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§13–3307.

- (a) The Commission shall approve as a certifying physician an individual who:
 - (1) Meets the requirements of this subtitle; and
 - (2) Submits application materials that are satisfactory to the Commission.
- (b) To be approved as a certifying physician, a physician shall submit a proposal to the Commission that includes:
 - (1) The reasons for including a patient under the care of the physician for the purposes of this subtitle, including the patient's qualifying medical conditions;
 - (2) The reasons the physician will use to exclude patients from the care of the physician for the purposes of this subtitle;
 - (3) The physician's plan for screening a patient for dependence, both before and after the qualifying patient is issued a written certification; and
 - (4) The physician's plan for the ongoing assessment and follow-up care of a patient and for collecting and analyzing data.
- (c) The Commission is encouraged to approve physician applications for the following medical conditions:
 - (1) A chronic or debilitating disease or medical condition that results in a patient being admitted into hospice or receiving palliative care; or
 - (2) A chronic or debilitating disease or medical condition or the treatment of a chronic or debilitating disease or medical condition that produces:
 - (i) Cachexia, anorexia, or wasting syndrome;
 - (ii) Severe pain;
 - (iii) Severe nausea;
 - (iv) Seizures; or
 - (v) Severe or persistent muscle spasms.
- (d) The Commission may approve applications that include any other condition that is severe and for which other medical treatments have been ineffective if the symptoms reasonably can be expected to be relieved by the medical use of marijuana.

(e) (1) A certifying physician or the spouse of a certifying physician may not receive any gifts from or have an ownership interest in a medical marijuana grower or a dispensary.

(2) A certifying physician may receive compensation from a medical marijuana grower or dispensary if:

(i) The certifying physician obtains the approval of the Commission before receiving the compensation; and

(ii) Discloses the amount of compensation received from the medical marijuana grower or dispensary to the Commission.

(f) (1) A qualifying patient may be a patient of the certifying physician or may be referred to the certifying physician.

(2) A certifying physician shall provide each written certification to the Commission.

(3) On receipt of a written certification provided under paragraph (2) of this subsection, the Commission shall issue an identification card to each qualifying patient or caregiver named in the written certification.

(4) A certifying physician may discuss medical marijuana with a qualifying patient.

(5) (i) Except as provided in subparagraph (ii) of this paragraph, a qualifying patient or caregiver may obtain medical marijuana only from a medical marijuana grower licensed by the Commission or a dispensary licensed by the Commission.

(ii) A qualifying patient under the age of 18 years may obtain medical marijuana only through the qualifying patient's caregiver.

(6) (i) A caregiver may serve no more than five qualifying patients at any time.

(ii) A qualifying patient may have no more than two caregivers.

(g) (1) Each certifying physician shall submit an annual report to the Commission.

(2) The annual report shall include:

(i) The number of patients served;

(ii) The county of residence of each patient served;

(iii) Any medical condition for which medical marijuana was

recommended; and

(iv) A summary of clinical outcomes, including adverse events and any cases of suspected diversion.

(3) The annual report may not include any personal information that identifies a patient.

(h) (1) A certifying physician may apply biennially to the Commission for approval.

(2) The Commission shall grant or deny a renewal of an application for approval based on the physician's performance in complying with regulations adopted by the Commission.

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