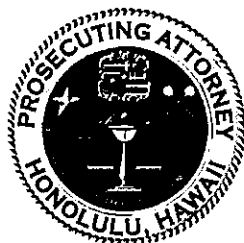


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THE HONORABLE ROSALYN H. BAKER, CHAIR
SENATE COMMITTEE ON COMMERCE, CONSUMER PROTECTION, AND HEALTH
Twenty-Ninth State Legislature
Regular Session of 2017
State of Hawai`i

February 1, 2017

RE: S.B. 305; RELATING TO MEDICAL MARIJUANA DISPENSARIES.

Chair Baker, Vice-Chair Nishihara, and members of the Senate Committee on Commerce, Consumer Protection, and Health, the Department of the Prosecuting Attorney of the City and County of Honolulu ("Department") submits the following testimony, expressing concerns about Senate Bill 305.

The purpose of Senate Bill 305 is to decrease the length of time that medical marijuana dispensaries are required to retain video monitoring and recordings of their premises, from one year to 45 days. Should video records become relevant to any investigation of criminal offenses on dispensary premises, 45 days may be insufficient to obtain court orders, and depending on the nature of the crime, 45 days may be insufficient even to identify the offense and/or perpetrator. In lieu of decreasing the frame capture rate, in order for dispensaries to retain videos for one year, SB 305 notes that another option would be to "find equipment capable of storing a year's worth of data"; that option should be utilized, to ensure both sufficient length of retention, and quality of footage.

For the foregoing reasons, the Department of the Prosecuting Attorney of the City and County of Honolulu has serious concerns about the proposal to decrease retention the period to 45 days, and urges this Committee to maintain the current one year requirement. S.B. 305. Thank you for the opportunity to testify on this matter.



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

LATE

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

TO: Senate Committee on Commerce, Consumer Protection and Health

FROM: Carl Bergquist, Executive Director

HEARING DATE: 1 February 2017, 9 AM

RE: SB305, Relating to Medical Marijuana Dispensaries, **[REDACTED]**

Dear Chair Baker, Vice Chair Nishihara, Members of the Committee:

The Drug Policy Forum of Hawai'i (DPFHI) supports this necessary clarification regarding the maximum length of retention for statutorily required video surveillance to be conducted by the medical cannabis ("marijuana") licensees on their premises.

Security was a key component during the deliberations of the Medical Marijuana Dispensary Task Force and in the negotiations of the resulting bill HB321 (2015) that eventually was enacted as Act 241. Setting a forty-five day maximum retention of video footage is a wise balance between those established security needs and the burdens placed on the licensees and ultimately, their customers, the long suffering patients of Hawai'i.

Mahalo for the opportunity to testify.