



Arizona Medical Marijuana Program Newsletter

June 2014

UPDATING AND INFORMING QUALIFYING PATIENTS

IN THIS ISSUE:

Notices and Upcoming Dates

Court Declines to Clarify Measurement of Extracts

Maricopa County Superior Court Judge Katherine Cooper declined to clarify the amount of medical marijuana extracts that a patient can have under the state's medical marijuana law.

Prosecutors asked Cooper whether patients can use 2.5 ounces of extract or dried plant every two weeks under the law. The case involves a 5-year-old Mesa boy with debilitating seizures.

Cooper stated there was no issue for her to rule on because the amount of extract used by the Mesa boy is legal under either interpretation.

Adding Debilitating Medical Conditions Petitions

ADHS will begin accepting petitions to add to the list of debilitating medical conditions from Tuesday, July 1, 2014 through Wednesday, July 9, 2014 at close of business. Petitions received as indicated by its

postmark prior to or after these dates will not be accepted. For more information on how to submit a petition, please visit our website at:

<http://www.azdhs.gov/medicalmarijuana/debilitating/>. ADHS will next receive petitions during the month of January 2015 (specific dates TBD).

Timeframe for Correcting an Application

The amount of time you have to correct your application depends on whether you receive a "Notice of Deficiency" or a "Request for Information" from the Department. The Department will notify the applicant in an email and include a link to correct the errors. Applicants have 30 business days (15 days for a renewal application) to correct a Notice of Deficiency and 10 business days to correct a Request for Information.

Applicants only need to correct the errors noted in the deficiency notice. Applicants should not attempt to resubmit their applications without correcting the deficiencies and/or providing more information. The Department continues to monitor the application and cannot

approve it until it has been corrected or more information has been submitted. If an applicant resubmits the application but does not provide the required corrections or documentation, the applicant still has only the original 30 (or 15 for renewals) or 10 days to correct the application. If an applicant misses the deadline, the application may be withdrawn or denied, and the application fee will be forfeited.

Court Ruling

Appeals court addresses case involving metabolites.

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Appeals Court Hears Case Involving Metabolites



The Arizona Supreme Court heard a case involving an Arizona motorist prosecuted for driving under the influence of medical marijuana.

Police stopped a motorist for speeding and making unsafe lane changes. He said he had smoked marijuana the night before and voluntarily submitted to a blood test.

That test revealed the presence of “carboxy-tetrahydrocannabinol,” (“Carboxy-THC”) a non-impairing metabolite of marijuana. Carboxy-THC is a derivative broken down from hydroxy-tetrahydrocannabinol, the first metabolite of marijuana.

The motorist was charged with two counts of DUI, one defined as driving while impaired and the second as driving with drugs in his system.

At issue was whether a driver could be prosecuted after police officers detected a non-impairing metabolite of marijuana in his blood stream. The DUI law, [A.R.S. 28-1381](#), states it is unlawful for a driver to be in actual physical control of a vehicle in this state...while there is marijuana or its metabolite in the body.

Carboxy-THC can remain in a person’s system for as many as 30 days after ingesting marijuana but does not cause impairment.

The court noted that a driver cannot be convicted of the DUI offense “based merely on the presence of a non- impairing metabolite that may reflect prior usage of marijuana.” It added, “We do not believe that the legislature contemplated penalizing the presence of a metabolite that is not impairing.” The court further established that Carboxy-THC was the only metabolite found in the motorist’s body without causing impairment, holding that the language of A.R.S. 28-1381 (A)(3) (i.e., “its metabolite”) does not include Carboxy-THC.

The court ruled that considering all metabolites equally produces “absurd results” and makes the state’s “argument untenable.”

Another judge asserted the intent of the DUI law is so that an impaired driver is “prosecuted even though the substance may have quickly metabolized into a non-impairing substance.”

In 2010, Arizona voters passed the Arizona Medical Marijuana Act, (AMMA) which legalized marijuana for medical use. Pursuant to A.R.S. 36-2802, the AMMA “does not authorize any person to engage in, and does not prevent the imposition of any civil, criminal or other penalties for engaging in...[o]perating, navigating or being in actual physical control of any motor vehicle, aircraft or motorboat while under the influence of marijuana, except that a registered qualifying patient shall not be considered to be under the influence of marijuana solely because of the presence of metabolites or components of marijuana that appear in

insufficient concentration to cause impairment.”

The Department cannot consider any elements, factors or other existing laws that may relate to a particular case, and, as such, the Department does not provide legal advice.

This Case opinion can be found at <http://www.azcourts.gov/opinions/Se archOpinionsMemoDecs.aspx?year=2014&court=999>.

FAST FACTS

15%

About 6,463, or 15 percent, of active cardholders were eligible for the reduced food stamp rate of \$75 for a medical marijuana application. Proof of eligibility includes a copy of an EBT card with the applicant’s name imprinted on it or a letter from the Arizona Department of Economic Security. Applicants must upload the documents to:

<https://medicalmarijuana.azdhs.gov/>.

DID YOU KNOW?

Compassion clubs are not licensed nor regulated by the Arizona Department of Health Services. They may be illegal in the eyes of law enforcement.

To make sure you are visiting a legal dispensary, qualifying patients can find registered dispensaries in the monthly Arizona Medical Marijuana Program newsletter.



Another State Ok's Medical Marijuana

Minnesota became the 22nd state to legalize medical marijuana in May. But the Minnesota law won't allow patients to smoke marijuana in its plant form. Instead, they must use marijuana in oil or liquid form.

Minnesota's move follows Maryland, which approved medical marijuana after its state legislature recently passed a measure and the governor signed it into law. Beginning October 1, 2014, qualifying patients will be able to purchase a 30-day supply of medical marijuana with the quantity to be determined.

Medical marijuana is sweeping the nation, although it remains classified as an illegal substance by the federal government.

"We are definitely reaching the beginning of a new era in marijuana policy," John Hudak of the Brookings Institution told the online publication WebMD.

"There are interest groups now really starting to come together, with better funding, better understanding of the political landscape, and (the ability) to move forward on getting marijuana policy enacted not just in liberal states, but in conservative states too."

Below is a list of states and the District of Columbia that allow medical marijuana:

1. Alaska
2. Arizona
3. California
4. Colorado
5. Connecticut
6. D.C.
7. Delaware
8. Hawaii
9. Illinois
10. Maine
11. Maryland
12. Massachusetts
13. Michigan
14. Minnesota
15. Montana
16. Nevada
17. New Hampshire
18. New Jersey
19. New Mexico
20. Oregon
21. Rhode Island
22. Vermont
23. Washington

Tech Tip

If you lose your medical marijuana card, please email

m2programsupport@azdhs.gov

with your name, address, date of birth, telephone number, and identification number. Once we verify your information, we will provide you with your card number. With that number, you can apply for a replacement card online at

<https://medicalmarijuana.azdhs.gov/>. You will need to upload a copy of your ID and pay \$10.

Common Questions

ADHS receives many questions about the program every day. You can submit questions you would like answered in the newsletter by emailing m2programsupport@azdhs.gov.

Q UESTION:

Will there be people growing medical marijuana in my neighborhood?

A NSWER:

If a qualifying patient lives more than 25 radius miles from the nearest dispensary, the qualifying patient or the qualifying patient's designated caregiver may be authorized to cultivate if requested. Anyone authorized to cultivate medical marijuana must do so in an enclosed, locked facility that prohibits access to a non-cardholder.

A dispensary may cultivate marijuana at the dispensary or at a cultivation site, but the location of the dispensary and the cultivation site needs to comply with ADHS regulations and local zoning restrictions.

Resources

Arizona Department of Health Services-

Medical Marijuana Program

Website: <http://www.azdhs.gov/medicalmarijuana/> (includes chat function)

Email: m2programsupport@azdhs.gov or m2dispensaries@azdhs.gov

Frequently Asked Questions:

<http://www.azdhs.gov/medicalmarijuana/faqs/index.php>

Poison Control Hotline: Phone: 1-800-222-1222



List of Operating Arizona Licensed Dispensaries as of 6/1/2014

Dispensary Name	Address	Phone Number
Apache Junction		
Nature's Wonder	68 S. Ironwood Drive	(480) 982-1529
Bisbee		
Natural Relief Clinic Inc. DBA: Green Farmacy	1191 S. Naco Hwy	(520) 686-8708
Black Canyon City		
Total Accountability Systems I, Inc. DBA: BC Wellness Center	34550 S. Old Black Canyon Hwy Ste. 101	(623) 374-5460
Bullhead City		
Valley Healing Group, Inc.	2840 Highway 95, Ste. 422	(928) 758-3830
Casa Grande		
Medical Pain Relief, Inc.	1860 E. Salk Dr., Ste. B-1	(520) 350-9880
Cave Creek		
Arizona Natural Selections	6812 E. Cave Creek Rd. #3	(480) 575-1245
Chino Valley		
Organica Patient Group Inc.	856 S. State Route 89	(928) 636-5566
Cochise		
Cathy's Compassion Center	1825 W. Dragoon Road	(866) 291-8797
Coolidge		
The Desert Valley Pharmacy Inc.	1302 W. Industrial Dr. Bldg #7	(520) 723-7710
Cottonwood		
Yavapai Herbal Services, Inc.	675 E. State Route 89A	(928) 634-5233
El Mirage		
Arizona Cannabis Society LLC	8376 N. El Mirage Rd. Bldg. 2, Ste. 2	(888) 249-2927
Eloy		
Jamestown Center	3755 W. Houser Rd.	(520) 233-7389
Flagstaff		
Desertview Wellness & Healing Solutions DBA: Green Pharmacy	7121 N. HWY 89	(928) 522-6337
High Mountain Health LLC	1250 S. Plaza Way Ste. A	(928) 774-5467
RCH Wellness Center LLC DBA: Greenhouse of Flagstaff	460 N. Switzer Canyon Dr. Suite 100	(928) 351-7775
Fountain Hills		
Sixth Street Enterprises, Inc. DBA: Nature's AZ Medicines Inc.	16913 E. Enterprise Dr.	(480) 420-3135
Gilbert		
Absolute Healthcare Inc.	175 S. Hamilton Pl. Bldg. 4 Ste. 110	(480) 361-0078

Glendale

Arizona Organix	5301 W. Glendale Ave.	(623) 937-2752
PP Wellness Center	8160 W. Union Hills Dr. Ste A 106	(623) 385-1310
DBA: The Greenhouse		

Globe

Globe Farmacy Inc.	200 N. Broad St.	(928) 793-4410
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Golden Valley

Nonprofit Patient Center	9313 N. US Highway 93	(928) 224-5959
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Goodyear

Valley of the Sun Medical Dispensary Inc.	16200 W. Eddie Albert Way	(623) 932-3859
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Holbrook

Natural Herbal Remedies Inc.	752 Navajo Blvd.	(928) 524-2121
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Lake Havasu City

High Desert Healing LLC	1691 Industrial Blvd.	(928) 453-9333
DBA: Havasu Green		

Kingman

CJK Inc.	2095 Northern Avenue	(928) 692-0000
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Maricopa

Ponderosa Botanical Care Inc. Ponderosa Releaf	49237 W. Papago Rd. Ste. 3	(520) 568-7505
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Mayer

Natural Earth Providers, Inc.	10580 S. State Route 69	(928) 227-2658
DBA: Arizona Grassroots Dispensary		

Mesa

The Giving Tree Wellness Center of Mesa Inc.	938 E. Juanita Ave.	(480) 272-9888
Health For Life, Inc.	7343 S. 89 th Pl.	(480) 888-0247
Soothing Options, Inc.	3321 N. Reseda Circle Ste. 50 & 61	(480) 830-8251

Mohave Valley

Herbal Assist Inc.	6870 S. HWY 95 Ste. 251	(928) 768-4665
DBA: Mohave Green		

Oro Valley

Catalina Hills Botanical Care, Inc.	12152 N. Rancho Vistoso Blvd. C-140	(520) 797-3053
DBA: Catalina Hills Care		

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The Kind Relief Inc.	1500 Coppermine Rd.	(928) 645-0222
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Parker

High Desert Healing LLC	3956 Moovalya Estates Dr. Ste. A-C	(928) 667-0000
DBA: Parker Green		

Payson

Desert Medical Campus Inc.	200 N. Tonto	(928) 474-2420
DBA: Uncle Herb's Health Center		

Peoria

Green Desert Patient Center of Peoria	9275 W. Peoria Av.	(623) 878-5954
DBA: Arizona Natural Selections		

Phoenix

AD, LLC	2630 W. Indian School Rd.	(623) 321-5010
DBA: Urban Greenhouse		
Arizona Natures Wellness	14 S. 41st Pl.	(602) 396-5757
DBA: Bloom Dispensary Phoenix		
AZ Compassionate Care, Inc.	1613 N. 40th St.	(602) 275-1279
DBA: TruMed		
Encanto Green Cross Dispensary	2620 W. Encanto Blvd.	(888) 633-7411
Horizon the Health Center	10040 N. Metro Parkway West	(602) 870-8700
Herbal Wellness Center, Inc.	4126 W. Indian School Rd.	(602) 635-3502
The Holistic Center, Inc.	21035 N. Cave Creek Rd. Ste, C5	(602) 842-5790
Sixth Street Enterprises, Inc.	2439 W. McDowell Rd.	(480) 420-3145
DBA: Nature's AZ Medicines Inc.		
PARC	4201 E. University Dr.	(602) 437-1645
Phoenix Relief Center Inc.	6330 S. 35th Ave. Ste 104	(602) 276-3401
The Giving Tree Center of North Phoenix Inc.	21617 N. 9th Ave.	(623) 242-9080

Prescott

203 Organix, LLC	123 Merritt Street	(928) 778-5900
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Prescott Valley

Yavapai Herbal Services Inc.	6287 E. Copper Hill Drive, Suite A	(928) 227-2441
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Quartzsite

Wickenburg Alternative Medicine LLC	511 E. Main St.	(928) 927-4200
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Rio Rico

Greenmed, Inc.	1115 Circulo Mercado	(520) 281-1587
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Safford

Natural Remedy Patient Center	1362 Thatcher Blvd.	(928) 432-6959
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Sahuarita

Broken Arrow Herbal Center, Inc.	1732 W. Commerce Point Pl.	(520) 289-8030
DBA: Salud Health + Wellness		

Scottsdale

Monarch Wellness Centers, Inc.	8729 E. Manzanita Drive	(480) 991-3752
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Sedona

Zonacare	465 Jordan Rd.	(928) 282-8122
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Sierra Vista

Phytotherapeutics of Tucson	1633 S. Highway 92, Suite 7	(520) 335-8570
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Springerville

Natural Relief Clinic Inc.	334 E. Main Street	(928) 239-8493
DBA: Green Farmacy		

Superior

Superior Organics	750 S. Belmont Ave.	(520) 689-1960
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Surprise

All Greens Inc.	13431 W. Westgate Dr. Suite #103	(623) 214-0801
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Taylor

Compassionate Care of AZ, Inc.	600 S. Centennial Blvd.	(928) 535-5151
DBA: Kompo Care		

Tempe

Salubrious Wellness Clinic Inc.	2009 E. 5th St. Ste. 11	(480) 245-6751
DBA: SWC Tempe		
Verde Dispensary	710 W. Elliot Rd. Ste. 102	(480) 777-2100
DBA: Harvest of Tempe		

Tucson

Earth's Healing Inc.	2075 E. Benson Highway	(520) 373-5779
Green Medicine	112 S. Kolb Rd.	(520) 886-1003
DBA: Southern AZ Integrated Therapies		
PurpleMed Inc.	1010 S. Freeway Suite 130	(520) 398-7338
Rainbow Collective Inc.	4695 N. Oracle Rd. Ste #117	(520) 293-3315
DBA: Bloom Dispensary Tucson		
The Green Halo LLC	7710 S. Wilmot Rd.	(520) 664-2251
Copper State Herbal Center, Inc.	6205 N. Travel Center Drive	(520) 395-0230
DBA: The Apothecary		
Medmar Tanque Verde, LLC	8060 E. 22nd St. Ste. 108	(520) 886-1760
Rainbow Collective Inc.	4120 E. Speedway Blvd.	(520) 207-2753
DBA: The Prime Leaf		
Verde Wellness Center, Inc.	221 E. 6th Street, Ste. 105	(520) 838-0492
DBA: The Downtown Dispensary		
Nature Med Inc.	5390 W. Ina Rd.	(520) 620-9123

Wickenburg

MMJ Apothecary	1175 W. Wickenburg Way Ste. 4	(928) 684-8880
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Williams

Cannabis Research Group Inc.	324 E. Railroad Avenue	(928) 635-9966
DBA: Route 66 Wellness Center		

Winslow

The Medicine Room, LLC	2015 W. 3rd Street	(928) 852-4169
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Youngtown

AAA Medical Marijuana Dispensary LLC
DBA: Swell Pharmacy

11200 W. Michigan Ave. Ste 5

(623) 444-5977

Yuma

Jamestown Center

4104 E. 32nd St.

(928) 920-7778