

**Frequently Asked Questions**  
North Dakota Department of Health  
Division of Medical Marijuana  
October 30, 2017

- 1. What are the laws established for the medical marijuana program?**  
North Dakota Century Code (NDCC), Chapter 19-24.1  
<http://www.ndhealth.gov/MM/PDF/t19c24-1.pdf>
- 2. What is the status of the implementation of the North Dakota medical marijuana program?**  
Please see the most recent status update found at [www.ndhealth.gov/MM/](http://www.ndhealth.gov/MM/)
- 3. What is a registry identification card?**  
A registry identification card is a card issued by the Division of Medical Marijuana, which identifies an individual as a registered qualifying patient, a registered designated caregiver, or registered compassion center agent.
- 4. Who is required to have a registry identification card?**  
A registered qualifying patient or registered designated caregiver who will purchase, possess, or transport usable marijuana must have a valid registry identification card. Any compassion center must have registry identification cards for all employees.
- 5. How long is a registry identification card valid?**  
One year unless specified otherwise by the health care provider on the written certification.
- 6. Can another state's registry identification card be used in North Dakota?**  
No. The only registry identification card valid for use in North Dakota is the card issued by the Division of Medical Marijuana.
- 7. Could a North Dakota registry identification card be used in another state?**  
No. The North Dakota registry identification card is only valid in North Dakota.
- 8. As a patient, how do I know if I qualify to apply for a registry identification card to participate as a qualifying patient in the medical marijuana program?**

  - You have a qualifying debilitating medical condition (please see #8).
  - You have an original written certification from your healthcare provider (please see #9).
  - You have a bona fide provider-patient relationship.
  - You pay a nonrefundable \$50 application fee (may be waived for applicants under the age of 19).

- You submit all necessary information required by the Division of Medical Marijuana (to be determined, NDCC Section 19-24.1-03 includes statutory requirements of the application).

**9. What are the qualifying debilitating medical conditions?**

- Cancer
- Positive status for Human Immunodeficiency Virus (HIV)
- Acquired Immune Deficiency Syndrome (AIDS)
- Decompensated cirrhosis caused by hepatitis C
- Amyotrophic Lateral Sclerosis (ALS)
- Posttraumatic Stress Disorder (PTSD)
- Agitation of Alzheimer’s disease or related dementia
- Crohn’s disease
- Fibromyalgia
- Spinal stenosis or chronic back pain, including neuropathy or damage to the nervous tissue of the spinal cord with objective neurological indication of intractable spasticity
- Glaucoma
- Epilepsy
- A terminal illness
- A chronic or debilitating disease or medical condition or treatment for such disease or medical condition that produces one or more of the following:
  - Cachexia or wasting syndrome
  - Severe debilitating pain that has not responded to previously prescribed medication or surgical measures for more than three months or for which other treatment options produced serious side effects
  - Intractable nausea
  - Seizures
  - Severe and persistent muscle spasms, including those characteristic of multiple sclerosis

**10. Who is considered a health care provider?**

A healthcare provider is a physician or an advance practice registered nurse.

**11. What is a designated caregiver?**

A designated caregiver is an individual who agrees to manage the well-being of a registered qualifying patient with respect to the qualifying patient’s medical use of marijuana. A designated caregiver must be registered with the Division of Medical Marijuana and in accordance with NDCC Section 19-24.1-04.

**12. Can a patient under the age of 19 years apply for a registry identification card and participate in the medical marijuana program?**

Yes. A patient under the age of 19 is considered to be a minor. The individual responsible for making medical decisions of the minor must submit an application on behalf of the applicant. A registered designated caregiver must purchase

usable marijuana on the minor's behalf. A registered designated caregiver can be a parent, guardian, or other individual.

**13. Do minors participating in the medical marijuana program have any restrictions or limitations on products?**

Yes. A registered qualifying patient who is a minor is not eligible to purchase or use any dried leaves and flowers or any product with a THC concentration greater than six percent (6%).

**14. Where will registered qualifying patients and registered designated caregivers be able to purchase medical marijuana products?**

Qualifying patients and designated caregivers registered in North Dakota can purchase medical marijuana products at any registered dispensary registered in North Dakota.

**15. How much usable marijuana can a registered qualifying patient or registered designated caregiver purchase in a 30 day period?**

- Dried Leaves and Flowers (special authorization from the health care provider is required) -- 2.5 ounces total; and
- Other Medical Marijuana Products - 2,000 mg. total

**16. What are compassion centers?**

Compassion center means a **manufacturing facility** (grower/producer) or **dispensary** (retail store).

**17. How many compassion centers will there be in ND?**

NDCC Section 19-24.1-12 states that up to two manufacturing facilities and up to eight dispensaries may be registered.

**18. Where will compassion centers be located?**

It is unknown at this time where the registered compassion centers will be located. Compassion centers will be selected through a competitive application process.

NOTE: All entities applying to become a registered compassion center must obtain local zoning approval and must be registered with the Secretary of State and have a certificate of good standing when submitting an application.