

ARIZONA

MEDICAL CANNABIS ACCESS STATE REPORT CARD 2015



Issue	Possible Points		
PATIENT RIGHTS & CIVIL PROTECTION (total)	100	98	
Arrest protection	40	40	
Affirmative defense	15	15	
Child custody	10	10	
DUID protections	5	5	
Employment	5	5	
Explicit privacy standards.....	7	7	
Housing protections	5	5	
Does not create new criminal penalties for patients	5	4	
Organ transplants	5	5	
Reciprocity	3	2	
EASE OF NAVIGATION (total).....	100	82	
Comprehensive qualifying conditions.....	50	46	
Adding new conditions (total).....	10	9	
Law/Regs allow for new conditions	5	5	
System works for adding new conditions.....	5	4	
Reasonable access for minors.....	10	9	
Reasonable caregiver background check requirements..	4	3	
Number of caregivers	2	1	
Patient/Practitioner focused task force/advisory Board ..	2	0	
Reasonable fees (patients & caregivers).....	10	7	
Allows multiple-year registrations	2	0	
Reasonable physician requirements	5	3	
Does not classify cannabis as medicine of last resort.....	5	4	
ACCESS TO MEDICINE (total)	100	81	
Allows distribution programs (total).....	40	33	
Allows access to dried flowers.....	15	15	
Allows delivery	5	5	
No sales tax or reasonable sales tax	5	4	
Reasonable number of dispensing facilities	5	5	
Does not require vertical integration	2	0	
Ownership/Employment restrictions	2	1	
Provisions for labor standards	2	0	
Environmental impact regulations	2	1	
Unrestricted choice of dispensary	2	2	
Non-commercial cultivation (total)	20	10	
Personal cultivation.....	15	10	
Collective gardens	5	0	
Explicit right to edibles/concentrates/other forms	10	10	
Does not impose limits or bans on THC	10	10	
Does not impose minimum CBD requirements	10	10	
Municipal bans/zoning	10	8	
FUNCTIONALITY (total).....	100	89	
Patients are able to obtain medicine.....	50	50	
Free of significant administrative or supply problems..	15	15	
Legal protections within reasonable time frame	10	7	
Reasonable possession limit (ounces)	5	5	
Reasonable purchase limits.....	5	3	
Allows patients to medicate where they chose	5	4	
Covered by insurance/state health aide	3	0	
Financial hardship (fee waivers/discount medicine).....	7	5	
PRODUCT SAFETY (total - see back for details).....	100	39	
Dispensing	25	15	
Cultivation	25	12	
Manufacturing	25	12	
Lab.....	25	0	
Improvement Bonus.....		10	
Total out of 500.....		399	
Score percentage		80	

Final Grade = B-

Areas for improvement: The Arizona medical cannabis program is doing well for patients in most respects, but still has room to expand and improve. The biggest components currently missing from the program are comprehensive product safety regulations. By adopting best practice regulations such as those described in the American Herbal Products Association's guidance for regulators, patients in Arizona would be able to benefit from one of the top medical cannabis programs in the country.

Background: The Arizona Medical Marijuana Act (AMMA), approved November 2, 2010, was the third statewide medical cannabis ballot measure to be passed in Arizona. In 1996, voters approved an initiative that would permit doctors to "prescribe" (rather than recommend) medical cannabis, but the initiative was rejected by the state legislature. In 1998, voters again approved a ballot measure allowing doctors to "prescribe." However, because only medicines approved by the U.S. Food and Drug Administration may be "prescribed," the measure never went into effect. AMMA allows a patient with an Arizona registry ID card to use cannabis for medical purposes. Patients may appoint a designated caregiver for assistance. Patients and their caregivers may possess up to 2.5 ounces of usable cannabis. Patients and designated caregivers may cultivate up to 12 plants if they live at least 25 miles from a registered dispensary. The rules for the Medical Marijuana Dispensary portion of the Arizona Medical Marijuana Act were filed April 11, 2012, by the Arizona Department of Health Services using an express rulemaking process to account for changes required by a Superior Court ruling from earlier in the year.

PRODUCT SAFETY point breakdown

(Point totals by section included in grade calculation on reverse)

Issue	Possible Points		
DISPENSING (total)	25	15	
Dispensary training	5	5	
Operating Procedures and Protocols.....	5	5	
Facility sanitary conditions	Y or N	Y	
Storage protocols	Y or N	Y	
Reasonable security protocols	Y or N	Y	
Inventory control	Y or N	Y	
Recall protocol and adverse event reporting	5	0	
Product Labeling	5	5	
Product contents including source material ID	Y or N	Y	
Allergens	Y or N	Y	
Potency/compound identification	Y or N	Y	
Required Testing	5	0	
Active ingredient identification	Y or N	N	
Contaminants	Y or N	N	
Potency	Y or N	N	
Sample retention	Y or N	N	
Recall protocol and adverse event reporting:	5	0	
CULTIVATION (total).....	25	12	
Cultivation training.....	5	5	
Standard Operating Procedures and Protocols	5	4	
Facility and equipment sanitary conditions	Y or N	N	
Workforce safety protocols	Y or N	Y	
Storage protocols (short and long term)	Y or N	Y	
Reasonable security protocols	Y or N	Y	
Batch and lot tracking	Y or N	Y	
Disposal/waste	Y or N	Y	
Water management	Y or N	Y	
Pesticide Guidance and Protocols	5	3	
Pesticide guidance.....	Y or N	Y	
Product labeling	Y or N	N	
Required testing	5	0	
Active ingredient identification	Y or N	Y	
Contaminants	Y or N	Y	
Potency	Y or N	Y	
Sample retention	Y or N	Y	
Recall protocol and adverse event reporting.....	5	0	
MANUFACTURING (total).....	25	12	
Manufacturing training	5	5	
Standard Operating Procedures and Protocols.....	5	5	
Facility and equipment sanitary conditions	Y or N	Y	
Workforce safety protocols	Y or N	Y	
Storage protocols	Y or N	Y	
Reasonable security protocols	Y or N	Y	
Batch and lot tracking	Y or N	Y	
Product Labeling	5	2	
Product contents with source material ID	Y or N	Y	
Allergens	Y or N	N	
Potency/compound identification	Y or N	N	
Required Testing	5	0	
Active ingredient identification	Y or N	N	
Contaminants	Y or N	N	
Potency	Y or N	N	
Shelf life testing	Y or N	N	
Sample retention	Y or N	N	
Recall protocol and adverse event reporting:	5	0	
LABORATORY (total).....	25	0	
Lab operations training.....	5	0	
Method validation in accordance with AHP guidelines ..	5	0	
Result reporting - disclose the type of testing used.....	5	0	
Independent or third party certification.....	5	0	
Standard Operating Procedures and Protocols	5	0	
Equipment and instrument calibration	Y or N	N	
Sample tracking	Y or N	N	
Facility and equipment sanitary conditions	Y or N	N	
Disposal/waste protocols	Y or N	N	
Storage protocols	Y or N	N	
Workforce safety protocols	Y or N	N	
Total out of 100		39	

Tools for Success:

Improving your state law has never been easier. In the appendix of this report you will find model legislation and regulators guides for product safety protocols. ASA staff are all also available to draft and/or review legislative and regulatory language. Our website has many resources online including access to our policy shop at http://www.safeaccessnow.org/policy_shop, information for regulators available at <http://patientfocusedcertification.org/about/information-for-regulators/> and a breakdown of all the state laws at http://www.safeaccessnow.org/state_and_federal_law.



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