

1 [Resolution urging Medical Cannabis Dispensaries to implement compassionate care  
2 programs to serve low and no income patients]

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4 **Resolution urging Medical Cannabis Dispensaries to implement compassionate care**  
5 **programs to serve low and no income patients and provide receipts for medical**  
6 **services and consultation for patients to seek Medi-Cal reimbursement.**

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8 WHEREAS, The City and County of San Francisco and the State of California strongly  
9 support providing medicinal marijuana through Medical Cannabis Dispensaries ("MCD"); and

10 WHEREAS, This broad support is primarily evidenced by the statewide passage of the  
11 Compassionate Use Act of 1996 as Proposition 215, and passage of Measure S in 2002 by  
12 the voters of the City and County of San Francisco authorizing the City and County to explore  
13 the possibility of becoming a medical cannabis producer, and

14 WHEREAS, This broad support is further evidenced in The California Department of  
15 Health Services recently issued "Director's Alternate Decision" in Hearing number 2003 1062  
16 14 (citing the California Supreme Court decision Conlan v. Bonta (2002) 102 Cal. App. 4th  
17 745) clarifying the right of Medi-Cal recipients to directly seek reimbursement for medical  
18 cannabis expenses; and

19 WHEREAS, The City and County of San Francisco has created a regulatory  
20 framework through the Planning Department to ensure that the community has input on the  
21 siting of MCDs in order to provide a safe environment for both the patients and neighbors of  
22 the dispensaries; and

23 WHEREAS, The state legislature recently attempted to exorbitantly raise the fees for  
24 obtaining a Medical Cannabis ID card by which patients are permitted access the MCDs but  
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Supervisor Mirkarimi, *Duffy, Chu*  
BOARD OF SUPERVISORS

1 such fee increase was substantially scaled back in response to the public uproar it created;  
2 and,

3 WHEREAS, the City and County of San Francisco aspires to ensure that MCDs  
4 provide charity care and access for low income patients in the same manner that the  
5 traditional health care industry provides charity care; now, therefore be it

6 RESOLVED; That the Board of Supervisors of the City and County of San Francisco  
7 hereby urges MCDs to institute compassionate care programs to relieve the suffering of  
8 qualified low and no patients who are not able, due to income, to attain safe and legal access  
9 to medical quality cannabis as recommended by a physician for their health; and, be it

10 FURTHER RESOLVED, That the Board of Supervisors of the City and County of San  
11 Francisco urges allowing each MCD to establish a no impact responsible compassion  
12 program of their own design to provide medical quality cannabis to their low or no income  
13 collective members at a constant daily, weekly or monthly basis and giving due consideration  
14 to seniors and veterans; and, be it

15 FURTHER RESOLVED, That the Board of Supervisors of the City and County of San  
16 Francisco urges that each MCD issue receipts for medicinal services and consultation upon a  
17 patient's request in order to be reimbursed, to the extent eligible by Medi-Cal or other  
18 programs; and, be it

19 FURTHER RESOLVED, That the Board of Supervisors of the City and County of San  
20 Francisco urges that each permitted MCD implement its compassionate care program in a  
21 manner that does not discriminate against nor deny MCD membership to any person holding  
22 a doctor's recommendation for usage of medical cannabis based upon personal financial  
23 circumstance or diagnosis.  
24  
25



City and County of San Francisco  
Tails  
Resolution

City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

File Number: 071505

Date Passed:

Resolution urging Medical Cannabis Dispensaries to implement compassionate care programs to serve low and no income patients and provide receipts for medical services and consultation for patients to seek Medi-Cal reimbursement.

November 6, 2007 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Chu, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

File No. 071505

I hereby certify that the foregoing Resolution was ADOPTED on November 6, 2007 by the Board of Supervisors of the City and County of San Francisco.

*Angela Calvillo*

Angela Calvillo  
Clerk of the Board

*11/14/2007*

Date Approved

*[Signature]*  
Mayor Gavin Newsom