The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Senate Legislative Services. The keyword, summary, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

DIGEST

SB 270 Engrossed | 2026 Regular Session | Jackson-Andrews

Present law authorizes an authorized clinician to recommend medical marijuana for therapeutic use for any patient with a debilitating medical condition provided for in proposed law.

Proposed law requires healthcare facilities to permit a terminally ill patient to use medical marijuana that has been recommended to the patient pursuant to present law.

Proposed law requires the facility to take certain measures to document the patient's medical marijuana use and ensure proper storage of the medical marijuana.

Proposed law does not apply to a patient receiving emergency services or care or to the emergency department of a healthcare facility.

Proposed law provides that a healthcare facility is not required to provide a patient with a medical marijuana recommendation or to include medical marijuana in a patient's discharge plan.

Proposed law provides that compliance with proposed law shall not be a condition for obtaining, retaining, or renewing a healthcare facility license.

Proposed law authorizes all healthcare facilities to suspend compliance with the provisions of proposed law if a federal regulatory agency, the U.S. Department of Justice, or the Centers for Medicare and Medicaid Services (CMS) initiates an enforcement action against any healthcare agency or issues a rule or notification to the facility that prohibits compliance with proposed law.

Proposed law provides that a healthcare facility shall not prohibit a terminally ill patient's use of medical marijuana due solely to the fact that marijuana is a Schedule I drug.

Effective August 1, 2026.

(Adds R.S. 40:1046.5)

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Health and Welfare to the original bill

1. Changes the facility's requirements for acquiring, administering, storing, retrieving,

and removing the patient's medical marijuana.