

CHAPTER 344
SB 88-FN - FINAL VERSION

03/07/2019 0606s
03/21/2019 1210s
23May2019... 1667h

2019 SESSION

19-0830
01/04

SENATE BILL ***88-FN***

AN ACT relative to registry identification cards under the use of cannabis for therapeutic purposes law.

SPONSORS: Sen. Kahn, Dist 10; Sen. Sherman, Dist 24; Sen. Rosenwald, Dist 13; Sen. Dietsch, Dist 9; Sen. Levesque, Dist 12; Sen. Cavanaugh, Dist 16

COMMITTEE: Health and Human Services

AMENDED ANALYSIS

This bill makes certain changes in the use of cannabis for therapeutic purposes law, including eliminating the time frame for a provider-patient relationship.

Explanation: Matter added to current law appears in ***bold italics***.
 Matter removed from current law appears ~~[in brackets and struckthrough]~~
 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Nineteen

AN ACT relative to registry identification cards under the use of cannabis for therapeutic purposes law.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 344:1 Therapeutic Use of Cannabis; Definitions. Amend RSA 126-X:1, VIII to read as follows:

2 VIII. "Provider-patient relationship" means ~~[at least a 3-month]~~ **a** medical relationship
3 between a licensed provider and a patient that includes an in-person exam, a history, a diagnosis,
4 and a treatment plan appropriate for the licensee's medical specialty.

5 344:2 Therapeutic Use of Cannabis; Definitions. Amend RSA 126-X:1, XVII to read as follows:

6 XVII. "Written certification" means documentation of a qualifying medical condition by a
7 provider pursuant to rules adopted by the department pursuant to RSA 541-A for the purpose of
8 issuing registry identification cards, after having completed a full assessment of the patient's
9 medical history and current medical condition made in the course of a provider-patient relationship
10 ~~[of at least 3 months in duration. The 3-month requirement for the provider-patient relationship~~
11 ~~required in this paragraph shall not apply if the provider issuing the written certification certifies~~
12 ~~that the onset of the patient's qualifying medical condition occurred within the past [3 months] and~~
13 ~~the certifying provider is primarily responsible for the patient's care related to his or her qualifying~~
14 ~~medical condition, or if the patient is enrolled in hospice care or is medically eligible for hospice care~~
15 ~~with a prognosis of 6 months or less but has chosen to seek palliative or curative treatment, or both].~~
16 The date of issuance and the patient's qualifying medical condition, symptoms or side effects, the
17 certifying provider's name, medical specialty, and signature shall be specified on the written
18 certification.

19 344:3 Therapeutic Use of Cannabis; Departmental Administration; Registry Identification
20 Cards. Amend the introductory paragraph of RSA 126-X:4, VII(a) to read as follows:

21 (a) The department shall track the number of qualifying patients who have designated
22 each alternative treatment center and issue a ~~[monthly]~~ **weekly** written statement to the alternative
23 treatment center identifying the number of qualifying patients who have designated that alternative
24 treatment center along with the registry identification numbers of each qualifying patient and each
25 qualifying patient's designated caregiver.

26 344:4 Therapeutic Use of Cannabis; Departmental Administration; Registry Identification
27 Cards. Amend the introductory paragraph of RSA 126-X:4, VIII to read as follows:

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VIII. In addition to the ~~monthly~~ **weekly** reports, the department shall also provide written notice to an alternative treatment center which identifies the names and registration identification numbers of a qualifying patient and his or her designated caregiver whenever any of the following events occur:

344:5 Therapeutic Use of Cannabis; Departmental Administration; Registry Identification Cards. Amend RSA 126-X:4, IX(d) to read as follows:

(d) If a qualifying patient notifies the department of a change in his or her designated caregiver and the prospective designated caregiver meets the requirements of this chapter, the department shall issue the designated caregiver a registry identification card within ~~50~~ **20** days of receiving the designated caregiver's application.

344:6 Repeal. The following are repealed:

I. RSA 126-X:4, I(c), relative to a photograph of the applicant's face.

II. RSA 126-X:4, II(b), relative to a photograph of the applicant's face.

III. RSA 126-X:4, IV(f), relative to a photograph of an applicant's face.

344:7 Effective Date. This act shall take effect 60 days after its passage.

Approved: Enacted in accordance with Part II, Article 44 of N.H. Constitution, without signature of governor, September 19, 2019.

Effective Date: November 18, 2019