

Issue	Possible Points		
PATIENT RIGHTS & CIVIL PROTECTION (total)	100	90	
Arrest protection	40	40	
Affirmative defense	15	15	
Child custody	10	10	
DUID protections	5	0	
Employment	5	5	
Explicit privacy standards.....	7	7	
Housing protections	5	5	
Does not create new criminal penalties for patients	5	5	
Organ transplants	5	0	
Reciprocity	3	3	
EASE OF NAVIGATION (total).....	100	87	
Comprehensive qualifying conditions.....	50	46	
Adding new conditions (total).....	10	7	
Law/Regs allow for new conditions	5	5	
System works for adding new conditions.....	5	2	
Reasonable access for minors.....	10	9	
Reasonable caregiver background check requirements..	4	4	
Number of caregivers	2	2	
Patient/Practitioner focused task force/advisory Board ..	2	0	
Reasonable fees (patients & caregivers).....	10	9	
Allows multiple-year registrations	2	0	
Reasonable physician requirements.....	5	5	
Does not classify cannabis as medicine of last resort.....	5	5	
ACCESS TO MEDICINE (total)	100	86	
Allows distribution programs (total).....	40	30	
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	3	
Does not require vertical integration	2	0	
Ownership/Employment restrictions	2	1	
Provisions for labor standards	2	0	
Environmental impact regulations	2	0	
Unrestricted choice of dispensary	2	2	
Non-commercial cultivation (total)	20	18	
Personal cultivation.....	15	15	
Collective gardens	5	3	
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	93	
Patients are able to obtain medicine.....	50	50	
Free of significant administrative or supply problems..	15	14	
Legal protections within reasonable time frame	10	9	
Reasonable possession limit (ounces)	5	4	
Reasonable purchase limits.....	5	4	
Allows patients to medicate where they chose	5	5	
Covered by insurance/state health aide.....	3	0	
Financial hardship (fee waivers/discount medicine).....	7	7	
PRODUCT SAFETY (total - see back for details).....	100	42	
Dispensing	25	11	
Cultivation	25	15	
Manufacturing	25	11	
Lab.....	25	5	
Improvement Bonus.....		10	
Total out of 500.....		408	
Score percentage		82	

Final Grade = B-

Areas for improvement: Maine has one of the strongest programs for patients in most respects and was an early leader in adopting product safety guidelines. However, since the state last updated its regulations, advancements in medical cannabis product safety guidelines have emerged and have been adopted by many states, leaving Maine somewhat behind in this area. In particular, Maine should authorize independent testing labs and improve testing requirements. Additionally, Maine should improve competition and variety at dispensaries by eliminating its single dispensary designation requirement.

Background: In 1998, voters enacted the Maine Medical Marijuana Act to protect patients who use cannabis medically on the advice of their doctor. In 2002, the Maine legislature approved SB 611, which increased the medical cannabis possession limit for those who could legally acquire medicine under the 1998 act. In 2009, the voters of Maine modified the 1998 act with another initiative, Question 5. Question 5 added several qualifying conditions and created both a statewide distribution program and a statewide patient registry system. In 2012, the Maine legislature amended the law to provide better patient privacy. Registered patients or their designated caregivers may possess up to 2.5 ounces of usable cannabis and cultivate up to six mature plants. In 2013, the Maine legislature passed HP755/LD1062, which added Post Traumatic Stress Disorder (PTSD) to the list of official qualifying conditions.

PRODUCT SAFETY point breakdown

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

Issue	Possible Points		
DISPENSING (total)	25	11	
Dispensary training	5	4	
Operating Procedures and Protocols.....	5	3	
Facility sanitary conditions	Y or N	N	
Storage protocols	Y or N	N	
Reasonable security protocols	Y or N	Y	
Inventory control	Y or N	Y	
Recall protocol and adverse event reporting	5	0	
Product Labeling	5	2	
Product contents including source material ID	Y or N	Y	
Allergens	Y or N	N	
Potency/compound identification	Y or N	N	
Required Testing	5	2	
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	
CULTIVATION (total).....	25	15	
Cultivation training.....	5	3	
Standard Operating Procedures and Protocols	5	3	
Facility and equipment sanitary conditions ..	Y or N	N	
Workforce safety protocols	Y or N	N	
Storage protocols (short and long term)	Y or N	Y	
Reasonable security protocols	Y or N	Y	
Batch and lot tracking	Y or N	N	
Disposal/waste	Y or N	Y	
Water management	Y or N	N	
Pesticide Guidance and Protocols	5	3	
Pesticide guidance.....	Y or N	Y	
Product labeling	Y or N	N	
Required testing	5	3	
Active ingredient identification	Y or N	N	
Contaminants	Y or N	Y	
Potency	Y or N	N	
Sample retention	Y or N	N	
Recall protocol and adverse event reporting.....	5	3	
MANUFACTURING (total).....	25	11	
Manufacturing training	5	3	
Standard Operating Procedures and Protocols.....	5	3	
Facility and equipment sanitary conditions ..	Y or N	N	
Workforce safety protocols	Y or N	N	
Storage protocols	Y or N	Y	
Reasonable security protocols	Y or N	Y	
Batch and lot tracking	Y or N	N	
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	Y	
Required Testing	5	3	
Active ingredient identification	Y or N	Y	
Contaminants	Y or N	Y	
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	5	
Lab operations training.....	5	0	
Method validation in accordance with AHP guidelines ..	5	0	
Result reporting - disclose the type of testing used.....	5	1	
Independent or third party certification.....	5	1	
Standard Operating Procedures and Protocols	5	3	
Equipment and instrument calibration	Y or N	N	
Sample tracking	Y or N	Y	
Facility and equipment sanitary conditions ..	Y or N	N	
Disposal/waste protocols	Y or N	N	
Storage protocols	Y or N	Y	
Workforce safety protocols	Y or N	N	
Total out of 100		42	

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.