

SENATE COMMITTEE OF REFERENCE REPORT

	February 12, 2026
Chair of Committee	Date

Committee on Health & Human Services.

After consideration on the merits, the Committee recommends the following:

SB26-007 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the consent calendar:

- 1 Amend printed bill, page 3, line 1, strike "SHALL" and substitute "MAY".
- 2 Page 3, line 16, strike "USE" and substitute "POSSESSION, USE,
- 3 ADMINISTRATION, AND STORAGE".
- 4 Page 3, line 19, strike "STORE AND USE" and substitute "POSSESS, USE,
- 5 ADMINISTER, AND STORE".
- 6 Page 3, after line 24 insert:
- 7 "(5) A HEALTH FACILITY IS NOT REQUIRED TO STORE, SECURE,
- 8 INVENTORY, DISPENSE, LABEL, DOCUMENT, OR OTHERWISE HANDLE
- 9 MEDICAL MARIJUANA FOR A PATIENT."
- 10 Renumber succeeding subsections accordingly.
- 11 Page 3, line 25, after "(6)" insert "(a)".
- 12 Page 4, after line 2 insert:
- 13 "(b) A HEALTH FACILITY, ITS EMPLOYEES, AND ITS AGENTS ARE
- 14 NOT SUBJECT TO CIVIL, CRIMINAL, ADMINISTRATIVE, OR EMPLOYMENT
- 15 LIABILITY FOR PROHIBITING OR RESTRICTING THE POSSESSION, USE,
- 16 ADMINISTRATION, OR STORAGE OF MEDICAL MARIJUANA IN ACCORDANCE
- 17 WITH THE WRITTEN GUIDELINES DEVELOPED BY THE HEALTH FACILITY
- 18 PURSUANT TO SUBSECTION (4)(c) OF THIS SECTION."

1 Page 4, line 20, strike "(7)(a)" and substitute "(8)(a)".

2 Page 4, after line 22 insert:

3 "(9) THE DEPARTMENT SHALL NOT REQUIRE A HEALTH FACILITY TO
4 COMPLY WITH THIS SECTION IF SUCH COMPLIANCE WOULD RESULT IN:

5 (a) A VIOLATION OF STATE LAW;

6 (b) THE LOSS OF FEDERAL FUNDING TO THE STATE OR TO THE
7 HEALTH FACILITY;

8 (c) NONCOMPLIANCE BY THE HEALTH FACILITY WITH CONDITIONS
9 OF PARTICIPATION IN THE FEDERAL MEDICARE OR MEDICAID PROGRAMS;
10 OR

11 (d) NONCOMPLIANCE BY THE HEALTH FACILITY WITH ANY
12 ACCREDITATION OR LICENSING REQUIREMENTS."

13 "(10) THIS SECTION DOES NOT REQUIRE A HEALTH FACILITY TO
14 PERMIT THE POSSESSION, USE, ADMINISTRATION, OR STORAGE OF MEDICAL
15 MARIJUANA ON THE PREMISES OF THE HEALTH FACILITY."

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