

1 SENATE BILL 477

2 **54TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2019**

3 INTRODUCED BY

4 Antoinette Sedillo Lopez

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10 AN ACT

11 RELATING TO CHILDREN; ENACTING NEW SECTIONS OF THE ABUSE AND  
12 NEGLECT ACT, THE FAMILY SERVICES ACT AND THE PUBLIC SCHOOL CODE  
13 TO BAR AS GROUNDS FOR REFERRAL OR INTERVENTION AN INDIVIDUAL'S  
14 PARTICIPATION AS A QUALIFIED MEDICAL CANNABIS PATIENT IN THE  
15 STATE'S MEDICAL CANNABIS PROGRAM.

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17 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

18 SECTION 1. A new section of the Abuse and Neglect Act is  
19 enacted to read:

20 "[NEW MATERIAL] MEDICAL CANNABIS PROGRAM--REMOVAL OF  
21 CHILDREN.--An individual's participation as a qualified patient  
22 in the state's medical cannabis program established pursuant to  
23 the Lynn and Erin Compassionate Use Act shall not in itself  
24 constitute grounds for intervention, removal or placement into  
25 state custody of a child in that individual's care."

.213236.1

underscored material = new  
[bracketed material] = delete

underscoring material = new  
[bracketed material] = delete

1           SECTION 2. A new section of the Family Services Act is  
2 enacted to read:

3           "[NEW MATERIAL] MEDICAL CANNABIS PROGRAM--PREVENTION  
4 SERVICES--DIVERSION SERVICES--INTERVENTION SERVICES.--An  
5 individual's participation as a qualified patient in the  
6 state's medical cannabis program established pursuant to the  
7 Lynn and Erin Compassionate Use Act shall not in itself  
8 constitute grounds for the provision of prevention, diversion  
9 or intervention services to that individual's family pursuant  
10 to the Family Services Act."

11           SECTION 3. A new section of the Public School Code is  
12 enacted to read:

13           "[NEW MATERIAL] MEDICAL CANNABIS PROGRAM--REPORTING  
14 PURSUANT TO ABUSE AND NEGLECT ACT.--No employee of a school  
15 shall report, or threaten to report, a parent for alleged abuse  
16 or neglect under the Abuse and Neglect Act on the sole basis of  
17 the parent or child's participation as a qualified patient in  
18 the state's medical cannabis program established pursuant to  
19 the Lynn and Erin Compassionate Use Act."