**Document Summary:**
- Twenty-eight (28) states, the District of Columbia, and Guam currently allow for the medical use of marijuana.
- Sixteen (16) states have enacted limited access marijuana product laws permitting only low (or zero) Tetrahydrocannabinol (THC) and high Cannabidiol (CBD) products to treat specific medical conditions.
- Eight (8) states and the District of Columbia have had voter-led initiatives passed legalizing the recreational use of marijuana.

<table>
<thead>
<tr>
<th>State</th>
<th>Medicinal Marijuana Use Permitted</th>
<th>Enacted</th>
<th>Statutory Authority</th>
<th>Additional Information</th>
</tr>
</thead>
</table>
| AL    | √                                | 2014    | Ala. Code § 13A-12-214.2  
“Possession and use of cannabidiol” |                                      |
| AK    | √                                | 1998    | AS § 17.37.10 et seq.  
“Medical Uses of Marijuana for Persons Suffering from Debilitating Medical Conditions Act”  
Alaska Ballot Proposition 2 of 2014:  
“An Act to Tax and Regulate the Production, Sale, and Use of Marijuana.” | See also: http://dhss.alaska.gov/dph/VitalStats/Pages/marijuana.aspx |
| AZ    | √                                | 2010    | ARST 36, Ch. 28.1, et seq.  
| AR    | √                                 | 2016    | Arkansas Ballot Issue G  
“The Arkansas Medical Marijuana Amendment” |                                      |

---

1 On November 4, 2014, voters passed Proposition 2, which legalizes the recreational use of marijuana in the state of Alaska. Proposition 2, however, does not limit any privileges or rights of a medical marijuana patient under AS 17.37.

2 On November 8, 2016, voters passed Issue 6, which legalizes the use of medical marijuana in the state of California.
<table>
<thead>
<tr>
<th>State</th>
<th>Medicinal Marijuana Use Permitted</th>
<th>Enacted</th>
<th>Statutory Authority</th>
<th>Additional Information</th>
</tr>
</thead>
</table>
“Compassionate Use Act of 1996”  
California Ballot Proposition 64  
“The Adult Use of Marijuana Act” | See also: http://www.cdph.ca.gov/programs/MMP/Pages/default.aspx  
http://www.mbc.ca.gov/Licensees/Prescribing/Medical_Marijuana.aspx |
| CO    | √*                               | 2000    | CRSA Const. Art. 18 § 14  
An Amendment to the Colorado Constitution to allow for the medical use of marijuana for persons suffering from debilitating medical conditions  
CRSA § 25-1.5-106  
“Medical Marijuana Program”  
Colorado Amendment 64  
“Use and Regulation of Marijuana” | See also: www.goo.gl/KXNvvF  
and http://www.cdphe.state.co.us/hs/Medicalmarijuana/index.html |
| CT    | √                                | 2012    | 2012 Conn. Legis. Serv. P.A. 12-55  
“The Palliative Use of Marijuana” | See also: http://www.ct.gov/dcp/cwp/view.asp?a=4287&q=503670&dcpNav=1&dcpNav_GID=2109 |
| DE    | √                                | 2011    | 16 DE Code § 4920A  
“The Delaware Medical Marijuana Act” | See also: http://dhss.delaware.gov/dph/hsp/medmarhome.html |
| DC    | √*                               | 2010    | DC ST § 7-1671.01 et seq.  
“Legalization of Marijuana for Medical Treatment Amendment Act of 2010”  
DC Ballot Initiative 71  
“Legalization of Home Cultivation and Possession of Minimal Amounts of Marijuana for Personal Use Act of 2014” | See also: http://doh.dc.gov/service/medical-marijuana-program |
| FL    | √                                | 2016    | Florida Ballot Amendment 2  
“Use of Marijuana for Debilitating Medical Conditions” | |

---

3 On November 8, 2016, voters passed Proposition 64, which legalizes the recreational use of marijuana in the state of California.

4 On November 5, 2012, voters approved Colorado Amendment 64, allowing for the use and regulation of marijuana. Amendment 64 does not affect any provisions of the use of medical marijuana.

5 On November 4, 2014, Initiative 71 was passed by voters of the District of Columbia.

6 On November 8, 2016, voters passed Amendment 2, which legalizes the use of medical marijuana to treat certain debilitating medical conditions in the state of Florida.
<table>
<thead>
<tr>
<th>State</th>
<th>Medicinal Marijuana Use Permitted</th>
<th>Enacted</th>
<th>Statutory Authority</th>
<th>Additional Information</th>
</tr>
</thead>
</table>
| GA    | √+                              | 2015    | Ga. Code Ann. § 16-12-191  
“Regulation of Low THC Oil” |                        |
| GU    | √                               | 2014    |                     |                        |
| HI    | √                               | 2000    | HRS § 329-121 et seq.  
| ID    | --                              |         |                     |                        |
| IL    | √                               | 2013    | 410 ILCS § 130  
“Compassionate Use of Medical Cannabis Pilot Program Act” | See also: http://www2.illinois.gov/gov/mcpp/Pages/default.aspx and http://www.idph.state.il.us/HealthWellness/MedicalCannabis/ |
| IN    | --                              |         |                     |                        |
| IA    | √+                              | 2014    | Iowa Code § 124D  
“Medical Cannabidiol Act” | See also: http://idph.iowa.gov/mcarcp |
| KS    | --                              |         |                     |                        |
| KY    | √+                              | 2014    | K.R.S. § 218A.010  
“Marijuana – Definition” |                        |
“Therapeutic Use of Marijuana” |                        |
| ME    | √†                              | 1999    | 22 MRSA § 2421 et seq.  
| 2016  | Maine Ballot Question 1  
“Marijuana Legalization Act” |                        |
| MD    | √                               | 2014    | MD Code § 13-3301 et seq.  
“Natalie LaPrade Medical Marijuana Commission” | See also: http://dhmh.maryland.gov/SitePages/Medical%20Marijuana%20Commission.aspx |
| MA    | √†                              | 2013    | M.G.L. 369  
“For the Humanitarian Medical Use of Marijuana” | See also: http://www.mass.gov/ehlhs/gov/departments/dph/programs/hcq/medical-marijuana/ |
| 2016  | Massachusetts Ballot Question 4  
“Legalization, Regulation, and Taxation of Marijuana” |                        |

7 On November 8, 2016, voters passed Question 1, which legalizes the recreational use of marijuana in the state of Maine.

8 On November 8, 2016, voters passed Question 1, which legalizes the recreational use of marijuana in the state of Massachusetts.
<table>
<thead>
<tr>
<th>State</th>
<th>Medicinal Marijuana Use Permitted</th>
<th>Enacted</th>
<th>Statutory Authority</th>
<th>Additional Information</th>
</tr>
</thead>
</table>
| MI    | √                               | 2008    | MCLA 333.26421 et seq.  
“Michigan Medical Marihuana Act” | See also: [http://www.michigan.gov/lara/0,4601,7-154-35299_63294_63303_51869--00.html](http://www.michigan.gov/lara/0,4601,7-154-35299_63294_63303_51869--00.html)  
| MN    | √                               | 2014    | M.S.L. 361 §§ 1-22  
“Medical cannabis (marijuana) registry program establishment” | See also: [http://www.health.state.mn.us/topics/cannabis/](http://www.health.state.mn.us/topics/cannabis/) |
| MS    | √+                              | 2014    | Miss. Code Ann. § 41-29-136  
“Harper Grace’s Law” |  |
| MO    | √+                              | 2014    | Mo. Rev. Stat. § 192.945.1  
“Registration Cards”  
Mo. Rev. Stat. § 195.207.1  
“Use of Hemp Extract”  
Mo. Rev. Stat. § 261.265.1  
“License Issuance” |  |
| MT    | √                               | 2004    | M.C.A. § 50-46-301 et seq.  
“Montana Marihuana Act” | See also: [http://www.dphhs.mt.gov/qad/Licensure/MMP.aspx](http://www.dphhs.mt.gov/qad/Licensure/MMP.aspx) |
| NE    | --                              |         |         |  |
| NV    | √*                              | 2000    | NRS 453A.010 et seq.  
“Medical Use of Marijuana”  
Nevada Ballot Question 29  
“Regulation and Taxation of Marijuana Act” | See also: [http://health.nv.gov/MedicalMarijuana.htm](http://health.nv.gov/MedicalMarijuana.htm)  
and [http://license.k3systems.com/LicensingPublic/docs/PositionPaperRegardingMedicalMarijuana_20140909.pdf](http://license.k3systems.com/LicensingPublic/docs/PositionPaperRegardingMedicalMarijuana_20140909.pdf) |
| NH    | √                               | 2013    | RSA 126-X  
“Use of Cannabis for Therapeutic Purposes” | See also: [http://www.dhhs.state.nh.us/oos/tcp/index.htm](http://www.dhhs.state.nh.us/oos/tcp/index.htm) |
| NJ    | √                               | 2010    | NJSA 24:61-1 et seq.  
“New Jersey Compassionate Use Medical Marihuana Act” | See also: [http://www.state.nj.us/health/medicalmarijuana/](http://www.state.nj.us/health/medicalmarijuana/) |
| NM    | √                               | 2007    | NMSA 1978 Section 26-2B-1 et seq.  
“Lynn and Erin Compassionate Use Act” | See also: [http://nmhealth.org/about/mcp/swcs/hpp/](http://nmhealth.org/about/mcp/swcs/hpp/) |
| NY    | √                               | 2014    | NY Pub. Health L. § 3360 - 3369  
“Compassionate Care Act” | See also: [http://www.health.ny.gov/regulations/medical_marijuana/](http://www.health.ny.gov/regulations/medical_marijuana/) |
“Epilepsy Alternative Treatment Act” |  |

*On November 8, 2016, voters passed Question 2, which legalizes the recreational use of marijuana in the state of Nevada.*
<table>
<thead>
<tr>
<th>State</th>
<th>Medicinal Marijuana Use Permitted</th>
<th>Enacted</th>
<th>Statutory Authority</th>
<th>Additional Information</th>
</tr>
</thead>
</table>
| ND    | √                                | 2016    | North Dakota Initiated Statutory Measure 5<sup>10</sup>  
“Medical Marijuana” |                                      |
| OH    | √                                | 2016    | House Bill 523  
“Medical Marijuana Control Program” | See also: [http://www.medicalmarijuana.ohio.gov/](http://www.medicalmarijuana.ohio.gov/) |
“Clinical Trials – Definitions” |                                      |
| OR    | √*                               | 1998    | ORS § 475.300 et seq.  
“Oregon Medical Marijuana Act” | See also: [http://public.health.oregon.gov/DiseasesConditions/ChronicDisease/MedicalMarijuanaProgram/Pages/index.aspx](http://public.health.oregon.gov/DiseasesConditions/ChronicDisease/MedicalMarijuanaProgram/Pages/index.aspx) |
|       |                                  | 2014    | Oregon Legalized Marijuana Initiative, Measure 911<sup>11</sup>  
“Control, Regulation, and Taxation of Marijuana and Industrial Hemp Act of 2014” |                                      |
| PA    | √                                | 2016    | 2016 Public Act 16  
“Medical Marijuana” |                                      |
| PR    | --                               |         |                      |                       |
“The Edward O. Hawkins and Thomas C. Slater Medical Marijuana Act” | See also: [http://www.health.ri.gov/healthcare/medicalmarijuana/for/providers/](http://www.health.ri.gov/healthcare/medicalmarijuana/for/providers/) |
“FDA approved clinical trials to treat patients who have certain forms of epilepsy with Cannabidiol” |                                      |
| SD    | --                               |         |                      |                       |
“Marijuana – Definition” |                                      |
“Texas Compassionate-Use Act” | See also: [http://www.dps.texas.gov/rsd/CUP/](http://www.dps.texas.gov/rsd/CUP/) |
| UT    | √+                               | 2014    | Utah Code § 26-56  
“Hemp Extract Registration Act” |                                      |
| VT    | √                                | 2004    | 18 VSA § 4472 et seq.  
“Therapeutic Use of Cannabis” | See also: [http://vcic.vermont.gov/marijuana_registry/physicians](http://vcic.vermont.gov/marijuana_registry/physicians) |

---

<sup>10</sup> On November 8, 2016, voters passed Initiated Statutory Measure 5, which legalizes the use of medical marijuana in the state of North Dakota.

<sup>11</sup> On November 4, 2014, voters passed Measure 71, which legalizes the recreational use of marijuana in the state of Oregon. Measure 71, however, specifically exempts the current Oregon Medical Marijuana Program (OMMP) from its provisions. OMMP has no changes as a result of Measure 71.
<table>
<thead>
<tr>
<th>State</th>
<th>Medicinal Marijuana Use Permitted</th>
<th>Enacted</th>
<th>Statutory Authority</th>
<th>Additional Information</th>
</tr>
</thead>
<tbody>
<tr>
<td>VA</td>
<td>✓+</td>
<td>2015</td>
<td><em>Va. Code Ann. § 54.1-3408.3</em>&lt;br&gt;“Certification for use of cannabidiol oil or THC-A oil to treat intractable epilepsy”</td>
<td></td>
</tr>
<tr>
<td>VI</td>
<td>--</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>WA</td>
<td>✓*</td>
<td>1998</td>
<td><em>RCW 69.51a</em>&lt;br&gt;“Washington State Medical Use of Cannabis Act”&lt;br&gt;Washington Initiative 502&lt;sup&gt;12&lt;/sup&gt;&lt;br&gt;“Washington Marijuana Legalization and Regulation”</td>
<td>See also: <a href="http://www.doh.wa.gov/YouandYourFamily/IllnessandDisease/MedicalMarijuanaCannabis/HealthCareProviders/FrequentlyAskedQuestions.aspx">http://www.doh.wa.gov/YouandYourFamily/IllnessandDisease/MedicalMarijuanaCannabis/HealthCareProviders/FrequentlyAskedQuestions.aspx</a></td>
</tr>
<tr>
<td>WV</td>
<td>--</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>WI</td>
<td>✓+</td>
<td>2014</td>
<td><em>Wis. Stat. §§ 961.14, 961.34, 961.38</em>&lt;br&gt;“Controlled substances therapeutic research”</td>
<td></td>
</tr>
</tbody>
</table>

For informational purposes only: This document is not intended as a comprehensive statement of the law on this topic, nor to be relied upon as authoritative. Non-cited laws, regulation, and/or policy could impact analysis on a case-by-case or state-by-state basis. All information should be verified independently.

---

1 “✓+” means that the state permits limited access marijuana products (low (or zero) Tetrahydrocannabinol (THC) and high Cannabidiol (CBD)) to treat specific medical conditions.

2 “✓*” means that the state has legalized both medical and recreational use of marijuana.

---