

HB1058_L.004

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Business Affairs & Labor.

HB21-1058 be amended as follows:

1 Amend printed bill, page 3, line 9, after "(f)" insert "(I)".

2 Page 3, after line 13, insert:

3 "(II) A PHYSICIAN, REFERRED TO IN THIS SUBSECTION (5)(f)(II) AS
4 A "RECOMMENDING PHYSICIAN", SHALL ONLY ISSUE A FIRST-TIME MEDICAL
5 MARIJUANA RECOMMENDATION TO A PATIENT BETWEEN THE AGES OF
6 EIGHTEEN AND TWENTY REMOTELY VIA TELEPHONE OR VIDEO
7 CONFERENCE IF:

8 (A) TWO PHYSICIANS DIAGNOSE THE PATIENT AS HAVING A
9 DEBILITATING MEDICAL CONDITION OR DISABLING MEDICAL CONDITION. IF
10 THE RECOMMENDING PHYSICIAN IS NOT THE PATIENT'S PRIMARY CARE
11 PHYSICIAN, THE RECOMMENDING PHYSICIAN SHALL REVIEW THE RECORDS
12 OF A DIAGNOSING PHYSICIAN OR A LICENSED MENTAL HEALTH PROVIDER
13 ACTING WITHIN THEIR SCOPE OF PRACTICE.

14 (B) THE RECOMMENDING PHYSICIAN HAS EXPLAINED THE POSSIBLE
15 RISKS AND BENEFITS OF THE MEDICAL USE OF MARIJUANA TO THE PATIENT;
16 AND

17 (C) THE RECOMMENDING PHYSICIAN HAS PROVIDED THE PATIENT
18 WITH WRITTEN DOCUMENTATION THAT THE PATIENT HAS BEEN DIAGNOSED
19 WITH A DEBILITATING MEDICAL CONDITION OR DISABLING MEDICAL
20 CONDITION AND THE RECOMMENDING PHYSICIAN HAS CONCLUDED THAT
21 THE PATIENT MIGHT BENEFIT FROM THE MEDICAL USE OF MARIJUANA.

22 (III) THE RECOMMENDING PHYSICIAN DESCRIBED IN SUBSECTION
23 (5)(f)(II) OF THIS SECTION SHALL MAINTAIN A RECORD-KEEPING SYSTEM
24 FOR ALL PATIENTS PURSUANT TO SUBSECTION (5)(c) OF THIS SECTION."

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