

Sixty-eighth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1478

Introduced by

Representatives Schneider, Beltz, Cory, Dobervich, O'Brien, M. Ruby, Steiner, Vetter

Senators Braunberger, Mathern, Piepkorn

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

6 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

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

9 **Qualifying patients - Hospice program.**

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

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

20 **19-24.1-04.1. Designated caregivers - Criminal history record check exemption.**

21 The department may waive the requirement for a registered designated caregiver to obtain
22 a criminal history record check under section 12-60-24 if the registered designated caregiver is
23 solely assisting a registered qualifying patient whose debilitating medical condition is a terminal
24 illness or if the registered designated caregiver is solely assisting a registered qualifying patient

1 who is admitted into the hospice program. A registered designated caregiver seeking a waiver
2 under this section shall provide the department with a written statement attesting the caregiver
3 has not been convicted of a drug-related misdemeanor offense within the five years preceding
4 the date of application or a felony offense. If a waiver is issued under this section, the registered
5 designated caregiver's registry identification card is valid for a period not to exceed six months.