

Section 7. Section 50-46-205, MCA, is amended to read:

"50-46-205. Limitations of Medical Marijuana Act. (1) This chapter does not permit:

(a) any person, including a person with a registry identification card, to operate, navigate, or be in actual physical control of any motor vehicle, aircraft, or motorboat while under the influence of marijuana;

(b) the use of marijuana by a caregiver unless the caregiver is also a registered patient;

(c) the medical use or possession of marijuana:

(i) in any school building;

(ii) on or in any property owned by a school district; or

(iii) on or in any property leased by a school district when the property is being used for school-related purposes; or

~~(c)~~(d) the smoking of marijuana by a qualifying patient:

(i) in a school bus or other form of public transportation;

~~(ii)~~ on any school grounds;

~~(iii)~~(ii) in any correctional facility; ~~or~~

~~(iv)~~(iii) at any public park, public beach, public recreation center, or youth center; or

(iv) in a health care facility as defined in 50-5-101 and in any portion of the facility's campus that is subject to a smoke-free campus policy.

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(2) Nothing in this chapter may be construed to require:

(a) a government medical assistance program, a workers' compensation insurance program, or private health insurer to reimburse a person for costs associated with the medical use of marijuana; or

(b) an employer to accommodate the medical use of marijuana in any workplace.

(3) Nothing in this chapter may be construed to allow a caregiver who is not also a registered patient to use marijuana or to prevent criminal prosecution of a caregiver who uses marijuana or paraphernalia for the caregiver's personal use."