HEALTH CARE PROVIDER

Under the ND Medical Marijuana Program, health care provider is defined as:

- a physician, advanced practice registered nurse (APRN) or physician assistant (PA).

- Physicians and Physician Assistants must be licensed through the North Dakota Board of Medicine and have a license in good standing.
- APRN’s must be licensed through the North Dakota Board of Nursing and have a license in good standing.

Determining a bona fide provider-patient relationship:

- The health care provider has reviewed the patient's relevant medical records and completed a full assessment of the patient's medical history and current medical condition, including a relevant, in-person, medical evaluation of the patient.
- The health care provider has created and maintained records of the patient's condition in accordance with medically accepted standards.
- The patient is under the health care provider’s continued care for the debilitating medical condition that qualifies the patient for the medical use of marijuana.
- The health care provider has a reasonable expectation that they will continue to provide follow up care to the patient to monitor the medical use of marijuana as a treatment of the patient’s debilitating medical condition.
- The relationship is not for the sole purpose of providing written certification for the medical use of marijuana.

Protocols:

Under state law, a health care provider is not subject to arrest or prosecution or denial of any right or privilege solely for providing a written certification or for refusing to provide a written certification.

Under State Law:

- A health care provider is not required to provide a written certification.
- A health care provider who holds a financial interest in a compassion center may not issue a written certification, refer a patient to a compassion center, refer a patient to a designated caregiver, or advertise in a compassion center.

Patient information in the Medical Marijuana Program is confidential under state law.

A patient must sign a consent for release of medical information related to their debilitating medical condition:

- The Division of Medical Marijuana is required to perform verification work.
- The Division of Medical Marijuana will monitor information to ensure a bona fide provider-patient relationship exists.

Written Certification:

- Mandatory form that must be a part of a patient's application.
- Can only be signed if a bona fide provider-patient relationship exists.
- Signed by health care provider
- NOT a prescription.

Registered dispensary staff will be the patient educators who will provide patients information regarding what usable marijuana product would work best for their debilitating medical condition.
Debilitating Medical Conditions:

- A Terminal Illness
- AIDS
- Agitations of Alzheimer’s Disease or related Dementia
- ALS
- Anxiety Disorder
- Anorexia Nervosa
- Autism Spectrum Disorder
- Brain Injury
- Bulimia Nervosa
- Cancer
- Crohn’s Disease
- Decompensated cirrhosis caused by hepatitis C
- Ehlers-Danlos Syndrome
- Endometriosis
- Epilepsy
- Fibromyalgia
- Glaucoma
- Interstitial Cystitis
- Migraine
- Neuropathy
- Positive status for HIV
- PTSD
- Rheumatoid Arthritis
- Spinal stenosis or chronic back pain
- Tourette Syndrome
- A chronic or debilitating disease or medical condition or treatment for such disease or condition that produces one or more of the following:
  - Cachexia or wasting syndrome
  - Severe debilitating pain
  - Intractable nausea
  - Seizures
  - Severe persistent muscle spasms

For further details see NDCC Section 19-24.1-01 (15)
Types of Usable Marijuana

- Usable Marijuana
  - Dried Leaves & Flowers
  - Medical Marijuana Products
    - Cannabinoid Concentrate or Extract
    - Medical Cannabinoid Products
      - Solutions
      - Topicals
        - Capsules
        - Transdermal patches

Not for Minors! (under 19)
- *Products with >6% THC
- *Smokable form

Maximum purchase amounts per 30 days:
- *2.5 ounces total—dried leaves and flowers; and
- *4000 mg THC total—other products
  (up to 6 ounces of dried leaves and flowers may be authorized for patients with a medical condition of cancer)

Max 6% THC per serving
Max 50 mg THC per serving
Max 50 mg THC per serving

Updated April 29, 2019