

STAND. COM. REP. NO.

675

Honolulu, Hawaii

MAR 03 2017

RE: S.B. No. 305
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Ninth State Legislature
Regular Session of 2017
State of Hawaii

Sir:

Your Committee on Judiciary and Labor, to which was referred
S.B. No. 305 entitled:

"A BILL FOR AN ACT RELATING TO MEDICAL MARIJUANA
DISPENSARIES,"

begs leave to report as follows:

The purpose and intent of this measure is to specify that
video monitoring and recording of medical marijuana production
center and retail dispensing location premises shall be retained
for a period of forty-five days.

Your Committee received testimony in support of this measure
from Cure Oahu, Drug Policy Forum of Hawaii, Hawaii Educational
for Licensed Therapeutic Healthcare, and five individuals. Your
Committee received testimony in opposition to this measure from
the Department of Health and one individual. Your Committee
received comments on this measure from Patients Without Time and
one individual.

Your Committee finds that existing law does not specifically
address video surveillance data storage retention requirements.
Instead, dispensary licensees must adhere to the Department of
Health's administrative rules, which require dispensary licensees
to retain video surveillance recordings for a minimum of 365 days.
Your Committee further finds that this administrative rule may be
excessive and overly burdensome for dispensary licensees and notes



that other states with medical marijuana dispensary systems have set video surveillance data storage retention requirements between thirty to forty-five days. These shorter retention periods still enable dispensaries and production centers to maintain high quality video surveillance that provides safeguards for the public and licensees. This measure conforms with the video surveillance data storage retention requirements of other states to enable dispensary licensees to maintain overall security without compromising video surveillance quality.

Your Committee has amended this measure by:

- (1) Inserting an effective date of January 7, 2059, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 305, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 305, S.D. 1.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary and
Labor,


GILBERT S.C. KEITH-AGARAN, Chair



