



HOUSE OF REPRESENTATIVES

HB2346

medical marijuana; reimbursement; no requirement

Sponsors: Representatives Fann, Borrelli, Coleman, et al.

DP	Committee on Insurance
DP	Caucus and COW
X	As Transmitted to the Governor

OVERVIEW

HB 2346 states that a workers' compensation carrier or self-insured employer providing workers' compensation benefits is not required to reimburse medical marijuana costs.

HISTORY

In November 2010, voters passed Proposition 203, the Arizona Medical Marijuana Act (Act). The Act allows a qualifying patient who has been diagnosed by a physician with an outlined debilitating medical condition to obtain a permissible amount of marijuana to treat or alleviate the condition. Under the Act, a government medical assistance program or a private health insurer are not required to reimburse a person for costs associated with the medical use of marijuana.

In 1998, voters passed Proposition 105, which made changes to the Arizona Constitution relating to the powers of initiative and referendum. Specifically, Proposition 105 prohibits the governor from vetoing, and the legislature from repealing, any voter approved measure. Furthermore, requires any changes by the legislature to a voter approved initiative or referendum to further the purpose of the measure and receive at least a three-fourths vote for enactment.

PROVISIONS

1. States that a workers' compensation carrier or self-insured employer providing workers' compensation benefits is not required to reimburse a person for costs associated with the medical use of marijuana.
2. Contains a Proposition 105 clause.