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Laura Howard, Secretary

Laura Kelly, Governor

October 28, 2019

SAMHSA
GRANT#5H79TI081728-02
Kansas State Opioid Response Program

TO WHOM IT MAY CONCERN:

I certify that the Kansas Department of Aging and Disability and all sub-recipients will comply with the following NoA Language:

Grant funds may not be used, directly or indirectly, to purchase, prescribe, or provide marijuana or treatment using marijuana. Treatment in this context includes the treatment of opioid use disorder. Grant funds also cannot be provided to any individual who or organization that provides or permits marijuana use for the purposes of treating substance use or mental disorders. See, e.g., 45 C.F.R. § 75.300(a) (requiring HHS to "ensure that Federal funding is expended . . . in full accordance with U.S. statutory . . . requirements."); 21 U.S.C. §§ 812(c)(10) and 841 (prohibiting the possession, manufacture, sale, purchase or distribution of marijuana). This prohibition does not apply to those providing such treatment in the context of clinical research permitted by the DEA and under an FDA-approved investigational new drug application where the article being evaluated is marijuana or a constituent thereof that is otherwise a banned controlled substance under federal law.

Sincerely,

A handwritten signature in black ink, appearing to read "Andrew Brown".

Andrew Brown
Commissioner
Behavioral Health Services