

**As Introduced**

**131st General Assembly  
Regular Session  
2015-2016**

**H. B. No. 597**

**Representative Koehler**

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**A BILL**

To amend section 3796.16 of the Revised Code 1  
regarding the Medical Marijuana Control Program 2  
and reciprocity agreements. 3

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That section 3796.16 of the Revised Code be 4  
amended to read as follows: 5

**Sec. 3796.16.** (A) (1) The state board of pharmacy shall 6  
attempt in good faith to negotiate and enter into a reciprocity 7  
agreement with any other state under which a medical marijuana 8  
registry identification card or equivalent authorization that is 9  
issued by the other state is recognized in this state, if the 10  
board determines that ~~both~~all of the following apply: 11

(a) The eligibility requirements imposed by the other 12  
state for that authorization are substantially comparable to the 13  
eligibility requirements for a patient or caregiver registration 14  
and identification card issued under this chapter. 15

(b) The other state recognizes a patient or caregiver 16  
registration and identification card issued under this chapter. 17

(c) The other state prohibits the smoking or combustion of 18

medical marijuana. 19

(d) The other state prohibits the cultivation of medical  
marijuana for personal, family, or household use. 20  
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(2) The board shall not negotiate any agreement with any 22  
other state under which an authorization issued by the other 23  
state is recognized in this state other than as provided in 24  
division (A) (1) of this section. 25

(B) If a reciprocity agreement is entered into in 26  
accordance with division (A) of this section, the authorization 27  
issued by the other state shall be recognized in this state, 28  
shall be accepted and valid in this state, and grants the 29  
patient or caregiver the same right to use, possess, obtain, or 30  
administer medical marijuana in this state as a patient or 31  
caregiver who was registered and issued an identification card 32  
under this chapter. 33

(C) The board may adopt any rules as necessary to 34  
implement this section. 35

**Section 2.** That existing section 3796.16 of the Revised 36  
Code is hereby repealed. 37