



General Assembly

February Session, 2012

**Amendment**

LCO No. 4277

**\*HB0538904277SR0\***

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 234 to 237, inclusive, in their entirety and substitute the  
2 following in lieu thereof:

3 "Sec. 9. (NEW) (*Effective from passage*) (a) No person may act as a  
4 dispensary or represent that such person is a licensed dispensary  
5 unless such person has been issued and maintains (1) a license from  
6 the Commissioner of Consumer Protection pursuant to this section,  
7 and (2) a policy of commercial risk insurance, as defined in section 38a-  
8 663 of the general statutes, which provides coverage in an amount of  
9 not less than two million dollars."

10 Strike lines 288 to 291, inclusive, in their entirety and substitute the  
11 following in lieu thereof:

12 "Sec. 10. (NEW) (*Effective from passage*) (a) No person may act as a  
13 producer or represent that such person is a licensed producer unless  
14 such person has been issued and maintains (1) a license from the  
15 Commissioner of Consumer Protection pursuant to this section, and (2)

16 a policy of commercial risk insurance, as defined in section 38a-663 of  
 17 the general statutes, which provides coverage in an amount of not less  
 18 than two million dollars."

19 After the last section, add the following and renumber sections and  
 20 internal references accordingly:

21 "Sec. 501. (NEW) (*Effective October 1, 2012*) (a) If no licensed  
 22 dispensary is able to obtain a policy of commercial risk insurance in  
 23 accordance with subsection (a) of section 9 of this act within one  
 24 hundred eighty days after the date the Commissioner of Consumer  
 25 Protection first issues a dispensary license under section 9 of this act,  
 26 the provisions of sections 1 to 17, inclusive, and subsection (e) of  
 27 section 21a-243 of the general statutes, as amended by this act, shall be  
 28 deemed repealed, and any balance remaining in the palliative  
 29 marijuana administration account established under section 19 of this  
 30 act shall be transferred to the General Fund.

31 (b) If no licensed producer is able to obtain a policy of commercial  
 32 risk insurance in accordance with subsection (a) of section 10 of this act  
 33 within one hundred eighty days after the date the Commissioner of  
 34 Consumer Protection first issues a producer license under section 10 of  
 35 this act, the provisions of sections 1 to 17, inclusive, and subsection (e)  
 36 of section 21a-243 of the general statutes, as amended by this act, shall  
 37 be deemed repealed, and any balance remaining in the palliative  
 38 marijuana administration account established under section 19 of this  
 39 act shall be transferred to the General Fund."

This act shall take effect as follows and shall amend the following sections:		
Sec. 9	<i>from passage</i>	New section
Sec. 10	<i>from passage</i>	New section
Sec. 501	<i>October 1, 2012</i>	New section