

Medical Equivalencies proposed by Martha Montemayor, Cannabis Clinicians Colorado for  
HB-18-0619

The following equivalency is hereby established to assist law enforcement with preventing transportation of excessive amounts of medical marijuana by patients and caregivers, with the goal of reducing both intentional and unintentional transportation of Colorado medical marijuana across state lines. As it is impossible to predict or establish a standardized yield of usable medical marijuana (and therefore usable concentrate) from any given marijuana plant, this equivalency is established for transportation enforcement only. Usable marijuana flower, concentrates, and/or marijuana infused products (such as edibles, alcohol based tinctures, or cooking oils) in excess of the standard two ounces or amount recommended by the patient's physician, that is the result of or harvest from a legal grow or obtained legally for medical use by the patient and/or their caregiver or designated dispensaries (also known as "centers") remains legal for possession when stored in a secure location at one of the following premises: the patients home or registered grow site; the caregivers home or registered grow site; or the patients designated dispensary or their registered grow site.

Medical equivalency of one ounce by weight of usable, whole plant marijuana flower to concentrated hash oil is hereby defined as approximately 8 grams by weight of hydrocarbon extracted concentrate, rosin, or other form of cannabis concentrate. As concentrates can contain up to or above 90% THC, an equivalent amount of marijuana infused products (such as edibles, alcohol based tinctures, or cooking oils) would be 8,000 milligrams times .9 or 7,200 milligrams THC in total, per ounce of usable flower. Thus a patient with the standard two ounce limit could purchase any combination of flower and/or up to a total of 14,200 mgs of THC in concentrate, tincture, oil, or other infused product form. An example might be one ounce of flower plus two grams concentrate for vaporizing, plus ten 500mg candy bars.

The patient is liable to enforcement of equivalent ounce and concentrate limits while purchasing marijuana and marijuana products from a dispensary or caregiver and while transporting such marijuana and marijuana products. Patient purchase and transport amounts shall be limited by the equivalencies established here multiplied by the plant and ounce limits listed on their current Physicians Certification as filed with the Colorado Medical Marijuana Registry. Caregiver purchase and transport amounts shall be limited by the totals of the plant and ounce counts listed on their patients Physicians Certifications as filed with the Colorado Medical Marijuana Registry.

To facilitate compliance with medical equivalency, medical marijuana patients and caregivers may have

their marijuana, marijuana concentrates, and marijuana-infused products tested at any marijuana testing lab without presenting a Marijuana Enforcement Division (MED) license or MED tracking-system tag. Patients and caregivers should be able to produce such test results within 30 days of a request by law enforcement to prove compliance.

To facilitate compliance with medical equivalency by law enforcement, training materials as to what equivalent amounts of marijuana products look like shall be provided to law enforcement agencies by XXX (Cannabis Clinicians Colorado? Marijuana Industry Group? Who – and who pays for the materials goes here!)