

1 A bill to be entitled
2 An act relating to fees; amending s. 381.986, F.S.;
3 requiring the Department of Health to impose initial
4 application and biennial renewal fees for the
5 licensing of medical marijuana retail facilities;
6 providing a contingent effective date.

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8 Be It Enacted by the Legislature of the State of Florida:

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10 Section 1. Paragraph (a) of subsection (9) of section
11 381.986, Florida Statutes, as amended by HB 593, 2021 Regular
12 Session, is amended to read:

13 381.986 Medical use of marijuana.—

14 (9) MEDICAL MARIJUANA RETAIL FACILITIES.—The department
15 shall license medical marijuana retail facilities to ensure
16 reasonable statewide accessibility and availability as necessary
17 for qualified patients who are registered in the medical
18 marijuana use registry and who are issued a physician
19 certification under this section. The department shall begin
20 issuing medical marijuana retail facility licenses by August 1,
21 2021.

22 (a) An applicant for licensure as a medical marijuana
23 retail facility must apply to the department on a form
24 prescribed by the department and adopted in rule. The department
25 shall adopt rules pursuant to ss. 120.536(1) and 120.54

26 | establishing a procedure for the issuance and biennial renewal
27 | of licenses. The department shall impose initial application and
28 | biennial renewal fees sufficient to cover the costs of
29 | implementing and administering this subsection. The department
30 | shall identify applicants with strong diversity plans reflecting
31 | this state's commitment to diversity, and the department shall
32 | implement training programs and other educational programs to
33 | enable minority persons and minority business enterprises, as
34 | defined in s. 288.703, and veteran business enterprises, as
35 | defined in s. 295.187, to qualify for medical marijuana retail
36 | facility licensure and contracts. The department must issue a
37 | license to an applicant if the applicant meets the requirements
38 | of this subsection and rules adopted under this subsection. The
39 | department shall renew the licensure of a medical marijuana
40 | retail facility biennially if the licensee meets the
41 | requirements of this subsection and the rules adopted under this
42 | subsection. An individual may not be an applicant, an owner, an
43 | officer, a board member, or a manager on more than one
44 | application for licensure as a medical marijuana retail
45 | facility. An individual or entity may not be awarded more than
46 | one license as a medical marijuana retail facility. Each medical
47 | marijuana retail facility license is valid for one physical
48 | location. A medical marijuana treatment center may not be
49 | awarded a license to operate a medical marijuana retail
50 | facility.

HB 595

2021

51 Section 2. This act shall take effect on the same date
52 that HB 593 or similar legislation takes effect, if such
53 legislation is adopted in the same legislative session or an
54 extension thereof and becomes a law.