HLS 16RS-2057 REENGROSSED

2016 Regular Session

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HOUSE BILL NO. 1099

BY REPRESENTATIVE THIBAUT

AGRICULTURE: Provides relative to the assessment of a license fee imposed by the Department of Agriculture and Forestry for the production of marijuana for therapeutic use

AN ACT

2	To enact R.S. 40:1046(J)(9), relative to license fees to produce marijuana for therapeutic
3	use; to establish fees to be assessed by the Department of Agriculture and Forestry
4	for the license to produce marijuana for therapeutic use; to provide for collection and
5	disbursement of the fees; and to provide for related matters.
6	Be it enacted by the Legislature of Louisiana:
7	Section 1. R.S. 40:1046(J)(9) is hereby enacted to read as follows:
8	§1046. Prescription of marijuana for therapeutic use; rules and regulations;
9	Louisiana Board of Pharmacy and the adoption of rules and regulations
10	relating to the dispensing of prescribed marijuana for therapeutic use; the
11	Department of Agriculture and Forestry and the licensure of a production
12	facility
13	* * *
14	J.
15	* * *
16	(9)(a) The department shall perform the following:
17	(i) Establish and collect an annual license fee of one hundred thousand
18	dollars and an annual permit fee of one hundred dollars for administrative and
19	inspection costs.

CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

(ii) Collect a nonrefundable application fee of ten thousand dollars.

(iii) Receive an amount not to exceed seven percent of the gross sales.

(b) All fees collected by the department shall be used to fund the expenses

relating to the regulation and control of prescribed marijuana for therapeutic use.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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Abstract: Establishes an annual license fee of \$100,000 for the license to produce marijuana for therapeutic use, an annual permit fee of \$100 for the administrative and inspection costs associated with producing marijuana for therapeutic use, and a nonrefundable application fee of \$10,000 to apply for the license to produce marijuana for therapeutic use.

<u>Present law</u> requires the Dept. of Agriculture and Forestry to develop an annual, nontransferable speciality license for the production of prescribed marijuana for therapeutic use and to limit the number of licenses granted in the state to no more than one licensee.

<u>Proposed law</u> establishes an annual license fee of \$100,000 for the license to produce marijuana for therapeutic use, an annual permit fee of \$100 for the administrative and inspection costs associated with producing marijuana for therapeutic use, and a nonrefundable application fee of \$10,000 to apply for the license to produce marijuana for therapeutic use.

<u>Proposed law</u> mandates that the Dept. of Agriculture and Forestry receive an amount not to exceed seven percent of the gross sales of therapeutic marijuana.

<u>Proposed law</u> requires the department to collect all fees associated with the license to produce marijuana for therapeutic use. Further requires the department to use the fees collected to fund expenses relating to the regulation and control of prescribed marijuana for therapeutic use.

(Adds R.S. 40:1046(J)(9))

Summary of Amendments Adopted by House

The House Floor Amendments to the engrossed bill:

1. Add a range to the amount of gross sales that the Dept. of Agriculture shall receive.