

**BILL SUMMARY**  
1<sup>st</sup> Session of the 58<sup>th</sup> Legislature

<b>Bill No.:</b>	<b>SB 445</b>
<b>Version:</b>	<b>Floor Amendment</b>
<b>Request Number:</b>	<b>8203</b>
<b>Author:</b>	<b>Hardin (David)</b>
<b>Date:</b>	<b>4/22/2021</b>
<b>Impact:</b>	<b>Please see previous summary of this measure</b>

**Research Analysis**

SB 445 provides cumulative penalties for medical marijuana business licensees that make unauthorized sales and for intentional and impermissible diversion of medical marijuana by a patient or caregiver. The measure also specifies that fines paid upon violation of these laws are administrative fines.

**Modifications Contained in Floor Substitute**

The floor substitute for SB 445 adds penalties for intentional diversion by a patient or caregiver and penalties for intentional diversion by a patient, caregiver, or medical marijuana business or its employee to a minor. The substitute also provides that nothing in the measure shall be construed to prevent the criminal prosecution of a patient, caregiver, or medical marijuana business or its employee who has diverted medical marijuana products to a person with the intent or knowledge that that person intended to engage in trafficking of the products.

Prepared By: Emily McPherson

**Fiscal Analysis**

The measure is currently under review and impact information will be completed.

Prepared By: Mark Tygret

**Other Considerations**

None.