



# SENATE BILL 168: Expand Allowable Medical Uses of CBD Oil.

2019-2020 General Assembly

<b>Committee:</b>	Senate Health Care. If favorable, re-refer to Judiciary. If favorable, re-refer to Rules and Operations of the Senate	<b>Date:</b>	March 11, 2019
<b>Introduced by:</b>	Sens. McKissick, Hise	<b>Prepared by:</b>	Jessica Boney Staff Attorney
<b>Analysis of:</b>	First Edition		

**OVERVIEW:** *The act would amend the North Carolina Controlled Substances Act and the Epilepsy Alternative Treatment Act to expand the permissible uses for hemp extract to include treatment for autism, multiple sclerosis, Crohn's disease, and Mitochondrial disease, in addition to the already allowable treatment of intractable epilepsy.*

### BILL ANALYSIS:

Section 1 amends the North Carolina Controlled Substances Act to allow the possession or use of hemp extract to treat autism, multiple sclerosis, Crohn's disease, or Mitochondrial disease.

Section 2 amends the Epilepsy Alternative Treatment Act by doing the following:

- Renaming the title of the Act, expanding the purpose of the Act, and making conforming changes to the stated General Assembly findings.
- Expanding the definition of caregiver to include a nurse employed by a home health agency licensed under Part 3 of Article 6 of Chapter 131E of the General Statutes or other caregiver.
- Adding to the neurologist's signed statement a caregiver must possess the following information:
  - The patient suffers from autism, multiple sclerosis, Crohn's disease, or Mitochondrial disease.
  - The patient's condition has not responded to three or more treatment options overseen by the neurologist or by a physician with whom the neurologist has consulted about the patient's condition.
- Allowing the neurologist's signed statement to state the patient has been examined and is under the care of a physician who has consulted with the neurologist about the patient's condition. Current law requires the neurologist's signed statement to state the patient has been examined and is under the care of the neurologist.
- Removing the definition of Intractable Epilepsy and adding a definition for Physician.
- Expanding the definition of Patient to an individual that has been diagnosed with autism, multiple sclerosis, Crohn's disease, or Mitochondrial disease.
- Amending the information required in the Alternative Treatment database to include the name, address and hospital affiliation of any physician with whom the neurologist consults about the patient's condition in recommending hemp extract as an alternative treatment.

**EFFECTIVE DATE:** The act would become effective December 1, 2019.

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