

SENATE COMMITTEE OF REFERENCE REPORT

Chair of Committee

Date

April 9, 2019

Committee on Finance.

After consideration on the merits, the Committee recommends the following:

SB19-218 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend printed bill, page 2, line 3, after "(2)(a.5)(II)," insert "(2)(c),"
2 after "(3.5)(d)," insert "(5)(a)," and after "(7)(d)," insert "(9)(c),".

3 Page 2, line 4, after "**add**" insert "(2)(d.4), (3)(d), and".

4 Page 3, after line 1 insert:

5 "(c) "In good standing", with respect to a physician's OR MEDICAL
6 PROFESSIONAL'S license, means:

7 (I) The physician holds a doctor of medicine or doctor of
8 osteopathic medicine degree from an accredited medical school, OR THE
9 MEDICAL PROFESSIONAL HOLDS A DEGREE IN A MEDICAL FIELD WITHIN HIS
10 OR HER SCOPE OF PRACTICE;

11 (II) The physician holds a valid license to practice medicine, OR
12 THE MEDICAL PROFESSIONAL HOLDS A VALID LICENSE TO PRACTICE WITHIN
13 HIS OR HER SCOPE OF PRACTICE, in Colorado that does not contain a
14 restriction or condition that prohibits the recommendation of medical
15 marijuana or for a license issued prior to July 1, 2011, a valid,
16 unrestricted and unconditioned license; and

17 (III) The physician OR MEDICAL PROFESSIONAL has a valid and
18 unrestricted United States department of justice federal drug enforcement
19 administration controlled substances registration.

20 (d.4) "PHYSICIAN", WHEN MAKING MEDICAL MARIJUANA
21 RECOMMENDATIONS FOR A DISABLING MEDICAL CONDITION, INCLUDES A
22 MEDICAL PROFESSIONAL WITH PRESCRIPTIVE AUTHORITY ACTING WITHIN

1 THE SCOPE OF HIS OR HER PRACTICE."

2 Page 3, after line 25 insert:

3 "(d) THE STATE HEALTH AGENCY SHALL PROMULGATE RULES
4 RELATED TO THE LENGTH OF TIME A REGISTRY IDENTIFICATION CARD
5 ISSUED TO A PATIENT WITH A DISABLING MEDICAL CONDITION IS VALID."

6 Page 4, after line 15 insert:

7 "(a) The physician ~~shall have~~ HAS a valid and active license to
8 practice medicine, which license is in good standing, OR THE MEDICAL
9 PROFESSIONAL HOLDS A VALID LICENSE TO PRACTICE WITHIN HIS OR HER
10 SCOPE OF PRACTICE, WHICH LICENSE IS IN GOOD STANDING."

11 Page 4, strike line 23, and substitute "RECOMMENDATION; EXCEPT WHEN
12 MAKING A MEDICAL MARIJUANA RECOMMENDATION FOR A PATIENT WITH
13 A DISABLING MEDICAL CONDITION, THE RECOMMENDATION MAY BE MADE
14 BY A MEDICAL PROFESSIONAL WITH PRESCRIPTIVE AUTHORITY ACTING
15 WITHIN THE SCOPE OF HIS OR HER PRACTICE."

16 Page 6, after line 3 insert:

17 "(9) **Registry identification card required - denial - revocation**
18 **- renewal.** (c) A patient or primary caregiver registry identification card
19 ~~shall be~~ IS valid for one year UNLESS THE STATE HEALTH AGENCY
20 CHANGES THE LENGTH OF VALIDITY PURSUANT TO ITS AUTHORITY IN
21 SUBSECTION (3)(d) OF THIS SECTION and ~~shall~~ MUST contain a unique
22 identification number. It ~~shall be~~ IS the responsibility of the patient or
23 primary caregiver to apply to renew his or her registry identification card
24 prior to the date on which the card expires. The state health agency shall
25 develop a form for a patient or primary caregiver to use in renewing his
26 or her registry identification card."

27 Page 6, after line 13 insert:

28 "**SECTION 2.** In Colorado Revised Statutes, 25-1.5-110, **amend**
29 (2) and (3) as follows:

30 **25-1.5-110. Monitor health effects of marijuana - report.** (2)

31 (a) The department shall appoint a panel of health care professionals with
32 expertise in, ~~cannabinoid physiology to monitor the relevant information~~
33 BUT NOT LIMITED TO, NEUROSCIENCE, EPIDEMIOLOGY, TOXICOLOGY,
34 CANNABIS PHYSIOLOGY, AND CANNABIS QUALITY CONTROL TO FURTHER
35 DIRECT POLICY. Notwithstanding section 24-1-136 (11)(a)(I), the panel

1 shall provide a report by January 31, 2015, and every two years thereafter
2 to the state board of health, the department of revenue, and the general
3 assembly. The department shall make the report available on its website.
4 The panel shall establish criteria for studies to be reviewed, reviewing
5 studies and other data, and making recommendations, as appropriate, for
6 policies intended to protect consumers of marijuana or marijuana
7 products and the general public.

8 (b) IN ORDER TO ALLOW THE PUBLIC TO EVALUATE ANY CONFLICT
9 OF INTEREST AMONG THE PANEL, EACH PANELIST SHALL DISCLOSE ALL
10 FINANCIAL INTERESTS THE PANELIST HAS RELATED TO THE HEALTH CARE
11 INDUSTRY AND THE REGULATED MARIJUANA INDUSTRY. THE DISCLOSURES
12 MUST BE INCLUDED IN THE REPORT REQUIRED PURSUANT TO SUBSECTION
13 (2)(a) OF THIS SECTION.

14 (3) The department may ~~collect Colorado-specific data that reports~~
15 ~~adverse health events involving marijuana use from the all-payer claims~~
16 ~~database, hospital discharge data, and behavioral risk factors~~ INQUIRE TO
17 COLLECT COLORADO-SPECIFIC DATA THAT INVOLVES HEALTH OUTCOMES
18 ASSOCIATED WITH CANNABIS FROM ALL-PAYER CLAIMS DATA, HOSPITAL
19 DISCHARGE DATA, AND AVAILABLE PEER-REVIEWED RESEARCH STUDIES."

20 Renumber succeeding sections accordingly.

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