



STATE OF HAWAII
DEPARTMENT OF HEALTH
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**Testimony in SUPPORT of H.B. 0583 H.D. 1
RELATING TO CANNABIS FOR MEDICAL USE**

REPRESENTATIVE CHRIS LEE, CHAIR
HOUSE COMMITTEE ON JUDICIARY

REPRESENTATIVE ROY M. TAKUMI, CHAIR
HOUSE COMMITTEE ON CONSUMER PROTECTION AND COMMERCE

Hearing Date: Wednesday, February 12, 2020 Room Number: 325

- 1 **Fiscal Implications:** None identified.
- 2 **Department Testimony:** The Department is in SUPPORT of this measure which: (1) Aligns the
- 3 language in Chapter 329D, Hawaii Revised Statutes, with recent enactments that provide for the
- 4 transfer of a dispensary license, removes the exclusion from dispensary employment for certain
- 5 class C felony convictions, and repeals the public housing restriction on medical cannabis facility
- 6 siting; (2) Corrects the omission of primary caregivers, qualifying out-of-state patients, and
- 7 caregivers of a qualifying out-of-state patient as individuals allowed to access medical cannabis
- 8 retail locations; (3) Defines “restricted access area” as that area in a retail location where medical
- 9 cannabis and manufactured medical cannabis products are dispensed or made available for retail
- 10 sale; and (4) Clarifies that each day of a violation of Chapter 329D, HRS is a separate offense
- 11 subject to a fine. Defining “restricted access area” will better serve patients by allowing a family
- 12 member, caregiver, or other assistant to help patients into retail dispensaries while preventing
- 13 unauthorized access to medical cannabis and manufactured medical cannabis products.
- 14 Clarifying that each day of a violation is a separate offense will better protect patient safety by
- 15 facilitating oversight of dispensary compliance with Chapter 329D, HRS.
- 16 Thank you for the opportunity to testify on this measure.



MICHAEL P. VICTORINO
MAYOR

OUR REFERENCE

YOUR REFERENCE

POLICE DEPARTMENT

COUNTY OF MAUI

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TIVOLI S. FAAUMU
CHIEF OF POLICE

DEAN M. RICKARD
DEPUTY CHIEF OF POLICE

February 11, 2020

LATE

The Honorable Chris Lee, Chair
The Honorable Joy A. San Buenaventura, Vice Chair
and Members of the Committee on Judiciary

House of Representatives
Hawaii State Capitol
Honolulu, Hawaii 96813

RE: House Bill No. 583 - Relating To Cannabis For Medical Use

Dear Chair Lee and Members of the Committee:

The Maui Police Department strongly OPPOSES the passage of H.B. No. 583.

The proposed amendment to the law is as follows, "Clarifying the process for the voluntary or involuntary sale or transfer of a dispensary license; removing the exclusion from dispensary employment for felony convictions; and, repealing certain restrictions on medical cannabis dispensary sitting; and, including primary caregivers, qualified out-of-state patients, and caregivers of a qualifying out-of-state patient as individuals able to access medical cannabis retail dispensing locations."

There are rules and regulations that govern someone applying for a license to dispense cannabis or cannabis-based products in the State of Hawaii. This amendment would allow a licensee to transfer or sell their license to another party. There is no provision that mandates the transferee to comply with the same rules and regulations as the original licensee. This is a loophole in the system and should not be allowed. If a licensee desires to transfer or sell their license, the transferee should be held to the same standard as someone applying for the first time.

We question the motive behind allowing employees at medical marijuana dispensaries to have felony records. The use and sale of marijuana can be easily abused. A person who works at a marijuana dispensary should not have a felony record. A felony is a serious crime; having been convicted means the individual most likely committed the criminal act. We should not allow these individuals access to an environment where they may handle or dispense marijuana, a Schedule 1 substance.

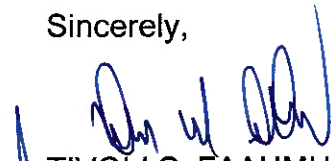
The Honorable Chris Lee, Chair
February 11, 2020
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We are also against allowing out-of-state patients or caregivers access to medical marijuana. The protocol for issuing a medical marijuana patient or caregiver permits varies from State to State. Some states are more lenient in their views on medical marijuana and therefore are relaxed when issuing medical marijuana permits. Because of these differences, out-of-state patients and caregivers should have to apply through the normal process as every other person in the State of Hawaii.

The Maui Police Department asks that you strongly OPPOSE the passage of H.B. No. 583.

Thank you for the opportunity to testify.

Sincerely,



TIVOLI S. FAAUMU
Chief of Police



PATIENTS WITHOUT TIME



helping

LATE

since 2014.

Testimony to **OPPOSE** of H.B. 0583,

PROPOSED HD1 RELATING TO HEALTH

Hearing Date: Wednesday, 02-12-20 2:05PM in House conference room 325.

Aloha Committee Chair, and committee members,

PATIENTS WITHOUT TIME strongly **OPPOSES** H.B. 583, because it continues the Prejudice and Inequality of the marijuana prohibition that has destroyed thousands of lives and families in Hawaii.

Hawaii's medical cannabis program is blatantly prejudice against poor patients who cannot afford Hawaii's PAY-TO-PLAY system.

Hawaii State is operating a mafia-style protection racket. Selling "Protection from Prosecution" for some citizens, while still sending others to jail for possession of cannabis over 3 grams of cannabis! **INEQUALITY IN JUSTICE!**

Anyone can buy a 329 card, regardless of their "actual" medical condition, rendering any medical research, and the the entire "Medical" cannabis program completely bogus.

Please **OPPOSE** this bill, H.B. 583,

Brian Murphy, Director

PATIENTS WITHOUT TIME



PWTmaui.org

For more info email: info@PWTmaui.org

HAWAI'I CANNABIS INDUSTRY ASSOCIATION

February 12, 2020



To: Representative Chris Lee, Chair
Representative Joy San Buenaventura, Vice Chair
Members of the House Committee on Judiciary

Representative Roy Takumi, Chair
Representative Linda Ichiyama, Vice Chair
Members of the House Committee on Consumer Protection and Commerce

Fr: Blake K. Oshiro, Capitol Consultants of Hawaii
on behalf of Hawai'i Cannabis Industry Association (HICIA)

Re: **HB583 HD1 RELATING TO CANNABIS FOR MEDICAL USE. - SUPPORT**

RELATING TO MEDICAL CANNABIS.

Allows primary caregivers, qualifying out-of-state patients, and caregivers of a qualifying out-of-state patient to access the restricted access area within a medical cannabis retail dispensary. Clarifies violations related to medical cannabis dispensaries and makes other conforming amendments to the State's medical cannabis dispensary law.

The Hawai'i Cannabis Industry Association, formerly known as the Hawai'i Educational Association for Licensed Therapeutic Health (HEALTH), represents all eight of the state's licensed medical cannabis dispensaries and associate members.

The association would like to provide clarification and additional information about the scope of access to dispensary areas restricted to the public. The law currently uses the broad term "premises" to describe prohibited areas but should be more specifically defined and delineated as the retail facility sales area, so that the security and access for caregivers, qualifying out-of-state patients and caregivers of out-of-state patients is clear.

We also support the other housekeeping provisions in the bill which align with recent enactments to the law so that there is consistency throughout the chapter to: (1) provide a process for the voluntary or involuntary sale or transfer of a dispensary license, (2) remove the exclusion from dispensary employment for certain class C felony convictions, and (3) repeal certain restrictions on medical cannabis dispensary siting.

Thank you for the opportunity to provide our testimony and for your consideration to move this bill forward.

Hawai'i Cannabis Industry Association (HICIA)
220 S King St #1600, Honolulu, HI 96813
www.808hcia.com

HB-583-HD-1

Submitted on: 2/10/2020 10:33:08 PM

Testimony for JUD on 2/12/2020 2:05:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Rainbow	Individual	Support	Yes

Comments:

Medical Cannabis needs to free access to this plant based medication.

As a patient with Arthritis and Fibromalgia, my pain issues need a medication that does not destroy my liver and other organs. Cannabis is the only medication that addresses my pain in a safe and sane manner.

Please pass HB583 HD1. Thank you for your consideration.

LATE

HB-583-HD-1

Submitted on: 2/11/2020 6:30:50 PM

Testimony for JUD on 2/12/2020 2:05:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Mary Whispering Wind	Individual	Oppose	No

Comments:

Testimony to OPPOSE of H.B. 0583,

PROPOSED HD1 RELATING TO HEALTH

Hearing Date: Wednesday, 02-12-20 2:05 PM in House conference room 325.

Aloha Committee Chair, and committee members,

I strongly OPPOSE H.B. 583, because it continues the Prejudice and Inequality of the marijuana prohibition, disregarding the fact that the alcohol crisis in Hawaii. Hawaii's emergency hospitals are filled every night with victims of alcohol abuse. Yet alcohol is legal and cannabis is illegal. How do you justify such prejudice?

Hawaii State is operating a mafia-style protection racket. Selling "Protection from Prosecution" to anyone with the money to buy certification, regardless of their "actual" medical condition, rendering any medical research, and the entire "Medical" cannabis program completely bogus.

Please OPPOSE this bill, H.B. 583, and legalize cannabis for the thousands of small cannabis entrepreneurs that have created a billion-dollar-a-year cannabis industry, that has been world-famous since the 1960s, and do NOT hand it over to big corporations.

Mahalo for your kind attention,

Mary Whispering Wind