

CONFERENCE COMMITTEE REP. NO.

131

Honolulu, Hawaii

MAY 01 2009 , 2009

RE: S.B. No. 1058
S.D. 2
H.D. 2
C.D. 1

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fifth State Legislature
Regular Session of 2009
State of Hawaii

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fifth State Legislature
Regular Session of 2009
State of Hawaii

Madam and Sir:

Your Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House of Representatives in S.B. No. 1058, S.D. 2, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to determine the effectiveness of current laws and procedures with respect to medical cannabis and *Salvia divinorum*.

Your Committee on Conference finds that the use of medically authorized or recommended cannabis does have a beneficial impact on certain patients. Your Committee on Conference also finds that *Salvia divinorum* is not regulated in Hawaii and that a task force should be established to investigate the potential benefits of regulating *Salvia divinorum*.

Your Committee on Conference has amended this measure by:

2009-2360 SCCR SMA-1.doc



- (1) Specifying that the patient advocate member of the medical cannabis task force be a medical cannabis advocate who is a patient that uses cannabis in a medically authorized manner and further specifying the member's appointment by the Governor;
- (2) Requiring the authorizing or recommending physician member on the task force to be nominated from a list jointly submitted by the Senate President and Speaker of the House of Representatives to be appointed by the Governor;
- (3) Requiring the Hawaii-licensed physician member on the task force to be nominated from a list jointly submitted by the Senate President and Speaker of the House of Representatives to be appointed by the Governor;
- (4) Deleting the President of the Hawaii State Bar Association from membership on the task force;
- (5) Adding the Chair of the Board of Agriculture, a representative of the American Civil Liberties Union, and one registered caregiver to the task force membership and specifying that the registered caregiver shall be appointed by the Governor;
- (6) Requiring the Legislative Reference Bureau to submit a report to the task force no later than August 30, 2009 on the policies and procedures for access, distribution, security, and other relevant issues related to the medical use of cannabis for all states that currently have a medical cannabis program;
- (7) Changing the effective date to upon approval; and
- (8) Making the technical, nonsubstantive changes necessary to incorporate the foregoing amendments.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1058, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1058, S.D. 2, H.D. 2, C.D. 1.



Respectfully submitted on behalf
of the managers:

ON THE PART OF THE HOUSE

ON THE PART OF THE SENATE



JON RIKI KARAMATSU, Co-Chair



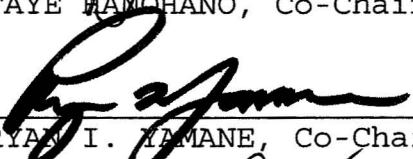
WILL ESPERO, Chair



FAYE MANOHANO, Co-Chair



BRIAN T. TANIGUCHI, Co-Chair



RYAN I. YAMANE, Co-Chair



HENRY U. C. AQUINO, Co-Chair



Hawaii State Legislature

CR 131

Record of Votes of a Conference Committee

Bill / Concurrent Resolution No.: SB 1058, SD 2, HD 2	Date/Time: 4/29/09 10:55A
---	----------------------------------

The recommendation of the House and Senate managers is to pass with amendments (CD).

The Committee is reconsidering its previous decision.

The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure

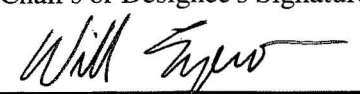
The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.

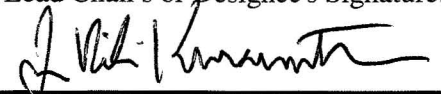
Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
ESPERO, Will, Chr.	✓				KARAMATSU, Jon Riki, Co-Chr.	✓			
TANIGUCHI, Brian T., Co-Chr.	✓				HANOHANO, Faye P., Co-Chr.	✓			
SLOM, Sam				✓	YAMANE, Ryan I., Co-Chr.				✓
					AQUINO, Henry J.C., Co-Chr.	✓			
					MARUMOTO, Barbara C.	✓			
TOTAL	2			1	TOTAL	4			1

A = Aye WR = Aye with Reservations N = Nay E = Excused

Senate Recommendation is:
 Adopted Not Adopted

House Recommendation is:
 Adopted Not Adopted

Senate Lead Chair's or Designee's Signature:


House Lead Chair's or Designee's Signature:


Distribution: **Original** **Yellow** **Pink** **Goldenrod**
 File with Conference Committee Report House Clerk's Office Senate Clerk's Office Drafting Agency