



Mar 27th, 2012

Assemblyman Mike Feuer, Chair
Assembly Judicial Committee
Sacramento CA 95814

Dear Chairman Feuer:

California NORML wishes to express our concerns over AB2365, which would (as introduced) require courts to consider the use of medical marijuana in child custody cases.

We have been assured by Assemblyman Nestante's office that the language about medical marijuana will be removed from the bill. We endorse this amendment. To couple medical marijuana use with prescriptions for opiod addiction is especially offensive, since those who use medical marijuana under state law do so not because of an "addiction," but rather to treat serious illnesses like cancer, AIDS, and multiple sclerosis.

A NORML attorney with extensive family law experience tells us that specific language about medical marijuana or any drug is not necessary, since anyone (parents, child custody evaluators, the court itself, law enforcement officials, etc.) can, under current law, raise any issue necessary involving the protection of children. Indeed, we regularly hear from parents involved in child custody matters whose spouses or others raise their medical marijuana use in court proceedings. To require that this be done is, we feel, discriminatory against responsible parents and patients.

Sincerely,

Ellen Komp
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