State of Iowa Department of Corrections

Policy and Procedures

Policy Number: CBC-07
Applicability: CBC
Policy Code: Public Access
Iowa Code Reference: 124E.2(7), 124E.2(10), 124E.23, 148
Chapter 12: Community Based Corrections
Sub Chapter: NA
Related DOC Policies: AD-CR-04, HSP-405
Administrative Code Reference: 641-154.14(124E)
Subject: Request for Verification of Medical Cannabidiol (CBD) Registration
Card PREA Standards: NA
Responsibility: Sally Kreamer
Effective Date: April 2025
Authority:

1. PURPOSE

To establish written procedures in the event a client under field supervision in one of the Iowa Department of Corrections' (IDOC) Districts requests to use medical cannabidiol.

2. POLICY

The Iowa DOC prohibits clients under correctional supervision from using medical cannabidiol, whether or not they have a medical cannabidiol card. Per **Iowa Code 124E.23**, use of any Schedule I drug to include Medical Cannabidiol in any IDOC facility is prohibited. There is a process in place to review requests for use in exigent circumstances for those on field supervision. Testing positive for THC is a violation of correctional supervision and shall be addressed as such.

3. DEFINITIONS

A. **Iowa Code 124E.2(7) Health Care Practitioner** - An individual licensed under **chapter 148** to practice medicine and surgery or osteopathic medicine and surgery, a physician assistant licensed under **chapter 148C**, an advanced registered nurse practitioner licensed under **chapter 152**, or an advanced practice registered nurse under **chapter 152E**, who is a patient's primary care provider or a podiatrist licensed pursuant to **chapter 149**.

B. **Iowa Code 124E.2(10) Medical Cannabidiol** - Any pharmaceutical grade cannabinoid found in the plant Cannabis sativa L. or Cannabis indica or any other preparation thereof that is delivered in a form recommended by the medical cannabidiol board, approved by the board of medicine, and adopted by the department pursuant to rule.

C. **Iowa Administrative Code 641-154.14(124E) Allowable Forms of Medical Cannabidiol. 154.14(1) Modification of Allowable Forms -** The allowable forms of medical cannabidiol authorized in this rule may be modified pursuant to recommendations by the medical cannabidiol board, subsequent approval of the recommendations by the board of medicine and adoption of the recommendations by the department by rule. 154.14(2) Allowable forms. a. A manufacturer may only manufacture medical cannabidiol in the following forms: (1) Oral forms, including but not limited to: 1. Tablet. 2. Capsule. 3. Liquid. 4. Tincture. 5. Sublingual. (2) Topical forms, including but not limited to: 1. Gel. 2. Ointment, cream or lotion. 3. Transdermal patch. (3) Inhaled forms, limited to: 1. Nebulizable. 2. Vaporizable. (4) Rectal/vaginal forms, including but not limited to suppository. b. A manufacturer may not produce medical cannabidiol in any form that may be smoked. c. A manufacturer may not produce medical cannabidiol in an edible form as defined in rule 641-154.14(124E).

D. **Iowa Code 124E.23 Regulation of Marijuana Use on Property -** Nothing in this chapter shall require a person that owns, occupies, or controls a property to allow the use, consumption, possession, transfer, display, transportation, distribution, sale, or growing of marijuana on or in that property.

4. PROCEDURES

A. If a client who is not residing in a facility operated by the Department of Corrections requests to take medical cannabidiol, or it becomes known the client obtained a medical cannabidiol registration card, the Probation/Parole Officer (PPO) may contact the client's health care practitioner and complete the **Request for Verification of Medical Cannabidiol Registration Card** *CBC-07 F-1*.

B. PPOs who need to verify registration card validity may call the Medical Cannabis Program Monday-Friday, 8:00am - 4:00pm at 1-877-214-9313. Also see Medical Cannabis for Law Enforcement and Public Safety information on the Department of Health and Human Services (HHS) website as noted below.

1. HHS ensures the prescription is written by a health care practitioner licensed under **Iowa Code Chapter 148**. The QR code in the upper right corner of the digital registration card may be used by Law Enforcement to verify the validity of the card and the patient or caregiver. To do this, Law Enforcement may use the camera on a mobile device and follow instructions from: https://hhs.iowa.gov/programs/programs-and-services/medical-cannabis/law-enforcement-and-public-safety.

2. The client must sign a *Release of Information* **(AD-CR-04 F-2)** allowing the PPO to communicate with the health care practitioner.

3. The PPO must ensure the health care practitioner is aware of any substance abuse history.

4. The PPO must inquire of any alternative treatment methods tried previously and/or if any alternative methods are available to try.

5. The PPO shall document findings and whether or not the health care practitioner will consider an alternative medication with the information provided.

6. The PPO shall give the completed **Request for Verification of Medical Cannabidiol Registration Card** *CBC-07 F-1* form to their supervisor for review. The supervisor will review and determine the request to be verified or not verified.

7. All relevant information shall be documented in ICON under Offender > Core Offender Information > Medical/Mental Health Statuses.

8. If a client with a verified prescription for medical cannabidiol use tests positive on a drug test, the PPO will request and the client must provide proof of their paid, filled prescription.