

SENATE BILL NO. 430—COMMITTEE ON JUDICIARY

MARCH 25, 2019

Referred to Committee on Health and Human Services

SUMMARY—Expanding the definition of “chronic or debilitating medical condition” for certain purposes related to the medical use of marijuana. (BDR 40-1152)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Yes.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to marijuana; expanding the definition of “chronic or debilitating medical condition” for certain purposes relating to the medical use of marijuana; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law generally exempts a person who holds a valid registry
2 identification card or letter of approval from state prosecution for possession,
3 delivery and production of marijuana. (NRS 453A.200, 453A.205) To obtain a
4 registry identification card or letter of approval, an applicant must submit to the
5 Division of Public and Behavioral Health of the Department of Health and Human
6 Services, among other requirements, a signature from the applicant’s attending
7 provider of health care affirming that the applicant has been diagnosed with a
8 chronic or debilitating medical condition. (NRS 453A.210) This bill expands the
9 definition of “chronic or debilitating medical condition” to include certain
10 additional medical conditions.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** NRS 453A.050 is hereby amended to read as
2 follows:

3 453A.050 “Chronic or debilitating medical condition” means:

- 4 1. Acquired immune deficiency syndrome;
5 2. *An anxiety disorder;*
6 3. *An autism spectrum disorder;*
7 4. *An autoimmune disease;*



1 5. Cancer;

2 6. *Dependence upon or addiction to opioids;*

3 ~~3.~~ 7. Glaucoma;

4 ~~4.~~ 8. A medical condition or treatment for a medical
5 condition that produces, for a specific patient, one or more of the
6 following:

7 (a) ~~Cachexia;~~ *Anorexia or cachexia;*

8 (b) ~~Persistent muscle;~~ *Muscle* spasms, including, without
9 limitation, spasms caused by multiple sclerosis;

10 (c) Seizures, including, without limitation, seizures caused by
11 epilepsy;

12 (d) ~~Severe nausea;~~ *Nausea;* or

13 (e) Severe *or chronic* pain; ~~or~~

14 9. *A medical condition related to acquired immune deficiency
15 syndrome or the human immunodeficiency virus;*

16 10. *A neuropathic condition, whether or not such condition
17 causes seizures; or*

18 ~~5.~~ 11. Any other medical condition or treatment for a
19 medical condition that is:

20 (a) Classified as a chronic or debilitating medical condition by
21 regulation of the Division; or

22 (b) Approved as a chronic or debilitating medical condition
23 pursuant to a petition submitted in accordance with NRS 453A.710.

24 **Sec. 2.** This act becomes effective on July 1, 2019.

