
SENATE BILL 5379

State of Washington

64th Legislature

2015 Regular Session

By Senators Hobbs, Kohl-Welles, Rivers, Hatfield, McAuliffe, Chase, Keiser, and Jayapal

Read first time 01/21/15. Referred to Committee on Health Care.

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

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

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

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

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

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

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

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

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

18 (2) "Health care professional," for purposes of this chapter
19 only, means a physician licensed under chapter 18.71 RCW, a physician
20 assistant licensed under chapter 18.71A RCW, an osteopathic physician
21 licensed under chapter 18.57 RCW, an osteopathic physicians'

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

38 (e) Hepatitis C with debilitating nausea or intractable pain
39 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 disorder; or

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

10 (7) "Valid documentation" means:

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

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

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