

QUICK REFERENCE GUIDE:

Medical Cannabis Program and Adult Use Cannabis

	MEDICAL PROGRAM	ADULT USE (Recreational/Commercial)
Application Required	Yes	No – Anybody 21 or older
Age Limit	No – however, anyone under 18 requires a parent or guardian to be their caregiver.	Must be over 21
Possession Amount	Up to 425 units (approximately 15 ounces dried flower/bud) of cannabis. Unlimited at home.	Up to 2 ounces of cannabis, 16 grams of extract, or 800 milligrams of edible cannabis. Unlimited at home.
Use in Public	No	No
Purchase Limit	May purchase up to 15 ounces (425 units) of cannabis in any 90-day period with no tax. Once 15 ounces in 90 days is reached additional purchases can be made through Adult Use.	May purchase up to 2 ounces of cannabis, 16 grams of extract, or 800 milligrams of edible cannabis at one time.
Personal Sales	No	No
Gifts – Must Be Provided Without Financial Consideration	Yes – to those over 18 who are enrolled in the Medical Cannabis Program. Cannabis may not be exchanged for money, goods, or services.	Yes – to those over 21, must follow possession limit, Cannabis may not be exchanged for money, goods, or services.
Personal Production	Anyone 21 or older may grow up to six mature plants and six seedlings. Max of 12 mature per household. No special license required.	Anyone 21 or older may grow up to six mature plants and six seedlings. Max of 12 mature per household. No special license required.
Use in Vehicles	No - highways and streets are considered public place and it is illegal to operate vehicles while under the influence.	No - highways and streets are considered public place and it is illegal to operate vehicles while under the influence.
Out of State Product	No – must be an intrastate (in-state) purchase	No – must be an intrastate (in-state) purchase

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	MEDICAL PROGRAM	ADULT USE (Recreational/Commercial)
Use Around Children	Use around children is not recommended and adults must ensure their use does not put the child (or children) at risk.	Use around children is not recommended and adults must ensure their use does not put the child (or children) at risk.
Transporting Product/possession Limit Outside of Home	Patients may transport up to 15 ounces (425 units) at any one time. May also transport plants when moving from one location to another. Refer to <i>Adult Use</i> for additional information.	Adults over 21 may transport up to 2 ounces of Cannabis, 16 grams of extract, or 800 milligrams of edible cannabis. Unlimited at home. May also transport plants when moving from one location to another.
Product in Original Packaging	Should keep in original packaging. If original packaging is damaged, should still retain label.	Should keep in original packaging. If original packaging is damaged, should still retain label.
Probation/Parole Protection	Yes – may use for medicinal purposes based on orders from the court.	Depends - Based on orders from the court (or probation or parole requirements).
Reciprocal (Out of State) Cards	Yes – The reciprocal participant must register at a dispensary. Products must be from an intrastate (in-state) source. Please note: There is no reciprocal use of product from another State.	Any individual over the age of 21 may purchase from a legal dispensary. Products must be from an intrastate (in-state) source. Please note: There is no reciprocal use of product from another State.
18-20 Year Old Individuals	Yes - Individuals between the ages of 18-20 may enroll and purchase as part of the medical cannabis program.	No – An individual must be 21 or older to purchase and be in possession.
Minors (under 18 years old)	Yes - Individuals under the age of 18 may enroll with a registered adult Caregiver (who is over 18) in the Medical Cannabis Program. A minor patient may not purchase medical cannabis. The Registered Caregiver must purchase the medical cannabis for the minor.	No – An individual must be 21 or older to purchase and be in possession.

Links & Resources

Lynn and Erin Compassionate Use Act State Law 26-2B (1- 7) New Mexico Statutes
Cannabis Regulation 26-2C New Mexico Statute

All Growers (Cultivation), Manufacturers, Couriers, Dispensary, Labs are all licensed by the Cannabis Control Division: 505-476-4995 • ccd.rld.state.nm.us • RLD.CannabisControl@state.nm.us

Cannabis Control Division Regulations 16.8.1 through 16.8.11 NMAC
www.srca.nm.gov/new-mexico-register/volume-xxxii-issue-16/adopted-rules-issue-16

State Regulations Medical Cannabis 7.34.2, 7.34.3, 7.34.4 NMAC -
www.srca.nm.gov/parts/title07/07.034.0002.html

LAW ENFORCEMENT 24-HOUR NUMBER: 505-231-6740
(for Law Enforcement Medical Cannabis Program Verification)

