



## Frequently Asked Questions

### Reciprocal Participants

Due to recently enacted changes concerning the Medical Cannabis Program, reciprocal participants will need to meet the following criteria to participate as a reciprocal participant in the State of New Mexico Medical Cannabis Program:

- Present proof of enrollment in medical cannabis program from another state
- Present a government issued photo identification card
- Register electronically at a dispensary in order to track units of medical cannabis purchased
- Sign your electronic application at the dispensary

**NOTE: The dispensary staff cannot sign for you.**

#### Who is eligible?

An individual who has government issued proof of enrollment to participate in the medical cannabis program from another state, the District of Columbia, a territory or commonwealth of the United States, or a New Mexico Indian Nation, Tribe, or Pueblo and who resides in the same location as the entity which issued the proof of enrollment.

#### What is meant by “proof of enrollment”?

The proof of enrollment must consist of a card or other physical document issued by a governmental entity authorized by law to enroll the applicant in the medical cannabis program in the originating jurisdiction (another state, the District of Columbia, a territory or

commonwealth of the United States, or a New Mexico Indian Nation, Tribe, or Pueblo).

**NOTE: A letter from a medical provider stating you may be eligible is not acceptable.**

### **What is meant by “Government Issued Photo Identification”?**

This is a government issued photo identification such as a driver’s license or state identification card showing your address. The government issued photo identification must show you reside within the same state, the District of Columbia, a territory or commonwealth of the United States, or a New Mexico Indian Nation, Tribe, or Pueblo as your proof of enrollment.

**NOTE: A passport or other photo identification are not accepted as an identification for reciprocal purposes.**

### **I am a New Mexico Resident; can I legally apply as a reciprocal participant?**

No. If you are a New Mexico resident you may not apply as a reciprocal participant, you must enroll as a qualified participant in the New Mexico Medical Cannabis Program unless you are authorized to participate in a medical cannabis program of a New Mexico Indian Nation, Tribe, or Pueblo.

### **I am already a qualified patient in New Mexico, can I also apply as a reciprocal participant?**

No. If you are already a patient in the New Mexico Medical Cannabis Program, you cannot also legally enroll as a reciprocal participant.

### **I live in one state and have a photo identification showing I live there, but my proof of enrollment is from a different state. Can I legally apply as a reciprocal participant in New Mexico?**

No. The government issued identification and the government issued proof of enrollment must be from the same state, the District of Columbia, a territory or commonwealth of the United States, or a New Mexico Indian Nation, Tribe, or Pueblo.

**I live in New Mexico and plan to enroll as a patient in New Mexico, but have not yet received my Patient Card. Can I legally apply as a reciprocal participant until I get my card?**

No. You cannot be both a patient in the New Mexico Medical Cannabis Program and be a reciprocal participant. Residents of New Mexico must enroll as a qualified patient and cannot legally apply as a reciprocal participant.

**Can I apply as a reciprocal participant online?**

No. Online application is not available as the documents showing eligibility have to be checked at the point of purchase, every time you purchase.

**Do I have to apply at a dispensary?**

Yes. Every reciprocal participant must apply at a dispensary their first time purchasing medical cannabis in New Mexico. You do not need to apply every time you purchase.

**Do I have to apply at every dispensary where I plan to purchase?**

No. You only have to apply once each year. Your reciprocal identification number will be in the state-wide system as a reciprocal participant. Attempting to apply at multiple dispensaries may result in the reciprocal participant application being rejected in order to help prevent you from potential fraud.

**Can I purchase as a reciprocal participant without applying?**

No. Reciprocal participants must apply to track the number of units purchased. Any adult over 21 may purchase cannabis under the state's adult use (recreational) program. However, if an individual chooses not to apply for the reciprocal participant program, they are not able to participate in the benefits of the medical cannabis program such as purchasing medical cannabis without paying state taxes.

**Can I use a reciprocal card from another state (or New Mexico) as the government issued proof of enrollment?**

No. A reciprocal card is not a government issued proof of enrollment to participate in a program in the place of residence.

**Do I have to present my proof of enrollment and photo identification every time I purchase as a reciprocal participant?**

Yes. You are required, by law to present both of these documents every time you purchase.

**I previously applied and now my reciprocal participant card does not work. Why?**

There could be many reasons. One of the most common is, if you applied and the application was not complete, or the application did not meet current statute and/or regulations, then the application may have been revoked. The program reviews all applications for compliance regularly. If your application is revoked, you are welcome to complete a new application with a dispensary so long as you meet the criteria and follow the current regulations.

**How long is my reciprocal participant card good for?**

One year, or as long as you can present current proof of enrollment in another medical cannabis program. Once your enrollment card from the jurisdiction where you reside expires, you cannot purchase as a reciprocal participant.

**How many units can I purchase?**

425 units over the course of 90 days. A unit is a gram of dried flower/bud or 200 milligrams of THC in a cannabis derived product (edibles, lotions, etc.).

**Can I get an increase to purchase more units?**

No. Unit increases are not allowed.

**Can I apply more than once as a reciprocal participant?**

No. If you apply more than once, it is a violation of the application process, and the application will be revoked.

**Can a dispensary refuse to sell to me as a reciprocal participant?**

Not all dispensaries are registered for reciprocal sales.

### **What is the process for becoming a reciprocal participant?**

Go to a dispensary, present your government issued proof of enrollment and government issued photo identification. The dispensary staff can then upload your information to the registration system for reciprocal participants. You must sign the acknowledgment in the electronic registration system at the dispensary that you have been informed of the requirements and limitations of the program.

**NOTE: The dispensary staff cannot sign for you.**

### **Where can I find the Lynn and Erin Compassionate Use Act and the Medical Cannabis Program Rules and Regulations?**

The statutes and program rules and regulations can be found on the Medical Cannabis Program webpage (<https://www.nmhealth.org/about/mcp/svcs/mcsrr/>)

Refer to:

Article 2B. Lynn and Erin Compassionate Use Act

26-2B-7 Registry Identification cards, department rules; duties; reciprocity