

TO: Members of the OMMP Expert Panel
FROM: Jana Fussell, Expert Panel Process Monitor
Re: OMMP Expert Panel Recommendations
2009 Report
Date: November 3, 2009

Jana Fussell

Enclosed please find a copy of the above referenced report. This report will be submitted to Dr. Melvin Kohn, MD, MPH, Acting Public Health Director and Public Health Officer, along with the rebuttal that the petitioner, Mr. Edward Glick, has the option of providing. After the Department has had the opportunity to consider both the report and any rebuttal provided by the petitioner, the OMMP will be notified as to his decision on which of the conditions under consideration, if any, should be added to the list of "debilitating medical conditions" under the Oregon Medical Marijuana Act. We will inform you of that decision.

On behalf of the department, I would again like to thank you for your service on this important committee. We know that this task required a lot of time and effort on the part of every panel member and we very much appreciate your participation.

Cc: Tawana Nichols
Shannon O'Fallon
Ed Glick
Lee Berger

475.334 Adding diseases or conditions that qualify as debilitating medical conditions; rules.

Any person may submit a petition to the Department of Human Services requesting that a particular disease or condition be included among the diseases and conditions that qualify as debilitating medical conditions under ORS 475.302. The department shall adopt rules establishing the manner in which the department will evaluate petitions submitted under this section. Any rules adopted pursuant to this section shall require the department to approve or deny a petition within 180 days of receipt of the petition by the department. Denial of a petition shall be considered a final department action subject to judicial review.

333-008-0090 Addition of Qualifying Diseases or Medical Conditions.

(4) If the petition is not denied under section (3) of this rule, the Department shall appoint an expert panel of five to seven individuals to review a petition. The members of the panel shall include the State Public Health Officer or designee, other physicians licensed under ORS 677, at least one patient, at least one patient advocate, and other professionals knowledgeable about the condition being considered.

(a) If the petitioner so desires, she or he shall be given the opportunity to address the panel in person or by telephone.

(b) If the petitioner so desires, his or her confidentiality shall be strictly maintained.