

HOUSE BILL NO. HB0062

Hemp extracts-amendments.

Sponsored by: Representative(s) Blake, Byrd, Gierau, Lindholm and Pelkey and Senator(s) Baldwin and Burns

A BILL

for

1 AN ACT relating to public health and safety; providing for
2 administration of hemp extract by a parent to an adult
3 dependent; modifying physician authorization required to
4 administer hemp extract; and providing for an effective
5 date.

6

7 *Be It Enacted by the Legislature of the State of Wyoming:*

8

9 **Section 1.** W.S. 35-7-1901(a)(vi), 35-7-1902(a)(iii),
10 (b)(iii), (v)(B), (c)(ii), (f), (g)(intro), (i) and (h) and
11 35-7-1903(a)(i) are amended to read:

12

13 **35-7-1901. Definitions.**

14

15 (a) As used in this article:

1

2 (vi) "Parent" means a parent or legal guardian
3 of a minor or adult dependent who is responsible for the
4 ~~minor's~~ person's medical care;

5

6 **35-7-1902. Hemp extract registration cards.**

7

8 (a) The department shall issue a hemp extract
9 registration card to a person who:

10

11 (iii) Provides a statement to the department
12 which is signed by a ~~neurologist and~~ physician licensed
13 under W.S. 33-26-301 et seq. who specifies that the person
14 suffers from intractable epilepsy, ~~or~~ seizure disorders ~~and~~
15 or another disorder that the physician determines may
16 benefit from treatment with hemp extract;

17

18 (b) The department shall issue a hemp extract
19 registration card to a parent who:

20

21 (iii) Provides the department with a statement
22 signed by a ~~neurologist~~ physician licensed under
23 W.S. 33-26-301 et seq. who specifies that the minor or

1 adult dependent in the parent's care suffers from
2 intractable epilepsy, ~~or~~ seizure disorders ~~and~~ or another
3 disorder that the physician determines may benefit from
4 treatment with hemp extract;

5

6 (v) Submits an application to the department on
7 a form created by the department, which contains:

8

9 (B) The minor's or adult dependent's name;

10

11 (c) The department shall maintain a registry of:

12

13 (ii) The names of each minor or adult dependent
14 receiving care from a parent who is issued a hemp
15 registration card under subsection (b) of this section.

16

17 (f) A registration card issued under subsection (a)
18 or (b) of this section is valid for one (1) year and is
19 renewable if, at the time of renewal, the registrant meets
20 the requirements of subsection (a) or (b) of this section.
21 A card issued on behalf of a minor pursuant to subsection
22 (b) of this section remains valid after the minor reaches
23 the age of majority until the card expires or is replaced

1 by a card issued pursuant to subsection (a) of this
2 section.

3
4 (g) The ~~neurologist~~physician who signs a statement
5 as provided in this section shall:

6
7 (i) Keep a record of ~~the neurologist's~~every
8 evaluation and observation of a patient who is a registrant
9 or a ~~minor~~person under a registrant's care including the
10 patient's response to hemp extract; and

11
12 (h) The department shall maintain a database of
13 records received under subsection (g) of this section. The
14 department shall treat the records as confidential,
15 provided that the department, with the consent of the
16 registrant, ~~or the registrant's parent,~~ may share the
17 records with a higher education institution for the purpose
18 of studying hemp extract if the records are redacted so
19 that the patient cannot be identified individually.

20

21 **35-7-1903. Exemption from criminal and civil**
22 **penalties for the medical use of hemp extract.**

23

1 (a) Notwithstanding any other provision of this
2 chapter, an individual who possesses or uses hemp extract
3 is not subject to the penalties described in this chapter
4 for possession or use of the hemp extract if the
5 individual:

6
7 (i) Possesses or uses the hemp extract only for
8 the treatment of ~~the individual's or the individual's minor~~
9 ~~child's intractable epilepsy or seizure disorders~~ a
10 registrant or a minor or adult dependent under a
11 registrant's care as provided in this article;

12

13 **Section 2.** W.S. 35-7-1903(b) is repealed.

14

15 **Section 3.** This act is effective July 1, 2018.

16

17

(END)