



SPONSOR: Rep. Schwartzkopf & Rep. Potter & Sen. Lopez & Sen. Townsend  
Reps. Baumbach, Bentz, Bolden, Heffernan, Hudson, Jaques, Q. Johnson, Kowalko, Mitchell, Osienski, Outten, Paradee, B. Short, Spiegelman, Viola, K. Williams; Sens. Delcollo, Henry, Marshall, Sokola

HOUSE OF REPRESENTATIVES  
149th GENERAL ASSEMBLY

HOUSE BILL NO. 374

AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO THE MEDICAL MARIJUANA ACT.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

1           Section 1. Amend Section 4902A, Title 16 of the Delaware Code by making deletions as shown by strike  
2           through and insertions as shown by underline as follows:

3           § 4902A. Definitions.

4           In this chapter, unless the context otherwise requires, the following definitions shall apply:

5           (3) "Debilitating medical condition" means 1 or more of the following:

6           a. Terminal illness, cancer, positive status for human immunodeficiency virus, acquired immune  
7           deficiency syndrome, decompensated cirrhosis, amyotrophic lateral sclerosis, agitation of Alzheimer's disease,  
8           post-traumatic stress disorder, intractable epilepsy, seizure disorder, glaucoma, chronic debilitating migraines,  
9           pediatric autism spectrum disorder, pediatric sensory processing disorder, or the treatment of these conditions.

10          b. A chronic or debilitating disease or medical condition or its treatment that produces 1 or more of the  
11          following: cachexia or wasting syndrome; severe, debilitating pain that has not responded to previously prescribed  
12          medication or surgical measures for more than 3 months or for which other treatment options produced serious  
13          side effects; intractable nausea; seizures; severe and persistent muscle spasms, including those characteristic of  
14          multiple sclerosis.

15          c. Any other medical condition or its treatment added by the Department, as provided for in § 4906A of  
16          this title.

SYNOPSIS

This bill adds glaucoma, chronic debilitating migraines, pediatric autism spectrum disorder, pediatric sensory processing disorder to the list of debilitating medical conditions which may qualify a person, upon certification by a physician, to be eligible for the use of medical marijuana in accordance with the terms of the Delaware Medical Marijuana Act.