



127th MAINE LEGISLATURE

FIRST REGULAR SESSION-2015

Legislative Document

No. 266

H.P. 184

House of Representatives, February 5, 2015

**An Act To Allow Access for Law Enforcement Officers to the List of
Registered Primary Caregivers for Medical Marijuana Patients**

Reference to the Committee on Health and Human Services suggested and ordered printed.

A handwritten signature in cursive script that reads "R B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative BLUME of York.
Cosponsored by Representatives: BURSTEIN of Lincolnville, HYMANSON of York,
SCHNECK of Bangor, Senator: BRAKEY of Androscoggin.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 22 MRSA §2425, sub-§8, ¶G,** as amended by PL 2013, c. 516, §13, is
3 further amended to read:

4 G. Records maintained by the department pursuant to this chapter that identify
5 applicants for a registry identification card, registered patients, registered primary
6 caregivers and registered patients' medical providers are confidential and may not be
7 disclosed except as provided in this subsection and as follows:

8 (1) To department employees who are responsible for carrying out this chapter;

9 (2) Pursuant to court order or subpoena issued by a court;

10 (3) With written permission of the registered patient or the patient's guardian, if
11 the patient is under guardianship, or a parent, if the patient has not attained 18
12 years of age;

13 (4) As permitted or required for the disclosure of health care information
14 pursuant to section 1711-C;

15 (5) To a law enforcement official for verification purposes. The records may not
16 be disclosed further than necessary to achieve the limited goals of a specific
17 investigation, except that a list of the registered primary caregivers in a law
18 enforcement official's jurisdiction may be disclosed to assist the law enforcement
19 official in ruling out a caregiver when verifying reports of criminal activity; and

20 (6) To a registered patient's treating medical provider and to a registered patient's
21 registered primary caregiver for the purpose of carrying out this chapter.

22 **SUMMARY**

23 This bill permits the disclosure of the Department of Health and Human Services list
24 of registered caregivers for medical marijuana patients in a law enforcement official's
25 jurisdiction to allow the law enforcement official to rule out a registered primary
26 caregiver when verifying reports of criminal activity.