

STAND. COM. REP. NO.

2480

Honolulu, Hawaii

FEB 26 2010

RE: S.B. No. 2213
S.D. 2

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fifth State Legislature
Regular Session of 2010
State of Hawaii

Madam:

Your Committee on Ways and Means, to which was referred S.B. No. 2213, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO COUNTIES,"

begs leave to report as follows:

The purpose of this measure is to provide that each county may establish compassion centers to dispense medical marijuana to qualifying patients and caregivers registered with the Department of Public Safety.

The measure also would impose, on each ounce of marijuana sold by a compassion center, a general excise tax of \$30, to be divided between the State and the county where the sale occurred.

Your Committee received written comments in support of this measure from the American Civil Liberties Union and Students for Sensible Drug Policy. Comments in opposition were submitted by the County of Hawaii Police Department and the Department of the Prosecuting Attorney for the City and County of Honolulu. One concerned individual submitted comments on this measure. The written comments may be reviewed on the Legislature's website.

Your Committee finds that this measure furthers the intent of the Medical Use of Marijuana law, enacted by Act 228, Session Laws of Hawaii 2000, and codified as part IX, chapter 329, Hawaii Revised Statutes, by providing qualifying patients and their registered caregivers with a safe and legal method of obtaining



marijuana for medical purposes. In addition, this measure would provide an increase in state and county revenues.

Your Committee has amended this measure by:

- (1) Requiring each compassion center to register annually with the Department of Public Safety;
- (2) Requiring each compassion center to pay an annual registration fee of \$5,000, and providing that the State and the county share the revenue equally;
- (3) Authorizing the recognition of medical marijuana registration certificates from other jurisdictions under certain circumstances;
- (4) Changing the effective date of the measure to facilitate discussion; and
- (5) Making technical, nonsubstantive amendments for the purpose of clarity and style.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2213, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2213, S.D. 2.

Respectfully submitted on
behalf of the members of the
Committee on Ways and Means,


DONNA MERCADO KIM, Chair



The Senate
Twenty-Fifth Legislature
State of Hawaii

Record of Votes
Committee on Ways and Means
WAM

| | | | | |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------|----------------|----------|----------|
| Bill / Resolution No.:* | Committee Referral: | Date: | | |
| SB 2213 SD1 | TIA/PSM, WAM | 2/22/10 | | |
| <input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____ | | | | |
| The Recommendation is: <div style="display: flex; justify-content: space-around; align-items: flex-end;"> <div style="text-align: center;"><input type="checkbox"/> Pass, unamended 2312</div> <div style="text-align: center;"><input checked="" type="checkbox"/> Pass, with amendments 2311</div> <div style="text-align: center;"><input type="checkbox"/> Hold 2310</div> <div style="text-align: center;"><input type="checkbox"/> Recommit 2313</div> </div> | | | | |
| Members | Aye | Aye (WR) | Nay | Excused |
| KIM, Donna Mercado (C) | / | | | |
| TSUTSUI, Shan S. (VC) | | / | | |
| CHUN OAKLAND, Suzanne | / | | | |
| ENGLISH, J. Kalani | / | | | |
| FUKUNAGA, Carol | / | | | |
| GALUTERIA, Brickwood | / | | | |
| HEE, Clayton | | | | / |
| HOOSER, Gary L. | / | | | |
| KIDANI, Michelle N. | / | | | |
| KOKUBUN, Russell S. | / | | | |
| TOKUDA, Jill N. | / | | | |
| HEMMINGS, Fred | | | | / |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| TOTAL | 9 | 1 | 0 | 2 |
| Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted </div> | | | | |
| Chair's or Designee's Signature: <div style="text-align: center; margin-top: 10px;"> </div> | | | | |
| Distribution: <div style="display: flex; justify-content: space-between; margin-top: 5px;"> <div style="text-align: center;">Original File with Committee Report</div> <div style="text-align: center;">Yellow Clerk's Office</div> <div style="text-align: center;">Pink Drafting Agency</div> <div style="text-align: center;">Goldenrod Committee File Copy</div> </div> | | | | |

***Only one measure per Record of Votes**