Sixty-eighth Legislative Assembly of North Dakota In Regular Session Commencing Tuesday, January 3, 2023

HOUSE BILL NO. 1478 (Representatives Schneider, Beltz, Cory, Dobervich, O'Brien, M. Ruby, Steiner, Vetter) (Senators Braunberger, Mathern, Piepkorn)

AN ACT to create and enact a new section to chapter 19-24.1 of the North Dakota Century Code, relating to the self-certification of an individual admitted into the hospice program for the medical use of marijuana; and to amend and reenact section 19-24.1-04.1 of the North Dakota Century Code, relating to designated caregivers and criminal history record check exemptions.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. A new section to chapter 19-24.1 of the North Dakota Century Code is created and enacted as follows:

Qualifying patients - Hospice program.

In lieu of the written certification required under section 19-24.1-03, an individual admitted into the hospice program as defined in chapter 23-17.4 may submit to the department a copy of the individual's medical records identifying a designation of being admitted into the hospice program. The department may use medical records in place of a written certification to approve or deny the application under section 19-24.1-05. The department shall issue a registry identification card within fourteen calendar days of approving an application under this section. The department shall waive the registration fee for a qualifying patient applicant admitted into the hospice program.

SECTION 2. AMENDMENT. Section 19-24.1-04.1 of the North Dakota Century Code is amended and reenacted as follows:

19-24.1-04.1. Designated caregivers - Criminal history record check exemption.

The department may waive the requirement for a registered designated caregiver to obtain a criminal history record check under section 12-60-24 if the registered designated caregiver is solely assisting a registered qualifying patient whose debilitating medical condition is a terminal illness or if the registered designated caregiver is solely assisting a registered qualifying patient who is admitted into the hospice program. A registered designated caregiver seeking a waiver under this section shall provide the department with a written statement attesting the caregiver has not been convicted of a drug-related misdemeanor offense within the five years preceding the date of application or a felony offense. If a waiver is issued under this section, the registered designated caregiver's registry identification card is valid for a period not to exceed six months.

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	Speaker of the House			President of the Senate	
	Chief C	Clerk of the House		Secretary of the Senate	
				Representatives of sof that body as Hou	
House Vote:	Yeas 86	Nays 6	Absent 2		
Senate Vote:	Yeas 45	Nays 0	Absent 2		
				Chief Clerk of the H	ouse
Received by the Governor atM. on					, 2023.
Approved atM. on					, 2023.
				Governor	
Filed in this office thisday of				, 2023,	
at o'	clock	_M.			
				Secretary of State	