



STATE OF CONNECTICUT
DEPARTMENT OF CONSUMER PROTECTION

Notice of Decision to Take Action
On Proposed Regulation

Re: Regulations Concerning Palliative Use of Marijuana

The Department of Consumer Protection held a public hearing on December 4, 2015 to solicit public input regarding proposed new administrative regulations concerning Palliative Use of Marijuana. Said public hearing had been properly noticed by the Secretary of the State on October 22, 2015.

This proposed new regulation establishes additional debilitating medical conditions for which the palliative use of medical marijuana is allowed. In accordance with the procedures set forth in Section 21a-408a-12 of the Regulations of Connecticut State Agencies, the Commissioner received written petitions to add debilitating conditions; the petitions were referred to the Board of Physicians and public hearings were held on November 26, 2014 for sickle cell disease, post laminectomy syndrome with chronic radiculopathy, and severe psoriasis and psoriatic arthritis. After having fully considered the testimony and documents made part of the record, on January 14, 2015, the Board of Physicians issued its written recommendation to the Commissioner to add sickle cell disease, post laminectomy syndrome with chronic radiculopathy, and severe psoriasis and psoriatic arthritis, and the Commissioner concluded that sickle cell disease, post laminectomy syndrome with chronic radiculopathy, and severe psoriasis and psoriatic arthritis should be added to the list of debilitating medical conditions by promulgating this regulation.

In accordance with the procedures set forth in Section 21a-408a-12 of the Regulations of Connecticut State Agencies, the Commissioner received written petitions to add debilitating conditions; the petitions were referred to the Board of Physicians and public hearings were held on March 11, 2015 for amyotrophic lateral sclerosis, Fabry disease, and ulcerative colitis. After having fully considered the testimony and documents made part of the record, on April 22, 2015, the Board of Physicians issued its written recommendation to the Commissioner concerning the addition of amyotrophic lateral sclerosis, Fabry disease, and ulcerative colitis to the list of debilitating conditions and the Commissioner concluded that amyotrophic lateral sclerosis, Fabry disease, and ulcerative colitis should be added to the list of debilitating medical conditions by promulgating this regulation.

In accordance with the procedures set forth in Section 21a-408a-12 of the Regulations of Connecticut State Agencies, the Commissioner received a written petition to add debilitating conditions; the petition was referred to the Board of Physicians and a public hearing was held on August 5, 2015 for complex regional pain syndrome. After having fully considered the testimony and documents made part of the record, on August 19, 2015, the

Board of Physicians issued its written recommendation to the Commissioner concerning the addition of complex regional pain syndrome and the Commissioner concluded that complex regional pain syndrome should be added to the list of debilitating medical conditions by promulgating this regulation.

A written comment in support of the regulation update was received during the public comment period from Ann-Marie Morefield. No oral comments in support of the regulation were received and no comments were received in opposition to the regulation; however, the written comment suggested adding an additional condition which had not been considered by the Board of Physicians, and so was not added.

The published version of the regulation made available on the website of the Secretary of the State will continue moving forward through the process leading to consideration by the Regulation Review Committee of the General Assembly. The Department will now continue the process by forwarding these Regulations to the Office of the Attorney General for review. Thank you for your interest in this proposed regulation and the work of the Department of Consumer Protection.

Very truly yours,



Jonathan A. Harris
Commissioner of Consumer Protection

Date: December 23, 2015