



December 18, 2017

Department of Health
Division of Medical Marijuana
600 East Boulevard Ave, Department 301
Bismarck, ND 58505-0200

Delivered via email medmarijuana@nd.gov

Re: North Dakota League of Cities' Written Comments to Proposed Medical Marijuana Rules

Dear State Health Officer Tufte:

After review of the proposed administrative medical marijuana rules, the North Dakota League of Cities (the "League") supports the proposed rules but provides the following suggestions.

Proposed N.D. Admin. Code § 33-44-01-06 provides the requirements for when the Department of Health announces the open application period for compassionate care center applications. The League suggests including the requirements from N.D.C.C. § 19-24.1-14(1)(d) about evidence that the proposed address complies with local zoning laws and that the proposed address is not located within one thousand feet of a property line into the announcement requirements.

Proposed N.D. Admin. Code § 33-44-01-30 contains the requirements when usable marijuana is transported. The League suggests adding a requirement to have a physical manifest with the vehicle to provide to law enforcement if a traffic stop or accident occurs. Additionally, the League suggests adding a requirement that a physical manifest be provided to the landfill with each load of medical marijuana waste.

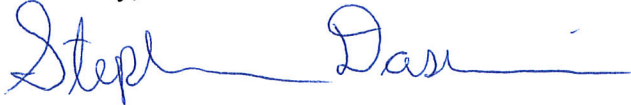
Proposed N.D. Admin. Code § 33-44-01-35 lists the agencies responsible for reporting overdose and adverse reactions to the Department of Health. The way it appears, the Department of Health may receive information about the same incident from seven different agencies which requires time and duplication of effort from several different agencies. The League suggests modifying the rule to only require reporting from one of the agencies for each incident.

Additionally, the League supports the suggestions made in the letter from the North Dakota Fire Chiefs' Association to the Division of Medical Marijuana, sent on December 13, 2017,

addressing the fire chief's concerns for fire and life safety inspections and compliance with fire codes.

Please feel free to contact me if you have any questions about the League's suggestions.

Sincerely,

A handwritten signature in blue ink that reads "Stephanie Dassinger". The signature is fluid and cursive, with the first name "Stephanie" written in a larger, more prominent script than the last name "Dassinger".

Stephanie Dassinger
Deputy Director/Staff Attorney
stephanie@ndlc.org