

As Introduced

131st General Assembly

Regular Session

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H. B. No. 33

Representatives Retherford, Rogers

**Cosponsors: Representatives Boose, Brenner, Thompson, Roegner, Bishoff,
Sheehy, Lepore-Hagan**

A BILL

To enact section 3719.17 of the Revised Code to
authorize for persons diagnosed with seizure
disorders certain uses of cannabidiol and other
drugs or substances derived from cannabis.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That section 3719.17 of the Revised Code be
enacted to read as follows:

Sec. 3719.17. (A) As used in this section:

(1) "Cannabidiol" means a nonpsychoactive cannabinoid
found in a plant of the genus cannabis or any other preparation
thereof that is essentially free from plant material and has a
tetrahydrocannabinol level of not more than three per cent.

(2) "Physician" means an individual authorized under
Chapter 4731. of the Revised Code to practice medicine and
surgery or osteopathic medicine and surgery.

(B) Notwithstanding any conflicting provision of this
chapter or Chapter 2925. of the Revised Code, both of the
following apply:

(1) Cannabidiol may be possessed, used, administered, or 18
dispensed to the extent authorized by division (C) of this 19
section. 20

(2) A drug or substance derived in part from a plant of 21
the genus cannabis may be possessed, used, administered, or 22
dispensed to the extent authorized by division (D) of this 23
section. 24

(C) Pursuant to the written order of a physician who 25
practices at or is affiliated with the Ohio state university 26
Wexner medical center, nationwide children's hospital, the 27
university of Cincinnati medical center, Cincinnati children's 28
hospital, or university hospitals Case medical center, including 29
university hospitals rainbow babies and children's hospital, any 30
of the following may occur: 31

(1) A person who has been diagnosed with a seizure 32
disorder may possess or use cannabidiol; 33

(2) A parent, guardian, or other person having care or 34
charge of a person who has been diagnosed with a seizure 35
disorder may possess or administer cannabidiol to the person 36
with that diagnosis; 37

(3) A health care professional acting within the scope of 38
the professional's practice may possess, administer, or dispense 39
cannabidiol. 40

(4) A health care facility or other entity may possess 41
cannabidiol. 42

(D) In the case of a drug or substance derived in part 43
from a plant of the genus cannabis that is included in a 44
clinical trial or expanded access program approved by the 45
national institutes of health or one of its cooperative groups 46

or centers under the United States department of health and 47
human services or the United States food and drug 48
administration, any of the following may occur: 49

(1) A person who has been diagnosed with a seizure 50
disorder and is participating in the trial or program may 51
possess or use the drug or substance; 52

(2) A parent, guardian, or other person having care or 53
charge of a person who has been diagnosed with a seizure 54
disorder and is participating in the trial or program may 55
possess or administer the drug or substance to the person with 56
that diagnosis; 57

(3) A health care professional acting within the scope of 58
the professional's practice may possess, administer, or dispense 59
the drug or substance; 60

(4) A health care facility or other entity may possess the 61
drug or substance. 62