

AMENDMENTS TO LB933
(Amendments to AM2602)

Introduced by Cavanaugh, J., 9.

1 1. Strike the original sections and all amendments thereto and
2 insert the following new sections:

3 **Section 1.** Section 71-24,103, Revised Statutes Supplement, 2025, is
4 amended to read:

5 71-24,103 Sections 71-24,103 to 71-24,105 and sections 2 and 3 of
6 this act shall be known and may be cited as the Nebraska Medical Cannabis
7 Patient Protection Act.

8 **Sec. 2.** (1) Subject to the requirements in subsection (2) of this
9 section, a health care practitioner may issue a written recommendation
10 for medical cannabis. Such recommendation shall not be the basis of any
11 civil or criminal penalty or disciplinary action, except in the case of
12 malpractice or professional negligence as defined in section 44-2810.

13 (2)(a) Prior to issuing a written recommendation, a health care
14 practitioner shall: (i) Consider the medical condition of the qualified
15 patient, including potential risk factors for treatment and any
16 prescription drugs the qualified patient is currently taking; (ii)
17 determine whether, in the health care practitioner's professional
18 judgment, the potential benefits of cannabis outweigh the potential harms
19 for the alleviation of a qualified patient's medical condition, its
20 symptoms, or the side effects from treatment of such condition; and (iii)
21 discuss with the qualified patient or caregiver the risks associated with
22 treatment and obtain the qualified patient's or caregiver's consent.

23 (b) A health care practitioner who issues a written recommendation
24 to a qualified patient shall not: (i) Offer a discount or another thing
25 of value to the qualified patient or the qualified patient's parent,
26 guardian, or registered agent that is contingent upon, or encourages, the

1 qualified patient's decision to use a particular registered cannabis
2 establishment; (ii) issue a written recommendation to the health care
3 practitioner or the health care practitioner's family members, employees,
4 or coworkers; (iii) provide product samples containing cannabis; or (iv)
5 accept compensation from a registered cannabis establishment.

6 (3) Nothing in this section shall be construed to prohibit a health
7 care practitioner from exercising professional judgment in declining to
8 issue a written recommendation for medical cannabis.

9 **Sec. 3.** (1) A health care practitioner shall not be subject to
10 arrest, prosecution, or penalty, in any manner, or denied any right or
11 privilege, including, but not limited to, a civil penalty or disciplinary
12 action by the Department of Health and Human Services or by any other
13 occupational or professional licensing board, solely for providing a
14 written recommendation or for stating that, in the health care
15 practitioner's professional judgment, the potential benefits of cannabis
16 outweigh the potential harms for the alleviation of a patient's medical
17 condition, its symptoms, or the side effects from the treatment of such
18 condition.

19 (2) Nothing in this section shall prohibit a health care
20 practitioner from being subject to civil penalty or disciplinary action
21 for malpractice or professional negligence as defined in section 44-2810.

22 **Sec. 4.** Original section 71-24,103, Revised Statutes Supplement,
23 2025, is repealed.