

STAND. COM. REP. NO. **3311**

Honolulu, Hawaii

MAR 22 2024

RE: H.B. No. 2443
H.D. 2
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirty-Second State Legislature
Regular Session of 2024
State of Hawaii

Sir:

Your Committees on Health and Human Services and Commerce and Consumer Protection, to which was referred H.B. No. 2443, H.D. 2, entitled:

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

beg leave to report as follows:

The purpose and intent of this measure is to:

- (1) Repeal the sunset date of the authorization for primary caregivers to cultivate medical cannabis for qualifying patients; and
- (2) Clarify that primary caregivers may continue to cultivate medical cannabis for qualifying patients subject to certain restrictions.

Your Committees received testimony in support of this measure from the Office of Medical Cannabis Control and Regulation of the Department of Health, Cannabis Society of Hawai'i, and two individuals.

Your Committees received testimony in opposition to this measure from the Hawai'i Patients Union, Pakaloha Care LLC, Care Waialua LLC, GreenWave Advisors LLC, and fifty-four individuals.



Your Committees received comments on this measure from the Department of the Attorney General, Akamai Cannabis Consulting, Aloha Green Apothecary, and three individuals.

Your Committees find that Act 241, Session Laws of Hawaii 2015 (Act 241), relating to medical cannabis, established a statewide dispensary licensing system for medical cannabis to ensure safe and legal access to medical cannabis for qualifying patients. Your Committees further find that the intent of the Legislature as expressed in Act 241 was, and continues to be, to expand qualifying patient's access to cannabis rather than to replace existing legal access routes, recognizing that some patients may not be able to grow their own supply of medical cannabis due to limitations such as disability or lack of space. This measure ensures that qualifying patients continue to have multiple options for obtaining medical cannabis by permanently allowing their primary caregiver to grow an adequate supply of cannabis for medical use on their behalf.

Your Committees have amended this measure by:

- (1) Increasing the maximum number of qualified patients for which each location used to cultivate cannabis may cultivate cannabis, from five to ten patients;
- (2) Inserting an effective date of December 31, 2050, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Health and Human Services and Commerce and Consumer Protection that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2443, H.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2443, H.D. 2, S.D. 1, and be referred to your Committees on Judiciary and Ways and Means.



Respectfully submitted on
behalf of the members of the
Committees on Health and Human
Services and Commerce and
Consumer Protection,



JARRETT KEOHOKALOOLE, Chair



JOY A. SAN BUENAVENTURA, Chair



