

**FISCAL NOTE  
PRIVATE COST**

- I. Department Title: Department of Health and Senior Services  
Division Title: Division of Cannabis Regulation  
Chapter Title: Marijuana**

<b>Rule Number and Title:</b>	19 CSR 30-100-1.040 Consumers, Qualifying Patients, and Primary Caregivers
<b>Type of Rulemaking:</b>	Emergency

**II. SUMMARY OF FISCAL IMPACT**

Estimate of the number of entities by class which would likely be affected by the adoption of the rule:	Classification by types of the business entities which would likely be affected:	Estimate in the aggregate as to the cost of compliance with the rule by the affected entities:
<b>126,711 new annually</b>	<b>Patients</b>	<b>\$1,583,888 for six month emergency rule period</b>
<b>58,829</b>	<b>Patient Card Renewals</b>	<b>\$735,360 for six month emergency rule period</b>
<b>3,170</b>	<b>Caregivers</b>	<b>\$39,625 for six month emergency rule period</b>
<b>126,711</b>	<b>Patient Physician forms</b>	<b>\$9,503,325 for the six month emergency rule period</b>
<b>13,575 new annually</b>	<b>Patient cultivators (license type includes both licenses issued to patients or their designated caregiver)</b>	<b>\$339,375 for the six month emergency rule period</b>
<b>26,136 in the first year</b>	<b>Consumer cultivators</b>	<b>\$1,306,500 for the six month emergency rule period</b>
<b>Total =</b>		<b>\$13,508,073 for the six month emergency rule period</b>

**III. WORKSHEET**

**Patients and Patient Caregivers**

126,711 new patient cards x \$25 for patient identification card = \$3,167,775 / two (2) = \$1,583,888 for the six month emergency rule period.

58,829 patient card renewals (starting December 2025) x \$25 for patient identification card renewal = \$1,470,720 / two (2) = \$735,360 for six month emergency rule period.

3,170 new caregiver cards x \$25 = for caregiver identification card = \$79,250 / two (2) = \$39,625 for six month emergency rule period.

126,711 patients x \$150 for physician certification form = \$19,006,650 / two (2) = \$9,503,325 six month emergency rule period.

Thirteen thousand five hundred and seventy-five (13,575) X \$50 for patient cultivation identification card (includes patient and caregiver) = \$678,750 / two (2) = 339,375 for six month emergency rule period.

Twenty-six thousand one hundred and thirty six (26,136) eligible Missourians X \$100 for consumer cultivation identification card are projected to apply in year one for a one-year license = \$2,613,000 / two (2) = \$1,306,500 for six month emergency rule period.

#### IV. ASSUMPTIONS

Each patient or caregiver, who chooses to apply to the department for authorization to purchase and possess medical marijuana will be charged an application fee in the amount of twenty-five (25) dollars. If that individual also applies for authorization to cultivate medical marijuana, he or she or their designated caregiver will be charged an application fee of fifty (50) dollars. If individuals choose to renew their authorizations, they will be charged these fees again at the time of their application for renewal. On December 8, 2022, amendment 3 changes were effective, which changed patient, caregiver, and patient cultivator licenses from a one year to a three year issuance.

As of November 30, 2022, there were 205,897 active patients. Approximately 46% of active patients renew their license during their first renewal period. The department issues an average of 126,711 new patient licenses per year. Renewals will begin December 2025, and the department estimates approximately 58,829 renewals annually, thereafter.

126,711 new patient licenses X \$25 = \$3,167,775 annually plus \$1,470,720 annually (after December 2025).

Approximately 2.5% of patients elect to have a designed caregiver, who must apply for licensure. The department projects issuing 3,170 new caregiver licenses annually. Approximately, 30% of caregivers renew their license. Renewals will commence after December 2025, and the departments estimates 967 renewals annually, thereafter.

3,170 new caregiver licenses X \$25 = \$79,250 annually plus \$24,175 annually (after December 2025).

Patient cultivation identification cards are issued to either the patient or the patient's designated caregiver. These are three-year licenses. On average, 27,150 patient cultivator licenses are issued annually with approximately 25,735 of those issued to the patient and 1,415 issued to the caregiver. Approximately half of issued licenses are renewals.

In addition to application fees, patients or their designate caregiver, who are authorized to cultivate medical marijuana will incur costs to comply with regulations in this rule regarding secure cultivation areas. There are not reliable estimates for what it will cost any particular individual to comply with the regulations as there are many way to comply, and in addition to that, as mentioned above, there are no estimates for the number of patient/caregiver cultivators the department should expect.

Using the national survey data and benchmarks of the medical program, consumer cultivators are estimated to be 26,136 the first year. Consumer cultivators are licensed for one year. If this population's behavior mimics the patient cultivator's then approximately half will renew their license.

The final private cost required by this regulation is the cost of obtaining a physician certification from a physician or nurse practitioner for the medical use of marijuana. The department is estimating the cost to patients for such visits based on anecdote and media reports, which indicate visits can cost between \$50 and \$250, with an average of \$150.

All costs for a yearly basis have been taken by two in order to account for the six month emergency rule period