

Medical Marijuana Quick Reference

Violation	Reference	Charge	Penalty
Patient or caregiver grows marijuana or purchases, acquires, possesses, uses marijuana not from a treatment center	381.986(12)(d) 381.986(1)(j)1. 381.986(8)(j)	893.13	F3
Person or entity (not a treatment center) grows, processes, distributes, sells, dispenses marijuana	381.986(12)(j)	893.13	F3
Person has or uses any type or amount of marijuana inconsistent with physician certification	381.986(1)(j)3.	893.13	F3
Transfers marijuana to a person not authorized to have it.	381.986(1)(j)4.	893.13	F3
Uses or administers marijuana in the following locations: <ul style="list-style-type: none"> • Public transportation, except for low-THC cannabis not smoking • Public place, except for low-THC cannabis not smoking • Place of employment, except when permitted by employer • At a preschool, primary school, or secondary school, except as provided in s. 1006.062 • In a school bus, a vehicle, an aircraft, or a motorboat, except for low-THC cannabis not smoking 		381.986(12)(c)	M1
Manufactures, distributes, sells, or gives counterfeit marijuana or delivery device including a container, seal, or label (or possesses with the intent)		381.986(12)(k)	F3
Possesses or manufactures blank, forged, stolen, fictitious, fraudulent, counterfeit, use registry identification card		381.986(12)(l)	F3
Patient/Caregiver possessing marijuana or device fails to present use registry ID card upon officer request (unless you verify authorization through use registry)	381.986(12)(e)1. 381.986(12)(e)2.	381.986(12)(e)1	M2
Caregiver violates any requirements of 386.981 or any rule based on 386.981 M2 first offense; M1 for second or subsequent offense		381.986(12)(f)	M2 first offense M1 subsequent
Individual transporting marijuana or device fails to present transportation manifest upon officer request	381.986(8)(g)1.g.(II)	381.986(12)(h)	M2

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A person sells, manufactures, or delivers, or possesses with intent to sell, manufacture, or deliver...	893.13(1)(a)2.	F3
...in, on, or within 1,000 feet of: <ul style="list-style-type: none"> • child care facility • public or private elementary, middle, or secondary school (6:00 a.m.- midnight) • state, county, municipal park, community center, or public recreational facility • public or private college, university, or other postsecondary educational institution • place for worship • convenience business • public housing facility • assisted living facility 	Enhancements: 893.13(1)	F2
A person purchases or possesses with intent to purchase	893.13(2)(a)2.	F3
A person 18 or older delivers controlled substance to a person under 18, uses or hires a person under 18 as an agent/employee to sell/deliver such a substance, or uses a person under 18 to assist in avoiding detection or apprehension for a violation of this chapter	893.13(4)(b)	F2
A person brings any controlled substance into the state	893.13(5)(b)	F3
A person has actual or constructive possession of a controlled substance	893.13(6)(a)	F3

Note: The reduced penalty for 20 grams or less of cannabis (see 893.13(3) and 893.13(6)(b)) does not apply to medical marijuana products that are derivative products using extracted resin. **All medical marijuana products are derivatives except marijuana in a form for smoking.**

Report Offences to DOH	Reference	DOH Action
Obtains a greater amount of marijuana than the physician certification authorizes	381.986(5)(c)2.	Suspend/Revoke
Falsifies, alters, or otherwise modifies a use registry ID card	381.986(5)(c)3.	Suspend/Revoke
Fails to timely notify DOH of any changes to qualified patient status	381.986(5)(c)4.	Suspend/Revoke
Violates any requirements of 381.986 or rule based on 381.986	381.986(5)(c)5.	Suspend/Revoke
Patient or caregiver charged with any violation of chapter 893	381.986(5)(d, e)	Suspend/Revoke

Department of Health References:

Click on the Treatment Center to see products. Compare actual products to website photos to determine authenticity.

[Medical Marijuana Treatment Centers Dispensing Locations](#)

[OMMU Bi-Weekly Updates](#)