

Page 1, line 3, after “fees” insert “; and to provide for a study regarding the administrative costs of medical marijuana compassion center licensure and the impact of those costs on patients”

Page 1, line 13, replace “sixty” with “sixty-five”

Page 2, line 18, replace “sixty” with “sixty-five”

**SECTION § - AMENDMENT.** Subsection 2 of 19-24.1-03 of the North Dakota Century Code is amended and reenacted as follows:

2. A qualifying patient application for a registry identification card is complete and eligible for review if an applicant submits to the department:

a. A nonrefundable application fee in an amount not to exceed ~~fifty~~ twenty-five dollars.

b. An original written certification, which must include:

- (1) The name, address, and telephone number of the practice location of the applicant's health care provider;
- (2) The health care provider's North Dakota license number;
- (3) The health care provider's medical or nursing specialty;
- (4) The applicant's name and date of birth;
- (5) The applicant's debilitating medical condition and the medical justification for the health care provider's certification of the patient's debilitating medical condition;
- (6) Attestation the written certification is made in the course of a bona fide provider-patient relationship;
- (7) Whether the health care provider authorizes the patient to use an enhanced amount of the dried leaves or flowers of the plant of the genus cannabis in a combustible delivery form to treat or alleviate the patient's debilitating medical condition of cancer; and
- (8) The health care provider's signature and the date.

c. An original qualifying patient application for a registry identification card established by the department which must include all of the following:

- (1) The applicant's name, address, and date of birth.

(2) The name, address, and date of birth of the applicant's proposed designated caregiver, if any.

(3) A photographic copy of the applicant's North Dakota identification. The North Dakota identification must be available for inspection and verification upon request of the department. If the applicant is a minor, a certified copy of a birth record or a photographic copy of the minor's North Dakota identification is required.

(4) The applicant's or guardian's signature and the date, or in the case of a minor, the signature of the minor's parent or legal guardian with responsibility for health care decisions and the date.

(5) A disclosure that possession of a firearm by a person who possesses marijuana may be a violation of federal law

d. A signed consent for release of medical information related to the applicant's debilitating medical condition, on a form provided by the department.

e. A recent two-by-two inch [5.08-by-5.08 centimeter] photograph of the applicant.

f. Any other information or material required by rule adopted under this chapter.

**SECTION \$ - AMENDMENT.** Subsection 3 of section 19-24.1-04 of the North Dakota Century Code is amended and reenacted as follows:

3. Except as provided in section 19-24.1-04.1, a criminal history record check conducted under section 12-60-24 must be performed upon initial application and biennially thereafter and at any other time upon the request of the department. All fees associated with the criminal history record check must be paid by the ~~applicant~~ department.

**SECTION \$ - AMENDMENT.** Subsection 1 of 19-24.1-14 of the North Dakota Century Code is amended and reenacted as follows:

1. The department shall establish forms for an application to be registered as a compassion center. For a compassion center registration application to be complete and eligible for review, the applicant shall submit to the department all of the following:

a. A nonrefundable application fee, not to exceed ~~five thousand~~ three thousand five hundred dollars, made payable to the “North Dakota Department of Health and Human Services, Medical Marijuana Program”.

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

2. To qualify to be issued a registry identification card, each compassion center agent must be at least twenty-one years of age and shall submit all of the following registry identification card application material to the department:

- a. A photographic copy of the agent’s department-approved identification. The agent shall make the identification available for inspection and verification by the department.
- b. A recent two-by-two inch [5.08-by5.08 centimeter] photograph of the agent.
- c. A written and signed statement from an officer or executive staff member of the compassion center stating the applicant is associated with the compassion center and the capacity of the association.
- d. The name, address, and telephone number of the agent.
- e. The name, address, and telephone number of the compassion center with which the agent is associated.
- f. The agent’s signature and the date.
- g. A nonrefundable application or renewal fee ~~in~~ not to exceed the amount of two hundred dollars.

**SECTION § - AMENDMENT.** Subsection 3 of 19-24.1-18 of the North Dakota Century Code is amended and reenacted as follows:

3. Each compassion center agent shall consent tot a criminal history record check conducted under section 12-60-24 to demonstrate compliance with the eligibility requirements.

- a. All applicable fees associated with the required criminal history record checks must be paid by the ~~compassion center or the agent~~ department.
- b. A criminal history record check must be performed upon initial application and biennially upon renewal. A compassion center agent



shall consent to a criminal history record check at any time the department determines necessary.

c. An individual convicted of a drug-related misdemeanor offense within the five year period before the date of application or a felony offense is prohibited from being a compassion center agent.

**SECTION § - AMENDMENT.** Subsection 1 of section 19-24.1-24 of the North Dakota Century Code is amended and reenacted as follows:

1. A manufacturing facility shall grow an amount of marijuana sufficient to meet the qualifying patient population demands. For every five hundred plants in excess of one thousand plants a manufacturing facility possesses, the manufacturing facility shall pay the department an additional certification fee of ~~ten thousand~~ seven thousand five hundred dollars. This fee is due at the time of increase and again at renewal of the compassion center registration certificate under section 19-24.1-16.

**SECTION § - MEDICAL MARIJUANA ADMINISTRATIVE COST STUDY – IMPACT ON MARKET – REPORT.** During the 2023-2024 interim, the legislative management, in collaboration with the department of health and human services, shall study the administrative costs involved in licensing a compassion center. The study must include information which includes the amount and frequency of license fees, a description of additional costs associated with certification, an explanation of how the department uses the certification fees once they are collected, a recommendation of the best way to lower administrative costs while maintaining the integrity of the department's medical marijuana program, and a prediction on whether the lowering of administrative costs will help to lower consumer costs on medical marijuana purchased from a compassion center. The legislative management shall report its findings and recommendations to the sixty-ninth legislative assembly.