and to the primary  
46 caregiver and may charge a reasonable fee, not to exceed twenty-five  
47 dollars, for each registration certificate issued under this subsection.  
48 Any registration fees collected by the department under this  
49 subsection shall be paid to the State Treasurer and credited to the

50 account established pursuant to section 19 of this act."