

JAN 20 2023

A BILL FOR AN ACT

RELATING TO CANNABIS.

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

1 SECTION 1. The legislature finds that the purpose of the
2 medical cannabis dispensary system law is to ensure that
3 qualified patients have safe, timely, and adequate access to
4 medical cannabis. The legislature further finds that the
5 coronavirus disease 2019 (COVID-19) pandemic has severely
6 impacted the way in which qualified patients can safely access
7 the facilities that provide medical cannabis. Many qualified
8 patients suffer from debilitating conditions that make them
9 especially vulnerable to exposure, and seek alternative ways to
10 physically access facilities and minimize exposure.

11 The purpose of this Act is to authorize the department of
12 health to approve in-vehicle receipt of medical cannabis and
13 medical cannabis products on or near the premises of
14 dispensaries, under certain conditions.

15 SECTION 2. Section 329D-6, Hawaii Revised Statutes, is
16 amended by amending subsection (n) to read as follows:



1 "(n) A dispensary shall be prohibited from off-premises
2 delivery of cannabis or manufactured cannabis products to a
3 qualifying patient, primary caregiver, qualifying out-of-state
4 patient, or caregiver of a qualifying out-of-state patient[-];
5 provided that the department is authorized to allow a dispensary
6 to dispense cannabis or manufactured cannabis products to a
7 qualifying in-state patient or in-state primary caregiver of a
8 qualifying in-state patient outside of the dispensary's retail
9 store building but on the dispensary's premises. The department
10 shall adopt administrative rules detailing the circumstances for
11 which on-premises dispensing may be allowed and any dispensing
12 requirements."

13 SECTION 3. This Act does not affect rights and duties that
14 matured, penalties that were incurred, and proceedings that were
15 begun before its effective date.

16 SECTION 4. Statutory material to be repealed is bracketed
17 and stricken. New statutory material is underscored.

18 SECTION 5. This Act shall take effect upon its approval.

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INTRODUCED BY:  _____



S.B. NO. 440

Report Title:

DOH; Medical Cannabis; Products; Delivery; Vehicles; COVID-19

Description:

Authorizes the Department of Health to approve in-vehicle receipt of medical cannabis and medical cannabis products on or near the premises of dispensaries subject to administrative rules adopted by the Department of Health.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

