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## 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 a growing number of  
2 jurisdictions have legalized the recreational use of non-medical  
3 marijuana or cannabis. The legislature also finds that laws  
4 criminalizing the possession of small amounts of cannabis are  
5 costly to enforce while having limited deterrent value.

6           The legislature further finds that a more effective use of  
7 public resources would be to allow the development of a lawful  
8 recreational cannabis industry that is regulated and taxed,  
9 thereby allowing law enforcement agencies to focus their efforts  
10 on more serious offenses. At the same time, limits on allowable  
11 quantities of cannabis for recreational use by persons twenty-  
12 one years of age and over must be enforced, and safeguards that  
13 restrict access to persons under twenty-one must be ensured --  
14 similar to the manner in which state laws prohibit the sale of  
15 alcohol and tobacco products to persons under twenty-one.

16           The purpose of this Act is to:



# H.B. NO. 238

- 1           (1) Authorize persons twenty-one years of age or older to  
2                   possess or use limited amounts of cannabis for  
3                   recreational purposes;
- 4           (2) Authorize the licensing, regulation, and taxation of  
5                   cannabis cultivation, manufacturing, testing, and  
6                   retail sales facilities;
- 7           (3) Specify that only existing medical cannabis dispensary  
8                   licensees may apply for licensure as a cannabis  
9                   establishment, but may be permitted to establish  
10                  additional retail dispensing locations;
- 11          (4) Allocate an unspecified percentage of general excise  
12                  tax revenues derived from retail cannabis sales  
13                  transactions to the counties;
- 14          (5) Specify the application and non-application of the  
15                  Internal Revenue Code to expenses related to the  
16                  production and sale of cannabis and cannabis products  
17                  for state income tax purposes;
- 18          (6) Amend certain provisions of the penal code relating to  
19                  offenses involving marijuana and expand the  
20                  affirmative defense to prosecution to include persons  
21                  acting in accordance with the new part in Chapter 329,



1 Hawaii Revised Statutes, created by Section 2 of this  
2 Act; and  
3 (7) Repeal limitations on authorized sources of medical  
4 cannabis.

5 SECTION 2. Chapter 329, Hawaii Revised Statutes, is  
6 amended by adding a new part to be appropriately designated and  
7 to read as follows:

8 "PART . RECREATIONAL USE OF CANNABIS

9 §329-A Definitions. As used in this part, unless the  
10 context otherwise requires:

11 "Cannabis" shall have the same meaning as in section  
12 329-121.

13 "Cannabis accessories" means any equipment, products, or  
14 materials of any kind that are used, intended for use, or  
15 designed for use in planting, propagating, cultivating, growing,  
16 harvesting, composting, manufacturing, compounding, converting,  
17 producing, processing, preparing, testing, analyzing, packaging,  
18 repackaging, storing, vaporizing, or containing cannabis, or for  
19 ingesting, inhaling, or otherwise introducing cannabis into the  
20 human body.



1 "Cannabis cultivation facility" means an entity licensed to  
2 cultivate, prepare, and package cannabis and sell cannabis to  
3 retail cannabis stores, cannabis product manufacturing  
4 facilities, and other cannabis cultivation facilities, but not  
5 to consumers.

6 "Cannabis establishment" means a cannabis cultivation  
7 facility, a cannabis testing facility, a cannabis product  
8 manufacturing facility, or a retail cannabis store.

9 "Cannabis product manufacturing facility" means an entity  
10 licensed to purchase cannabis; manufacture, prepare, and package  
11 cannabis products; and sell cannabis and cannabis products to  
12 other cannabis product manufacturing facilities and to retail  
13 cannabis stores, but not to consumers.

14 "Cannabis products" means concentrated cannabis products  
15 and cannabis products that consist of cannabis and other  
16 ingredients and are intended for use or consumption, including  
17 edible products, ointments, and tinctures.

18 "Cannabis testing facility" means an entity licensed to  
19 analyze and certify the safety and potency of cannabis.

20 "Consumer" means a person twenty-one years of age or older  
21 who grows, possesses, or purchases cannabis or cannabis products



1 for recreational use by persons twenty-one years of age or  
2 older, but not for resale to others.

3 "Department" means the department of health.

4 "Retail cannabis store" means an entity licensed to  
5 purchase cannabis from cannabis cultivation facilities and  
6 cannabis and cannabis products from cannabis product  
7 manufacturing facilities and to sell cannabis and cannabis  
8 products to consumers.

9 §329-B Recreational use of cannabis. Notwithstanding any  
10 other provision of law, the following acts shall be lawful and  
11 shall not be an offense or a basis for seizure or forfeiture of  
12 assets for persons twenty-one years of age or older:

13 (1) Possessing, using, displaying, purchasing, or  
14 transporting cannabis accessories or one ounce or less  
15 of cannabis;

16 (2) Possessing, growing, processing, or transporting seven  
17 or fewer cannabis plants, and possession of the  
18 cannabis produced by the plants; provided that the  
19 cannabis is not made available for sale;



- 1           (3) Transfer of one ounce or less of cannabis without  
2                   remuneration to a person who is twenty-one years of  
3                   age or older;
- 4           (4) Consumption of cannabis; provided that nothing in this  
5                   section shall permit consumption that is conducted  
6                   openly and publicly or in a manner that endangers  
7                   others; and
- 8           (5) Assisting another person who is twenty-one years of  
9                   age or older in committing any of the acts described  
10                  in this section.

11           **§329-C Lawful operation of cannabis establishments.**

12 Notwithstanding any other provision of law, the following acts  
13 shall be lawful and shall not be an offense or a basis for  
14 arrest, prosecution, or seizure or forfeiture of assets for  
15 persons twenty-one years of age or older:

- 16           (1) Manufacture, possession, or purchase of cannabis  
17                   accessories or the sale of cannabis accessories to a  
18                   person who is twenty-one years of age or older;
- 19           (2) Possessing, displaying, or transporting cannabis or  
20                   cannabis products; purchase of cannabis from a  
21                   cannabis cultivation facility; purchase of cannabis or



1           cannabis products from a cannabis product  
2           manufacturing facility; or sale of cannabis or  
3           cannabis products to consumers, if the person  
4           conducting the activities described in this paragraph  
5           has obtained a current, valid license to operate a  
6           retail cannabis store or is acting in the person's  
7           capacity as an owner, employee, or agent of a licensed  
8           retail cannabis store;

- 9           (3) Cultivating, harvesting, processing, packaging,  
10           transporting, displaying, or possessing cannabis;  
11           delivery or transfer of cannabis to a cannabis testing  
12           facility; selling cannabis to a cannabis cultivation  
13           facility, a cannabis product manufacturing facility,  
14           or a retail cannabis store; or the purchase of  
15           cannabis from a cannabis cultivation facility, if the  
16           person conducting the activities described in this  
17           paragraph has obtained a current, valid license to  
18           operate a cannabis cultivation facility or is acting  
19           in the person's capacity as an owner, employee, or  
20           agent of a licensed cannabis cultivation facility;



# H.B. NO. 238

- 1           (4) Packaging, processing, transporting, manufacturing,  
2           displaying, or possessing cannabis or cannabis  
3           products; delivery or transfer of cannabis or cannabis  
4           products to a cannabis testing facility; selling  
5           cannabis or cannabis products to a retail cannabis  
6           store or a cannabis product manufacturing facility;  
7           the purchase of cannabis from a cannabis cultivation  
8           facility; or the purchase of cannabis or cannabis  
9           products from a cannabis product manufacturing  
10          facility, if the person conducting the activities  
11          described in this paragraph has obtained a current,  
12          valid license to operate a cannabis product  
13          manufacturing facility or is acting in the person's  
14          capacity as an owner, employee, or agent of a licensed  
15          cannabis product manufacturing facility;
- 16          (5) Possessing, cultivating, processing, repackaging,  
17          storing, transporting, displaying, transferring, or  
18          delivering cannabis or cannabis products if the person  
19          has obtained a current, valid license to operate a  
20          cannabis testing facility or is acting in the person's



# H.B. NO. 238

1 capacity as an owner, employee, or agent of a licensed  
2 cannabis testing facility; and

3 (6) Leasing or otherwise allowing the use of property  
4 owned, occupied, or controlled by any person,  
5 corporation, or other entity for any of the activities  
6 conducted lawfully in accordance with this section.

7 **§329-D Department rules; cannabis establishments.** (a) No  
8 later than July 1, 2022, the department shall adopt rules under  
9 chapter 91 necessary to implement this part, which shall at a  
10 minimum include:

11 (1) Procedures for the issuance, renewal, suspension, and  
12 revocation of a license to operate a cannabis  
13 establishment;

14 (2) A schedule of application, licensing, and renewal  
15 fees; provided that a fee of no less than \$  
16 shall be imposed upon the issuance of a one-year  
17 license to operate a cannabis establishment; provided  
18 further that per cent of all fees collected  
19 under this paragraph shall be deposited into the  
20 cannabis establishment program sub-account of the

# H.B. NO. 238

1           cannabis registry and regulation special fund  
2           established under section 321-30.1(b) (3);  
3       (3)   Qualifications for licensure that are directly and  
4           demonstrably related to the operation of a cannabis  
5           establishment; provided that a qualification of  
6           licensure under this part shall include a requirement  
7           that an applicant or licensee is currently licensed to  
8           operate a medical cannabis dispensary under chapter  
9           329D; provided further that the department may permit  
10          the applicant or licensee to establish additional  
11          retail dispensing locations for the purpose of  
12          operating a cannabis establishment in accordance with  
13          this part;  
14       (4)   Security requirements for cannabis establishments;  
15       (5)   Requirements to prevent the sale or diversion of  
16           cannabis and cannabis products to persons under the  
17           age of twenty-one;  
18       (6)   Labeling requirements for cannabis and cannabis  
19           products sold or distributed by a cannabis  
20           establishment;



1 (7) Health and safety requirements and standards for the  
2 manufacture of cannabis products and the cultivation  
3 of cannabis; provided that the standards shall be no  
4 less stringent than those applicable to medical  
5 cannabis under part IX of this chapter and chapter  
6 329D;

7 (8) Restrictions on the advertising and display of  
8 cannabis and cannabis products; and

9 (9) Civil penalties for the failure to comply with any  
10 rule adopted pursuant to this section.

11 (b) For the purpose of ensuring that individual privacy is  
12 protected, notwithstanding subsection (a), the department shall  
13 not require a consumer to provide a retail cannabis store with  
14 personal information other than government-issued identification  
15 to determine the consumer's age, and a retail cannabis store  
16 shall not be required to acquire and record personal information  
17 about consumers other than information typically acquired in a  
18 financial transaction conducted at a retail liquor store.

19 **§329-E Cannabis establishments; licenses; procedures.** (a)  
20 A license to operate a cannabis establishment shall be valid for  
21 one year and shall be renewable annually.



# H.B. NO. 238

1 (b) Each applicant for a license to operate a cannabis  
2 establishment shall submit an application to the department,  
3 which shall process applications expeditiously and:

4 (1) Upon approval of an application, shall issue an annual  
5 license to the applicant; or

6 (2) Upon denial of an application, shall notify the  
7 applicant in writing of the specific reason for the  
8 denial,

9 within seven days of the approval or denial.

10 **§329-F Employers; driving; minors; control of property.**

11 Nothing in this part shall be construed to:

12 (1) Require an employer to permit or accommodate the use,  
13 consumption, possession, transfer, display,  
14 transportation, sale, or growing of cannabis in the  
15 workplace or to affect the ability of employers to  
16 establish policies restricting the use of cannabis by  
17 employees;

18 (2) Supersede any law relating to driving under the  
19 influence of cannabis or driving while impaired by  
20 cannabis;



1           (3) Permit the transfer of cannabis, with or without  
2           remuneration, to a person under the age of twenty-one  
3           or to allow a person under the age of twenty-one to  
4           purchase, possess, use, transport, grow, or consume  
5           cannabis; or

6           (4) Prohibit a person, employer, school, hospital,  
7           detention facility, corporation, or any other entity  
8           that occupies, owns, or controls property from  
9           prohibiting or otherwise regulating the possession,  
10          consumption, use, display, transfer, distribution,  
11          sale, transportation, or growing of cannabis on or in  
12          that property.

13           **§329-G Medical cannabis provisions unaffected.** Nothing in  
14          this part shall be construed to limit any privileges or rights  
15          of a medical cannabis qualifying patient, primary caregiver, or  
16          registered entity as provided in part IX of this chapter.

17           **§329-H Severability; conflicting provisions.** All  
18          provisions of this part are severable and, except where  
19          otherwise indicated, shall supersede conflicting state  
20          statutory, local charter, ordinance, or resolution, and other  
21          state and local provisions."



## H.B. NO. 238

1 SECTION 3. Section 46-4, Hawaii Revised Statutes, is  
2 amended by amending subsection (f) to read as follows:

3 "(f) Neither this section nor any other law, county  
4 ordinance, or rule shall prohibit the use of land for medical  
5 cannabis production centers or medical cannabis dispensaries  
6 established and licensed pursuant to chapter 329D[+] or cannabis  
7 establishments established and licensed pursuant to part of  
8 chapter 329; provided that the land is otherwise zoned for  
9 agriculture, manufacturing, or retail purposes."

10 SECTION 4. Section 235-2.4, Hawaii Revised Statutes, is  
11 amended by amending subsection (v) to read as follows:

12 "(v) Section 280E (with respect to expenditures in  
13 connection with the illegal sale of drugs) of the Internal  
14 Revenue Code shall be operative for the purposes of this  
15 chapter, except that section 280E shall not be operative with  
16 respect to the production and sale of [~~medical~~]:

- 17 (1) Medical cannabis and manufactured cannabis products by  
18 dispensaries licensed under chapter 329D and their  
19 subcontractors, as defined in section 329D-1[-]; and  
20 (2) Cannabis and cannabis products by cannabis  
21 establishments licensed under part of chapter 329."



## H.B. NO. 238

1 SECTION 5. Section 237-31, Hawaii Revised Statutes, is  
2 amended to read as follows:

3 "§237-31 Remittances. All remittances of taxes imposed by  
4 this chapter shall be made by money, bank draft, check,  
5 cashier's check, money order, or certificate of deposit to the  
6 office of the department of taxation to which the return was  
7 transmitted. The department shall issue its receipts therefor  
8 to the taxpayer and shall pay the moneys into the state treasury  
9 as a state realization, to be kept and accounted for as provided  
10 by law; provided that:

- 11 (1) A sum, not to exceed \$5,000,000, from all general  
12 excise tax revenues realized by the State shall be  
13 deposited in the state treasury in each fiscal year to  
14 the credit of the compound interest bond reserve fund;
- 15 (2) A sum from all general excise tax revenues realized by  
16 the State that is equal to one-half of the total  
17 amount of funds appropriated or transferred out of the  
18 hurricane reserve trust fund under sections 4 and 5 of  
19 Act 62, Session Laws of Hawaii 2011, shall be  
20 deposited into the hurricane reserve trust fund in  
21 fiscal year 2013-2014 and in fiscal year 2014-2015;



# H.B. NO. 238

1 provided that the deposit required in each fiscal year  
 2 shall be made by October 1 of that fiscal year; [and]  
 3 (3) A sum equal to \_\_\_\_\_ per cent of any general excise  
 4 tax revenues realized from retail cannabis sales  
 5 transactions, conducted pursuant to and in compliance  
 6 with part \_\_\_\_\_ of chapter 329, shall be paid to the  
 7 director of finance of the county in which the  
 8 revenues were collected; and

9 ~~[(3)]~~ (4) Commencing with fiscal year 2018-2019, a sum from  
 10 all general excise tax revenues realized by the State  
 11 that represents the difference between the state  
 12 public employer's annual required contribution for the  
 13 separate trust fund established under section 87A-42  
 14 and the amount of the state public employer's  
 15 contributions into that trust fund shall be deposited  
 16 to the credit of the State's annual required  
 17 contribution into that trust fund in each fiscal year,  
 18 as provided in section 87A-42."

19 SECTION 6. Section 321-30.1, Hawaii Revised Statutes, is  
 20 amended by amending its title and subsections (a) and (b) to  
 21 read as follows:



1           "§321-30.1 ~~[Medical-cannabis]~~ Cannabis registry and  
2 regulation special fund; established. (a) There is established  
3 within the state treasury the ~~[medical]~~ cannabis registry and  
4 regulation special fund. The fund shall be expended at the  
5 discretion of the director of health:

6           (1) To establish and regulate a system of medical cannabis  
7 dispensaries in the State;

8           (2) To offset the cost of the processing and issuance of  
9 patient registry identification certificates and  
10 primary caregiver registration certificates;

11          (3) To fund positions and operating costs authorized by  
12 the legislature;

13          (4) To establish and manage a secure and confidential  
14 database;

15          (5) To fund public education as required by section  
16 329D-26;

17          (6) To fund substance abuse prevention and education  
18 programs; ~~[and]~~

19          (7) To regulate cannabis establishments in the State  
20 pursuant to part of chapter 329; and



# H.B. NO. 238

1        [~~7~~] (8) For any other expenditure necessary, consistent  
 2                with this chapter [~~and~~], chapter 329D, and part of  
 3                chapter 329, to implement medical cannabis registry  
 4                and regulation programs [~~-~~] and cannabis establishment  
 5                regulation programs.

6                (b) The fund shall consist of all moneys derived from fees  
 7 collected pursuant to subsection (c) [~~and~~], section 329D-4 [~~-~~],  
 8 and part of chapter 329. There is established within the  
 9 [~~medical~~] cannabis registry and regulation special fund:

10                (1) A medical cannabis registry program sub-account, into  
 11                which shall be deposited all fees collected pursuant  
 12                to subsection (c); [~~and~~]

13                (2) A medical cannabis dispensary program sub-account,  
 14                into which shall be deposited all fees collected  
 15                pursuant to section 329D-4 [~~-~~]; and

16                (3) A cannabis establishment program sub-account, into  
 17                which shall be deposited fees collected and allocated  
 18                pursuant to part of chapter 329."

19                SECTION 7. Section 329-43.5, Hawaii Revised Statutes, is  
 20 amended by amending subsection (e) to read as follows:



1           "(e) Subsections (a) and (b) shall not apply to a person  
2 who is authorized to:

3           (1) Acquire, possess, cultivate, use, distribute, or  
4           transport cannabis pursuant to the definition of  
5           "medical use" under section 329-121, while the person  
6           is facilitating the medical use of cannabis by a  
7           qualifying patient; ~~[or]~~

8           (2) Dispense, manufacture, or produce cannabis or  
9           manufactured cannabis products pursuant to and in  
10          compliance with chapter 329D, while the person is  
11          facilitating the medical use of cannabis by a  
12          qualifying patient pursuant to part IX of chapter  
13          329~~[-]~~; or

14          (3) Grow, process, possess, transfer, display, transport,  
15          or use cannabis or cannabis products pursuant to and  
16          in compliance with part        of this chapter."

17          SECTION 8. Section 712-1240.1, Hawaii Revised Statutes, is  
18 amended by amending subsection (2) to read as follows:

19          "(2) It is an affirmative defense to prosecution for any  
20 marijuana-related offense defined in this part that the person  
21 who possessed or distributed the marijuana was authorized to



1 possess or distribute the marijuana for medical purposes  
2 pursuant to part IX of chapter 329 [↔] or acted in accordance  
3 with part of that chapter."

4 SECTION 9. Section 712-1248, Hawaii Revised Statutes, is  
5 amended by amending subsection (1) to read as follows:

6 "(1) A person commits the offense of promoting a  
7 detrimental drug in the second degree if the person knowingly:

8 (a) Possesses fifty or more capsules or tablets containing  
9 one or more of the Schedule V substances;

10 (b) Possesses one or more preparations, compounds,  
11 mixtures, or substances, of an aggregate weight of  
12 one- eighth ounce or more, containing one or more of  
13 the Schedule V substances;

14 (c) Possesses one or more preparations, compounds,  
15 mixtures, or substances, of an aggregate weight of one  
16 ounce or more, containing any marijuana [~~↔~~], and the  
17 person is under the age of twenty-one;

18 (d) Possesses one or more preparations, compounds,  
19 mixtures, or substances, of an aggregate weight of  
20 more than one ounce, containing any marijuana, and the



1            person is twenty-one years of age or older, except as  
2            provided under part        of chapter 329; or  
3            [~~d~~] (e) Distributes any marijuana or any Schedule V  
4            substance in any amount."

5            SECTION 10. Section 712-1249, Hawaii Revised Statutes, is  
6            amended by amending subsection (1) to read as follows:

7            "(1) A person commits the offense of promoting a  
8            detrimental drug in the third degree if the person knowingly  
9            possesses any marijuana or any Schedule V substance in any  
10           amount[-]; provided that, regarding marijuana, this subsection  
11           shall not apply to a person twenty-one years of age or older."

12           SECTION 11. Section 712-1249.5, Hawaii Revised Statutes,  
13           is amended by amending subsection (1) to read as follows:

14           "(1) A person commits the offense of commercial promotion  
15           of marijuana in the second degree if the person knowingly:

16           (a) Possesses marijuana having an aggregate weight of two  
17           pounds or more;

18           (b) Distributes marijuana having an aggregate weight of  
19           one pound or more;

20           (c) Possesses, cultivates, or has under the person's  
21           control fifty or more marijuana plants;



# H.B. NO. 238

- 1 (d) Cultivates on land owned by another person, including
- 2 land owned by the government or other legal entity,
- 3 any marijuana plant, unless the person has the express
- 4 permission from the owner of the land to cultivate the
- 5 marijuana or the person has a legal or an equitable
- 6 ownership interest in the land or the person has a
- 7 legal right to occupy the land; [~~or~~]
- 8 (e) Sells or barter[s] any [~~marijuana or any~~] Schedule V
- 9 substance in any amount to a minor[~~er~~]; or
- 10 (f) Sells or barter[s] any marijuana in any amount to a
- 11 person under the age of twenty-one."

12 SECTION 12. Section 329-130, Hawaii Revised Statutes, is  
 13 repealed.

14 [~~"§329-130 Authorized sources of medical cannabis. (a)~~  
 15 ~~After December 31, 2023, a qualifying patient shall obtain~~  
 16 ~~medical cannabis or manufactured cannabis products only:~~

- 17 ~~(1) From a dispensary licensed pursuant to chapter 329D,~~
- 18 ~~provided that the cannabis shall be purchased and paid~~
- 19 ~~for at the time of purchase; or~~
- 20 ~~(2) By cultivating cannabis in an amount that does not~~
- 21 ~~exceed an adequate supply for the qualifying patient,~~



# H.B. NO. 238

1           ~~pursuant to section 329-122; provided that each~~  
 2           ~~location used to cultivate cannabis shall be used by~~  
 3           ~~no more than five qualifying patients.~~

4 ~~After December 31, 2023, no primary caregiver shall be~~  
 5 ~~authorized to cultivate cannabis for any qualifying patient.~~

6           ~~(b) This section shall not apply to:~~

7           ~~(1) A qualifying patient who is a minor or an adult~~  
 8           ~~lacking legal capacity and the primary caregiver is~~  
 9           ~~the parent, guardian, or person having legal custody~~  
 10           ~~of a qualifying patient described in this paragraph;~~  
 11           ~~or~~

12           ~~(2) A qualifying patient on any island on which there is~~  
 13           ~~no medical cannabis dispensary licensed pursuant to~~  
 14           ~~chapter 329D.~~

15           ~~(c) A qualifying out-of-state patient and a caregiver of a~~  
 16 ~~qualifying out-of-state patient shall be authorized to obtain~~  
 17 ~~cannabis for medical use only from retail dispensing locations~~  
 18 ~~of dispensaries licensed pursuant to chapter 329D." ]~~

19           SECTION 13. This Act does not affect rights and duties  
 20 that matured, penalties that were incurred, and proceedings that  
 21 were begun before its effective date.



# H.B. NO. 238

1           SECTION 14. If any provision of this Act, or the  
2 application thereof to any person or circumstance, is held  
3 invalid, the invalidity does not affect other provisions or  
4 applications of the Act that can be given effect without the  
5 invalid provision or application, and to this end the provisions  
6 of this Act are severable.

7           SECTION 15. In codifying the new sections added by  
8 section 2 of this Act, the revisor of statutes shall substitute  
9 appropriate section numbers for the letters used in designating  
10 the new sections in this Act.

11          SECTION 16. Statutory material to be repealed is bracketed  
12 and stricken. New statutory material is underscored.

13          SECTION 17. This Act shall take effect on January 1, 2022;  
14 provided that section 4 shall apply to taxable years beginning  
15 after December 31, 2021.

16

INTRODUCED BY: *Bob K*

JAN 21 2021



# H.B. NO. 238

**Report Title:**

Cannabis; Recreational Use; Legalization; Regulation; Taxation

**Description:**

Authorizes persons 21 years of age or older to possess or use limited amounts of cannabis for recreational purposes. Authorizes the licensing, regulation, and taxation of cannabis cultivation, manufacturing, testing, and retail sales facilities. Specifies that only existing medical cannabis dispensary licensees may apply for licensure as a cannabis establishment, but may be permitted to establish additional retail dispensing locations. Allocates an unspecified percentage of general excise tax revenues derived from retail cannabis sales transactions to the counties. Specifies the application and non-application of the Internal Revenue Code to expenses related to the production and sale of cannabis and cannabis products for state income tax purposes. Amends certain provisions of the penal code relating to offenses involving marijuana and expands the affirmative defense to prosecution to include persons acting in accordance with the new part in Chapter 329, HRS, created by Section 2 of this Act. Repeals limitations on authorized sources of medical cannabis.

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

