

Department of Planning and Budget 2015 Fiscal Impact Statement

1. Bill Number: HB 1445

House of Origin	<input type="checkbox"/>	Introduced	<input type="checkbox"/>	Substitute	<input checked="" type="checkbox"/>	Engrossed
Second House	<input checked="" type="checkbox"/>	in Committee	<input type="checkbox"/>	Substitute	<input type="checkbox"/>	Enrolled

2. Patron: Albo

3. Committee: Senate Courts of Justice

4. Title: Possession of marijuana for medical purposes

5. Summary:

Under current law, possession of marijuana is a Class 1 misdemeanor. The sale or distribution of marijuana can be a Class 1 misdemeanor or a Class 5 felony, depending on the amount.

The proposed legislation provides an exception to this prohibition; it would authorize the use of forms of marijuana for the treatment of intractable epilepsy. Doctors or medicine or osteopathy would be authorized to issue, in the course of their professional practices, a written certification for the use of cannabidiol oil or THC-A oil (both are processed Cannabis plant extracts) for treatment or the alleviation of the symptoms of a patient's intractable epilepsy. Also, the proposed legislation would provide that no practitioner would be prosecuted for dispensing or distributing cannabidiol oil or THC-A oil for the treatment of intractable epilepsy pursuant to a written certification from a doctor. Finally, the legislation would provide that it would be a positive defense in any prosecution for the possession of marijuana that the defendant possessed such oil pursuant to having a written certification for the treatment or alleviation of the symptoms of intractable epilepsy.

6. Budget Amendment Necessary: No.

7. Fiscal Impact Estimates: Preliminary. Item 8 below.

8. Fiscal Implications:

The proposed legislation is not expected to have a fiscal impact.

9. Specific Agency or Political Subdivisions Affected:

Board of Medicine
Office of the Executive Secretary of the Supreme Court

10. Technical Amendment Necessary: None.

11. Other Comments: None.

Date: 2/12/2015

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