

House Proposal of Amendment

S. 14

An act relating to single dose, child-resistant packaging and labeling of marijuana-infused edible or potable products sold by a registered dispensary.

The House proposes to the Senate to amend the bill as follows:

First: In Sec. 1, 18 V.S.A. § 4472, after “§ 4472. DEFINITIONS” and before the “* * *” by adding the following:

As used in this subchapter:

(1)(A) “Bona fide health care professional-patient relationship” means a treating or consulting relationship of not less than ~~six~~ three months’ duration, in the course of which a health care professional has completed a full assessment of the registered patient’s medical history and current medical condition, including a personal physical examination.

(B) The ~~six-month~~ three-month requirement shall not apply if:

(i) a patient has been diagnosed with:

~~(A)~~(I) a terminal illness;

~~(B)~~(II) cancer ~~with distant metastases~~; ~~or~~

~~(C)~~(III) acquired immune deficiency syndrome; ~~or~~

(IV) is currently under hospice care.

(ii) a patient had been diagnosed with a debilitating medical condition by a health care professional in another jurisdiction in which the patient had been formerly a resident and the patient, now a resident of Vermont, has the diagnosis confirmed by a health care professional in this State or a neighboring state as provided in subdivision (6) of this section, and the new health care professional has completed a full assessment of the patient’s medical history and current medical condition, including a personal physical examination.

(iii) a patient who is already on the registry changes health care professionals three months or less prior to the annual renewal of the patient’s registration, provided the patient’s new health care professional has completed a full assessment of the patient’s medical history and current medical condition, including a personal physical examination.

* * *

(4) “Debilitating medical condition,” provided that, in the context of the specific disease or condition described in subdivision (A) or (B) of this subdivision (4), reasonable medical efforts have been made over a reasonable amount of time ~~without success~~ to relieve the symptoms, means:

(A) cancer, multiple sclerosis, positive status for human immunodeficiency virus, acquired immune deficiency syndrome, glaucoma, or the treatment of these conditions, if the disease or the treatment results in severe, persistent, and intractable symptoms; or

(B) a disease, medical condition, or its treatment that is chronic, debilitating, and produces ~~severe, persistent, and~~ one or more of the following intractable symptoms: cachexia or wasting syndrome; ~~severe~~ chronic pain; severe nausea; or seizures.

Second: In Sec. 1, 18 V.S.A. § 4472, after subdivision (11), by inserting the following:

* * *

Third: In Sec. 4, 18 V.S.A. § 4474e, by adding a subdivision (a)(4) to read as follows:

(4) With approval from the Department and in accordance with patient delivery protocols set forth in rule, transport and transfer marijuana to a Vermont postsecondary academic institution for the purpose of research.

Fourth: By striking Sec. 7 and inserting in lieu thereof the following
Sec. 7. EFFECTIVE DATE

(a) This section and Sec. 1 shall take effect on passage.

(b) All remaining sections shall take effect on July 1, 2016.

Fifth: That after passage the title of the bill be amended to read: “An act relating to amendments to the marijuana for medical symptom use statutes”