

April 19, 2017

Dear members of law enforcement:

As a valued partner of the Medical Cannabis Program, we are sharing information with you concerning upcoming events on 4/20, a date recognized by the industry as a day to celebrate cannabis use. We hope you find the following general information useful.

- The Medical Cannabis Program is responsible for licensing producers to grow and distribute medical cannabis to **qualified patients**. There are currently 35 licensed non-profit producers (LNPPs). Authorized locations for distribution of cannabis as part of their licensure can be found by [clicking here](#) or by visiting <https://nmhealth.org/publication/view/general/2101/>
- The MCP has not authorized LNPPs to sell or distribute products at any events or festivals on 4/20/2017. LNPPs are only authorized to sell cannabis to patients.
- LNPPs cannot distribute or sell medical cannabis within three hundred feet of any school, church or daycare center.
- LNPPs are not authorized under their licensure to sell cannabis-derived products to non-patients. Cannabis-derived products include products containing tetrahydrocannabinol (THC) and cannabidiol (CBD), the two most common cannabinoids found in cannabis.
- Patients are allowed to possess up to 230 units (grams) of cannabis, which is about 8 ounces of dry product.
- Patients are not allowed to share or sell their medicine.
- The Lynn and Erin Compassionate Use Act (Act) does not offer protection for:
  - (2) liability for damages or criminal prosecution arising out of the operation of a vehicle while under the influence of cannabis; or
  - (3) criminal prosecution or civil penalty for possession or use of cannabis:
    - (a) in a school bus or public vehicle;
    - (b) on school grounds or property;
    - (c) in the workplace of the qualified patient's or primary caregiver's employment; or
    - (d) at a public park, recreation center, youth center or other public place.

NMSA 1978, § 26-2B-5.

- The Act states that a person can't be arrested for simply being in the presence of the medical use of cannabis by a qualified patient. NMSA 1978, §26-2B-4(H).
- The Act states that if a qualified patient or primary caregiver is not in possession of a registry identification card, they must be given an opportunity to produce the card before any arrest or criminal charges or other penalties are initiated. NMSA 1978, § 26-2B-4(D).

The Medical Cannabis operates a law enforcement line 24 hours a day, 7 days a week to answer questions from law enforcement. The number is 505-231-6740.

Thank you,

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Kenny Vigil  
Medical Cannabis Program Director