

DEPARTMENT OF HEALTH AND HUMAN SERVICES NEVADA DIVISION OF PUBLIC AND BEHAVIORAL HEALTH (DPBH)

Search

MM Cardholders & Caregivers Program

NV State Health Home **HSPER**

Medical Marijuana Program ...Legal Information

- .. Advisory Commission -Administration of Justice
- ..FAO's
- ...Basic Facts

... Monthly Reports

MEDICAL MARIJUANA **ESTABLISHMENTS** PROGRAM

- MME-Program MME-FAQs
- Meeting Information
- MME Document Library
- **Adopted Regulations**
- (R004-14) **MMERC Application**

FREQUENT VISITS

- Birth and Death Certificates
- ► Employment Information
- Forms Publication Index Forms
- **Publications**
- Health Facility Locator
- Laboratory Personnel
- Certification HMO Profiles
- Hospital Compare
- Medical Marijuana Program
- To find a family planning clinic, click here
- Sitemap

(FORMERLY THE NEVADA STATE HEALTH DIVISION)

Community Wellness (CFCW) Services (EIS)

Early Intervention Health Care Quality and Compliance (HCQC) and Response (HSPR)

Health Statistics, Planning,

Public Health and Clinical Services (PHCS)

Monday, June 30th 2014

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Medical Marijuana Program

Nevada Medical Marijuana Cardholders/Caregivers Program

The Nevada Medical Marijuana Cardholders/Caregivers Program is a state registry program within the Nevada Department of Health and Human Services, Nevada Division of Public and Behavioral Health. Our role is to administer the provisions of the Medical Use of Marijuana law as approved by the Nevada Legislature and adopted on 2001.

If you are interested in obtaining an application for the Medical Marijuana Program, please send a written request, along with a check or money order in the amount of \$25 made payable to the Nevada Division of Public and Behavioral Health (DPBH). Mail your request to:

> Nevada Division of Public and Behavioral Health ATTN: Medical Marijuana Division 4150 Technology Way, Suite 104 Carson City, Nevada 89706

All application requests and changes to existing cardholder/caregiver records must be submitted in writing through the US Postal Service, UPS or FedEx only. Walk in service is not available.

Your written request should include:

- The address where we can mail the application
- If you have a caregiver, include a request for a caregiver packet
- If you are requesting an application for someone other than yourself, include that person's name and address
- If you are requesting an application for a minor, include a request for a minor release

Application Request Form (pdf) Change of Address Form (pdf)

Cardholder Contact Information

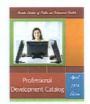
Nevadans diagnosed with a chronic or debilitating medical condition as defined in NRS 453A.050 and seeking a registry identification card for the medical use of marijuana, please contact the State of Nevada:

> Nevada Division of Public and Behavioral Health ATTN: Medical Marijuana Program - Cardholders/Caregivers 4150 Technology Way, Suite 104 Carson City, Nevada 89706 Contact Phone No.: 775-687-7594 Fax No.: 775-684-4156

Please refer to the links on the left upper corner of this page for legal information, FAQs and basic facts.

WHAT IS NEW

Nevada Health Statistics Portal



DPBH Professional Development Catalog NNN

Environmental Services Workshop Video NNN

Nevada Core Health Indicators



♦ v 1.0 Nevada Core Health Indicators Table (2014-1-14) (pdf) ♦ v 1.0 Nevada Core

Health Indicators Resource Document (2014-1-14) ♦ NV Core Health Indicators Visual (pdf)

NNN

Syringe Services Program (pdf)

Norovirus Psychiatric **Facility Toolkit**

Sentinel Events Past To Present (pdf)

Healthcare-Associated Infection HAI)

Prevention Toolkit (pdf)

Health Care Access in Nevada 2011 BRFSS (pdf)

NNA Nevada WebIZ Public

Access Portal

NOROVIRUS MANAGEMENT TOOLKIT Outbreak Preparedness and Response for Skilled

Nursing Facilities

Funding for Women

PROGRAM FACTS

- The cost to request an application for the Medical Marijuana Program is \$25. The cost to register or renew registration in the Medical Marijuana Program is \$75.00.
- Your caregiver can be anyone as long as they are over the age of 18 and your physician approves of that person as a caregiver. Please be aware that pursuant to NRS 453A.250 and NAC 453A.150:
 - 1. A cardholder may have only one caregiver;
 - 2. A caregiver can only be a caregiver to one cardholder; and
 - 3. A cardholder cannot be a caregiver to another cardholder.
- A person under 18 must have permission from their custodial parent or their guardian who is in charge of their medical decisions. And that person **MUST** act as the minor's primary caregiver.
- Only a physician who is licensed under NRS 630 or NRS 633 can sign a "Physician's Statement". That means only a medical doctor or osteopathic doctor licensed in the State of Nevada
- The specific reasons a person can be denied participation in the Medical Marijuana Program are:
 - 1) Failure to provide the required information.
 - 2) Failure to establish the qualifying medical condition.
 - 3) Failure to document the consultation with an attending physician regarding the medical use of marijuana in connection with the qualifying medical condition.
 - 4) Failure to comply with the regulations adopted by the Department of Health and Human Services and the Administrator of the Division of Public and Behavioral Health (DPBH).
 - 5) The Division of Health and Human Services determines that the information provided by the applicant was falsified.
 - 6) The DPBH determines that the attending physician of the applicant is not licensed to practice medicine in this state or is not in good standing, as reported by the Board of Medical Examiners.
 - 7) The DPBH determines that the applicant, or the designated primary caregiver, if applicable, has been convicted of knowingly or intentionally selling a controlled substance.
 - 8) The DPBH has previously prohibited the applicant from obtaining or using a registry identification card.
 - 9) In the case of a person under 18 years of age, the custodial parent or legal guardian with responsibility for health care decisions for the person has not signed the written statement required.
- A card is good for one year only. It must be renewed annually, one year from the date your application was stamped. The same procedure used in the original registration process must be followed.
- The DPBH cannot advise you on where to buy marijuana seeds or how to grow the plants, nor can we refer you to a doctor.

- NRS 453A.200 allows the holder of a valid card to possess: (Effective April 1, 2014 through March 31, 2016)
 - Two and one half ounces of usable marijuana in any one 14 day period
 - Twelve marijuana plants, irrespective of whether the marijuana plants are mature or immature
- "Marijuana" includes, without limitations edible and infused products as defined in NRS 453A.101 and 112.
- "Usable marijuana," as defined in NRS 453A.160, means the seeds, dried leaves and flowers of a plant of the genus Cannabis, and any mixture or preparation thereof that is appropriate for the medical use of marijuana. The term does not include the stalks and roots of the plant.
- Issuance of a Nevada Medical Marijuana Registry card does not exempt the holder from prosecution under the state or federal laws that apply to marijuana and is not recognized by the federal government. NRS 453A is a state law; it does not address federal laws. It is recommended you discuss the limitations and liabilities that are associated with existing federal laws with your personal attorney.
- The registry card is issued for use in Nevada, and may not be recognized in other states.
- The DPBH does not make any medical decisions about an application. Your own, personal physician decides if you have a "qualifying disease". The DPBH sees that an applicant is in compliance with the law and if so, arranges for that person to be issued a registry card.
- Changes can be made to the DPBH in writing and must include a copy of the cardholder/caregiver's Nevada driver's license or identification card. The DPBH MUST be notified of the following changes within 7 days of the change.

Cardholders: Change of address

Change of phone number Change in medical status

Change of status with regard to criminal convictions

Lost or stolen MMR card

If you have changed your designated caregiver or are no longer

using a caregiver

Caregivers: Change of address

Change of phone number

Change of status with regard to criminal convictions

Lost or stolen MMR card

Change in the medical status of your cardholder If you are no longer caregiver to your cardholder

If your cardholder dies

Nevada Division of Public and Behavioral Health Medical Marijuana Registry 4150 Technology Way, Suite 104 Carson City, NV 89706 (775)-687-7594

Your program registration card can be revoked if you fail to notify us of these changes and this could prevent you from future entry into the program.

IF AT ANYTIME YOU LEAVE THE PROGRAM YOU MUST RETURN THE REGISTRY CARD
TO THIS DIVISION WITHIN 7 DAYS.

Medical Marijuana Registry Flow Chart

To request an application, applicants may mail a written request for an application packet, or apply in person.

Division of Public and Behavioral Health Attn: MMR

4150 Technology Way, Suite 104 Carson City, NV 89706

The application fee is \$25, due at time of request.

{NRS 453A.740 (3)(a) and NAC 453A.140 (1)}



If request mailed, application packet mailed out to applicant within 3 business days;

If request is made in person, the application packet is provided at that time.



Once the application packet is completed, the applicant mails it back in to our office or walks it in, with \$75 registration fee

{NRS 453A.740(3)(b) and NAC 453A.140(2)}



Once application packet is determined complete:

Registry mails a 30-day temporary acceptance letter

{NRS 453A.210 (8)}

The Division will request a name-based check of an applicant, a caregiver or the parent of a child from the Central Repository for Nevada Records of Criminal History and, if such check is inadequate to determine the criminal history of an applicant, caregiver or parent of a child, the Division may request a complete set of the fingerprints of the applicant and the designated primary caregiver, if any.

{NRS 453A.210 and NAC 453A.100}



The name-based background check results come back from DPS-CHR, the Registry makes approval/denial determination:

- Approval No convictions for knowingly or intentionally selling a controlled substance
- Denial Conviction for knowingly or intentionally selling a controlled substance

{NRS 453A.210 (5) and NAC 453A.110)}

Application packet consists of:

- Application page Information about applicant filled out and signed by applicant
- Attending Physician's Statement Filled out by applicant's doctor {(Must be Board certified Medical Doctor or Osteopathic Doctor in State of Nevada, in good standing) (Applicant is responsible for fees incurred by doctor)}
- Waiver and Acknowledgment Both forms must be notarized (Applicant is responsible for notary fees)
- Caregiver Application If requested by applicant or if the applicant is a minor (No additional fee for caregiver application.)
- Minor Release Form Required if applicant is under 18 years and must be notarized (Applicant responsible for notary fees)
- 6) Proof of Nevada Residency A copy of the applicant's driver's license or Identification card issued by Nevada DMV must be returned with required forms

{NRS 453A.210 and NAC 453A.100}

Application is checked for completeness by Registry staff...

- If the application is not complete, the whole application packet and \$75 registration fee mailed back certified mail, or handed back, to the applicant with instructions of what is necessary to complete and turn in
- If it is complete, it will continue through processing

Department of Public Safety, Criminal History Repository has 15 days to return the results of the name-based background check to the registry

{NRS453A.210 (4)(4)(II)}

Approved applicants receive an acceptance letter that must be taken to an approved NV DMV location (list provided with approval letter) to receive their Medical Marijuana Patient or Caregiver card.

{NRS 453A.740}

The cost of Registry photo ID card is \$11, paid by the applicant, to the NV DMV. This fee is regulated by DMV and is subject to change without notice.