
A BILL FOR AN ACT

RELATING TO THE OFFICE OF MEDICAL CANNABIS CONTROL AND
REGULATION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that Act 159, Session
2 Laws of Hawaii 2018, established the office of medical cannabis
3 control and regulation under the health resources administration
4 of the department of health to administer medical cannabis
5 dispensary licensure and regulation pursuant to chapter 329D,
6 Hawaii Revised Statutes, and the registration of qualifying
7 patients and primary caregivers pursuant to chapter 329,
8 part IX, Hawaii Revised Statutes.

9 The purpose of this Act is to:

10 (1) Authorize the department of health to adopt
11 administrative rules to establish patient registration
12 fees beginning in fiscal year 2022; and

13 (2) Establish a task force to explore the issues and
14 development of a dual system program of legalization
15 for cannabis and the impacts of legalization on
16 qualifying patients, including access to medical
17 marijuana by qualifying patients.



1 SECTION 2. Section 329-123, Hawaii Revised Statutes, is
2 amended by amending subsection (b) to read as follows:

3 "(b) Qualifying patients shall register with the
4 department of health. The registration shall be effective until
5 the expiration of the certificate issued by the department of
6 health and signed by the physician or advanced practice
7 registered nurse. Every qualifying patient shall provide
8 sufficient identifying information to establish the personal
9 identities of the qualifying patient and the primary caregiver.
10 Qualifying patients shall report changes in information within
11 ten working days. Every qualifying patient shall have only one
12 primary caregiver at any given time. The department of health
13 shall issue to the qualifying patient a registration
14 certificate~~[,]~~ and ~~[shall]~~ may charge ~~[\$35 per year.]~~ a fee for
15 the certificate in an amount adopted by rules pursuant to
16 chapter 91."

17 SECTION 3. Section 329-123.5, Hawaii Revised Statutes, is
18 amended by amending subsection (e) to read as follows:

19 "(e) Each qualifying out-of-state patient shall pay a fee
20 ~~[of \$45]~~ in an amount established by rules adopted by the



1 department pursuant to chapter 91 for each registration and
2 renewal."

3 SECTION 4. (a) The office of medical cannabis control and
4 regulation shall convene a task force to explore the development
5 of a dual system program of the legalization for cannabis and
6 the impacts of legalization of cannabis on qualifying patients,
7 including access to medical cannabis by qualifying patients.

8 (b) The office of medical cannabis control and regulation
9 shall submit a report of its findings and recommendations,
10 including any proposed legislation, to the legislature no later
11 than twenty days prior to the convening of the regular session
12 of 2023.

13 SECTION 5. Statutory material to be repealed is bracketed
14 and stricken. New statutory material is underscored.

15 SECTION 6. This Act shall take effect upon its approval.



Report Title:

DOH; Office of Medical Cannabis Control and Regulation; Fees;
Task Force

Description:

Authorizes the department of health to set patient registration fees by administrative rulemaking. Requires the office of medical cannabis control and regulation to convene a task force on the effect of legalization of cannabis on qualifying medical cannabis patients and report to the legislature. (CD1)

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