



EXECUTIVE CHAMBERS  
HONOLULU

DAVID Y. IGE  
GOVERNOR

July 10, 2018

**GOV. MSG. NO. 1254**

The Honorable Ronald D. Kouchi,  
President  
and Members of the Senate  
Twenty-Ninth State Legislature  
State Capitol, Room 409  
Honolulu, Hawai'i 96813

The Honorable Scott K. Saiki,  
Speaker and Members of the  
House of Representatives  
Twenty-Ninth State Legislature  
State Capitol, Room 431  
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

I am transmitting herewith SB2407 SD1 HD1 CD1, without my approval and with the statement of objections relating to the measure.

SB2407 SD1 HD1 CD1

RELATING TO MEDICAL CANNABIS

Sincerely,

DAVID Y. IGE  
Governor, State of Hawai'i

EXECUTIVE CHAMBERS

HONOLULU

July 10, 2018

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 2407

Honorable Members  
Twenty-Ninth Legislature  
State of Hawai'i

Pursuant to Section 16 of Article III of the Constitution of the State of Hawai'i, I am returning herewith, without my approval, Senate Bill No. 2407, entitled "A Bill for an Act Relating to Medical Cannabis."

The purpose of this bill is to allow the medical use of cannabis to treat opioid use and substance use disorders, or withdrawal symptoms resulting from the treatment of those disorders.

This bill is objectionable because the Department of Health, through section 11-160-7, Hawaii Administrative Rules, already has an evidence-based petition process to add a condition to the list of debilitating medical conditions for which medical cannabis can be used. That petition process involves an investigation and evaluation of credible medical and scientific evidence to determine whether the use of cannabis by patients who have the condition would result in a benefit to the patient's health. That process, which is made available to patients and physicians, should be used before adding this condition to the list of debilitating medical conditions in section 329-121, Hawaii Revised Statutes.

For the foregoing reasons, I am returning Senate Bill No. 2407 without my approval.

Respectfully,

A handwritten signature in black ink, appearing to read "David Y. Ige". The signature is fluid and cursive, with the first letters of each name being capitalized and prominent.

DAVID Y. IGE  
Governor of Hawai'i

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# 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 "debilitating medical  
3 condition" to read as follows:

4           "Debilitating medical condition" means:

5           (1) Cancer, glaucoma, lupus, epilepsy, multiple sclerosis,  
6           rheumatoid arthritis, positive status for human  
7           immunodeficiency virus, acquired immune deficiency  
8           syndrome, or the treatment of these conditions;

9           (2) A chronic or debilitating disease or medical condition  
10           or its treatment that produces one or more of the  
11           following:

12           (A) Cachexia or wasting syndrome;

13           (B) Severe pain;

14           (C) Severe nausea;

15           (D) Seizures, including those characteristic of  
16           epilepsy;



1 (E) Severe and persistent muscle spasms, including  
2 those characteristic of multiple sclerosis or  
3 Crohn's disease; or

4 (F) Post-traumatic stress disorder; [~~ex~~]

5 (3) Opioid use and substance use disorders, or withdrawal  
6 symptoms resulting from the treatment of these  
7 conditions; or

8 [~~3~~] (4) Any other medical condition approved by the  
9 department of health pursuant to administrative rules  
10 in response to a request from a physician or advanced  
11 practice registered nurse or potentially qualifying  
12 patient."

13 SECTION 2. 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 3. Statutory material to be repealed is bracketed  
17 and stricken. New statutory material is underscored.

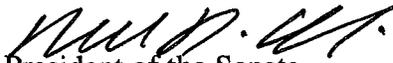
18 SECTION 4. This Act shall take effect upon its approval.

APPROVED this                      day of                      , 2018

**THE SENATE OF THE STATE OF HAWAI'I**

Date: May 1, 2018  
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate of the Twenty-ninth Legislature of the State of Hawai'i, Regular Session of 2018.

  
President of the Senate

  
Clerk of the Senate

SB No. 2407, SD 1, HD 1, CD 1

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: May 1, 2018  
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Twenty-Ninth Legislature of the State of Hawaii, Regular Session of 2018.



Scott K. Saiki  
Speaker  
House of Representatives



Brian L. Takeshita  
Chief Clerk  
House of Representatives