

**FIRST ENGROSSMENT
with Conference Committee Amendments
ENGROSSED SENATE BILL NO. 2201**

Introduced by

Senators Meyer, Cleary, K. Roers

Representatives Dockter, Mock, O'Brien

1 A BILL for an Act to amend and reenact subdivision a of subsection 2 of section 19-24.1-03,
2 subsection 3 of section 19-24.1-04, subsection 2 of section 19-24.1-18, subdivision a of
3 subsection 3 of section 19-24.1-18, and subsection 1 of section 19-24.1-24 of the North Dakota
4 Century Code, relating to medical marijuana certification and application fees; and to provide for
5 a legislative management study.

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

7 **SECTION 1. AMENDMENT.** Subdivision a of subsection 2 of section 19-24.1-03 of the
8 North Dakota Century Code is amended and reenacted as follows:

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

11 **SECTION 2. AMENDMENT.** Subsection 3 of section 19-24.1-04 of the North Dakota
12 Century Code is amended and reenacted as follows:

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

18 **SECTION 3. AMENDMENT.** Subsection 2 of section 19-24.1-18 of the North Dakota
19 Century Code is amended and reenacted as follows:

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

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

14 **SECTION 4. AMENDMENT.** Subdivision a of subsection 3 of section 19-24.1-18 of the
15 North Dakota Century Code is amended and reenacted as follows:

- 16 a. All applicable fees associated with the required criminal history record checks
- 17 must be paid by the ~~compassion center or the agent~~ department.

18 **SECTION 5. AMENDMENT.** Subsection 1 of section 19-24.1-24 of the North Dakota
19 Century Code is amended and reenacted as follows:

- 20 1. A manufacturing facility shall grow an amount of marijuana sufficient to meet the
- 21 qualifying patient population demands. For every five hundred plants in excess of one
- 22 thousand plants a manufacturing facility possesses, the manufacturing facility shall
- 23 pay the department an additional certification fee ~~of ten thousand~~ not to exceed seven
- 24 thousand five hundred dollars. This fee is due at the time of increase and again at
- 25 renewal of the compassion center registration certificate under section 19-24.1-16.

26 **SECTION 6. LEGISLATIVE MANAGEMENT STUDY - COMPASSION CENTER**
27 **CERTIFICATION.** During the 2023-24 interim, the legislative management, in collaboration with
28 the department of health and human services, shall consider studying the administrative costs
29 involved in certifying a compassion center. The study must include information on the amount
30 and frequency of certification fees, a description of additional costs associated with certification,
31 an explanation of how the department uses the certification fees once they are collected, a

Sixty-eighth
Legislative Assembly

1 recommendation of the best way to lower administrative costs while maintaining the integrity of
2 the department's medical marijuana program, and a prediction on whether the lowering of
3 administrative costs will help to lower consumer costs on medical marijuana purchased from a
4 compassion center. The legislative management shall report its findings and recommendations
5 to the sixty-ninth legislative assembly.