



# Louisiana Board of Pharmacy

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## MEMORANDUM

To: Interested Parties  
From: Malcolm Broussard  
Date: April 18, 2018  
Re: Evaluation Criteria for Applications for Marijuana Pharmacy Permits

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The criteria used to evaluate applications for marijuana pharmacy permits were included in the rules for marijuana pharmacies that were promulgated in August 2017. The relevant portion of the rules is abstracted here:

15. During the hearing held by the board's Application Review Committee, the members shall consider, but are not limited to, the following criteria when evaluating an application for a marijuana pharmacy permit:
  - a. The character and fitness of the owner's managing officer, the pharmacist-in-charge, any of the owners and any other person who may have control or influence over the operation of the proposed marijuana pharmacy;
  - b. The location for the proposed marijuana pharmacy including, but not limited to:
    - i. Its proximity to previously approved marijuana pharmacies or locations of proposed marijuana pharmacies with pending applications;
    - ii. Whether the patient population in the area proposed by the marijuana pharmacy permit applicant justifies the need for a marijuana pharmacy, or an additional marijuana pharmacy, in that area;
    - iii. Whether the proximity of the proposed marijuana pharmacy will have a detrimental effect upon any place used primarily for religious worship, public or private school, convent, charitable institution, whether supported by private or public funds, hospital or veterans' home or any camp or military establishment; or
    - iv. Whether the number of marijuana pharmacies in the locality is such that the granting of a permit is detrimental to the public interest. In reaching a conclusion in this respect, the board may consider the population of, the number of like permits and number of all - permits existent in, the particular municipality and the immediate neighborhood concerned, the effect that a new permit may have on such town or neighborhood or on like permits existent in such municipality or neighborhood.
  - c. The applicant's ability to maintain adequate control against the diversion, theft and loss of marijuana;
  - d. The applicant's ability to maintain the knowledge, understanding, judgment, procedures, security controls and ethics to ensure optimal safety and accuracy in the dispensing and sale of marijuana; and
  - e. The extent to which the applicant or any of the applicant's owners have a financial interest in any other permittee, licensee, registrant, or other applicant currently or previously credentialed by the board; and
  - f. Any other reason provided by any federal law or rule or state law or rule that is not inconsistent with R.S. 40:1046 or 40:1047 or this Subchapter.

[LAC 46:LIII.2447(A)(15)]