

Honolulu, Hawaii

FEB 13 2020

RE: S.B. No. 2426
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirtieth State Legislature
Regular Session of 2020
State of Hawaii

Sir:

Your Committee on Commerce, Consumer Protection, and Health,
to which was referred S.B. No. 2426 entitled:

"A BILL FOR AN ACT RELATING TO MEDICAL CANNABIS,"

begs leave to report as follows:

The purpose and intent of this measure is to make conforming
amendments to the medical cannabis dispensary law by:

- (1) Providing a process for the voluntary or involuntary
sale or transfer of a dispensary license;
- (2) Removing the exclusion from dispensary employment for
certain class C felony convictions;
- (3) Repealing certain restrictions on medical cannabis
dispensary siting; and
- (4) Including primary caregivers, qualifying out-of-state
patients, and caregivers of a qualifying out-of-state
patient as covered individuals.

Your Committee received testimony in support of this measure
from the Department of Health, Hawai'i Cannabis Industry
Association, Maui Grown Therapies, Aloha Green Holdings Inc., Kush
Hawaii, and six individuals. Your Committee received testimony in
opposition to this measure from PATIENTS WITHOUT TIME and one



individual. Your Committee received comments on this measure from the Akamai Cannabis Clinic.

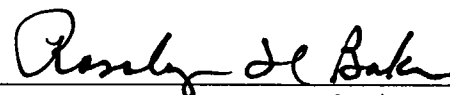
Your Committee finds that the regulated statewide dispensary system for medical cannabis was established on July 14, 2015, as Act 241, Session Laws of Hawaii 2015, to ensure safe and legal access to medical cannabis of qualifying patients. Since then, the experience of the program indicates that improvements to the law will help to fulfill its original intent by clarifying provisions and implementing reasonable modifications to support patient access, such as defining "restricted access area" to better serve qualified patients by allowing certain individuals to help patients into retail dispensaries, while preventing unauthorized access to medical cannabis and manufactured medical cannabis products.

To assist the Committee on Judiciary with its deliberation on this measure, your Committee notes the comments and concerns of Maui Grown Therapies related to further expanding the exemption from background checks for certain individuals under certain conditions and that the Department of Health did not provide any comments on these concerns.

Your Committee has amended this measure by making a technical, nonsubstantive amendment for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Commerce, Consumer Protection, and Health that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2426, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2426, S.D. 1, and be referred to your Committee on Judiciary.

Respectfully submitted on
behalf of the members of the
Committee on Commerce, Consumer
Protection, and Health,



ROSALYN H. BAKER, Chair



The Senate
Thirtieth Legislature
State of Hawai'i

Record of Votes
Committee on Commerce, Consumer Protection, and Health
CPH

Bill / Resolution No.:*	Committee Referral:	Date:		
SB2426	CPH, JDC	1/31/20		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<input type="checkbox"/> Pass, unamended 2312	<input checked="" type="checkbox"/> Pass, with amendments 2311	<input type="checkbox"/> Hold 2310	<input type="checkbox"/> Recommit 2313	
Members	Aye	Aye (WR)	Nay	Excused
BAKER, Rosalyn H. (C)	✓			
CHANG, Stanley (VC)	✓			
NISHIHARA, Clarence K.	✓			
RUDERMAN, Russell E.	✓			
THIELEN, Laura H.	✓			
WAKAI, Glenn	✓			
FEVELLA, Kurt	✓			
TOTAL	7			
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes