

Title 15: Mississippi State Department of Health

Part 22: Medical Marijuana Program

Subpart 8: Qualifications and Limitation of Caregivers

Chapter 1 GENERAL REQUIREMENTS

Rule 7.1.1 Purpose of Regulations: These regulations, and any guidelines set forth by the Department, governs the medical marijuana program in Mississippi. The purpose of this Part is to ensure the availability of and safe access to medical marijuana for qualified persons with debilitating medical conditions.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 7.1.2 Legal Authority: This regulation has been promulgated under the authority of and pursuant to Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2).

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 7.1.3 Caregivers participating in the medical marijuana program must obtain a Caregiver Identification Card issued by the Department in compliance with 15 Miss. Admin Code, Pt. 22, Subpart. 5.

Chapter 2 QUALIFICATIONS FOR CAREGIVERS

Rule 8.2.1 An individual applicant for a caregiver identification care under this chapter shall be a natural person that:

- a. Is twenty-one (21) years of age or older;
- b. Is a current resident of the State of Mississippi;
- c. Has not previously held a license, identification card, or other state issued document participating in the medical marijuana program in Mississippi or any other state that has been revoked by the state authority for the medical marijuana program.
- d. Has not been convicted of a disqualifying criminal conviction in the past five (5) years from the date of application; and,
- e. If possessing a professional license, that the license is in good standing.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Chapter 3 LIMITATIONS ON CAREGIVERS

Rule 8.3.1 All caregivers are subject to the limitations of medical marijuana program as set forth by the Department. The limitations describe the procedures, actions, and processes that a caregiver is permitted to undertake in keeping with their participation in the program.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)

Rule 8.3.2 The following limits shall apply to caregivers participating in the medical marijuana program:

- a. Caregivers must only assist qualified patients the use of medical marijuana;
- b. A qualified patient can only have one caregiver at any given time;
- c. A caregiver may serve as a caregiver to no more than ten (10) qualified patients at any given time;
- d. On behalf of the qualified patients being served by a caregiver, the caregiver may:
 - i. Purchase medical marijuana or medical marijuana products from a licensed dispensary;
 - ii. Acquire medical marijuana or medical marijuana products from a licensed dispensary;
 - iii. Possess medical marijuana or medical marijuana products, not to exceed individual possession limits;
 - iv. Deliver medical marijuana or medical marijuana products to qualified patients from licensed dispensaries;
 - v. Prepare medical marijuana or medical marijuana products for use by qualified patients; and,
 - vi. Administer medical marijuana or medical marijuana products to qualified patients.
- e. At no time shall a caregiver engage in the following:
 - i. Consumption or use of medical marijuana or medical marijuana products that have been obtained for qualified patients;
 - ii. Purchase any medical marijuana or medical marijuana products for personal consumption or use;
 - iii. Sale or diversion of any medical marijuana or medical marijuana products; and/or,
 - iv. Grow, cultivate, manufacture, or process marijuana for medical use by qualified patients.

SOURCE: Mississippi Constitution Initiative Measure #65 Sections 5(1) and (2)