



Issue	Possible Points		
PATIENT RIGHTS & CIVIL PROTECTION (total)	100	65	
Arrest protection	40	40	
Affirmative defense	15	13	
Child custody	10	0	
DUID protections	5	0	
Employment	5	0	
Explicit privacy standards.....	7	7	
Housing protections	5	0	
Does not create new criminal penalties for patients	5	5	
Organ transplants	5	0	
Reciprocity	3	0	
EASE OF NAVIGATION (total).....	100	84	
Comprehensive qualifying conditions.....	50	44	
Adding new conditions (total).....	10	6	
Law/Regs allow for new conditions	5	5	
System works for adding new conditions.....	5	1	
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	8	
Allows multiple-year registrations	2	2	
Reasonable physician requirements.....	5	5	
Does not classify cannabis as medicine of last resort.....	5	4	
ACCESS TO MEDICINE (total)	100	57	
Allows distribution programs (total).....	40	22	
Allows access to dried flowers.....	15	15	
Allows delivery	5	0	
No sales tax or reasonable sales tax.....	5	4	
Reasonable number of dispensing facilities	5	2	
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	0	
Non-commercial cultivation (total)	20	0	
Personal cultivation.....	15	0	
Collective gardens	5	0	
Explicit right to edibles/concentrates/other forms	10	10	
Does not impose limits or bans on THC	10	7	
Does not impose minimum CBD requirements.....	10	10	
Municipal bans/zoning	10	8	
FUNCTIONALITY (total).....	100	76	
Patients are able to obtain medicine.....	50	40	
Free of significant administrative or supply problems..	15	11	
Legal protections within reasonable time frame	10	8	
Reasonable possession limit (ounces)	5	4	
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	6	
PRODUCT SAFETY (total - see back for details).....	100	77	
Dispensing	25	20	
Cultivation	25	22	
Manufacturing	25	20	
Lab.....	25	15	
Improvement Bonus.....		10	
Total out of 500.....		369	
Score percentage		74	

Final Grade = C

Areas for improvement: New Jersey has long been considered the most dysfunctional of state dispensary programs, but has emerged with some small improvements recently. While access at dispensaries remains limited, the state now has more dispensing locations, and has managed to pass two bills that both have improved pediatric access. The state does well in the area of product safety, but has such a limited production base and supply that most patients do not receive the benefit of these regulations, New Jersey needs to add more production and distribution facilities for patients, while adding civil discrimination protections for patients in the areas of housing, employment, child custody, and organ transplants.

Background: In January 2010, New Jersey lawmakers approved Senate Bill 119, which was to become effective six months after enactment, but Governor Chris Christie delayed the program. The first draft rules issued by the New Jersey Department of Health (DOH) were rejected by the bill's lead sponsor. New draft rules were issued in February 2011 and adopted in November that included changes to the licensing process for cultivators and distributors, prohibited home delivery, and required a recommending physician to certify that a patient's qualifying condition is "resistant to conventional medical therapy." Patients must obtain their medicine from one of six licensed "Alternative Treatment Centers." The certifying physician must indicate the quantity a registered patient is allowed to obtain, not to exceed two ounces in a 30-day period. The first patient registrations were accepted in August 2012, and the first Alternative Treatment Center opened in December 2012. In August 2013, Senate Bill 2842 lifted the limits on the number of cannabis strains that may be cultivated and allowed for the manufacture and distribution of edible cannabis products solely to minors.

PRODUCT SAFETY point breakdown

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

Issue	Possible Points		
DISPENSING (total)	25	20	
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	5	
Product Labeling	5	3	
Product contents including source material ID	Y or N	Y	
Allergens	Y or N	N	
Potency/compound identification	Y or N	Y	
Required Testing	5	2	
Active ingredient identification	Y or N	N	
Contaminants	Y or N	N	
Potency	Y or N	Y	
Shelf life testing	Y or N	N	
Sample retention	Y or N	Y	
Recall protocol and adverse event reporting:	5	5	
CULTIVATION (total).....	25	22	
Cultivation training.....	5	5	
Standard Operating Procedures and Protocols	5	4	
Facility and equipment sanitary conditions ..	Y or N	Y	
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	N	
Pesticide Guidance and Protocols	5	4	
Pesticide guidance.....	Y or N	Y	
Product labeling	Y or N	Y	
Required testing	5	4	
Active ingredient identification	Y or N	Y	
Contaminants	Y or N	N	
Potency	Y or N	Y	
Sample retention	Y or N	Y	
Recall protocol and adverse event reporting.....	5	5	
MANUFACTURING (total).....	25	20	
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	3	
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	2	
Active ingredient identification	Y or N	N	
Contaminants	Y or N	N	
Potency	Y or N	Y	
Shelf life testing	Y or N	N	
Sample retention	Y or N	Y	
Recall protocol and adverse event reporting:	5	5	
LABORATORY (total).....	25	15	
Lab operations training.....	5	3	
Method validation in accordance with AHP guidelines ..	5	0	
Result reporting - disclose the type of testing used.....	5	5	
Independent or third party certification.....	5	4	
Standard operating procedures and protocols	5	3	
Equipment and instrument calibration	Y or N	Y	
Sample tracking	Y or N	Y	
Facility and equipment sanitary conditions ..	Y or N	Y	
Disposal/waste protocols	Y or N	Y	
Storage protocols	Y or N	Y	
Workforce safety protocols	Y or N	Y	
Total out of 100		77	

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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