
A BILL FOR AN ACT

RELATING TO MEDICAL CANNABIS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 329-121, Hawaii Revised Statutes, is
2 amended by amending the definition of "written certification" to
3 read as follows:
4 ""Written certification" means the qualifying patient's
5 medical records or a statement signed by a qualifying patient's
6 physician or advanced practice registered nurse, stating that in
7 the physician's or advanced practice registered nurse's
8 professional opinion, the qualifying patient has a debilitating
9 medical condition and the potential benefits of the medical use
10 of cannabis would likely outweigh the health risks for the
11 qualifying patient. The department of health may require,
12 through its rulemaking authority, that all written
13 certifications comply with a designated form. "Written
14 certifications" are valid for one year from the time of signing;
15 provided that the department of health may allow for the
16 validity of any written certification for [~~up to~~] three years if
17 the qualifying patient's physician or advanced practice



1 registered nurse states that the patient's debilitating medical
2 condition is chronic in nature."

3 SECTION 2. Section 329D-1, Hawaii Revised Statutes, is
4 amended as follows:

5 1. By adding a new definition to be appropriately inserted
6 and to read:

7 "Waiting room" means a designated area at the public
8 entrance of a retail dispensing location that may be accessed by
9 a member of the general public who is waiting for, assisting, or
10 accompanying a qualifying patient, primary caregiver, qualifying
11 out-of-state patient, or caregiver of a qualifying out-of-state
12 patient who enters or remains on the premises of a retail
13 dispensing location for the purpose of a transaction conducted
14 pursuant to sections 329D-6 and 329D-13; provided that the
15 storage, display, and retail sale of cannabis and manufactured
16 cannabis products shall be prohibited within the waiting room
17 area."

18 2. By amending the definition of "manufactured cannabis
19 product" to read:

20 "Manufactured cannabis product" means [any]:



- 1 (1) Any capsule, lozenge, oil or oil extract, tincture,
- 2 ointment or skin lotion, pill, transdermal patch, or
- 3 pre-filled and sealed container used to aerosolize and
- 4 deliver cannabis orally~~[τ]~~ or by inhalation, such as
- 5 an inhaler ~~[øτ]~~, nebulizer, or device that provides
- 6 safe pulmonary administration, that has been
- 7 manufactured using cannabis~~[τ]~~;
- 8 (2) Edible cannabis products;
- 9 (3) Pre-rolled cannabis flower products; or ~~[any]~~
- 10 (4) Any other products as specified by the department
- 11 pursuant to section 329D-10(a)(11)."

12 SECTION 3. Section 329D-6, Hawaii Revised Statutes, is
13 amended as follows:

14 1. By amending subsection (o) to read:

15 "(o) A dispensary shall not:

16 (1) Display cannabis or manufactured cannabis products in
17 windows or in public view; or

18 (2) Post any signage other than ~~[a single sign]~~ one or two
19 signs, each no greater than one thousand six hundred
20 square inches bearing only the business or trade name
21 in text without any pictures or illustrations;



1 provided that if any applicable law or ordinance
2 restricting outdoor signage is more restrictive, that
3 law or ordinance shall govern."

4 2. By amending subsection (r) to read:

5 "(r) The department may authorize a dispensary to purchase
6 cannabis and manufactured cannabis products from another
7 dispensary in a manner prescribed by the department by rules
8 adopted pursuant to [~~this chapter and chapter 91;~~] section 329D-
9 27; provided that:

10 (1) The purchasing dispensary establishes to the
11 department's satisfaction that:

12 (A) The purchase is necessary to ensure that
13 qualifying patients have continuous access to
14 cannabis for medical use; or

15 (B) The cannabis and manufactured cannabis products
16 are for medical, scientific, or other legitimate
17 purposes approved by the State;

18 (2) The selling dispensary may transport no more than
19 eight hundred ounces, or other amounts with prior
20 approval by the department, of cannabis or



- 1 manufactured cannabis products to the purchasing
 2 dispensary within a thirty-day period;
- 3 (3) The cannabis and manufactured cannabis products are
 4 transported between the dispensaries for medical,
 5 scientific, or other legitimate purposes approved by
 6 the State; and
- 7 (4) Nothing in this subsection shall relieve any
 8 dispensary of its responsibilities and obligations
 9 under this chapter and chapter 329."

10 SECTION 4. Section 329D-7, Hawaii Revised Statutes, is
 11 amended to read as follows:

12 "**§329D-7 Medical cannabis dispensary rules.** The
 13 department shall establish standards with respect to:

- 14 (1) The number of medical cannabis dispensaries that shall
 15 be permitted to operate in the State;
- 16 (2) A fee structure, set by rules adopted pursuant to
 17 chapter 91, for:
- 18 (A) The submission of applications and renewals of
 19 licenses to dispensaries; provided that the
 20 department shall consider the market conditions



1 in each county in determining the license renewal
2 fee amounts;

3 (B) The submission of applications and renewals for
4 each additional production center; and

5 (C) Dispensary-to-dispensary sales authorized by
6 section 329D-6(r);

7 provided that no designated fee shall increase by more
8 than two and one-half per cent annually;

9 (3) Criteria and procedures for the consideration and
10 selection, based on merit, of applications for
11 licensure of dispensaries; provided that the criteria
12 shall include but not be limited to an applicant's:

13 (A) Ability to operate a business;

14 (B) Financial stability and access to financial
15 resources; provided that applicants for medical
16 cannabis dispensary licenses shall provide
17 documentation that demonstrates control of not
18 less than \$1,000,000 in the form of escrow
19 accounts, letters of credit, surety bonds, bank
20 statements, lines of credit, or the equivalent to
21 begin operating the dispensary;



- 1 (C) Ability to comply with the security requirements
2 developed pursuant to paragraph (6);
- 3 (D) Capacity to meet the needs of qualifying patients
4 and qualifying out-of-state patients;
- 5 (E) Ability to comply with criminal background check
6 requirements developed pursuant to paragraph (8);
7 and
- 8 (F) Ability to comply with inventory controls
9 developed pursuant to paragraph (13);
- 10 (4) Specific requirements regarding annual audits and
11 reports required from each production center and
12 dispensary licensed pursuant to this chapter;
- 13 (5) Procedures for announced and unannounced inspections
14 by the department or its agents of production centers
15 and dispensaries licensed pursuant to this chapter;
16 provided that inspections for license renewals shall
17 be unannounced;
- 18 (6) Security requirements for the operation of production
19 centers and retail dispensing locations; provided
20 that, at a minimum, the following shall be required:
21 (A) For production centers:



- 1 (i) Video monitoring and recording of the
- 2 premises; provided that recordings shall be
- 3 retained for fifty days;
- 4 (ii) Fencing that surrounds the premises and that
- 5 is sufficient to reasonably deter intruders
- 6 and prevent anyone outside the premises from
- 7 viewing any cannabis in any form;
- 8 (iii) An alarm system; and
- 9 (iv) Other reasonable security measures to deter
- 10 or prevent intruders, as deemed necessary by
- 11 the department; and
- 12 (B) For retail dispensing locations:
- 13 (i) Presentation of a valid government-issued
- 14 photo identification and a valid
- 15 identification as issued by the department
- 16 pursuant to section 329-123 by a qualifying
- 17 patient or caregiver, or section 329-123.5
- 18 by a qualifying out-of-state patient or
- 19 caregiver of a qualifying out-of-state
- 20 patient, upon entering the premises;



- 1 (ii) Video monitoring and recording of the
- 2 premises; provided that recording shall be
- 3 retained for fifty days;
- 4 (iii) An alarm system;
- 5 (iv) Exterior lighting; and
- 6 (v) Other reasonable security measures as deemed
- 7 necessary by the department;
- 8 (7) Security requirements for the transportation of
- 9 cannabis and manufactured cannabis products between
- 10 production centers and retail dispensing locations and
- 11 between a production center, retail dispensing
- 12 location, qualifying patient, primary caregiver,
- 13 qualifying out-of-state patient, or caregiver of a
- 14 qualifying out-of-state patient and a certified
- 15 laboratory, pursuant to section 329-122(f);
- 16 (8) Standards and criminal background checks to ensure the
- 17 reputable and responsible character and fitness of all
- 18 license applicants, licensees, employees,
- 19 subcontractors and their employees, and prospective
- 20 employees of medical cannabis dispensaries to operate
- 21 a dispensary; provided that the standards, at a



1 minimum, shall exclude from licensure or employment
2 any person convicted of any felony;

3 (9) The training and certification of operators and
4 employees of production centers and dispensaries;

5 (10) The types of manufactured cannabis products that
6 dispensaries shall be authorized to manufacture and
7 sell pursuant to sections 329D-9 and 329D-10;

8 (11) Laboratory standards related to testing cannabis and
9 manufactured cannabis products for content,
10 contamination, and consistency;

11 (12) The quantities of cannabis and manufactured cannabis
12 products that a dispensary may sell or provide to a
13 qualifying patient, primary caregiver, qualifying out-
14 of-state patient, or caregiver of a qualifying out-of-
15 state patient; provided that no dispensary shall sell
16 or provide to a qualifying patient, primary caregiver,
17 qualifying out-of-state patient, or caregiver of a
18 qualifying out-of-state patient any combination of
19 cannabis and manufactured cannabis products that:



- 1 (A) During a period of fifteen consecutive days,
- 2 exceeds the equivalent of four ounces of
- 3 cannabis; or
- 4 (B) During a period of thirty consecutive days,
- 5 exceeds the equivalent of eight ounces of
- 6 cannabis;
- 7 (13) Dispensary and production center inventory controls to
- 8 prevent the unauthorized diversion of cannabis or
- 9 manufactured cannabis products or the distribution of
- 10 cannabis or manufactured cannabis products to a
- 11 qualifying patient, primary caregiver, qualifying out-
- 12 of-state patient, or caregiver of a qualifying out-of-
- 13 state patient in quantities that exceed limits
- 14 established by this chapter; provided that the
- 15 controls, at a minimum, shall include:
- 16 (A) A computer software tracking system as specified
- 17 in section 329D-6(j) and (k); and
- 18 (B) Product packaging standards sufficient to allow
- 19 law enforcement personnel to reasonably determine
- 20 the contents of an unopened package;



- 1 (14) Limitation to the size or format of signs placed
2 outside a retail dispensing location or production
3 center; provided that the signage limitations, at a
4 minimum, shall comply with section 329D-6(o)(2) and
5 shall not include the image of a cartoon character or
6 other design intended to appeal to children;
- 7 (15) The disposal or destruction of unwanted or unused
8 cannabis and manufactured cannabis products;
- 9 (16) The enforcement of the following prohibitions against:
- 10 (A) The sale or provision of cannabis or manufactured
11 cannabis products to unauthorized persons;
- 12 (B) The sale or provision of cannabis or manufactured
13 cannabis products to a qualifying patient,
14 primary caregiver, qualifying out-of-state
15 patient, or caregiver of a qualifying out-of-
16 state patient in quantities that exceed limits
17 established by this chapter;
- 18 (C) Any use or consumption of cannabis or
19 manufactured cannabis products on the premises of
20 a retail dispensing location or production
21 center; and



- 1 (D) The distribution of cannabis or manufactured
2 cannabis products, for free, on the premises of a
3 retail dispensing location or production center;
- 4 (17) The establishment of a range of penalties for
5 violations of this chapter or rule adopted thereto;
6 [and]
- 7 (18) A process to recognize and register patients who are
8 authorized to purchase, possess, and use medical
9 cannabis in another state, a United States territory,
10 or the District of Columbia as qualifying out-of-state
11 patients; provided that this registration process may
12 commence no sooner than January 1, 2018[-]; and
- 13 (19) Security requirements and restrictions regarding
14 waiting rooms, including but not limited to:
- 15 (A) Security measures to prevent unauthorized access
16 to any area within the retail dispensing location
17 outside of the waiting room;
- 18 (B) Restrictions on marketing and advertising within
19 the waiting room;
- 20 (C) Restrictions on signage within the waiting room;
21 and



1 (D) Other reasonable security measures or
2 restrictions as deemed necessary by the
3 department."

4 SECTION 5. Section 329D-10, Hawaii Revised Statutes, is
5 amended by amending subsection (a) to read as follows:

6 "(a) The types of medical cannabis products that may be
7 manufactured and distributed pursuant to this chapter shall be
8 limited to:

- 9 (1) Capsules;
- 10 (2) Lozenges;
- 11 (3) Pills;
- 12 (4) Oils and oil extracts;
- 13 (5) Tinctures;
- 14 (6) Ointments and skin lotions;
- 15 (7) Transdermal patches;
- 16 (8) Pre-filled and sealed containers used to aerosolize
17 and deliver cannabis orally~~[r]~~ or by inhalation, such
18 as ~~[with]~~ an inhaler ~~[or]~~, nebulizer~~[r]~~, or device
19 that provides safe pulmonary administration; provided
20 that ~~[containers]~~:



1 (A) Containers need not be manufactured by the
2 licensed dispensary but shall be filled with
3 cannabis, cannabis oils, or cannabis extracts
4 manufactured by the licensed dispensary~~[+]~~ or
5 purchased from another dispensary pursuant to
6 section 329D-6(r); but shall not contain
7 nicotine, tobacco-related products, or any other
8 non-cannabis derived products; and ~~[shall be~~
9 ~~designed to be used with devices used to provide~~
10 ~~safe pulmonary administration of manufactured~~
11 ~~cannabis products;~~

12 ~~(9) Devices]~~

13 (B) For devices that provide safe pulmonary
14 administration~~[+ provided that]~~:

15 ~~[-(A)]~~ (i) The heating element of the device, if any,
16 ~~[is]~~ shall be made of inert materials such as
17 glass, ceramic, or stainless steel, and not of
18 plastic or rubber;

19 ~~[-(B)]~~ (ii) The device ~~[is]~~ shall be distributed solely
20 for use with single-use, pre-filled, tamper-



1 resistant, sealed containers that do not contain
2 nicotine or other tobacco products;

3 [~~(C)~~] ~~The device is used to aerosolize and deliver~~
4 ~~cannabis by inhalation, such as an inhaler,~~
5 ~~medical-grade nebulizer, or other similar medical~~
6 ~~grade volitization device;~~

7 ~~(D)]~~ (iii) There ~~[is]~~ shall be a temperature control
8 on the device that is regulated to prevent the
9 combustion of cannabis oil; and

10 ~~(E)]~~ (iv) The device need not be manufactured by the
11 licensed dispensary;

12 (9) Pre-rolled cannabis flower products, as specified by
13 the department;

14 (10) [~~Other products, including edible~~] Edible cannabis
15 products, as specified by the department; and

16 (11) Other products as specified by the department."

17 SECTION 6. Section 329D-11, Hawaii Revised Statutes, is
18 amended by amending subsection (a) to read as follows:

19 "(a) The department shall establish standards regarding
20 the advertising and packaging of cannabis and manufactured



1 cannabis products; provided that the standards, at a minimum,
2 shall require the use of packaging that:

- 3 (1) Is child-resistant and opaque so that the product
4 cannot be seen from outside the packaging;
- 5 (2) Uses only [~~black~~] lettering in colors approved by the
6 department on a white background with no pictures or
7 graphics;
- 8 (3) Is clearly labeled with the phrase "For medical use
9 only";
- 10 (4) Is clearly labeled with the phrase "Not for resale or
11 transfer to another person";
- 12 (5) Includes instructions for use and "use by date";
- 13 (6) Contains information about the contents and potency of
14 the product;
- 15 (7) Includes the name of the production center where
16 cannabis in the product was produced, including the
17 batch number and date of packaging;
- 18 (8) Includes a barcode generated by tracking software; and
- 19 (9) In the case of a manufactured cannabis product,
20 includes a:



- 1 (A) Listing of the equivalent physical weight of the
- 2 cannabis used to manufacture the amount of the
- 3 product that is within the packaging, pursuant to
- 4 section 329D-9(c);
- 5 (B) Clearly labeled warning stating that the product:
- 6 (i) Is a medication that contains cannabis, and
- 7 is not a food; and
- 8 (ii) Should be kept away from children; and
- 9 (C) Date of manufacture."

10 SECTION 7. Section 329D-12, Hawaii Revised Statutes, is
11 amended by amending subsection (a) to read as follows:

12 "(a) The following shall be subject to background checks
13 conducted by the department or its designee, including but not
14 limited to criminal history record checks in accordance with
15 section 846-2.7:

- 16 (1) Each applicant and licensee for a medical cannabis
- 17 dispensary license, including the individual applicant
- 18 and all officers, directors, members of a limited
- 19 liability corporation; shareholders with at least
- 20 twenty-five per cent or more ownership interest in a
- 21 corporation; and managers of an entity applicant;



- 1 (2) Each employee of a medical cannabis dispensary;
- 2 (3) Each employee of a subcontracted production center or
- 3 retail dispensing location;
- 4 (4) All officers, directors, members of a limited
- 5 liability corporation; and shareholders with at least
- 6 twenty-five per cent or more ownership interest in a
- 7 corporate owner of a subcontracted production center
- 8 or retail dispensing location; and
- 9 (5) Any person permitted to enter and remain in a
- 10 ~~[dispensary facility]~~ retail dispensing location or
- 11 production center pursuant to section 329D-15(a) (4) or
- 12 329D-16(a) (3).

13 The person undergoing the background check shall provide written
 14 consent and all applicable processing fees to the department or
 15 its designee to conduct the background checks."

16 SECTION 8. Section 329D-15, Hawaii Revised Statutes, is
 17 amended by amending subsections (a) and (b) to read as follows:

18 "(a) No person shall intentionally or knowingly enter or
 19 remain upon the premises of a medical cannabis retail dispensing
 20 location unless the individual is:



- 1 (1) An individual licensee or registered employee of the
2 dispensary;
- 3 (2) A qualifying patient, primary caregiver, qualifying
4 out-of-state patient, or caregiver of a qualifying
5 out-of-state patient;
- 6 (3) A government employee or official acting in the
7 person's official capacity; or
- 8 (4) Previously included on a current department-approved
9 list provided to the department by the licensee of
10 those persons who are allowed into that [~~dispensary's~~
11 ~~facilities~~] retail dispensing location for a specific
12 purpose for that [~~dispensary,~~] retail dispensing
13 location including but not limited to construction,
14 maintenance, repairs, legal counsel, providers of
15 paratransit or other assistive services required by a
16 qualifying patient, primary caregiver, qualifying out-
17 of-state patient, or caregiver of a qualifying out-of-
18 state patient to access a retail [~~dispensary~~]
19 dispensing location, or investors; provided that;
- 20 (A) The person has been individually approved by the
21 department to be included on the list;



- 1 (B) The person is at least twenty-one years of age,
2 as verified by a valid government issued
3 identification card;
- 4 (C) The department has confirmed that the person has
5 no felony convictions;
- 6 (D) The person is escorted by an individual licensee
7 or registered employee of the dispensary at all
8 times while in the [~~dispensary facility;~~] retail
9 dispensing location; provided that construction
10 and maintenance personnel who are not normally
11 engaged in the business of cultivating,
12 processing, or selling medical cannabis need not
13 be accompanied on a full-time basis, but shall be
14 reasonably monitored by an individual licensee or
15 registered employee of the dispensary while in
16 areas not containing any cannabis or manufactured
17 cannabis products;
- 18 (E) The person is only permitted within those
19 portions of the [~~dispensary facility~~] retail
20 dispensing location as necessary to fulfill the
21 person's purpose for entering;



1 (F) The person is only permitted within the
2 [~~dispensary facility~~] retail dispensing location
3 during the times and for the duration necessary
4 to fulfill the person's purpose for entering;

5 (G) The dispensary shall keep an accurate record of
6 each person's first and last name, date and times
7 upon entering and exiting the [~~dispensary~~
8 ~~facility,~~] retail dispensing location, purpose
9 for entering, and the identity of the escort; and

10 (H) The approved list shall be effective for one year
11 from the date of the department approval~~[-]~~;
12 provided that a member of the general public may enter or remain
13 within the waiting room of a retail dispensing location.

14 (b) No individual licensee or registered employee of a
15 medical cannabis dispensary with control over or responsibility
16 for a retail dispensing location shall intentionally or
17 knowingly allow another to enter or remain upon the premises of
18 the retail dispensing location, unless the other is permitted to
19 enter and remain as specified in subsection (a) ~~[-]~~, except in an
20 emergency situation to repair infrastructure at a retail
21 dispensing location by a person not on the department-approved



1 list; provided that the repair worker shall be escorted at all
2 times, and the licensee shall notify the department of the use
3 of this individual immediately."

4 SECTION 9. Section 329D-16, Hawaii Revised Statutes, is
5 amended by amending subsections (a) and (b) to read as follows:

6 "(a) No person shall intentionally or knowingly enter or
7 remain upon the premises of a medical cannabis production center
8 unless the person is:

- 9 (1) An individual licensee or registered employee of the
10 production center;
- 11 (2) A government employee or official acting in the
12 person's official capacity; or
- 13 (3) Previously included on a current department-approved
14 list provided to the department by the licensee of
15 those persons who are allowed into that [~~dispensary's~~
16 ~~facilities~~] production center for a specific purpose
17 for that [~~dispensary,~~] production center, including
18 but not limited to construction, maintenance, repairs,
19 legal counsel, or investors; provided that:

20 (A) The person has been individually approved by the
21 department to be included on the list;



- 1 (B) The person is at least twenty-one years of age,
2 as verified by a valid government issued
3 identification card;
- 4 (C) The department has confirmed that the person has
5 no felony convictions;
- 6 (D) The person is escorted by an individual licensee
7 or registered employee of the [~~dispensary~~]
8 production center at all times while in the
9 [~~dispensary facility;~~] production center;
10 provided that construction and maintenance
11 personnel not normally engaged in the business of
12 cultivating, processing, or selling medical
13 cannabis need not be accompanied on a full-time
14 basis, but shall be reasonably monitored by an
15 individual licensee or registered employee of the
16 production center while in areas not containing
17 any cannabis or manufactured cannabis products;
- 18 (E) The person is only permitted within those
19 portions of the [~~dispensary facility~~] production
20 center as necessary to fulfill the person's
21 purpose for entering;



1 (F) The person is only permitted within the
2 [~~dispensary facility~~] production center during
3 the times and for the duration necessary to
4 fulfill the person's purpose for entering;

5 (G) The [~~dispensary~~] production center shall keep an
6 accurate record of each person's identity, date
7 and times upon entering and exiting the
8 [~~dispensary facility,~~] production center, purpose
9 for entering, and the identity of the escort; and

10 (H) The approved list shall be effective for one year
11 from the date of department approval.

12 (b) No individual licensee or registered employee of a
13 medical cannabis dispensary with control over or responsibility
14 for a production center shall intentionally or knowingly allow
15 another to enter or remain upon the premises of the production
16 center, unless the other is permitted to enter and remain as
17 specified in subsection (a) [~~-~~], except in an emergency situation
18 to repair infrastructure at a production center by a person not
19 on the department-approved list; provided that the repair worker
20 shall be escorted at all times, and the licensee shall notify
21 the department of the use of this individual immediately."



1 SECTION 10. Section 329D-21, Hawaii Revised Statutes, is
2 amended by amending subsection (b) to read as follows:

3 "(b) Any person who violates any of the provisions of this
4 chapter or the rules adopted pursuant thereto shall be fined not
5 less than \$100 nor more than \$1,000 for each [~~violation.~~]
6 separate violation. Each day on which a violation occurs or
7 continues shall be counted as a separate violation."

8 SECTION 11. Section 329D-26, Hawaii Revised Statutes, is
9 amended by amending subsection (a) to read as follows:

10 "(a) The department, in conjunction with medical cannabis
11 dispensaries and physicians and advanced practice registered
12 nurses who issue written certifications pursuant to section 329-
13 123, shall conduct a continuing education and training program
14 to explain and clarify the purposes and requirements of this
15 chapter or to provide substance abuse prevention and education.
16 The program shall target community partner agencies, physicians
17 and other health care providers, patients and caregivers, law
18 enforcement agencies, law and policy makers, and the general
19 public. The program shall include, at minimum, education and
20 outreach regarding:



1 (1) The updated, publicly-available list of medical
2 cannabis dispensaries, physicians, and other health
3 care providers participating in the program under this
4 chapter;

5 (2) Lawful activities, unlawful activities, and applicable
6 penalties for a medical cannabis dispensary,
7 qualifying patient, primary caregiver, qualifying
8 out-of-state patient, caregiver of a qualifying
9 out-of-state patient, and other entity performing
10 related activities; and

11 (3) The methods and associated requirements for a medical
12 cannabis dispensary, qualifying patient, primary
13 caregiver, or other entity to produce cannabis and
14 manufactured cannabis products, as applicable."

15 SECTION 12. This Act does not affect rights and duties
16 that matured, penalties that were incurred, and proceedings that
17 were begun before its effective date.

18 SECTION 13. Statutory material to be repealed is bracketed
19 and stricken. New statutory material is underscored.

20 SECTION 14. This Act shall take effect on July 1, 2023.



Report Title:

Medical Cannabis; Medical Cannabis Dispensaries; Written Certification; Waiting Rooms; Rulemaking Authority; Fee Structure; Signage; Security; Retail Dispensing Locations; Production Centers; Education and Training; Violations

Description:

Authorizes the department of health to allow a patient's written certification to be valid for three years. Defines "waiting room" within a medical cannabis retail dispensing location and clarifies public access to the waiting room. Amends the rulemaking authority for dispensary-to-dispensary sales. Permits a selling dispensary to transport an amount other than eight hundred ounces of cannabis or manufactured cannabis products with prior approval of the department of health. Amends the dispensary program licensing fee structure. Adds or clarifies requirements for the dispensary program related to signage, packaging, security requirements and restrictions regarding waiting rooms, permitted types of manufactured cannabis products, supervision of certain personnel while onsite at retail dispensing locations or medical cannabis production centers, and the department of health's education and training program. Clarifies penalties for violations of the dispensary law. Makes various housekeeping amendments. (CD1)

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