

# **WEST VIRGINIA LEGISLATURE**

## **2018 REGULAR SESSION**

**Introduced**

### **House Bill 4147**

BY DELEGATES PUSHKIN, SPONAUGLE, FLUHARTY, DEAN,  
WILSON, FOLK, PAYNTER, BYRD, ROBINSON, MCGEEHAN  
AND HORNBUCKLE

[Introduced January 16, 2018; Referred  
to the Committee on Health and Human Resources  
then the Judiciary.]

1 A BILL to amend and reenact §16A-16-1 of the Code of West Virginia, 1931, as amended, relating  
 2 to authorizing the earlier issuance of identification cards to approved medical marijuana  
 3 consumers and caregivers.

*Be it enacted by the Legislature of West Virginia:*

**ARTICLE 16. EFFECTIVE DATE.**

**§16A-16-1. Effective date.**

1 (a) Unless excepted in subsection (b) or (c), the provisions of this ~~act shall be~~ chapter are  
 2 effective upon passage.

3 (b) The provisions of §16A-12-1 *et seq.* of this code, and any other criminal provisions or  
 4 penalties contained in this ~~act, shall not be~~ chapter are not effective until ninety days from passage  
 5 of Senate Bill 386 during the 2017 regular session.

6 (c) Notwithstanding any provision of this chapter to the contrary, ~~no~~ identification cards  
 7 may not be issued to patients until July 1, ~~2019~~ 2018. The bureau may take sufficient steps  
 8 through rule to implement the preliminary provisions in preparation for implementation of the  
 9 provisions of this ~~act~~ chapter.

NOTE: The purpose of this bill is to move up one year the date the state can issue physician approve identification cards to medical marijuana patients and their caregivers.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.