

Amend A

Handout to
Valenti



SB 42

MEDICAL CANNABIS PROGRAM UPDATES

- ❖ The South Dakota Department of Health is charged with administering a safe and responsible medical cannabis program that ensures the health and safety of patients and the public.
- ❖ Since the program was established in late 2021, the Medical Cannabis Program has identified several areas to provide for a safer, more effective program.
- ❖ Section 1 of the bill removes extracts from the definition of edible cannabis products to provide for a clearer definition. An extract is an “ingredient” used to create an edible cannabis product while the “edible” is the final product.
- ❖ Section 2 prohibits a patient from giving away any medical cannabis they have after a medical cannabis card has been voided by a practitioner.
- ❖ Section 3 increases the time given to the Medical Cannabis Program to issue an establishment renewal certificate from 10 days to 45 days. Having been through a renewal cycle for establishment licenses, the program has learned that the process is much more labor intensive than originally anticipated. By comparison, North Dakota has 60 days to issue a renewal certificate.
- ❖ Section 4 updates the testing requirements of cannabis or cannabis products to clarify that the product that is tested is the form it is in immediately prior to retail sale to the patient.
- ❖ Section 5 clarifies language requiring a dispensary to verify that a patient has not exceeded the limit of medical cannabis allowed by a patient utilizing the Medical Cannabis Program’s inventory tracking system.
- ❖ Section 6 removes unnecessary language regarding dispensing of medical cannabis.
- ❖ Sections 7 and 8 allows the Medical Cannabis Program to place establishments on probationary status when violations are present, but suspension or certificate revocation is not necessary. Section 7 also establishes limits on the length of a probation and suspension.
- ❖ Sections 10-12 provide for the submission of the names of those individuals who have a medical cannabis card to the state’s Prescription Drug Monitoring Program (PDMP). *electronic system to track*

- The PDMP is an electronic database that tracks and monitors the prescribing and dispensing of controlled substances to help identify potential instances of overprescribing, drug diversion, and other patterns of misuse.
- Knowing that a patient uses medical cannabis will provide additional information to a provider in guiding treatment decisions, assessing potential marijuana use side effects, or identifying potential drug interactions.
- This change will provide practitioners with the full picture of the legal controlled substance a patient uses.

The Department of Health respectfully requests your support of SB 42.