STAND. COM. REP. NO.

358

Honolulu, Hawaii

FEB 1 8 2011

RE: S.B. No. 1458

S.D. 1

Honorable Shan S. Tsutsui President of the Senate Twenty-Sixth State Legislature Regular Session of 2011 State of Hawaii

Sir:

Your Committees on Health and Public Safety, Government Operations, and Military Affairs, to which was referred S.B. No. 1458 entitled:

"A BILL FOR AN ACT RELATING TO HEALTH,"

beg leave to report as follows:

The purpose and intent of this measure is to establish a licensing system under the Department of Health for the distribution of medical marijuana by:

- (1) Creating three classes of medical marijuana licenses: class 1 medical marijuana compassion center license for the sale of medical marijuana to qualified patients; class 2 medical marijuana cultivation license; and class 3 medical marijuana-infused products manufacturing license;
- (2) Specifying requirements for each class;
- (3) Making medical marijuana sales subject to income and excise taxes;
- (4) Establishing a special marijuana sales tax on sales of medical marijuana; and
- (5) Establishing a fee for issuance and renewal of a license.

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manufacturing licensee shall be located within five hundred feet of any day care facility, public or private school, or another class 1, class 2, or class 3 licensee facility; and no licensee of any class shall be located within two miles of any other licensee of any class;

- (7) Extending from five to ten preceding years the time during which a person who has had a felony drug conviction shall be ineligible to obtain or renew a license;
- (8) Inserting an effective date of July 1, 2050, to allow for further discussion; and
- (9) Making technical, nonsubstantive changes for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Health and Public Safety, Government Operations, and Military Affairs that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 1458, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 1458, S.D. 1, and be referred to the Committee on Ways and Means.

Respectfully submitted on behalf of the members of the Committees on Health and Public Safety, Government Operations, and Military Affairs,

WILL ESPERO, Chair

JOSH GREEN, M.D., Chair

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## The Senate Twenty-Sixth Legislature State of Hawai'i

## Record of Votes Committee on Health HTH

Bill / Resolution No.:*	Committee Referral:			Date:			
SB 1458	HTH/PGM, WAM 2/14/11						
The committee is reconsidering its previous decision on this measure.							
If so, then the previous decision was to:							
The Recommendation is:							
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313							
Members	*	Aye	Aye (WR)	Nay	Excused		
GREEN, M.D., Josh (C)			<b>V</b>				
NISHIHARA, Clarence K. (VC)							
BAKER, Rosalyn H.		>					
CHUN OAKLAND, Suzanne				Section 1			
SHIMABUKURO, Maile					/		
WAKAI, Glenn							
SLOM, Sam	15. 18.4.2.2.4.2.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1	Managara and American State of the Company of the C	Company of the Compan	<i>\</i>	manus and a second seco		
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TOTAL		1	2	2	2		
Recommendation:  Adopted Not Adopted							
Chair's or Designee's Signature:  Clarence & Signature:							
Distribution:         Original         Yellow         Pink         Goldenrod           File with Committee Report         Clerk's Office         Drafting Agency         Committee File Copy							

<sup>\*</sup>Only one measure per Record of Votes

## The Senate Twenty-Sixth Legislature State of Hawaiʻi

## Record of Votes Committee on Public Safety, Government Operations, and Military Affairs PGM

	Committee Referral: Date: HTH PGM, WAM 2-10-11						
The committee is reconsidering its previous decision on this measure.  If so, then the previous decision was to:							
The Recommendation is:							
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313							
Members	Aye	Aye (WR)	Nay	Excused			
ESPERO, Will (C)							
KIDANI, Michelle N. (VC)							
BAKER, Rosalyn H.							
RYAN, Pohai	Section   Sect	The second secon					
SLOM, Sam		Cort of Eminorary (	arth Petinguna				
TOTAL	3			2			
Recommendation:  Adopted  Not Adopted							
Chair's or Designee's Signature:  Muhelle Aldani							
Distribution:         Original         Yellow         Pink         Goldenrod           File with Committee Report         Clerk's Office         Drafting Agency         Committee File Copy							

\*Only one measure per Record of Votes