

### Requirements

1. A qualified patient or patient's designated caregiver may possess no more **than six (6) flowering mature plants and twelve (12) juvenile plants** at any given time.
2. A multiple patients' designated caregiver:
  - a. May possess no more than **than six (6) flowering mature plants and twelve (12) juvenile plants per qualified patient** at any given time.
  - b. Can only operate a single cultivation site (not including the patient's residence)
  - c. Needs to meet the requirements for a Commercial Cultivation License if growing for more than 3 qualified patients; for more than 5 qualified patients, needs to obtain a commercial cultivation license.
3. Cultivation Sites:
  - a. Qualified Patient's residence; or
  - b. Designated Caregiver's residence; or
  - c. Another site owned or possessed by qualified patient or patient's designated caregiver
4. May only cultivate indoors and cannot be visible to the public.
5. Cannabis plants must be secured in a room with a lockable door and harvested cannabis must be stored in a secure area and accessible only to the qualified patient or designated caregiver.
6. Cannabis shall not be cultivated in the common areas of any multi-family complex.
7. DPHSS may inspect the cultivation site after giving the qualified patient a 24-hour notice.
8. DPHSS may revoke the home cultivation permit for failure to follow P.L. 34-125.
9. Need to follow regulations regarding destruction and disposal of medical cannabis (P.L. 34-80, §10222 and §10234).



## Medical Cannabis Home Cultivation Information for Qualified Patients



**Procedure to obtain a Home Cultivation Permit for a Qualified Patient who plans to cultivate marijuana.**

1. Pick up the following forms at DPHSS:
  - a. Form 1A - Registry ID Card Application
  - b. Form 2A - Written Certification
  - c. Form 2B - Written Designation for Caregiver
  - d. Form 2C - Qualified Patient Registration (No Registry ID Card)
  - e. Form 3A – Patient Home Cultivation Permit Application
  - f. Form 3C - Property Owner's Authorization to Cultivate
2. A practitioner must complete and sign Form 2A and fax or email a scanned copy to DPHSS within 24 hours of signing it. The patient must submit the **original** for authentication. It is valid for one year from date when the practitioner signed the form. A list of authorized practitioners can be found at [dphss.guam.gov](http://dphss.guam.gov).
3. The patient must complete:
  - a. Either Form 1A or Form 2C
  - b. Form 3A
  - c. Form 3C
  - d. Form 2B if patient has a designated caregiver
4. Submit the forms to Central Public Health Room 225 in Mangilao, Monday to Friday 8:00 -12:00 pm (except holidays)
5. Need to bring the following:
  - a. Valid government issued photo-ID (driver's license, State/Guam ID, or passport)
  - b. If a patient is a minor, the caregiver needs to bring one of the following:

- i. Birth certificate
- ii. Adoption papers
- iii. Court order
- iv. Guardianship papers

6. Pay the appropriate non-refundable fees at the Cashier:
  - a. To authenticate Form 2A (written certification) = \$1.00
  - b. Registry ID Card = \$15.00
  - c. Home Cultivation Permit = \$15.00
7. DPHSS shall approve or deny the application within thirty (30) calendar days.
8. The Registry ID Card is valid for one year from date of issue. It is recommended that the qualified patient have the card with them at all times.
9. The Home Cultivation Permit is valid for one year from date of issue. Once a dispensary is operational, the permit is no longer valid.
10. A Qualified Patient is subject to criminal and civil penalties for activities not permitted by P.L. 33-220, P.L. 34-80 and P.L. 34-125 (10 GCA. Chap 12, §122505)

*Definitions:*

**Practitioner** is a person licensed in Guam to prescribe and administer drugs that are subject to the Guam Uniform Controlled Substances Act (except a veterinarian). **Primary Caregiver** is at least 21 years old who is registered with DPHSS and who has been designated by the qualified patient to assist in the medical use of cannabis. **Designated Caregiver** is a primary caregiver who assists in the cultivation of medical cannabis. **Qualified Patient** is a person in Guam who has been diagnosed by a practitioner as having a debilitating medical condition and has received written certification for the medical use of cannabis.