
HOUSE COMMITTEE AMENDMENTS

2022 Regular Session

Amendments proposed by House Committee on Health and Welfare to Original House Bill
No. 697 by Representative Magee

1 AMENDMENT NO. 1

2 On page 1, line 2, after "(2)(introductory paragraph)," delete the remainder of the line

3 AMENDMENT NO. 2

4 On page 1, at the beginning of line 3, delete "(h),"

5 AMENDMENT NO. 3

6 On page 1, line 4, after "repeal" delete the remainder of the line and insert in lieu thereof
7 "R.S. 40:1046(C)(2)(h) and (H)(3)"

8 AMENDMENT NO. 4

9 On page 1, at the end of line 9, change "board" to "Louisiana Department of Health"

10 AMENDMENT NO. 5

11 On page 1, line 15, after "Forestry;" and before "to provide" insert "to authorize certain
12 institutions to conduct research on marijuana for therapeutic use;"

13 AMENDMENT NO. 6

14 On page 1, line 18, after "(2)(introductory paragraph)," delete the remainder of the line

15 AMENDMENT NO. 7

16 On page 3, line 1, delete "either" and at the end of the line change "or practicing" to
17 "through"

18 AMENDMENT NO. 8

19 On page 3, after line 11, delete the remainder of the page and delete page 4 in its entirety and
20 on page 5 delete lines 1 through 16 in their entirety and insert in lieu thereof the following:

21 "G.(1) The Louisiana Board of Pharmacy shall develop an annual,
22 nontransferable specialty license for a pharmacy to dispense recommended
23 marijuana for therapeutic use and shall limit the number of such licenses granted in
24 the state to no more than ten licensees. The Louisiana Board of Pharmacy shall
25 develop rules and regulations regarding the geographical locations of dispensing
26 pharmacies in Louisiana. The board shall award a minimum of one license per
27 region, as delineated in Paragraph (2) of this Subsection, and shall award each
28 license through a competitive process.

29 (2) For the purposes of this Subsection, the regions among which the
30 Louisiana Board of Pharmacy shall allocate marijuana pharmacy licenses shall
31 correspond to the sets of parishes comprising, respectively, the human services
32 districts and authorities established by the provisions of R.S. 28:912 as those districts
33 and authorities existed on July 1, 2022. On and after October 1, 2022, at least one
34 licensed marijuana pharmacy shall be located in each region.

1 (3) After five thousand active, qualified patients are registered in the
 2 prescription monitoring program in a region, the Louisiana Board of Pharmacy shall
 3 require the marijuana pharmacy licensee in that region to open one additional
 4 marijuana pharmacy location in that region. The board shall license the additional
 5 location within three months of the date on which the patient registration threshold
 6 provided for in this Paragraph is met.

7 (4) Following the issuance of a license in a region in accordance with the
 8 process provided in Paragraph (3) of this Subsection, if a total of an additional five
 9 thousand active, qualified patients are registered in the prescription monitoring
 10 program in the region, then the Louisiana Board of Pharmacy may license one
 11 additional marijuana pharmacy location in that region. In the issuance of a license
 12 as authorized in this Paragraph, the board shall consider any unserved parishes
 13 within the region when approving a location for licensure. The provisions of this
 14 Paragraph authorizing an additional license in a region shall apply each time that an
 15 additional increment of five thousand active, qualified patients registered in the
 16 prescription monitoring program is reached in the region.

17 (5)(a) No marijuana pharmacy shall locate within a fifteen-mile radius of
 18 another marijuana pharmacy.

19 (b) Notwithstanding the provisions of Subparagraph (a) of this Paragraph,
 20 in a region that encompasses any parish with a population of more than three
 21 hundred fifty thousand persons according to the most recent federal decennial
 22 census, no marijuana pharmacy shall locate within a ten-mile radius of another
 23 marijuana pharmacy.

24 (c) Notwithstanding the provisions of Subparagraph (a) of this Paragraph,
 25 in a region that encompasses any municipality with a population of more than three
 26 hundred fifty thousand persons according to the most recent federal decennial
 27 census, no marijuana pharmacy shall locate within a five-mile radius of another
 28 marijuana pharmacy."

29 AMENDMENT NO. 9

30 On page 7, delete lines 1 through 3 in their entirety and insert in lieu thereof the following:

31 "(c) The Louisiana State University Agricultural Center or, the Southern
 32 University Agricultural Center, and the University of Louisiana at Monroe may
 33 conduct research on marijuana for therapeutic use if the center is licensed as a
 34 production facility pursuant to this Section."

35 AMENDMENT NO. 10

36 On page 7, line 5, delete "and" and insert a comma ","

37 AMENDMENT NO. 11

38 On page 7, line 6, after "Center" and before "shall" insert a comma "," and "and the
 39 University of Louisiana at Monroe"

40 AMENDMENT NO. 12

41 On page 7, line 24, delete "by its licensed university"

42 AMENDMENT NO. 13

43 On page 8, line 2, delete "and the licensed university"

1 AMENDMENT NO. 14

2 On page 9, at the end of line 15, delete "and the licensed university"

3 AMENDMENT NO. 15

4 On page 13, line 15, change "LMMTS.," to "LMMTS,"

5 AMENDMENT NO. 16

6 On page 13, line 23, change "all agents" to "the agent or agents"

7 AMENDMENT NO. 17

8 On page 14, at the beginning of line 10, change "Board of Pharmacy." to "Department of
9 Health," and at the end of the line change "board." to "department."

10 AMENDMENT NO. 18

11 On page 14, line 22, change "board," to "department,"

12 AMENDMENT NO. 19

13 On page 15, at the end of line 1, change "board" to "department"

14 AMENDMENT NO. 20

15 On page 15, at the beginning of line 2, delete "or its designee"

16 AMENDMENT NO. 21

17 On page 15, line 5, change "board review." to "review by the department."

18 AMENDMENT NO. 22

19 On page 15, at the end of line 10, change "board or its designee." to "department."

20 AMENDMENT NO. 23

21 On page 15, at the end of line 15, change "board." to "department."

22 AMENDMENT NO. 24

23 On page 15, line 20, change "board" to "department"

24 AMENDMENT NO. 25

25 On page 15, line 24, change "board or its designee" to "department"

26 AMENDMENT NO. 26

27 On page 16, line 10, change "Board of Pharmacy" to "Department of Health"

28 AMENDMENT NO. 27

29 On page 16, at the end of line 19, insert the following:

1 "The administrative rules of the Louisiana Department of Health shall allow for a
2 variance of no greater than plus fifteen percent or minus fifteen percent from the
3 labeled amount of active ingredients in the ingredient analysis or potency analysis."

4 AMENDMENT NO. 28

5 On page 16, line 24, change "a second" to "an"

6 AMENDMENT NO. 29

7 On page 16, line 26, change "the second" to "an"

8 AMENDMENT NO. 30

9 On page 16, at the end of line 28, change "the second" to "an"

10 AMENDMENT NO. 31

11 On page 17, line 6, change "R.S. 40:1046(H)(3)" to "R.S. 40:1046(C)(2)(h) and (H)(3)"

12 AMENDMENT NO. 32

13 On page 17, between lines 14 and 15, insert the following:

14 "Section 4. To prevent any disruption to the supply chain and to ensure
15 uninterrupted availability of products for patients, if not otherwise provided in this
16 Act, the Louisiana Department of Health shall temporarily follow the applicable
17 rules relative to marijuana for therapeutic use promulgated by the Department of
18 Agriculture and Forestry until such time as it adopts all necessary emergency rules
19 and permanent rules relating to cultivation, extraction, processing, production, and
20 transportation of marijuana for therapeutic use including, but not limited to, the
21 approval of product labels and packaging."

22 AMENDMENT NO. 33

23 On page 17, at the beginning of line 15, change "Section 4." to "Section 5."