

STAND. COM. REP. NO.

744

Honolulu, Hawaii

, 2023

FEB 17

RE: H.B. No. 1217

H.D. 2

Honorable Scott K. Saiki  
Speaker, House of Representatives  
Thirty-Second State Legislature  
Regular Session of 2023  
State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred H.B. No. 1217, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO MEDICAL CANNABIS,"

begs leave to report as follows:

The purpose of this measure is to clarify and strengthen the State's medical use of cannabis laws by:

- (1) Prohibiting the cultivation, production, manufacturing, distribution, or dispensing of medical cannabis except by persons authorized under the State's Medical Cannabis Patient Registry Program or Medical Cannabis Dispensary Program;
- (2) Restricting the number of qualifying patients who may use the same grow site to cultivate cannabis to five individuals; and
- (3) Prohibiting a primary caregiver from receiving cannabis or cannabis products as compensation for acting as the primary caregiver to a qualifying patient.

Your Committee received testimony in support of this measure from the Department of Health; Aloha Green Holdings, Inc.; Cure Oahu; and two individuals. Your Committee received testimony in

2023-1812 HB1217 HD2 HSCR HMSO



opposition to this measure from the Hawaii Patients Union, Cannabis Society of Hawai'i, Maine Craft Cannabis Association, Oahu Cannabis Farms Alliance, and numerous individuals.

Your Committee finds that the law governing the medical use of cannabis needs to be further clarified to address existing gaps that allow for controversial practices. This measure implements those necessary clarifications.

Your Committee has amended this measure by:

- (1) Exempting from the limitation against more than five qualifying patients using any location to cultivate cannabis those qualifying patients who obtain a written exemption from the Department of Health; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1217, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1217, H.D. 2.

Respectfully submitted on  
behalf of the members of the  
Committee on Consumer  
Protection & Commerce,

  
MARK M. NAKASHIMA, Chair



State of Hawaii  
House of Representatives  
The Thirty-second Legislature

*HSCC 744*

**Record of Votes of the Committee on Consumer Protection & Commerce**

<b>Bill/Resolution No.:</b> HB 1217 HD1	<b>Committee Referral:</b> HLT, CPC, FIN	<b>Date:</b> 02-15-23		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
<b>The recommendation is to:</b> <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
CPC Members	Ayes	Ayes (WR)	Nays	Excused
1. NAKASHIMA, Mark M. (C)	/			
2. SAYAMA, Jackson D. (VC)	/			
3. AMATO, Terez	/			
4. BELATTI, Della Au	/			
5. HASHEM, Mark J.	/			
6. HUSSEY-BURDICK, Natalia	/			
7. GATES, Cedric Asuega				/
8. LOWEN, Nicole E.	/			
9. ONISHI, Richard H.K.	/			
10. TAM, Adrian K.	/			
11. PIERICK, Elijah	/			
<b>TOTAL (11)</b>	10			1
<b>The recommendation is:</b> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <span style="margin-left: 150px;">committee acronym(s)</span>				
<b>Vice Chair's or designee's signature:</b> <i>Jackie Sy</i>				
<b>Distribution:</b> Original (White) – Committee    Duplicate (Yellow) – Chief Clerk's Office    Duplicate (Pink) – HMSO				