

# SB 2212

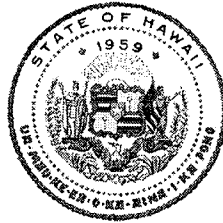
**Measure Title:**

RELATING TO THE MEDICAL USE OF MARIJUANA

**Report Title:**

Medical Use of Marijuana; Probationers; Parolees

LINDA LINGLE  
GOVERNOR



STATE OF HAWAII  
**DEPARTMENT OF PUBLIC SAFETY**  
919 Ala Moana Blvd. 4<sup>th</sup> Floor  
Honolulu, Hawaii 96813

CLAYTON A. FRANK  
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Deputy Director of  
Administration

TOMMY JOHNSON  
Deputy Director  
Corrections

JAMES L. PROPOTNICK  
Deputy Director  
Law Enforcement

No. \_\_\_\_\_

TESTIMONY ON SENATE BILL 2212  
A BILL FOR AN ACT RELATING TO  
MEDICAL USE OF MARIJUANA

Clayton A. Frank, Director  
Department of Public Safety

Committee on Public Safety and Military Affairs  
Senator Will Espiro, Chair  
Senator Robert Bunda, Vice Chair

Committee on Health  
Senator David Y. Ige, Chair  
Senator Josh Green, M.D., Vice Chair

Thursday, February 4, 2010, 1:15 PM  
State Capitol, Room 229

Senators Espiro, Ige and Members of the Committees:

The Department of Public Safety would like to comment on Senate Bill 2212 in regards to probationers and parolees participating in Hawaii's Medical Use of Marijuana Program. Presently under existing State law (Chapter 329, Part X HRS) there are no legal restrictions placed upon a judge to prohibit an individual on probation or parole from participating in Hawaii's Medical Use of Marijuana Program if he is deemed eligible to use marijuana for medical purposes pursuant to section 329-122 by his treating physician. However unlike other States that have Medical Use of Marijuana Programs Hawaii does not have restrictions on probationers and parolees that have been convicted of a felony drug offence from being issued a medical use of marijuana permit as a caregiver. The Department is requesting that a new section be added to Senate Bill 2212 to be amend the definition of "primary caregiver" in Section 329-121 to read as follows:

""Primary caregiver" means a person, other than the qualifying patient and the qualifying patient's physician, who is eighteen years of age or older who has agreed to undertake responsibility for managing the well-being of the qualifying patient with respect to the medical use of marijuana and who doesn't have a felony drug conviction. In the case of a minor or an adult lacking legal capacity, the primary caregiver shall be a parent, guardian, or person having legal custody. "

Thank you for the opportunity to testify on this matter.



the  
**Drug Policy  
Forum**  
of hawai'i

February 4, 2010

To: Committee on Public Safety and Military Affairs  
Committee on Health

From: Jeanne Ohta, Executive Director

Re: SB 2212 Relating to the Medical Use of Marijuana  
Hearing: Thursday, February 4, 2010, 1:15 p.m., Room 229

Position: Support

The Drug Policy Forum of Hawai'i writes in support of SB 2212 Relating to the Medical Use of Marijuana which allows probationers and parolees who meet the requirements of qualifying patients to request that the terms of their parole or probation be modified to be allowed the medical use of marijuana.

Probationers and parolees are often subject to random or mandatory drug testing. Testing positive for THC, the active ingredient in marijuana often leads to sanctions including re-incarceration. This precludes their use of medical marijuana.

This measure allows them to request the court to modify the conditions of probation or parole. Once a physician has determined that a patient can benefit from the use of marijuana, the judicial system should not stand in the way of this health care decision made between a physician and patient.

There is precedent for this proposal. In 2008, a circuit court judge in South Dakota modified the terms of release for a patient. The patient was still subject to drug testing twice a month and subject to random testing. The order said that a positive result showing THC in defendant's system will not be a violation of his bond.

The medical marijuana program was established out of compassion for seriously ill patients. We hope this compassion extends to those parolees and probationers whose medical needs qualify them for the program.

We urge the committee to pass this measure.

**Board of Directors**

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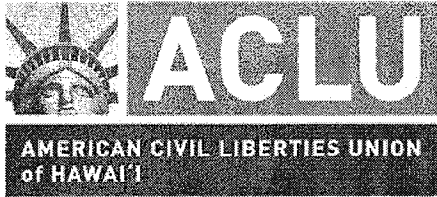
Robert Perkinson, Ph.D.

*Donald Topping, Ph.D.*  
*Founder 1929-2003*

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Committee: Committee on Public Safety and Military Affairs and Committee on Health  
Hearing Date/Time: Thursday, February 4, 2010, 1:15 p.m.  
Place: Room 229  
Re: Testimony of the ACLU of Hawaii in Support of S.B. 2212, Relating to Medical Use of Marijuana

Dear Chairs Espero and Ige and Members of the Committees on Public Safety and Military Affairs and Health:

The American Civil Liberties Union of Hawaii (“ACLU of Hawaii”) writes in support of S.B. 2212, which seeks to allow probationers and parolees who meet the requirements of qualifying patients to request that the terms of their probation or parole be modified to allow the medicinal use of marijuana.

The ACLU of Hawaii encourages legislative actions that end punitive drug policies that cause widespread violations of constitutional and human rights as well as unprecedented levels of incarceration. In furtherance of that goal, we support legislation like H.B. 1930 that seeks to ensure that sick and dying individuals have safe and legal access to medical cannabis.

Individuals become seriously and need safe and legal access to medicine whether or not they are on probation or parole. H.B. 1930 is a compassionate measure that will ensure that individuals get the medical treatment that they need without risking incarceration. Further, this bill protects medical decisions made by a doctor and patient from government interference.

The mission of the ACLU of Hawaii is to protect the fundamental freedoms enshrined in the U.S. and State Constitutions. The ACLU of Hawaii fulfills this through legislative, litigation, and public education programs statewide. The ACLU of Hawaii is a non-partisan and private non-profit organization that provides its services at no cost to the public and does not accept government funds. The ACLU of Hawaii has been serving Hawaii for over 40 years.

Thank you for this opportunity to testify.

Sincerely,

Laurie A. Temple  
Staff Attorney

American Civil Liberties Union of Hawaii  
P.O. Box 3410  
Honolulu, Hawai'i 96801  
T: 808.522-5900  
F: 808.522-5909  
E: [office@acluhawaii.org](mailto:office@acluhawaii.org)  
[www.acluhawaii.org](http://www.acluhawaii.org)

*Action* the Drug Policy  
Group

A sister organization of the Drug Policy Forum of Hawai'i  
PO Box 61233, Honolulu, HI 96839 ~ (808) 988-4386

*Dedicated to safe, responsible, and effective drug policies since 1993*

TO: Senate Committee on Public Safety and Military Affairs  
Senate Committee on Health

FROM: Pamela Lichty, MPH, President

RE: SB 2212 - RELATING TO THE MEDICAL USE OF CANNABIS – IN  
SUPPORT

DATE: FEBRUARY 4, 2010

The Drug Policy Action Group is in strong support of the intent of this bill. The problem of parolees and probationers being re-incarcerated for testing positive for marijuana is an important one. This measure represents one small step in rectifying the situation of spending our dollars incarcerating people for a minor infraction – but impacting their entire future.

There is no reason that parolees or probationers who have one of the qualifying conditions under the state's medical marijuana law shouldn't be able to use it with a certification from their doctor.

My only suggestion is that the bill may be overly complex. It is an important principle that the government respects the physician-patient relationship and not stand in its way. It may be enough to simply say that a person's status on parole or probation does not preclude them from being certified for the state's program.

Mahalo for the opportunity to testify.

**From:** peter rosen **Sent:** Tuesday, February 02, 2010 12:05 PM  
**To:** PSM Testimony  
**Cc:** phrosen@hotmail.com  
**Subject:** SB 2212 Relating to the Medical Use of Marijuana

02/02/10

To Whom it May Concern,

Regarding Bill SB2212

I have chronic pain, spinal stenosis. I have been plagued with this debilitating disease since 1969 and currently have both Tylenol with codeine and Methadone prescribed for pain relief. But even with these drugs, I still feel the effects of my pinched nerves. The effects being a constant pressure in my brain and "laziness" in my body. I find that by smoking Medical Marijuana ( I am registered in both Hawaii and California) I can mitigate these negative effects.

When I take medical marijuana, I am released from the bondage of my body; that prefers to be horizontal rather than "combat" the gravity which for me, is my enemy. The marijuana stimulates both my mind and my body and gives me energy and the desire to DO. To get up off my couch and be of service to the community where otherwise I would be unable.

Thanks to my use of medical marijuana I have been a contributing member of society rather than just a leech on Welfare. Though I am on disability, I am still able to produce edutainment events and programs for community learning and entertainment such as KidCast for Peace: Solutions for a Better World.

Though my labors of love remain unfunded, I am still able to overcome the challenges of my condition and participate in life; rather than watch it go by while from the "side-lines" having to depend on Welfare and the kindness/compassion of strangers and family members alike - thanks mostly to my use of marijuana. BTW, I have been smoking it since 1969, with NO ILL EFFECTS! In fact, I owe all my great success in public service program production to the use of this wonderful god, given plant!

Medical Marijuana has liberated me from a life of "slavery." I urge you to PASS THIS BILL as I find it increasingly difficult to find sources of Medical Grade Marijuana or someone to be a caregiver and grow it for me. Its sad that here on Maui, the only "legal" place to supply my needed medicine has

been raided by police and closed down. I now have to rely on "illegal" sources to procure my medicine.

I have tried to grow in my apartment, but without direct sunlight, the right equipment and knowledge, time and energy to dedicate to growing, it becomes impossible to secure this most wonderful plant, so needed for my physical and emotional well being.

**PLEASE PASS THIS BILL!!!**

Mahalo,  
Peter Rosen  
Maui Hawaii

PS: I moved to Hawaii to be able to swim all year round; because besides the pain killers and medical marijuana (I use as a motivational drug and to gain spiritual insights), the nurturing waters of Maui provide the gravity-less environment I need to exercise and keep physically fit.



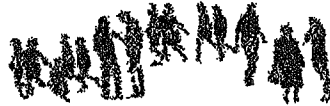
SENT: MONDAY, FEBRUARY 01, 2010 2:39 PM  
TO: PSM TESTIMONY  
CC: MATTRIFKIN28@GMAIL.COM  
SUBJECT: TESTIMONY FOR SB2212 ON 2/4/2010 1:15:00 PM

TESTIMONY FOR PSM/HTH 2/4/2010 1:15:00 PM SB2212

CONFERENCE ROOM: 229  
TESTIFIER POSITION: SUPPORT  
TESTIFIER WILL BE PRESENT: NO  
SUBMITTED BY: MATTHEW RIFKIN  
ORGANIZATION: INDIVIDUAL  
ADDRESS: 475 KINOOLE ST, PMB 167 HILO, HI 96720  
PHONE: 917-378-9123  
E-MAIL: MATTRIFKIN28@GMAIL.COM  
SUBMITTED ON: 2/1/2010

COMMENTS:

THIS IS A WISE AND SENSIBLE BILL. OTHER STATES SUCH AS CALIFORNIA, OREGON AND MONTANA ALLOW PAROLEES TO USE MEDICAL MARIJUANA IF THEY SUFFER FROM A DEBILITATING CONDITION. IT IS FAR SAFER TO PRESCRIBE MEDICAL MARIJUANA THAN OPIATES. IT IS ALSO AN ACT OF COMPASSION TO ALLOW A PAROLEE TO RECEIVE THE BENEFITS OF A LESS HARMFUL MEDICINE. VIOXX CAN CAUSE STROKES AND HEART ATTACKS, MEDICAL MARIJUANA DOES NOT.



## Advocates For Consumer Rights

*Working for Hawaii's consumers since 1994*

George Fox, President

808- 447-9424 [afcr@hawaii.rr.com](mailto:afcr@hawaii.rr.com)

February 4, 2010

### COMMITTEE ON PUBLIC SAFETY AND MILITARY AFFAIRS

SENATOR Will Espero, Chair

Senator Robert Bunda, Vice Chair

### TESTIMONY ON SB2212 RELATING TO USE OF MEDICAL MARIJUANA

DATE: THURSDAY, FEBRUARY 4, 2010

TIME: 1:15 P.M.

PLACE: Conference room 229

State Capitol

415 South Beretania Street

Senator Will Espero, Chair; Senator Robert Bunda, Vice Chair, and honorable members of the Committee; **Advocates of Consumer Rights strongly supports SB 2212**, Relating to use of Medical Marijuana. AFCR believes that all patients, including probationers and parolees, should have access to any medication, including medical cannabis, that alleviates their medical condition.

Please pass SB2212.

I will be happy to answer any questions.

Sincerely,

(signed)

George Fox,  
President

Hearing: Thursday, February 4, 2010, 1:30 p.m., Room 229

Committee on Public Safety and Military Affairs

Senator Will Espero, Chair

Senator Robert Bunda Vice Chair

and

Committee on Health

Senator David Ige, Chair

Senator Josh Green, Vice Chair

Support for SB2212

SB 2212 Relating to the Medical Use of Marijuana

Allows probationers and parolees who meet the requirements of qualifying patients to request that the terms of their probation or parole be modified to be allowed the medical use of marijuana.

Aloha!

I would like you to please consider that Probationers and Parolees are regularly subject to drug testing. Since testing positive for marijuana often leads to re-incarceration this would automatically preclude their use of medical marijuana. There are many conditions that can only be treated effectively with cannabis and some drug regimen's (like chemo) are significantly enhanced by its use.

By passing this measure and allowing them to request the court to modify the conditions of probation or parole to allow the use of medical marijuana; the patient can receive the best health care available.

It is inappropriate for the judicial system to interfere in the doctor-patient relationship. The judicial system *should not* be making medical decisions.

Please pass this compassionate legislation.

Mahalo for your time,

Teri Heede

COMMITTEE ON PUBLIC SAFETY & MILITARY AFFAIRS

Sen. Will Espero, Chair

Sen. Robert Bunda, Vice Chair

COMMITTEE ON HEALTH

Sen. David Ige, Chair

Sen. Josh Green, Vice Chair

Thursday, February 4, 2010

1:15 PM

Room 229

SUPPORT SB 2212 – Allowing Medical Marijuana for Probationers & Parolees

[PSMtestimony@capitol.hawaii.gov](mailto:PSMtestimony@capitol.hawaii.gov)

Aloha Chair Espero, Chair Ige and Members of the Committees!

My name is Kat Brady and I have been a caregiver to several terminally ill patients over the years. I have seen the effects of medical marijuana/cannabis has on patients and am, therefore, a strong supporter of Hawai'i's Medical Marijuana Program.

SB 2212 allows probationers and parolees who meet the requirements of qualifying patients to request that the terms of their probation or parole be modified to allow the use of medical marijuana.

I support this measure and believe that it could be drastically simplified to say that *"Probationers and parolees shall be allowed to register for Hawai'i's Medical Marijuana Program upon the recommendation of a physician."*

A patient's diagnosis and medication is between the doctor and patient. Since patients who may be on probation or parole are allowed to use other doctor prescribed medications, it is consistent that doctor recommended remedies must also be included for patients.

Mahalo for this opportunity to testify.

TESTIMONY FOR PSM/HTH 2/4/2010 1:15:00 PM SB2212

CONFERENCE ROOM: 229  
TESTIFIER POSITION: SUPPORT  
TESTIFIER WILL BE PRESENT: NO  
SUBMITTED BY: LUNA A. CARLISLE  
ORGANIZATION: INDIVIDUAL  
ADDRESS: 279 LAKAU PLACE KIHEI, HI  
PHONE: 808-283-7325  
E-MAIL: [REDACTED]  
SUBMITTED ON: 2/3/2010

COMMENTS:

I AM IN AGREEMENT WITH ANY LEGISLATION THAT ENABLES THE LEGAL USE OF THE MOST THERAPUETIC SUBSTANCE KNOWN TO MAN, MARIJUANA. I AM A REGISTERED MEDICAL MARIJUANA PATIENT, AND IT HELPS ME FUNCTION AND ENJOY LIFE WITHOUT THE HARMFUL SIDE EFFECTS OF PILLS. DECRIMINALIZATION, LEGALIZATION, AND REASONABLE REGULATION WILL SAVE THE ECONOMY, SAVE THE FORESTS, SAVE THE FARMERS AND THUS THE PEOPLE AS A WHOLE.

I COULD GO ON AND ON, AND ON ABOUT THE REASONS MARIUANA SHOULD BE LEGAL, AT THE VERY LEAST FOR MEDICAL USE, AND I COULD EXPOUND ON THE HIPPOCRISY OF ALCOHOL AND PRESCRIPTION DRUG LAWS AS COMPARED TO MARIJUANA LAWS... BUT SURELY YOU HAVE HEARD IT ALL BEFORE. PLEASE DO THE RIGHT THING AND GO GREEN. VOTE FOR FAIR MARIJUANA REFORM TODAY. MAHALO!

TESTIMONY FOR PSM/HTH 2/4/2010 1:15:00 PM SB2212

CONFERENCE ROOM: 229

TESTIFIER POSITION: SUPPORT

TESTIFIER WILL BE PRESENT: NO

SUBMITTED BY: JENNIFER POLICH

ORGANIZATION: INDIVIDUAL

ADDRESS:

PHONE:

E-MAIL: POLICH100

SUBMITTED ON: 2/3/2010

COMMENTS:

---ORIGINAL MESSAGE---

FROM: MAILINGLIST@CAPITOL.HAWAII.GOV [MAILTO:MAILINGLIST@CAPITOL.HAWAII.GOV]

SENT: WEDNESDAY, FEBRUARY 03, 2010 12:59 PM

TO: PSM TESTIMONY

SUBJECT: TESTIMONY FOR SB2212 ON 2/4/2010 1:15:00 PM

TESTIMONY FOR PSM/HTH 2/4/2010 1:15:00 PM SB2212

CONFERENCE ROOM: 229

TESTIFIER POSITION: COMMENTS ONLY

TESTIFIER WILL BE PRESENT: NO

ORGANIZATION: INDIVIDUAL

SUBMITTED ON: 2/3/2010

COMMENTS:

I AGREE THAT PAROLEES SHOULD NOT BE INCARCERATED IF USING MARIJUANA FOR MEDICAL PURPOSES. THAT CAN OR SHOULD BE LIMITED BY THE COURTS DEPENDING ON THE PREVIOUS OFFENSE. MARIJUANA IS A HARMLESS DRUG THAT WHEN SOLD BY THE STATE AND TAXED ACTUALLY PAYS FOR HEARINGS LIKE THIS ONE. WHEN USED CAN HELP REDUCE PAIN AND NAUSEA IN PATIENTS GOING THROUGH CHEMOTHERAPY OR RELATED SYMPTOMS.

-CONCERNED STUDENT

TESTIMONY FOR PSM/HTH 2/4/2010 1:15:00 PM SB2212

CONFERENCE ROOM: 229

TESTIFIER POSITION: SUPPORT

TESTIFIER WILL BE PRESENT: NO

SUBMITTED BY: ANDREA TISCHLER

ORGANIZATION: AMERICANS FOR SAFE ACCESS, BIG ISLAND CHAPTER

ADDRESS: 564 HOAKA ROAD HILO, HI. 96720

PHONE: (808) 959-8091

E-MAIL: [REDACTED]

SUBMITTED ON: 2/3/2010

COMMENTS:

AMERICANS FOR SAFE ACCESS, BIG ISLAND CHAPTER STRONGLY SUPPORT SB2212. WE STAND BEHIND A PHYSICIAN'S RECOMMENDATION IF HE OR SHE BELIEVES THAT CANNABIS IS BEST SUITED FOR AN ILLNESS OR CONDITION NO MATTER IF THE PATIENT IS A FREE PERSON OR ONE THAT IS IN THE CRIMINAL JUSTICE SYSTEM. WE ARE ALL HUMANS AND HAVE EQUAL MEDICAL RIGHTS. PAROLEES AND PROBATIONERS SHOULD HAVE THE RIGHT TO USE CANNABIS IF THEIR PHYSICIAN RECOMMENDS IT.



**Sent:** Wednesday, February 03, 2010 3:48 PM  
**To:** PSM Testimony  
**Subject:** Support to (SB2141, SB2212, )

Committee on Public Safety and Military Affairs

Senator Will Espero, Chair

Senator Robert Bunda Vice Chair

and

Committee on Health

Senator David Ige, Chair

Senator Josh Green, Vice Chair

Hearing: Thursday, February 4, 2010, 1:15 p.m., Room 229

Support to (SB2141 or SB2212)

**Brian Shaughnessy, JD, MFA**  
**1326 Keeaumoku St. #301**  
**Honolulu, HI 96814**  
**808-277-5917**

**[Attybrian@gmail.com](mailto:Attybrian@gmail.com)**

### **CANNABIS BILL TESTIMONY**

In 1983 I awoke from surgery paralyzed – never having been warned of the possibility. Within a few days of that unending, waking nightmare, I began to experience muscle spasms that would begin in my hip and shoot BOTH down my leg AND up to my chest. These spasms wracked my body and knock the breath out of me. Twenty-seven years later, these continue and, in bed, my leg will convulse until someone comes to stop it.

Dr.s gave me drugs that either didn't work, made me anxious or put me to sleep.

The rehabilitation nurses – perhaps more caring, concerned, connected and compassionate perhaps than their superiors – hinted that cannabis helped some.

They didn't call it that, but I will because it deserves the respect of a drug that alleviates the bit of hell I just described, alleviates pain, makes the cancer patient not just comfortable but hungry and grows out of the ground. Or in water.

I am an attorney and a papered and credentialed artist. Did pot make me go back to school, earn my masters, start a theatre company for performers with disabilities, graduate law school, get married, write a book and have a son? It made it possible without having to endure the unending spasms certainly didn't **stop** me. It **did not** suck motivation out of me.

Did this medicine lead me cocaine, heroine or crystal- meth? Never.

So, let's dismiss all that fiction right now because I'm telling you, it just ain't so.

In the last year I've devoted a lot of time to learning the laws nationally regarding cannabis law, production, systems of provision and the various strains and concentrates and been certified... in the field

I'm ready to turn my attentions to providing what has yet to be provided to Hawaii's suffering. I support this bill. Please allow an on-line collective that will deliver the medicine to Hawaii's most desperate patients and be aware the glut of dispensaries in California.

--

PS -- See "me" on David Letterman and get my book at [www.squeakywheelbook.com](http://www.squeakywheelbook.com)

Brian Shaughnessy, Esq.

author of

THE SQUEAKY WHEEL --

An Unauthorized Autobiography

808-277-5917

[www.squeakywheelbook.com](http://www.squeakywheelbook.com)

**Richard S. Miller**

**Professor of Law, Emeritus**

**E-mail: [rmiller@aya.yale.edu](mailto:rmiller@aya.yale.edu)**

**Phone: 808-254-1796**

COMMITTEE ON PUBLIC SAFETY AND MILITARY AFFAIRS

Senator Will Espero, Chair

Senator Robert Bunda, Vice Chair

COMMITTEE ON HEALTH

Senator David Y. Ige, Chair

Senator Josh Green, M.D., Vice Chair

DATE: Thursday, February 04, 2010

TIME: 1:15 p.m.

RE: STRONG SUPPORT FOR SB2212

RELATING TO THE MEDICAL USE OF MARIJUANA.

Allows probationers and parolees who meet the requirements of qualifying patients to request that the terms of their probation or parole be modified to be allowed the medical use of marijuana.

It is clearly a matter of elemental fairness as well as importance to the health of patients to insure that probationers and parolees who have satisfied the requirements of qualifying patients to use medical marijuana for their debilitating conditions be allowed to use medical marijuana, in the manner and to the extent permitted by law, while on probation or on parole. There is no reason to deny probationers and parolees the medical use of marijuana if they have entirely followed the law in acquiring the certification necessary to use such marijuana and if they have applied to the court to modify the conditions of probation or parole to permit such use.

Thank you for considering my (personal) views.

Sincerely yours,



Dick Miller

**Professor of Law, Emeritus, The William S. Richardson School of Law, University of Hawaii at Manoa; Member, American Law Institute; Board Member: Kokua Council, Drug Policy Forum of Hawaii, and Honolulu Community Media Council; Legal Consultant to the Hawaii Coalition for Health**

Richard S. Miller, Prof. of Law, Emer. and former Dean, Director, Summer Externship Program

E-mail: [rmiller@aya.yale.edu](mailto:rmiller@aya.yale.edu)

Phone: 808-254-1796

SB2212

Dr. Myron Berney, ND L Ac  
naturalcancerwellness.com

DATE: Thursday, February 04, 2010 @ 1:15 p.m.

PLACE: Conference Room 229

**PSMTestimony@Capitol.hawaii.gov**

I support the new language contained in SB 2212

However, as to the rest of the old law

I support the deletion of Cannabis from all Criminal Codes and/or the lowest level of law enforcement as approved by Ballot measure #1 in the last county election. Ballot measure #1 provided for the adult personal use and growing up to 24 plants. The Big Island also voted for State and Federal Legislature to follow suit. [This would reduce or eliminate almost all Cannabis related crimes.]

The current law does not adequately provide for the medical use of cannabis. The State is responsible for State Laws including commerce and other affairs entirely within the State of Hawaii. The Obama Administration fully supports the Medical use of Cannabis. No more Federal pressure on States or State physicians. The Federal Government has given The State a green light to move forward with making medical herbal Cannabis available within the State.

For 5,000 years prior to 1924 there was none to minimal crime associated with Cannabis. Cannabis was widely used commercially and medicinally. After 1924 to the current, Drug Lords, Black Markets, Crime and Punishment stain the Noble God-Given Natural Medicine, Cannabis.

When the Founders of the Constitution looked out their window what did they see? They saw acres and acres of Cannabis. Regulation of interstate commerce doesn't mean creating black markets, drug lords, and gang land crime.

Clearly the social and medical effect of the Law, the War on Pakalolo, is worse than the medicinal effects of the herb. No crime or total crime: regulation or criminalization. Once you put down the Refer Madness idiocy, sanity and logic will move you towards regulation which will bring more control and less crime.

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SB 2212 Relating to the Medical Use of Marijuana SUPPORT

Committee on Public Safety and Military Affairs

Senator Will Espero, Chair

Senator Robert Bunda Vice Chair

and

Committee on Health

Senator David Ige, Chair

Senator Josh Green, Vice Chair

Hearing: Thursday, February 4, 2010, 1:15 p.m., Room 229

Dear Friends,

I simply cannot understand why it would be OK to use narcotic pain killers while on probation or parole but not non-addictive cannabis!!!???

Please help "normalize" cannabis in our community. This is happening across our country and we are no exception.

Mahalo and Aloha,

Will Navran

FROM: MARKSHEEHAN8@GMAIL.COM [MAILTO:MARKSHEEHAN8@GMAIL.COM] ON BEHALF OF  
MARK SHEEHAN  
SENT: WEDNESDAY, FEBRUARY 03, 2010 10:38 PM  
TO: PSM TESTIMONY  
SUBJECT: FWD: SUPPORT BILL SB2212

COMMITTEE ON PUBLIC SAFETY AND MILITARY AFFAIRS  
SENATOR WILL ESPERO, CHAIR  
SENATOR ROBERT BUNDA VIC CHAIR  
AND  
COMMITTEE ON HEALTH  
SENATOR JOSH GREEN, VICE CHAIR  
HEARING: THURSDAY, FEB. 4, 2010, 1:15 P.M. ROOM 229

HONORABLE SENATORS:

THIS IS AN IMPORTANT BILL TO PASS. PROBATIONERS AND PAROLEES ARE  
OFTEN SUBJECT TO DRUG TESTING.  
TESTING POSITIVE FOR MARIJUANA OFTEN LEADS TO RE-INCARCERATION WHICH  
PRECLUDES THEIR ACCESS TO THIS VITAL MEDICINE.  
THIS BILL WOULD ALLOW THE COURT TO MODIFY THE CONDITIONS OF PROBATION  
TO ALLOW USE.

THE JUDICIAL SYSTEM SHOULD NOT STAND IN THE WAY OF A PATIENT'S HEALTH  
CARE DECISIONS.

THANK YOU FOR YOUR SUPPORT OF THIS IMPORTANT BILL.

ALOHA,

-

MARK SHEEHAN |  
DIRECT: 808-283-2158  
HOME: 808-573-0111  
MARK@MARKSHEEHAN.COM