I. Purpose:

To ensure the position of LCDAC regarding the Attestation related to Medical Marijuana is clear

II. Procedure:

Below is the Medical Marijuana Prohibition requirement of the federal government, which is in the LCDAC service provider contracts:

> ***Medical Marijuana Prohibition***
> *Effective August 1, 2021, the Substance Abuse and Mental Health Services Administration's (SAMHSA) term and condition for marijuana has been updated. The updated term is as follows:*
>
> *SAMHSA grant funds may not be used to purchase, prescribe, or provide marijuana or treatment using marijuana. See, e.g., 45 C.F.R. 75.300(a) (requiring HHS to ensure that Federal funding is expended in full accordance with U.S. statutory and public policy requirements); 21 U.S.C. 812(c)(10) and 841 (prohibiting the possession, manufacture, sale, purchase or distribution of marijuana).*

DDAP nor LCDAC may NOT provide any type of interpretation for this Prohibition to any contracted service provider.
Be advised that if any contracted service provider is found in violation of this federal requirement, that **all of the federal dollars** received by the contracted service provider may be in jeopardy with the federal government.

It is strongly encouraged that the contracted service provider solicitor/lawyer interpret this rather brief Prohibition for the good of the order of the service provider.

Approved By: Rick Kastner 8/3/2021

Rick Kastner LCDAC Executive Director Date