

Introduced by

Representatives B. Koppelman, Beadle, Ertelt, Marschall, Mock, Steiner, Vetter

1 A BILL for an Act to amend and reenact subsection 15 of section 19-24.1-01 of the North
2 Dakota Century Code, relating to debilitating medical conditions under the medical marijuana
3 program; to provide for a legislative management study; and to declare an emergency.

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

5 **SECTION 1. AMENDMENT.** Subsection 15 of section 19-24.1-01 of the North Dakota
6 Century Code are amended and reenacted as follows:

7 15. "Debilitating medical condition" means one of the following:

- 8 a. Cancer;
- 9 b. Positive status for human immunodeficiency virus;
- 10 c. Acquired immune deficiency syndrome;
- 11 d. Decompensated cirrhosis caused by hepatitis C;
- 12 e. Amyotrophic lateral sclerosis;
- 13 f. Posttraumatic stress disorder;
- 14 g. Agitation of Alzheimer's disease or related dementia;
- 15 h. Crohn's disease;
- 16 i. Fibromyalgia;
- 17 j. Spinal stenosis or chronic back pain, including neuropathy or damage to the
18 nervous tissue of the spinal cord with objective neurological indication of
19 intractable spasticity;
- 20 k. Glaucoma;
- 21 l. Epilepsy;
- 22 m. Anorexia nervosa;
- 23 n. Bulimia nervosa;
- 24 o. Anxiety disorder;

- 1 p. Tourette syndrome;
2 q. Ehlers-Danlos syndrome;
3 r. Endometriosis;
4 s. Interstitial cystitis;
5 t. Neuropathy;
6 u. Opioid use disorder;
7 v. Opioid withdrawal;
8 w. Migraine;
9 x. Rheumatoid arthritis;
10 y. Autism spectrum disorder;
11 z. A terminal illness; and
12 n.aa. A chronic or debilitating disease or medical condition or treatment for such
13 disease or medical condition that produces one or more of the following:
14 (1) Cachexia or wasting syndrome;
15 (2) Severe debilitating pain that has not responded to previously prescribed
16 medication or surgical measures for more than three months or for which
17 other treatment options produced serious side effects;
18 (3) Intractable nausea;
19 (4) Seizures; or
20 (5) Severe and persistent muscle spasms, including those characteristic of
21 multiple sclerosis.

22 **SECTION 2. LEGISLATIVE MANAGEMENT STUDY - MEDICAL MARIJUANA**

23 **DEBILITATING MEDICAL CONDITIONS.** During the 2019-20 interim, the legislative
24 management shall consider studying the list of debilitating medical conditions under the medical
25 marijuana program to determine the appropriateness of the list, including whether conditions
26 should be added to or removed from the list. The legislative management shall report its
27 findings and recommendations, together with any legislation necessary to implement the
28 recommendations, to the sixty-seventh legislative assembly.

29 **SECTION 3. EMERGENCY.** This Act is declared to be an emergency measure.