

**HOUSE BILL No. 2152**

By Committee on Health and Human Services

1-25

1 AN ACT concerning health and healthcare; relating to medical hemp  
2 preparation treatments for certain medical conditions; establishing  
3 registration of patients and preparation centers; protecting from arrest,  
4 prosecution or discrimination for authorized use.

5  
6 *Be it enacted by the Legislature of the State of Kansas:*

7 Section 1. The provisions of sections 1 through 11, and amendments  
8 thereto, shall be known and may be cited as Otis's law.

9 Sec. 2. As used in sections 1 through 11, and amendments thereto,  
10 unless the context requires otherwise:

11 (a) "Cannabis" means all parts of all varieties of the plant *cannabis*  
12 *sativa* L. not exceeding 3% tetrahydrocannabinol by weight.

13 (b) "Cardholder" means a patient or a designated caregiver to whom  
14 the department has issued a hemp preparation registration card or who has  
15 documentation that is deemed to be a hemp preparation registration card.

16 (c) "Designated caregiver" means a person who:

17 (1) Is either at least 21 years of age or a parent of a patient;

18 (2) has significant responsibility for managing the well-being of a  
19 patient; and

20 (3) has been approved by the department to assist a patient in  
21 obtaining hemp preparations.

22 (d) "Department" means the department of health and environment.

23 (e) "Hemp preparation" means:

24 (1) Cannabis plant material that is no more than 3%  
25 tetrahydrocannabinol by weight; or

26 (2) an extract, mixture or preparation containing cannabis plant  
27 material that is no more than 3% tetrahydrocannabinol by weight.

28 (f) "Hemp preparation center agent" means an owner, officer, board  
29 member, employee, volunteer, contractor, property owner or landlord of a  
30 registered hemp preparation center.

31 (g) "Medical hemp establishment" means a registered hemp  
32 preparation center or a registered hemp testing laboratory.

33 (h) "Medical use" includes the acquisition, administration, delivery,  
34 possession, purchase, transfer, transportation or use of hemp preparations  
35 and paraphernalia relating to the administration of hemp preparations to  
36 treat or alleviate a patient cardholder's qualifying medical condition.

- 1 (i) "Parent" means a parent or legal guardian responsible for the  
2 medical care of a patient under the age of 18.
- 3 (j) "Patient" means an individual who has been diagnosed with a  
4 qualifying medical condition.
- 5 (k) "Physician" means a person who is licensed by the state board of  
6 healing arts to practice medicine and surgery.
- 7 (l) "Qualifying medical condition" means:
- 8 (1) For a patient 21 years of age or older, Alzheimer's disease, cancer,  
9 multiple sclerosis, post-traumatic stress disorder or a condition causing  
10 seizures, including those characteristic of epilepsy; or
- 11 (2) for a patient under 21 years of age, a condition causing seizures,  
12 including those characteristic of epilepsy.
- 13 (m) "Registered hemp preparation center" means an entity registered  
14 pursuant to section 9, and amendments thereto, that acquires, possesses,  
15 cultivates, transports and manufactures cannabis, hemp preparations and  
16 related paraphernalia and transfers, transports, sells, supplies or dispenses  
17 hemp preparations, paraphernalia related to hemp preparations and related  
18 supplies and educational materials to cardholders, visiting cardholders and  
19 other registered hemp preparation centers.
- 20 (n) "Registered testing laboratory" means an entity registered  
21 pursuant to section 9, and amendments thereto, to analyze the safety and  
22 potency of hemp.
- 23 (o) "Registration card" means a card issued by the department  
24 pursuant to section 3, and amendments thereto.
- 25 (p) "Testing laboratory agent" means an owner, officer, board  
26 member, employee, volunteer, contractor, property owner or landlord of a  
27 registered testing laboratory.
- 28 (q) "Written certification" means a document signed and dated by a  
29 physician stating that, in the physician's professional opinion, the patient  
30 may receive therapeutic or palliative benefit from the medical use of hemp  
31 preparations to treat or alleviate the patient's qualifying medical condition  
32 or symptoms associated with such patient's qualifying medical condition.
- 33 (r) "Visiting cardholder" means a person who:
- 34 (1) Has been diagnosed with a qualifying medical condition or is the  
35 parent, child, sibling, spouse, domestic partner, grandparent, grandchild or  
36 personal aide of an individual who has been diagnosed with a qualifying  
37 medical condition;
- 38 (2) possesses a valid registration card, its equivalent or other  
39 documentation that allows the person to possess hemp preparations in  
40 another jurisdiction pursuant to the laws of the other state, district,  
41 territory, commonwealth, insular possession of the United States or  
42 country recognized by the United States;
- 43 (3) is not a resident of Kansas or has been a resident of Kansas for

1 less than 30 days; and

2 (4) has submitted any required documentation with the department, if  
3 the department has required registration.

4 Sec. 3. (a) The department shall issue a hemp preparation registration  
5 card to each individual who is over the age of 18 who:

6 (1) Provides the department with a written certification signed by a  
7 physician that was issued within 90 days immediately preceding the date  
8 of an application;

9 (2) pays the department a fee in an amount established by the  
10 department pursuant to section 5, and amendments thereto; and

11 (3) submits an application or renewal to the department on a form  
12 created by the department that contains:

13 (A) The individual's name and address;

14 (B) a copy of the individual's valid photo identification; and

15 (C) any other information the department reasonably considers  
16 necessary to implement the provisions of this section.

17 (b) The department shall issue a hemp preparation registration card to  
18 each individual who is under the age of 18 whose parent:

19 (1) Submits the information required of patients over the age of 18  
20 according to subsection (a); and

21 (2) agrees to serve as a designated caregiver for the patient.

22 (c) Except as provided in subsection (d), the department shall issue a  
23 hemp preparation registration card to each designated caregiver applicant  
24 who:

25 (1) Is designated in a patient's application; and

26 (2) submits an application to the department on a form created by the  
27 department that contains:

28 (A) The applicant's name and address;

29 (B) the patient's name;

30 (C) a copy of the designated caregiver's valid photo identification;  
31 and

32 (D) any other information the department reasonably considers  
33 necessary to implement the provisions of this section.

34 (d) A patient may designate only one caregiver at any given time  
35 unless the patient or such patient's parent submits documentation  
36 demonstrating that a greater number of designated caregivers are needed  
37 due to the patient's age or medical condition.

38 (e) The department shall, not later than 30 calendar days after the date  
39 of the receipt of the completed application materials, approve the  
40 application and issue to the applicant a registration card with a unique,  
41 random identification number.

42 (f) Until the department issues, renews or denies a registration card, a  
43 copy of the individual's application, a copy of the patient's written

1 certification and proof that the application was submitted to the  
2 department shall be deemed a registration card.

3 (g) Until the department makes applications available, a valid, written  
4 certification issued within the previous year shall be deemed a registration  
5 card for a patient.

6 (h) Until the department makes applications available, the following  
7 shall be deemed a designated caregiver registration card:

8 (1) A copy of a patient's valid written certification issued within the  
9 previous year; and

10 (2) a signed affidavit attesting that the person has significant  
11 responsibility for managing the well-being of the patient and that the  
12 person has been chosen to assist a patient in obtaining hemp preparations.

13 (i) Except as provided in this subsection, the expiration date of a  
14 registration card shall be one year after the date of issuance. If a physician  
15 states in the written certification that a patient would benefit from hemp  
16 preparations until a specified earlier date, then the registration card shall  
17 expire on that date.

18 Sec. 4. (a) The department shall maintain a confidential list of all  
19 cardholders and each cardholder's address and registry identification  
20 number. This confidential list shall not be combined or linked in any  
21 manner with any other list or database, nor shall it be used for any purpose  
22 not provided for in sections 1 through 11, and amendments thereto.

23 (b) The department shall treat written certifications, applications,  
24 renewals, supporting information, the names of applicants, cardholders,  
25 visiting cardholders and physicians and related records as protected health  
26 information under the health insurance portability and accountability act of  
27 1996, public law 104-191, exempt from disclosure under the Kansas open  
28 records act, K.S.A. 45-215 et seq., and amendments thereto, and not  
29 subject to disclosure to any individual or public or private entity, except as  
30 provided in this section. The provisions of this subsection shall expire on  
31 July 1, 2022, unless the legislature reviews and reenacts the provisions  
32 prior to July 1, 2022.

33 (c) Nothing in this section shall preclude the following:

34 (1) Authorized employees of the department accessing the  
35 information to perform official duties pursuant to this act;

36 (2) department employees notifying state or local law enforcement  
37 about falsified or fraudulent information submitted to the department or of  
38 other apparent criminal violations of this act;

39 (3) department employees notifying the state board of healing arts if  
40 the department has reasonable suspicion to believe a physician violated the  
41 standard of care or for other suspected violations of this act by a physician;

42 (4) the department verifying registration cards pursuant to subsection  
43 (d);

1 (5) at a cardholder's request, the department confirming such  
 2 cardholder's status as a cardholder to a third party, such as a landlord,  
 3 school, medical professional or court; and

4 (6) provided that no identifying information pertaining to  
 5 cardholders, visiting cardholders, or physicians is disclosed:

6 (A) The department may release data that was voluntarily submitted  
 7 by cardholders and visiting cardholders on the effectiveness and any side  
 8 effects of medical hemp preparations to researchers at institutions of  
 9 higher education; and

10 (B) the department may release information on the number of patients  
 11 and designated caregivers approved, the number of registry identification  
 12 cards revoked and aggregate information from voluntary reports on the  
 13 effectiveness of medical hemp preparations and any side effects patients  
 14 have experienced.

15 (d) Within 120 days of the effective date of this act, the department  
 16 shall establish a secure phone or web-based verification system. Such  
 17 verification system must allow law enforcement personnel, medical hemp  
 18 establishments and medical hemp establishment agents to enter a registry  
 19 identification number and determine whether or not the number  
 20 corresponds with a current, valid registration card. The system may  
 21 disclose only whether the registration card is valid, the name of the  
 22 cardholder and whether the cardholder is a registered patient or a  
 23 designated caregiver. The department may also include visiting  
 24 cardholders in the database.

25 Sec. 5. (a) Not later than 120 days after the effective date of this act,  
 26 the department shall promulgate rules and regulations:

27 (1) Establishing the form and content of registration and renewal  
 28 applications submitted under this act;

29 (2) establishing the form and content of registration cards;

30 (3) determining the number of testing laboratories that will be  
 31 allowed in the state, which may not be fewer than two;

32 (4) determining the number of hemp preparation centers that will be  
 33 allowed in the state, which shall be:

34 (A) No fewer than is reasonably necessary to ensure safe, steady  
 35 access to hemp preparations to cardholders located throughout the state;  
 36 and

37 (B) no fewer than a total of three;

38 (5) establishing a system to numerically score competing medical  
 39 hemp establishment applicants that must include analysis of:

40 (A) In the case of hemp preparation centers, the suitability of the  
 41 proposed location and its accessibility for patients;

42 (B) the character, veracity, background and relevant experience of  
 43 principal officers and board members; and

- 1 (C) the business plan proposed by the applicant, which in the case of  
2 hemp preparation centers shall include the ability to maintain an adequate  
3 supply of hemp preparations, plans to ensure safety and security of patrons  
4 and the community and procedures to be used to prevent diversion;
- 5 (6) governing the manner in which it shall consider applications for  
6 and renewals of registration cards, which may include creating a  
7 standardized written certification form;
- 8 (7) governing medical hemp establishments to prevent diversion and  
9 theft without imposing an undue burden or compromising the  
10 confidentiality of cardholders, including:
- 11 (A) Oversight requirements;
- 12 (B) recordkeeping requirements;
- 13 (C) security requirements, including at a minimum, lighting, physical  
14 security, transportation, waste destruction, video and alarm requirements;
- 15 (D) health and safety requirements, including prohibiting the use of  
16 harmful pesticides;
- 17 (E) restrictions on advertising and signage;
- 18 (F) requirements and procedures for the safe and accurate packaging  
19 and labeling of medical hemp, including requiring:
- 20 (i) Disclosure of whether the hemp preparation is organic or non-  
21 organic;
- 22 (ii) specifying the length of time it typically takes for a product to  
23 take effect;
- 24 (iii) listing ingredients and possible allergens in edible and potable  
25 preparations;
- 26 (iv) a nutritional fact panel on all edible and potable products; and
- 27 (v) a unique serial number that will match the product with a hemp  
28 preparation center batch and lot number so as to facilitate any warnings or  
29 recalls;
- 30 (G) rules for random sample testing to ensure that hemp preparations  
31 available to cardholders and visiting cardholders are accurately labeled for  
32 content and potency in accordance with standards established by the  
33 department to ensure the health and safety of patient cardholders;
- 34 (H) procedures for mandatory and voluntary recalls of hemp  
35 preparations; and
- 36 (I) reporting requirements for changes, alterations or modifications of  
37 the premises;
- 38 (8) establishing procedures for suspending or terminating the  
39 registration certificates or registration cards of cardholders and medical  
40 hemp establishments that commit multiple or serious violations of the  
41 provisions of this act or any rules and regulations promulgated pursuant to  
42 this section; and
- 43 (9) establishing reasonable application and renewal fees for

1 registration cards, hemp preparation center registration certificates, testing  
2 laboratory registration certificates and such other fees that the department  
3 deems reasonably necessary to administer this act, according to the  
4 following:

5 (A) The fees shall be no greater than the amount reasonably  
6 necessary to cover the cost the department incurs to implement the  
7 provisions of this act;

8 (B) the fees for registration cards shall be no greater than the amount  
9 reasonably necessary to cover the cost the department incurs processing  
10 the identification cards;

11 (C) the fee structure established by the department must incorporate a  
12 sliding scale for cardholders who receive medicaid, supplemental security  
13 income or social security disability insurance; and

14 (D) the following fees shall not exceed:

15 Hemp preparation center registration certificate application	\$5,000
16 Hemp preparation center registration certificate	\$20,000
17 Testing laboratory registration certificate	\$2,000
18 Individual hemp preparation registration card	\$75
19 Visiting cardholder	\$80

20 (b) The department may promulgate rules and regulations:

21 (1) Establishing a presumptive maximum quantity of hemp  
22 preparations that a cardholder or a visiting cardholder may possess,  
23 provided that:

24 (A) The amount should be no less than a reasonable 60-day supply;  
25 and

26 (B) a patient may apply for a waiver if a physician provides a  
27 substantial medical basis in a signed, written statement asserting that,  
28 based on the patient's medical history, in the physician's professional  
29 judgment, the amount established by the department is an insufficient  
30 amount to properly alleviate the patient's medical condition or symptoms  
31 associated with such medical condition;

32 (2) requiring visiting cardholders to submit a medical practitioner's  
33 statement confirming that the patient has a qualifying medical condition  
34 and documentation demonstrating that the visiting cardholder is allowed to  
35 possess cannabis or hemp preparations in the jurisdiction where such  
36 person resides, provided that:

37 (A) Any fee required of visiting cardholders must be no greater than  
38 the amount reasonably necessary to cover the cost the department incurs in  
39 processing their documentation and issuing any confirmation; and

40 (B) if the department requires visiting cardholders to submit  
41 documentation to the department, a confirmation must be issued  
42 electronically to the individual no later than seven calendar days after such  
43 documentation is submitted.

1       Sec. 6. (a) A cardholder or visiting cardholder shall not be subject to  
2 arrest, prosecution under state or municipal law or denial of any right or  
3 privilege, including, but not limited to, civil penalty or disciplinary action  
4 by a court or occupational or professional licensing board or bureau, for  
5 the medical use of hemp preparations pursuant to sections 1 through 11,  
6 and amendments thereto.

7       (b) No person may be subject to arrest, prosecution under state or  
8 municipal law or denial of any right or privilege, including, but not limited  
9 to, civil penalty or disciplinary action by a court or occupational or  
10 professional licensing board or bureau, for:

11       (1) Selling hemp paraphernalia to a registered medical hemp  
12 establishment, a cardholder or a visiting cardholder;

13       (2) being in the presence or vicinity of the medical use of hemp  
14 preparations as allowed by sections 1 through 11, and amendments thereto;  
15 or

16       (3) assisting a patient with a registration card in the act of using or  
17 administering hemp.

18       (c) A hemp preparation center or hemp preparation center agent shall  
19 not be subject to prosecution under state or municipal law, search or  
20 inspection, except by the department pursuant to section 10(a), and  
21 amendments thereto, seizure or penalty in any manner or be denied any  
22 right or privilege, including, but not limited to, civil penalty or disciplinary  
23 action by a court or business licensing board or entity, for acting pursuant  
24 to sections 1 through 11, and amendments thereto, and department rules  
25 and regulations to:

26       (1) Sell cannabis seeds to similar entities that are registered to  
27 dispense cannabis for medical use in other jurisdictions;

28       (2) acquire, cultivate, grow, harvest, manufacture, plant, possess,  
29 prepare, propagate, transport or store cannabis, hemp paraphernalia and  
30 hemp preparations;

31       (3) deliver, dispense, supply, sell, transfer or transport hemp  
32 preparations, paraphernalia for use with hemp preparations or related  
33 supplies and educational materials to cardholders and visiting cardholders;

34       (4) deliver, dispense, transfer, transport, sell or supply cannabis seeds,  
35 cannabis seedlings, cannabis plants, cannabis, hemp preparations or related  
36 supplies and educational materials to other hemp preparation centers; or

37       (5) deliver, transfer or transport cannabis or hemp preparations to  
38 registered testing laboratories.

39       (d) A registered testing laboratory and testing laboratory agents acting  
40 on behalf of a testing laboratory shall not be subject to prosecution under  
41 state or municipal law, search, except by the department pursuant to  
42 section 10(a), and amendments thereto, seizure or penalty in any manner,  
43 or be denied any right or privilege, including, but not limited to, civil



1 penalty or disciplinary action by a court or business licensing board or  
2 entity, solely for acting in accordance with this act and department rules  
3 and regulations to provide the following services:

4 (1) Acquiring, possessing, storing, analyzing, testing or transporting  
5 cannabis obtained from hemp preparation centers and hemp preparations  
6 obtained from cardholders, visiting cardholders or hemp preparation  
7 centers;

8 (2) possessing, storing or transporting hemp paraphernalia;

9 (3) returning the hemp preparations to cardholders or hemp  
10 preparation centers; or

11 (4) receiving compensation for actions allowed under this section.

12 (e) Mere possession of, or application for, a registration card or  
13 medical hemp establishment registration shall not constitute probable  
14 cause or reasonable suspicion, nor shall it be used to support the search of  
15 the person, property or home of the person possessing or applying for the  
16 registration card. The possession of, or application for, a registration card  
17 or registration certificate shall not preclude the existence of probable cause  
18 if probable cause exists on other grounds.

19 (f) For the purposes of state law, the medical use of hemp  
20 preparations by a cardholder or visiting cardholder and activities a  
21 registered medical hemp establishment are registered to engage in shall be  
22 considered lawful as long as they are undertaken in accordance with  
23 sections 1 through 11, and amendments thereto.

24 Sec. 7. (a) For the purposes of medical care, a patient's medical use of  
25 hemp preparations in accordance with sections 1 through 11, and  
26 amendments thereto, is the equivalent of the authorized use of any other  
27 medication in accordance with a prescription issued by a physician and  
28 does not constitute the use of an illicit substance or otherwise disqualify a  
29 patient cardholder from needed medical care.

30 (b) A person otherwise entitled to custody of or visitation or parenting  
31 time with a minor shall not be denied such a right, and there shall be no  
32 presumption of neglect or child endangerment, for conduct allowed by  
33 sections 1 through 11, and amendments thereto, unless the person's actions  
34 in relation to hemp preparations were such that they created an  
35 unreasonable danger to the safety of the minor as established by clear and  
36 convincing evidence.

37 Sec. 8. (a) Sections 1 through 11, and amendments thereto, do not  
38 authorize any person to engage in, and do not prevent the imposition of  
39 any civil, criminal or other penalties for engaging in the following  
40 conduct:

41 (1) Undertaking any task under the influence of hemp preparations  
42 when doing so would constitute negligence or professional malpractice; or

43 (2) operating, navigating or being in actual physical control of any

1 motor vehicle, aircraft or motorboat while impaired by hemp preparations.

2 (b) Nothing in this act requires a government medical assistance  
3 program or private insurer to reimburse a person for costs associated with  
4 the medical use of hemp preparations.

5 Sec. 9. (a) Any person who operates a medical hemp establishment  
6 must first submit an application form to the department and receive  
7 approval. Each application must be for a single type of medical hemp  
8 establishment.

9 (b) No later than 120 days after the effective date of this act, the  
10 department shall begin accepting applications for hemp preparation centers  
11 and testing laboratories.

12 (c) Except as otherwise provided in this act, not later than 90 calendar  
13 days after receiving an application to operate a medical hemp  
14 establishment, the department shall register the medical hemp  
15 establishment and issue a registration certificate and a random  
16 identification number if:

17 (1) The person or persons who wish to operate the proposed medical  
18 hemp establishment have submitted to the department all of the following:

19 (A) The application fee, as established by the department; and

20 (B) an application, which must include:

21 (i) The legal name of the proposed medical cannabis establishment;

22 (ii) the physical address where the proposed medical hemp  
23 establishment will be located and the physical address of any co-owned  
24 additional or otherwise associated medical hemp establishments, so long  
25 as the location of the proposed medical hemp establishment is not within  
26 1,000 feet of a public or private school that provides formal education  
27 traditionally associated with preschool or kindergarten through grade 12  
28 which existed on the date on which the application for the proposed  
29 medical hemp establishment was submitted to the department;

30 (C) evidence that the applicant controls not less than \$250,000 in  
31 liquid assets;

32 (D) evidence that the applicant owns the property on which the  
33 proposed medical hemp establishment will be located or has the written  
34 permission of the property owner to operate the proposed medical hemp  
35 establishment on that property;

36 (E) the name, address and date of birth of each person who is  
37 proposed to be an owner, officer or board member of the proposed medical  
38 hemp establishment;

39 (F) operating procedures consistent with rules and regulations of the  
40 department for oversight of the proposed medical hemp establishment,  
41 including procedures to ensure the use of adequate security measures;

42 (G) if the city, town or, in the case of a location in an unincorporated  
43 area, county in which the proposed medical hemp establishment will be

1 located has enacted zoning restrictions or licensing requirements, proof of  
2 licensure with the applicable local governmental authority or an  
3 affirmation signed by the applicant that the proposed medical hemp  
4 establishment will be in compliance with those restrictions and satisfies all  
5 applicable zoning requirements; and

6 (H) such other information as the department may reasonably require  
7 by rules and regulations;

8 (2) none of the persons who are proposed to be owners, officers or  
9 board members of the proposed medical hemp establishment have served  
10 as an owner, officer or board member for a medical hemp establishment  
11 that has had its medical hemp establishment registration certificate  
12 revoked; and

13 (3) none of the persons who are proposed to be owners, officers or  
14 board members of the proposed medical hemp establishment are under 21  
15 years of age.

16 (b) When more qualifying applications are submitted for a proposed  
17 hemp preparation center or testing laboratory than the department will  
18 approve, the department shall use an impartial and numerically scored  
19 merit-based selection process to determine which application or  
20 applications to approve. The department may approve the highest scoring  
21 application or applications in specific geographic regions of the state. The  
22 department may conduct a background check of the principal officers and  
23 board members of any prospective hemp preparation center to carry out  
24 the provisions of this subsection.

25 (c) Except as otherwise provided in this act, if an application for  
26 registration as a medical hemp establishment satisfies the requirements of  
27 this section and the establishment is not disqualified from being registered  
28 as a medical hemp establishment pursuant to this act or other applicable  
29 law, the department shall issue to the establishment a medical hemp  
30 establishment registration certificate. A medical hemp establishment  
31 registration certificate expires two years after the date of issuance and may  
32 be renewed upon:

33 (1) Submission of a renewal application; and

34 (2) payment of the renewal fee established by the department.

35 Sec. 10. (a) Medical hemp establishments are subject to reasonable  
36 inspection by the department.

37 (b) A medical hemp establishment may not employ or accept as a  
38 volunteer any person who is under 21 years of age.

39 (c) The operating documents of a medical hemp establishment must  
40 include procedures for the oversight of the medical hemp establishment  
41 and procedures to ensure accurate recordkeeping.

42 (d) A medical hemp establishment shall implement appropriate  
43 security measures designed to deter and prevent:

1 (1) The theft of cannabis and hemp preparations; and  
2 (2) unauthorized entrance into areas containing cannabis or hemp  
3 preparations.

4 (e) Before hemp preparations may be dispensed to a cardholder or  
5 visiting cardholder, a hemp preparation center agent must:

6 (1) Make a diligent effort to verify that the registration card or other  
7 documentation presented to the hemp preparation center is valid; and

8 (2) make a diligent effort to verify that the person presenting the card  
9 is the person identified on the registration card presented to the hemp  
10 preparation center agent.

11 (f) A hemp preparation center must dispense hemp preparations in a  
12 sealed container with a label that conforms to department regulations and  
13 that indicates the hemp preparation's ingredients and its percentages of  
14 tetrahydrocannabinol and cannabidiol by weight.

15 (g) Hemp preparation centers shall collect and submit to the  
16 department data on strains used, methods of delivery, any side effects  
17 experienced and the therapeutic effectiveness of hemp preparations for  
18 each patient who is willing to provide the information. Such data  
19 collection shall be done under the patient's registry identification number  
20 to protect the patient's confidentiality.

21 Sec. 11. If any provision of sections 1 through 11, and amendments  
22 thereto, or the application thereof to any person or circumstance is held  
23 invalid, such invalidity shall not affect the application of any other  
24 provision of this act that can be given full effect without the invalid section  
25 or application.

26 Sec. 12. This act shall take effect and be in force from and after its  
27 publication in the statute book.