

Low THC Oil – FAQ for Law Enforcement

What Law Enforcement Needs to Know about Georgia’s Medical Marijuana Law

What does the law do?

Georgia’s medical marijuana law allows certain qualified persons to legally possess up to 20 fluid ounces of “low THC oil,” which is derived from the marijuana plant. It authorizes the Georgia Department of Public Health to issue a “Low THC Oil Registry Card” to qualified persons, which will prove that they are authorized to have the oil and protect them from arrest.

How does the law compare to laws in other states which have adopted medical marijuana?

Georgia’s law is much more limited than some other states’ medical marijuana laws. For example, it does not legalize the sale or possession of marijuana in leaf form, and it does not authorize retail stores to sell marijuana or products made from the marijuana plant. It does not authorize physicians to prescribe marijuana for medical use. It is intended solely to protect qualified persons from criminal prosecution for possessing low THC oil for medicinal purposes.

Who is eligible for the “Low THC Oil Registry Card”?

There are three categories of persons who may apply for the card:

- (1) an adult who has one or more of the diseases specified in the law, and who is a resident of the State of Georgia;
- (2) legal guardians of an adult who has one or more of the diseases specified in the law, and who is a resident of the State of Georgia;
- (3) parents or legal guardians of a minor child who has one or more of the diseases specified in the law, and is a resident of Georgia or was born in Georgia

Cards will be valid for two years from the date they are issued. The expiration date can be found on the front of the card. If you believe a card has expired, please call 1-866-PUB-HLTH to verify the card is no longer valid.

What does low THC oil look like?

Low THC oil packaging may vary in appearance. However, the law requires that the low THC oil be “in a pharmaceutical container labeled by the manufacturer indicating the percentage of tetrahydrocannabinol therein,” be less than 5 percent tetrahydrocannabinol by weight, and that the amount of oil in the container- or containers – not exceed 20 fluid ounces total.

Does the law allow Georgians to possess other forms of marijuana?

No. The law does not legalize the possession of any types of marijuana in Georgia except 20 fluid ounces of low THC oil for persons with a valid Georgia Low THC Registry Card. Possession of any other form of marijuana by anyone not authorized to possess it remains a violation of state and federal law.

Does this law allow non-Georgia residents to possess low THC oil?

Yes, if the non-Georgia resident has a registration card from another state that allows the same possession of low THC oil as Georgia’s law; and the person has been in the state for no more than 45 days.

Does this law authorize the sale of low THC oil in Georgia?

The law does not address how low THC oil is made, purchased or shipped. The law only creates a procedure to ensure qualified persons are protected from prosecution for having it in their possession. The Georgia Department of Public Health does not prescribe or dispense low THC oil.