

1 enforce minor violations if the secretary determines that the public interest
2 is adequately served by a notice or warning to the alleged offender.

3 (c) Upon a finding that a registrant has submitted fraudulent
4 information or otherwise falsified or misrepresented information required
5 to be submitted by such registrant, the secretary may impose a civil fine of
6 not to exceed \$500 for a first offense and may suspend or revoke the
7 individual's registration for a second or subsequent offense.

8 (d) If the secretary suspends, revokes or refuses to renew any
9 registration issued pursuant to this act and determines that there is clear
10 and convincing evidence of a danger of immediate and serious harm to any
11 person, the secretary may place under seal all medical marijuana owned by
12 or in the possession, custody or control of the affected registrant. Except as
13 provided in this section, the secretary shall not dispose of the sealed
14 medical marijuana until a final order is issued authorizing such disposition.
15 During the pendency of an appeal from any order issued by the secretary, a
16 court may order the secretary to sell medical marijuana that is perishable,
17 and the proceeds of any such sale shall be deposited with the court.

18 New Sec. 13. (a) There is hereby established the medical marijuana
19 registration fund in the state treasury. The secretary of health and
20 environment shall administer the medical marijuana registration fund and
21 shall remit all moneys collected from the payment of all fees and fines
22 imposed by the secretary pursuant to the Kansas medical marijuana
23 regulation act and any other moneys received by or on behalf of the
24 secretary pursuant to such act to the state treasurer in accordance with the
25 provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of
26 each such remittance, the state treasurer shall deposit the entire amount in
27 the state treasury to the credit of the medical marijuana registration fund.
28 Moneys credited to the medical marijuana registration fund shall only be
29 expended or transferred as provided in this section. Expenditures from
30 such fund shall be made in accordance with appropriation acts upon
31 warrants of the director of accounts and reports issued pursuant to
32 vouchers approved by the secretary or the secretary's designee.

33 (b) Moneys in the medical marijuana registration fund shall be used
34 for the payment or reimbursement of costs related to the regulation and
35 enforcement of the possession and use of medical marijuana by the
36 secretary.

2023

37 New Sec. 14. (a) On or before July 1, ~~2022~~, the secretary of health
38 and environment shall, after consulting with the medical marijuana
39 advisory committee, adopt rules and regulations to administer the Kansas
40 medical marijuana regulation program and implement and enforce the
41 provisions of the Kansas medical marijuana regulation act. Such rules and
42 regulations shall:

43 (1) Establish procedures for registration of patients and caregivers

1 and eligibility requirements for registration;
2 (2) establish procedures for the issuance of patient or caregiver
3 identification cards;
4 (3) establish a renewal schedule, renewal procedures and renewal
5 fees for registrations;
6 (4) subject to the provisions of subsection (b), specify, by form and
7 tetrahydrocannabinol content, a maximum 30-day supply of medical
8 marijuana that may be possessed;
9 (5) specify the forms or methods of using medical marijuana that are
10 attractive to children;
11 (6) establish procedures for reviewing, approving and denying
12 petitions for approval of new forms or methods of using medical
13 marijuana; and
14 (7) establish a program to assist patients who are indigent or who are
15 veterans in obtaining medical marijuana.
16 (b) Any maximum supply of medical marijuana that may be
17 purchased or possessed by a patient or caregiver shall allow at least three
18 ounces of dried, unprocessed medical marijuana or its equivalent as a 30-
19 day supply and allow for exceptions from any such limitation upon
20 submission of a written certification from two independent physicians that
21 there are compelling reasons for the patient or caregiver to purchase and
22 possess greater quantities of medical marijuana.
23 (c) When adopting rules and regulations under this section, the
24 secretary shall consider standards and procedures that have been found to
25 be best practices relative to the use and regulation of medical marijuana.
26 New Sec. 15. On or before July 1, ~~2022~~, the department of health and
27 environment shall make a website available for the public to access
28 information regarding patient and caregiver registration under the Kansas
29 medical marijuana regulation act.
30 New Sec. 16. A medical marijuana registry identification card, or its
31 equivalent, that is issued under the laws of another state, district, territory,
32 commonwealth or insular possession of the United States that is verifiable
33 by the jurisdiction of issuance and allows a nonresident patient to possess
34 medical marijuana for medical purposes shall have the same force and
35 effect as an identification card issued by the secretary pursuant to this act
36 if the nonresident patient has not been residing in this state for more than
37 180 days.
38 New Sec. 17. (a) Except as provided in subsection (j), a physician
39 seeking to recommend treatment with medical marijuana shall apply to the
40 board of healing arts for a certificate authorizing such physician to
41 recommend treatment with medical marijuana. The application shall be
42 submitted in such form and manner as prescribed by the board. The board
43 shall grant a certificate to recommend if the following conditions are

2023