

APPLICABILITY
FIELD

TITLE

REVISION DATE 2/24/23

PAGE NUMBER 1 of 4 NUMBER **DOC 380.430**

POLICY

MEDICAL CANNABIS USE

REVIEW/REVISION HISTORY:

Effective: 9/24/12 DOC 620.380

Revised: 9/1/14 Revised: 12/24/15

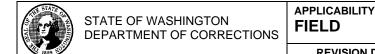
Revised: 11/24/21 DOC 380.430

Revised: 2/24/23

Department of Corrections

SUMMARY OF REVISION/REVIEW:

Major changes to include reorganization of c	content and updated processes. Read carefully!
APPROVED:	
Signature on file	
Signature on file	4/00/00
OUEDVI OTDANIOE O	1/30/23
CHERYL STRANGE, Secretary	Date Signed



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REFERENCES:

DOC 100.100 is hereby incorporated into this policy; RCW 69.51A

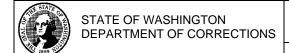
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POLICY:

- The Department has established processes for the authorization of medical cannabis
 use for an individual on community supervision with an imposed condition not to use
 cannabis.
 - A. The individual must be at least 18 years of age.
- II. This policy does not apply to individuals under the Indeterminate Sentence Review Board (ISRB) or a commutation order.
- III. The Department neither supports nor disapproves of medical cannabis use and nothing in this policy creates a right to accommodation for medical cannabis use.

DIRECTIVE:

- I. General Requirements
 - A. The Assistant Secretary of Community Corrections will ensure the criteria for medical cannabis use meets health care professional recommendations for medical cannabis use.
 - B. An individual on community supervision will not be in violation if the individual tests positive for tetrahydrocannabinol (THC):
 - 1. When the individual's health care professional, as defined in RCW 69.51A.010, has recommended use of medical cannabis and/or has prescribed Marinol®/dronabinol.
 - 2. If the medical cannabis use suitability and authorization process has been initiated.
 - 3. For 45 days after an authorized use has been rescinded.
- II. Suitability and Authorization
 - A. To initiate the suitability and authorization process, the individual must provide verbal notice of intent to apply for medical cannabis use and/or submit a current copy of the individual's authorization to the case manager, who will document the request/receipt of the authorization in a chronological (chrono) entry in the electronic file.



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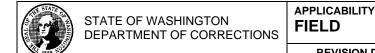
MEDICAL CANNABIS USE

1. The individual will complete and submit the following as soon as intent is provided:

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- a. DOC 13-035 Authorization for Disclosure of Health Information to the case manager with a completed and signed copy to the healthcare provider.
- b. The top portion of DOC 14-053 Use of Medical Cannabis Verification to the healthcare provider to complete.
- c. The top portion of DOC 14-055 Suitability for Medical Cannabis Use to the case manager.
- 2. If under ISRB jurisdiction, the case manager will refer the individual to the ISRB.
- B. Upon receiving all completed forms, the case manager will complete the Case Manager section of DOC 14-055 Suitability for Medical Cannabis Use and forward it and all forms with any supporting documents within 3 business days to the Appointing Authority/Field Administrator to make a final determination.
- C. The Appointing Authority/Field Administrator will
 - 1. Review and make a determination within 15 business days from the date of receipt of the required forms, and
 - 2. Complete the suitability form and forward a copy of the decision to the case manager.
- D. The case manager will notify the individual of the decision in writing, place a copy in the Field file, and ensure the decision is documented as a chrono in the individual's electronic file.
- E. The suitability and authorization process must be completed within 30 days of verbal notice of intent to apply for medical cannabis use and/or submission of a current copy of the individual's authorization to the case manager. The supervised individual must have a current authorization to continue medical cannabis use.
- F. Authorization for medical cannabis use will be rescinded upon learning the supervised individual no longer meets the Department's suitability requirements or the individual's cannabis use authorization has expired.



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A. If the individual is denied use of medical cannabis, the individual will have 15 business days from the date of the written decision to submit an appeal on DOC 14-056 Appeal for Medical Cannabis Use to the case manager, who will:

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- 1. Forward the appeal and all supporting documents to the Assistant Secretary for Community Corrections/designee, and
- 2. Document the appeal as a chrono in the individual's electronic file.
- B. The Assistant Secretary for Community Corrections/designee will review the appeal and uphold/rescind the medical cannabis use decision.
 - 1. If the decision is upheld, the individual will not be allowed to use medical cannabis.
 - 2. If the decision is rescinded, the case may be referred for reprocessing to collect additional, relevant information.
- C. A copy of the completed DOC 14-056 Appeal for Medical Cannabis Use will be forwarded to the supervised individual, case manager, Community Corrections Supervisor, and Field Administrator/Appointing Authority.
 - 1. The case manager will place the copy in the Field file and ensure the decision is documented in a chrono entry in the electronic file.
- D. The Assistant Secretary of Community Corrections/designee decision is final and no subsequent appeals for the same request will be considered.

DEFINITIONS:

Words/terms appearing in this policy may be defined in the glossary section of the Policy Manual.

ATTACHMENTS:

None

DOC FORMS:

DOC 13-035 Authorization for Disclosure of Health Information

DOC 14-053 Use of Medical Cannabis Verification

DOC 14-055 Suitability for Medical Cannabis Use

DOC 14-056 Appeal for Medical Cannabis Use