

SB 264 - AS INTRODUCED

2025 SESSION

25-1110

09/05

SENATE BILL **264**

AN ACT relative to the therapeutic cannabis program.

SPONSORS: Sen. Prentiss, Dist 5; Sen. Fenton, Dist 10; Sen. Watters, Dist 4; Sen. Altschiller, Dist 24; Sen. Long, Dist 20; Sen. Perkins Kwoka, Dist 21; Sen. Rosenwald, Dist 13; Rep. H. Howard, Straf. 4; Rep. W. Thomas, Hills. 12

COMMITTEE: Judiciary

ANALYSIS

This bill amends the definition of "provider" for purposes of the therapeutic cannabis program to require a physician assistant to prescribe consistent with a collaboration agreement if such an agreement is required; clarifies that provider concerns that are required to be sent to the applicable regulatory authority includes New Hampshire regulatory authorities; and adds that prohibitions applicable to providers also applies to analogous interactions with out-of-state entities.

This bill is a request of the department of health and human services.

Explanation: Matter added to current law appears in ***bold italics***.
 Matter removed from current law appears ~~[in brackets and struckthrough]~~
 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Five

AN ACT relative to the therapeutic cannabis program.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 1 Use of Cannabis for Therapeutic Purposes; Definitions. Amend RSA 126-X:1,
2 VII(a)(4) to read as follows:

3 (4) A physician assistant licensed pursuant to RSA 328-D and who possesses an
4 active registration from the United States Drug Enforcement Administration to prescribe controlled
5 substances consistent with his or her collaboration agreement ***if one is required under RSA 328-***
6 ***D:3-b***; or

7 2 Use of Cannabis for Therapeutic Purposes; Departmental Administration; Registry
8 Identification Cards. Amend RSA 126-X:4, VII(c) to read as follows:

9 (c) Any concerns regarding provider conduct shall be referred to the New Hampshire
10 board of medicine, the New Hampshire board of nursing, or the appropriate regulatory entity in ***New***
11 ***Hampshire***, Maine, Massachusetts, or Vermont. The New Hampshire board of medicine, the New
12 Hampshire board of nursing, or the appropriate regulatory entity in ***New Hampshire***, Maine,
13 Massachusetts, or Vermont may direct the department to prohibit a provider's participation in New
14 Hampshire's therapeutic cannabis program if the regulatory entity takes disciplinary action against
15 a provider regarding the provider's involvement in the therapeutic cannabis program in New
16 Hampshire or in his or her respective state.

17 3 Use of Cannabis for Therapeutic Purposes; Alternative Treatment Centers; Requirements.
18 Amend RSA 126-X:8, XVIII to read as follows:

19 XVIII.(a) A provider shall not:

20 [(a)](1) Accept, solicit, or offer any form of pecuniary remuneration from or to an
21 alternative treatment center, except if the provider is employed by an alternative treatment center.

22 [(b)](2) Offer a discount or other thing of value to a patient who uses or agrees to use
23 a particular alternative treatment center.

24 [(c)](3) Examine a patient in relation to issuing a written certification at a location
25 where cannabis is sold or distributed.

26 [(d)](4) Hold an economic interest in an alternative treatment center if the provider
27 issues written certifications to patients.

28 (b) ***The prohibitions in subparagraph (a)(1)-(4) shall also be applicable with***
29 ***regard to cannabis dispensaries and other cannabis entities in other states.***

30 4 Effective Date. This act shall take effect 60 days after its passage.