


<b>POLICY 409.1</b>	<b>MARIJUANA, CBD AND OTHER PRODUCTS CONTAINING THC</b>	
	REVISED: 11/19, <b>02/20</b>	RELATED POLICIES:
	CFA STANDARDS:	REVIEWED:

**A. PURPOSE**

The purpose of this policy is to provide employees guidance regarding marijuana, CBD and other products containing THC.

**B. DEFINITIONS**

1. **Marijuana** means all parts of any plant of the genus Cannabis, whether growing or not; the seeds thereof; the resin extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture, or preparation of the plant or its seeds or resin, including low-THC cannabis, which are dispensed from a medical marijuana treatment center for medical use by a qualified patient.
2. **Marijuana delivery device** means an object used, intended for use, or designed for use in preparing, storing, ingesting, inhaling, or otherwise introducing marijuana into the human body, for medical use by a qualified patient.
3. **Qualified patient** means a resident of this State who has been added to the medical marijuana use registry by a qualified physician to receive marijuana or a marijuana delivery device for a medical use and who has a qualified patient identification card.
4. **Caregiver** means a resident of this State who has agreed to assist with a qualified patient’s medical use of marijuana, has a caregiver identification card.
5. **Medical use** means the acquisition, possession, use, delivery, transfer, or administration of marijuana authorized by a physician certification.
6. **Cannabinoid** means any of the chemical compounds in the cannabis plant that affect the body’s endocannabinoid system, including the central nervous system and the immune system. Some cannabinoids are psychoactive (acting on the brain and changing mood or consciousness); some are not.
7. **Tetrahydrocannabinol (THC)** is the principal psychoactive cannabinoid found in Cannabis.
8. **Cannabidiol (CBD)** means a cannabinoid that has potential medical benefits but is not psychoactive and can actually counteract the psychoactive effects of THC.

**C. POLICY**

Florida Statutes § 381.986 et seq., provides in part that a “Qualified Patient” who has been added to the medical marijuana use registry by a qualified physician to receive marijuana or a marijuana delivery device for a medical use and who has a qualified patient

identification card and complies with requirements enumerated in the statute, shall not be subject to arrest or prosecution, penalized in any manner, including, but not limited to, being subject to any civil penalty, for the medical use of marijuana.

The use or possession of marijuana remains unlawful under federal law regardless of whether it has been legalized or decriminalized for medicinal purposes in the State of Florida. As such, following the adopting of Florida Statutes § 381.986 et seq., it is the policy of the Fort Lauderdale Police Department that:

1. Department members shall not, on or off duty, ingest, use, or otherwise consume marijuana, CBD or any product that may contain THC as defined by Florida Statutes § 381.986 et seq., This prohibition applies to the use of any form of such drugs, including, but not limited to, smoking, injecting, or ingesting by itself or in combination with other products.
2. The presence of any amount of marijuana or THC in an employee's system is strictly prohibited.
3. Department members shall not apply for, possess, or use a medical marijuana registration card for themselves or others. The Chief of Police will be notified and render a decision with regard to a requested waiver of this policy, based on the circumstances. No precedent will be set if any such permission is granted and the Department may alter, amend, or revoke this provision at any time.
4. Department members shall not apply to be or serve as a caregiver for a person in possession of a medical marijuana certificate or registration card. In the event an employee's immediate family member is in need of such medical assistance, the Chief of Police will be notified and render a decision with regard to a requested waiver of this policy, based on the circumstances. No precedent will be set if any such permission is granted and the Department may alter, amend, or revoke this provision at any time.
5. Department members are not permitted to own, operate, manage, directly invest, or have direct financial involvement in, or be otherwise involved in the operation or management, in any way, of any marijuana cooperative, dispensary, business or location that is used to manufacture, grow, process, use, sell, or dispense marijuana or any product containing THC for any reason, including but not limited to medical purposes, or any location that is involved in the sale or distribution of any paraphernalia that can be used for any of the above.