

255

Honolulu, Hawaii

APR 25 , 2025

RE: H.B. No. 302  
H.D. 2  
S.D. 2  
C.D. 1

Honorable Nadine K. Nakamura  
Speaker, House of Representatives  
Thirty-Third State Legislature  
Regular Session of 2025  
State of Hawaii

Honorable Ronald D. Kouchi  
President of the Senate  
Thirty-Third State Legislature  
Regular Session of 2025  
State of Hawaii

Madam and Sir:

Your Committee on Conference on the disagreeing vote of the House of Representatives to the amendments proposed by the Senate in H.B. No. 302, H.D. 2, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO CANNABIS,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to make various amendments to the medical use of cannabis and medical cannabis dispensaries laws by:

- (1) Amending the definition of "debilitating medical condition";
- (2) Authorizing the sale of hemp products and accessories to the use of medical cannabis in a medical cannabis dispensary waiting room;



- (3) Authorizing the establishment of a provider-patient relationship via telehealth for purposes of issuing written certifications and limiting the maximum fee a provider may assess for issuing a written certification;
- (4) Clarifying the transportation requirements for certain types of dispensary-to-dispensary purchases of cannabis or manufactured cannabis products;
- (5) Beginning January 1, 2027:
  - (A) Establish criminal penalties for the unlicensed operation of a medical cannabis dispensary; and
  - (B) Prohibit the cultivation of cannabis without a license issued by the Department of Health; and
- (6) Authorize expenditures from the Medical Cannabis Registry and Regulation Special Fund to fund programs for the mitigation and abatement of nuisances related to medical cannabis dispensaries and appropriate funds to the Attorney General's Drug Nuisance Abatement Unit for these purposes.

Your Committee on Conference has amended this measure by:

- (1) Reverting to the existing statutory definition of "debilitating medical condition";
- (2) Authorizing the Department of Health to inspect a qualifying patient's medical records that are held by the physician, advanced practice registered nurse, or hospice provider who issued a written certification for the qualifying patient;
- (3) Amending the definitions of "qualifying patient" and "written certification" and adding a definition for "primary treating medical provider";
- (4) Clarifying the conditions of use for the medical use of cannabis;
- (5) Authorizing the sale of hemp products and accessories to the medical use of cannabis at retail dispensing locations, except in the waiting room;



- (6) Establishing criminal penalties for the unlicensed operation of a medical cannabis dispensary beginning July 1, 2025, rather than January 1, 2027;
- (7) Authorizing expenditures from the Medical Cannabis Registry and Regulation Special Fund to fund programs for the mitigation and abatement of nuisances related to illegal cannabis and hemp products as well as medical cannabis dispensaries;
- (8) Inserting an appropriation of \$750,000 from the Medical Cannabis Registry and Regulation Special Fund for the mitigation and abatement of nuisances related to illegal cannabis and hemp products and medical cannabis dispensaries, including the establishment of positions;
- (9) Prohibiting the cultivation of cannabis without a license issued by the Department of Health beginning January 1, 2028, rather than January 1, 2027, and deleting certain provisions relating to the maximum number of cannabis cultivator licenses and maximum plant canopy size;
- (10) Changing the effective date to July 1, 2025; and
- (11) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.


As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 302, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 302, H.D. 2, S.D. 2, C.D. 1.



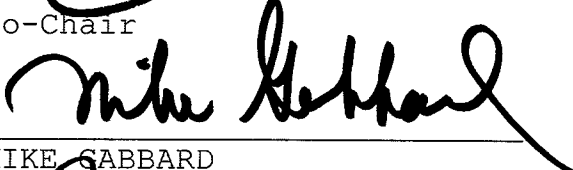
Respectfully submitted on behalf  
of the managers:


ON THE PART OF THE SENATE

ON THE PART OF THE HOUSE

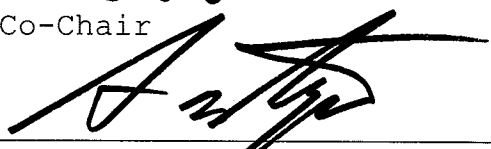
  
JOY A. SAN BUENAVENTURA  
Chair

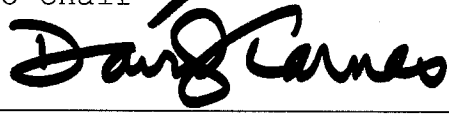
  
JARRETT KEOHOKALOLE  
Co-Chair


  
MIKE GABBARD  
Co-Chair

  
SHARON MORIWAKI  
Co-Chair

  
GREGG TAYAAMA  
Co-Chair

  
SCOT Z. MATAYOSHI  
Co-Chair

  
DAVID A. TARNAS  
Co-Chair

  
SUE L. KEOHOKAPU-LEE JOY  
Co-Chair



# Hawaii State Legislature

## Record of Votes of a Conference Committee

CCR 255

Bill / Concurrent Resolution No.: <b>HB 302, HD 2, SD 2</b>					Date/Time: <i>April 22, 2022</i> <b>550 PM</b>				
<input checked="" type="checkbox"/> The recommendation of the House and Senate managers is to pass with amendments (CD).									
<input type="checkbox"/> The Committee is reconsidering its previous decision.									
<input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure					<input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.				
Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
SAN BUENAVENTURA, Joy A., Chr.	✓				TAKAYAMA, Gregg, Co-Chr.	✓			
KEOHOKALOLE, Jarrett, Co-Chr.	✓				MATAYOSHI, Scot Z., Co-Chr.	✓			
GABBARD, Mike, Co-Chr.				✓	TARNAS, David A., Co-Chr.	✓			
MORIWAKI, Sharon Y., Co-Chr.	✓				KEOHOKAPU-LEE LOY, Sue L., Co-Chr.	✓			
FEVELLA, Kurt	✓				CHUN, Cory M.	✓			
					ALCOS III, David	✓			
TOTAL	4			1	TOTAL	6			
A = Aye		WR = Aye with Reservations			N = Nay		E = Excused		
Senate Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted					House Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Senate Lead Chair's or Designee's Signature: 					House Lead Chair's or Designee's Signature: 				
Distribution: <b>Original</b> File with Conference Committee Report					<b>Yellow</b> House Clerk's Office				
<b>Pink</b> Senate Clerk's Office					<b>Goldenrod</b> Drafting Agency				