
HOUSE COMMITTEE AMENDMENTS

2020 Regular Session

Amendments proposed by House Committee on Health and Welfare to Original House Bill
No. 819 by Representative Bagley

AMENDMENT NO. 1

2 On page 1, line 2, delete "enact R.S. 40:1046(A)(2)(a)(xvii) and (xviii)," and insert in lieu
3 thereof "amend and reenact R.S. 40:1046(A)(1), (3), and (4), to enact R.S.
4 40:1046(A)(2)(a)(xvii) and (xviii), and to repeal R.S. 40:1046(B),"

AMENDMENT NO. 2

6 On page 1, at the end of line 3, insert "relative to the authorization for physicians to
7 recommend medical marijuana; to provide"

AMENDMENT NO. 3

9 On page 1, line 6, after "concussions;" and before "and to" insert "to repeal requirements for
10 the Louisiana State Board of Medical Examiners to issue rules and regulations concerning
11 the recommendation of medical marijuana by physicians;"

AMENDMENT NO. 4

13 On page 1, line 8, after "Section 1." and before "R.S. 40:1046(A)(2)(a)(xvii)" insert "R.S.
14 40:1046(A)(1), (3), and (4) are hereby amended and reenacted and"

AMENDMENT NO. 5

16 On page 1, delete lines 16 and 17 in their entirety and insert in lieu thereof the following:

17 "A.(1) Notwithstanding any other provision of this Part, a any physician
18 licensed by and in good standing with the Louisiana State Board of Medical
19 Examiners to practice medicine in this state may recommend, in any form as
20 permitted by the rules and regulations of the Louisiana Board of Pharmacy except
21 for inhalation, and raw or crude marijuana, tetrahydrocannabinols or a chemical
22 derivative of tetrahydrocannabinols for therapeutic use by any patient clinically
23 diagnosed as suffering from a debilitating medical condition. Nothing in this
24 Paragraph shall be construed to prevent the Louisiana Board of Pharmacy from
25 permitting, by rule, medical marijuana in a form to be administered by metered-dose
26 inhaler. For purposes of this Section, "metered-dose inhaler" means a device that
27 delivers a specific amount of medication to the lungs, in the form of a short burst of
28 medicine that is usually self-administered by the patient via inhalation."

AMENDMENT NO. 6

30 On page 2, after line 3, insert the following:

31 "(3) For purposes of this Part, "recommend" or "recommended" means an
32 order from a physician licensed by and in good standing with the Louisiana State
33 Board of Medical Examiners and authorized by the board to recommend medical
34 marijuana that is patient-specific and disease-specific in accordance with Paragraph
35 (2) of this Subsection, and is communicated by any means allowed by the Louisiana
36 Board of Pharmacy to a Louisiana-licensed pharmacist in a Louisiana-permitted
37 dispensing pharmacy as described in Subsection G of this Section, and is preserved
38 on file as required by Louisiana law or federal law regarding medical marijuana
39 opinion of any physician licensed by and in good standing with the Louisiana State

1 Board of Medical Examiners, provided within a bona fide doctor-patient relationship,
2 that in the sincere judgment of the physician therapeutic cannabis may be helpful to
3 the patient's condition or symptoms and is communicated by any means allowed by
4 the Louisiana Board of Pharmacy.

5 (4) A Any physician licensed by and in good standing with the Louisiana
6 State Board of Medical Examiners to practice medicine in Louisiana may
7 recommend medical marijuana to any patient suffering from a debilitating medical
8 condition with whom he shares a bona fide doctor-patient relationship ~~and shall~~
9 ~~recommend use of medical marijuana for treatment of debilitating medical~~
10 ~~conditions in accordance with rules and regulations promulgated by the Louisiana~~
11 ~~State Board of Medical Examiners."~~

12 Section 2. R.S. 40:1046(B) is hereby repealed in its entirety."