

By: Morales Shaw

H.B. No. 3535

A BILL TO BE ENTITLED

AN ACT

relating to the medical use of low-THC cannabis by patients with certain medical conditions.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 169.003, Occupations Code, is amended to read as follows:

Sec. 169.003. PRESCRIPTION OF LOW-THC CANNABIS. A physician described by Section 169.002 may prescribe low-THC cannabis to a patient if:

(1) the patient is a permanent resident of the state;

(2) the physician complies with the registration requirements of Section 169.004; and

(3) the physician certifies to the department that:

(A) the patient is diagnosed with:

- (i) epilepsy;
- (ii) a seizure disorder;
- (iii) multiple sclerosis;
- (iv) spasticity;
- (v) amyotrophic lateral sclerosis or  
another motor neuron disorder;
- (vi) autism;
- (vii) cancer;
- (viii) Parkinson's disease;
- (ix) cerebral palsy;

1                    (x) a brain tumor;  
2                    (xi) vascular insult to the brain;  
3                    (xii) a spinal cord disorder;  
4                    (xiii) traumatic brain injury;  
5                    (xiv) post-polio syndrome;  
6                    (xv) muscular dystrophy;  
7                    (xvi) myasthenia gravis;  
8                    (xvii) peripheral neuropathy;  
9                    (xviii) Huntington's disease, Friedreich's  
10 ataxia, spinocerebellar degeneration, or another ~~[an]~~ incurable  
11 neurodegenerative disease;  
12                    (xix) [~~(ix)~~] post-traumatic                    stress  
13 disorder; or  
14                    (xx) [~~(x)~~] a medical condition that is  
15 approved for a research program under Subchapter [F](#), Chapter [487](#),  
16 Health and Safety Code, and for which the patient is receiving  
17 treatment under that program; and

18                    (B) the physician determines the risk of the  
19 medical use of low-THC cannabis by the patient is reasonable in  
20 light of the potential benefit for the patient.

21                    SECTION 2. This Act takes effect immediately if it receives  
22 a vote of two-thirds of all the members elected to each house, as  
23 provided by Section [39](#), Article III, Texas Constitution. If this  
24 Act does not receive the vote necessary for immediate effect, this  
25 Act takes effect September 1, 2023.