

## CHAPTER 442

## (House Bill 702)

AN ACT concerning

**Darrell Putman Medical Research Compassionate Use Act**

FOR the purpose of ~~establishing the Medical Marijuana Research Program in the Board of Physician Quality Assurance; requiring the Board to adopt certain regulations on or before a certain date; requiring the Board to admit certain patients into the Program under certain circumstances; requiring the Board to adopt certain regulations governing petitions to add eligible medical conditions; requiring the Board to develop certain evaluation forms; requiring the Board to issue participating patient cards with certain requirements; requiring the Board to submit certain reports on or before certain dates; prohibiting the arrest, prosecution, or penalties for a certain medical use of marijuana under certain circumstances; extending certain protections to certain primary caregivers under certain circumstances; prohibiting certain physicians who provide certain certifications for the medical use of marijuana from being subject to arrest or criminal prosecution or denied any right or privilege; prohibiting certain property related to the medical use of marijuana from being treated in a certain manner under certain circumstances; prohibiting the arrest or prosecution solely for being in the presence or vicinity of the medical use of marijuana; establishing a certain defense and presumption; providing that authorization for the medical use of marijuana provided under this Act does not apply under certain circumstances; providing that insurance coverage is not required for the medical use of marijuana; providing that accommodation of medical use of marijuana may not be required in any place of employment; prohibiting certain fraudulent representations; establishing certain penalties; defining certain terms; declaring the intent of the General Assembly; allowing certain individuals in certain marijuana prosecutions to introduce, and requiring the court to consider as a mitigating factor, certain evidence related to medical necessity under certain circumstances; establishing certain penalties under certain circumstances; making the provisions of this Act severable; and generally relating to the Medical Marijuana Research Program~~ evidence of certain medical necessity in marijuana-related prosecutions.

BY adding to

~~Article Health General~~

~~Section 20-801 through 20-806, inclusive, to be under the new subtitle "Subtitle 8. Medical Marijuana Research Program"~~

~~Annotated Code of Maryland~~

~~(2000 Replacement Volume and 2002 Supplement)~~

BY repealing and reenacting, without amendments,

~~Article Criminal Law~~

~~Section 5-601(a)~~