
HOUSE BILL 1969

State of Washington

64th Legislature

2015 Regular Session

By Representatives Shea, Ryu, Taylor, Short, Young, Scott, Condotta, Ormsby, and Santos

Read first time 02/04/15. Referred to Committee on Health Care & Wellness.

1 AN ACT Relating to adding posttraumatic stress and traumatic
2 brain injury to the terminal or debilitating medical conditions that
3 qualify for the medical use of marijuana; and amending RCW
4 69.51A.010.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

6 **Sec. 1.** RCW 69.51A.010 and 2010 c 284 s 2 are each amended to
7 read as follows:

8 The definitions in this section apply throughout this chapter
9 unless the context clearly requires otherwise.

10 (1) "Designated provider" means a person who:

11 (a) Is eighteen years of age or older;

12 (b) Has been designated in writing by a patient to serve as a
13 designated provider under this chapter;

14 (c) Is prohibited from consuming marijuana obtained for the
15 personal, medical use of the patient for whom the individual is
16 acting as designated provider; and

17 (d) Is the designated provider to only one patient at any one
18 time.

19 (2) "Health care professional," for purposes of this chapter
20 only, means a physician licensed under chapter 18.71 RCW, a physician
21 assistant licensed under chapter 18.71A RCW, an osteopathic physician

1 licensed under chapter 18.57 RCW, an osteopathic physicians'
2 assistant licensed under chapter 18.57A RCW, a naturopath licensed
3 under chapter 18.36A RCW, or an advanced registered nurse
4 practitioner licensed under chapter 18.79 RCW.

5 (3) "Medical use of marijuana" means the production, possession,
6 or administration of marijuana, as defined in RCW 69.50.101(~~(g)~~)
7 (t), for the exclusive benefit of a qualifying patient in the
8 treatment of his or her terminal or debilitating illness.

9 (4) "Qualifying patient" means a person who:

10 (a) Is a patient of a health care professional;

11 (b) Has been diagnosed by that health care professional as having
12 a terminal or debilitating medical condition;

13 (c) Is a resident of the state of Washington at the time of such
14 diagnosis;

15 (d) Has been advised by that health care professional about the
16 risks and benefits of the medical use of marijuana; and

17 (e) Has been advised by that health care professional that they
18 may benefit from the medical use of marijuana.

19 (5) "Tamper-resistant paper" means paper that meets one or more
20 of the following industry-recognized features:

21 (a) One or more features designed to prevent copying of the
22 paper;

23 (b) One or more features designed to prevent the erasure or
24 modification of information on the paper; or

25 (c) One or more features designed to prevent the use of
26 counterfeit valid documentation.

27 (6) "Terminal or debilitating medical condition" means:

28 (a) Cancer, human immunodeficiency virus (HIV), multiple
29 sclerosis, epilepsy or other seizure disorder, or spasticity
30 disorders; (~~(e)~~)

31 (b) Intractable pain, limited for the purpose of this chapter to
32 mean pain unrelieved by standard medical treatments and medications;
33 (~~(e)~~)

34 (c) Glaucoma, either acute or chronic, limited for the purpose of
35 this chapter to mean increased intraocular pressure unrelieved by
36 standard treatments and medications; (~~(e)~~)

37 (d) Crohn's disease with debilitating symptoms unrelieved by
38 standard treatments or medications; (~~(e)~~)

39 (e) Hepatitis C with debilitating nausea or intractable pain
40 unrelieved by standard treatments or medications; (~~(e)~~)

1 (f) Diseases, including anorexia, which result in nausea,
2 vomiting, wasting, appetite loss, cramping, seizures, muscle spasms,
3 or spasticity, when these symptoms are unrelieved by standard
4 treatments or medications; (~~or~~)

5 (g) Posttraumatic stress;

6 (h) Traumatic brain injury; or

7 (i) Any other medical condition duly approved by the Washington
8 state medical quality assurance commission in consultation with the
9 board of osteopathic medicine and surgery as directed in this
10 chapter.

11 (7) "Valid documentation" means:

12 (a) A statement signed and dated by a qualifying patient's health
13 care professional written on tamper-resistant paper, which states
14 that, in the health care professional's professional opinion, the
15 patient may benefit from the medical use of marijuana; and

16 (b) Proof of identity such as a Washington state driver's license
17 or identicard, as defined in RCW 46.20.035.

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