

320-M MEDICAL MARIJUANA AND CBD OIL PRODUCTS

REVISED DATE: 7/13/2022

EFFECTIVE DATE: January 15, 2020

REFERENCES: 9 A.A.C. 22, Article 2, 42 CFR 440.120, AMPM 320-M Medical Marijuana

PURPOSE

This policy applies to the Division's Administrative Services Subcontractors (AdSS). The Division contracts with Administrative Services Subcontractors (AdSS) and delegates the responsibility of implementation of this policy.

This policy establishes requirements for the coverage and use of medical marijuana and all cannabidiol (CBD) products (regardless of plant derivation).

DEFINITIONS

1. "AHCCCS Registered Provider" - means a contracted provider or non-contracting provider who enters into a provider agreement with AHCCCS and meets licensing or certification requirements to provide AHCCCS-covered services.
2. "Medical Marijuana" means products that are a cannabis product requiring a medical marijuana card and are sold in a Marijuana

Dispensary or a CBD Oil store.

POLICY

A. Medical Marijuana and CBD Products

The Division and AdSS cover medically necessary federally or state reimbursable medications prescribed by a physician, physician assistant, nurse practitioner, dentist or other AHCCCS approved practitioner and dispensed by a licensed AHCCCS registered pharmacy, as defined in 9 A.A.C. 22, Article 2. Under 42 CFR 440.120 Medical Marijuana or CBD Oil products do not qualify as federally or state reimbursable medications.


The Division and AdSS do not cover medical marijuana or CBD Oil. AdSS shall not provide reimbursement for an office visit, these products or any other services that are primarily for the purpose of determining if a member would benefit from medical marijuana. The Division recognizes that AHCCCS registered providers operating within the scope of their license may recommend the use of medical marijuana or CBD Oil although it is not a covered benefit.

Under no circumstance shall any owner, director, principal, agent, employee, subcontractor, volunteer, or staff of the AdSS' service providers administer or store medical marijuana or CBD Oil products (regardless of the plant) for Division members.

Examples of medical marijuana products would include marijuana plants, pre-rolled marijuana cigarettes, marijuana edibles, marijuana vaping products etc.

B. FDA Approved Cannabidiol Products

This policy does not apply to the prescribing or administering of FDA approved medications that may include cannabidiol or its components. Under Federal Law, there are currently prescription medications commercially available that contain cannabidiol ingredients. Medications such as Epidiolex™ (cannabidiol) and Marinol™ (dronabinol), are allowed because they are FDA approved products, requiring a prescription and dispensed by an AHCCCS registered pharmacy.

Signature of Chief Medical Officer: 
[Anthony Dekker \(Jul 6, 2022 12:05 PDT\)](#)
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