

MEDICAL CANNABIDIOL ACT, §124E.20

124E.20 Consistency with federal laws and regulations.

This chapter is consistent federal laws and regulations pursuant to 21 U.S.C. §903. The non-prescription use of cannabis authorized under this chapter is exempt from the listing of cannabis as a controlled substance in Schedule 1 of both the state and federal controlled substances acts. The department shall notify the federal Drug Enforcement Administration no later than July 1, 2020, pursuant to 21 C.F.R. §1307.03, that the non-prescription use of cannabis authorized under this chapter is exempt from the listing of cannabis as a controlled substance in Schedule 1 of the federal Controlled Substances Act.

Iowa Medical Cannabidiol Advisory Board – Meeting Minutes **[February 1, 2019](#)**

5. Public Comment Period – Mike McKelvey, Chair

Carl Olsen – private citizen, addressed the board with a single question. “Is everything authorized by 124E a federal crime?” Mr. Olsen indicated that he has also submitted this question in writing to the Iowa Dept. of Public Health for comment.

Iowa Medical Cannabidiol Board – Meeting Minutes **[August 2, 2019](#)**

6. Petition for Recommendation to the IDPH – Sarah Reisetter, Deputy Director

The petitioner, Carl Olsen, had an opportunity to address the Board. The petitioner is asking the Board to recommend that the state board of health consider asking the DEA to recognize Iowa’s medical cannabis program as exempt from federal drug law in recognition of the state’s determination that marijuana does have a medical use by virtue of the adoption of Iowa Code chapter 124E. Board members asked the petitioner if he had discussed the matter with legislators. He shared that yes he had, and that an amendment passed in both subcommittee and full committee seeking to clarify that Iowa code chapter 124E does not conflict with any federal law.

A motion was made by Dr. Cheyne to forward the petition to the State Board of Health, with a recommendation for consideration; a second motion was made by Dr. Richards.

Cheyne – aye
Liesveld – aye
Miller – aye
Richards – aye
Shreck – aye
Stoken – aye
McKelvey – aye

Motion carried unanimously.

Iowa Medical Cannabidiol Board – Annual Report

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Board Meetings – August 2, 2019

The Board considered a petition to recommend that the Department of Public Health ask the federal DEA to recognize Iowa’s Medical Cannabidiol Program as exempt from federal drug laws, which the Board approved.

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Recommendations of the Board to the Iowa General Assembly

6. Develop Language to Protect Schools, and Long-Term and Acute Care Facilities

Facilities that receive federal funding are hesitant to allow medical cannabidiol products to be administered and stored at the facilities due to the current scheduling of *Cannabis* at the federal level. There are Iowa patients within these facilities who are unable to store their medication at the facility, or have their medication administered by facility staff, because of concerns about adverse consequences for the facilities. Developing language to protect these facilities or seeking exemption for Iowa’s program from federal drug laws would benefit patients and facilities.