

2020 Regular Session

HOUSE BILL NO. 385

BY REPRESENTATIVE JAMES

MEDICAL MARIJUANA: Repeals the prohibition on medical marijuana in raw or crude form

1 AN ACT

2 To amend and reenact R.S. 40:1046(A)(1), relative to medical marijuana; to provide for the
3 consumption of raw or crude marijuana; to provide for the inhalation of marijuana;
4 and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 40:1046(A)(1) is hereby amended to read as follows:

7 §1046. Recommendation and dispensing of marijuana for therapeutic use; rules and
8 regulations; of the Louisiana State Board of Medical Examiners and
9 Louisiana Board of Pharmacy; ~~and the adoption of rules and regulations~~
10 ~~relating to the dispensing of recommended marijuana for therapeutic use; the~~
11 ~~Department of Agriculture and Forestry and the licensure of a production~~
12 ~~facility~~ licensing by the Department of Agriculture and Forestry

13 A.(1) Notwithstanding any other provision of this Part, a physician licensed
14 by and in good standing with the Louisiana State Board of Medical Examiners to
15 practice medicine in this state may recommend, in any form as permitted by the rules
16 and regulations of the Louisiana Board of Pharmacy, ~~except for inhalation, and raw~~
17 ~~or crude marijuana,~~ tetrahydrocannabinols or a chemical derivative of
18 tetrahydrocannabinols for therapeutic use by any patient clinically diagnosed as
19 suffering from a debilitating medical condition. Nothing in this Paragraph shall be
20 construed to prevent the Louisiana Board of Pharmacy from permitting, by rule,

