

---

---

# 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 amendments to the  
2 State's medical use of cannabis law and medical cannabis  
3 dispensary system law are necessary to facilitate the  
4 administration of the laws, ensure qualifying patients' access  
5 to cannabis, resolve issues that have arisen under existing law,  
6 and clarify legislative intent.

7           The purpose of this Act is to:

- 8           (1) Amend the circumstances under which medical cannabis  
9           may be transported by and between dispensaries;
- 10          (2) Increase the allowable number of plants for production  
11          centers;
- 12          (3) Increase the number of production centers that may be  
13          allowed under a dispensary license;
- 14          (4) Increase the number of retail dispensing locations  
15          that may be allowed under a dispensary license;



# H.B. NO. 2260

- 1           (5) Redefine the term "medical cannabis production center"  
2           to include any series of structures located within the  
3           same secured perimeter fence-line;
- 4           (6) Require the department of health to establish the fee  
5           structure for the submission of applications for  
6           additional production centers and retail dispensing  
7           locations and for dispensary-to-dispensary sales; and
- 8           (7) Amend the department of health's duties with respect  
9           to the establishment of standards.

10           SECTION 2. Section 329-122, Hawaii Revised Statutes, is  
11 amended by amending subsection (f) to read as follows:

12           "(f) For the purposes of this section, "transport" means  
13 the transportation of cannabis, usable cannabis, or any  
14 manufactured cannabis product between:

- 15           (1) A qualifying patient and the qualifying patient's  
16           primary caregiver;
- 17           (2) A qualifying out-of-state patient under eighteen years  
18           of age and the caregiver of a qualifying out-of-state  
19           patient;
- 20           (3) The production centers and the retail dispensing  
21           locations under a dispensary licensee's license; [~~or~~]



# H.B. NO. 2260

- 1        (4) Dispensaries, to the extent authorized by section  
2        329D-6(r); or
- 3        [~~4~~] (5) A production center, retail dispensing location,  
4        qualifying patient, primary caregiver, qualifying  
5        out-of-state patient, or caregiver of a qualifying  
6        out-of-state patient and a certified laboratory for  
7        the purpose of laboratory testing; provided that a  
8        qualifying patient, primary caregiver, qualifying  
9        out-of-state patient, or caregiver of a qualifying  
10       out-of-state patient may only transport up to one gram  
11       of cannabis per test to a certified laboratory for  
12       laboratory testing and may only transport the product  
13       if the qualifying patient, primary caregiver,  
14       qualifying out-of-state patient, or caregiver of a  
15       qualifying out-of-state patient:
- 16       (A) Secures an appointment for testing at a certified  
17       laboratory;
- 18       (B) Obtains confirmation, which may be electronic,  
19       that includes the specific time and date of the  
20       appointment and a detailed description of the



1 product and amount to be transported to the  
2 certified laboratory for the appointment; and  
3 (C) Has the confirmation, which may be electronic,  
4 available during transport.

5 For purposes of interisland transportation, "transport" of  
6 cannabis, usable cannabis, or any manufactured cannabis product,  
7 by any means is allowable only between dispensaries to the  
8 extent authorized by section 329D-6(r) and between a production  
9 center or retail dispensing location and a certified laboratory  
10 for the sole purpose of laboratory testing pursuant to section  
11 329D-8, as permitted under section 329D-6(m) and subject to  
12 section 329D-6(j), and with the understanding that state law and  
13 its protections do not apply outside of the jurisdictional  
14 limits of the State. Allowable transport pursuant to this  
15 section does not include interisland transportation by any means  
16 or for any purpose between a [~~qualified~~] qualifying patient,  
17 primary caregiver, qualifying out-of-state patient, or caregiver  
18 of a qualifying out-of-state patient and any other entity or  
19 individual, including an individual who is a [~~qualified~~]  
20 qualifying patient, primary caregiver, qualifying out-of-state  
21 patient, or caregiver of a qualifying out-of-state patient."



# H.B. NO. 2260

1 SECTION 3. Section 329D-1, Hawaii Revised Statutes, is  
2 amended as follows:

3 1. By amending the definition of "medical cannabis  
4 dispensary" to read:

5 ""Medical cannabis dispensary" or "dispensary" means a  
6 person licensed by the State pursuant to this chapter to own,  
7 operate, or subcontract [~~up to two~~] no more than three  
8 production centers and [~~up to two~~] no more than three retail  
9 dispensing locations."

10 2. By amending the definition of "medical cannabis  
11 production center" to read:

12 ""Medical cannabis production center" or "production  
13 center" means a farm or [~~facility~~] series of structures located  
14 within the same secured perimeter fence-line wholly owned,  
15 operated, or subcontracted by a person licensed by the State  
16 pursuant to this chapter as a medical cannabis dispensary that  
17 produces cannabis and manufactured cannabis products [~~solely~~] to  
18 supply cannabis and manufactured cannabis products to one or  
19 more of the retail dispensing locations of [~~the~~] any licensed  
20 medical cannabis dispensary."



1 SECTION 4. Section 329D-2, Hawaii Revised Statutes, is  
2 amended as follows:

3 1. By amending subsections (f) and (g) to read:

4 "(f) [~~Up to two~~] No more than three production centers  
5 shall be allowed under each dispensary license; provided that,  
6 except as otherwise specified in subsection (k), each production  
7 center shall be limited to no more than [~~three~~] five thousand  
8 cannabis plants. For purposes of this subsection, "plant" means  
9 a cannabis plant that is greater than twelve vertical inches in  
10 height from where the base of the stalk emerges from the growth  
11 medium to the tallest point of the plant, or greater than twelve  
12 horizontal inches in width from the end of one branch to the end  
13 of another branch; provided that multiple stalks emanating from  
14 the same root ball or root system shall be considered part of  
15 the same single plant.

16 (g) A dispensary licensee may establish [~~up to two~~] no  
17 more than three retail dispensing locations under the licensee's  
18 dispensary license, except as otherwise specified in subsection  
19 (l)."

20 2. By amending subsections (k) and (l) to read:



1           "(k) Notwithstanding any provision of subsection (f) to  
2 the contrary, the department may [~~determine whether~~] allow any  
3 dispensary [~~licensees shall be allowed~~] licensee an additional  
4 two thousand five hundred cannabis plants at each of the  
5 licensee's production centers~~[-]~~; provided that the licensee  
6 shall be not be allowed more than two production centers. In no  
7 case shall a licensee be allowed more than [~~five~~] seven thousand  
8 five hundred plants at a single production center.

9           (l) Notwithstanding any provision of subsection (g) to the  
10 contrary, the department may determine whether dispensary  
11 licensees shall be allowed [~~one~~] no more than two additional  
12 retail dispensing [~~location~~] locations per licensee. In  
13 considering whether to allow additional retail dispensing  
14 locations, the department shall consider the licensee's  
15 capability to serve and supply medical cannabis to qualified  
16 patients in a rural or underserved geographical area of a  
17 county. For purposes of this subsection, a "rural or  
18 underserved geographical area" shall be determined by  
19 considering the number of registered medical cannabis patients  
20 that reside within a certain zip code compared to the quantity



1 of medical cannabis that the closest production center and  
2 retail dispensing location have the capability to provide."

3 SECTION 5. Section 329D-4, Hawaii Revised Statutes, is  
4 amended as follows:

5 1. By amending subsection (c) to read:

6 "(c) A nonrefundable application fee [~~of \$5,000~~] for each  
7 license application shall be submitted to the department by  
8 certified or cashier's check. Within seven days of approval, a  
9 dispensary license fee [~~of \$75,000~~] for each license approved  
10 shall be submitted to the department by certified or cashier's  
11 check or the department shall issue a license to the next  
12 qualified applicant."

13 2. By amending subsection (n) to read:

14 "(n) A dispensary license may be renewed annually by  
15 payment of an annual renewal fee [~~of \$50,000~~] and subject to  
16 verification by the department through an unannounced inspection  
17 that the individual licensee and entity licensee continue to  
18 meet all licensing requirements from the date the initial  
19 licenses were issued."

20 SECTION 6. Section 329D-6, Hawaii Revised Statutes, is  
21 amended to read as follows:





1           **"§329D-6 Dispensary operations.** (a) No person shall  
2 operate a dispensary, nor engage in the production, manufacture,  
3 or sale of cannabis or manufactured cannabis products, unless  
4 the person has obtained a license from the department pursuant  
5 to this chapter.

6           (b) No dispensary licensee, its officers, employees, or  
7 agents shall provide written certification for the use of  
8 medical cannabis or manufactured cannabis products for any  
9 person.

10          (c) No person under the age of twenty-one shall be  
11 employed by a dispensary licensee.

12          (d) Notwithstanding any other law to the contrary,  
13 including [~~but not limited to~~] sections 378-2 and 378-2.5,  
14 dispensaries:

15           (1) Shall deny employment to any individual who has been:

16                   (A) Convicted of murder in any degree;

17                   (B) Convicted of a class A or class B felony; or

18                   (C) Convicted of a class C felony involving

19                               trafficking, distributing, or promoting a

20                               schedule I or II controlled substance other than

21                               cannabis within the last ten years; and



1           (2) May deny employment to any individual who has been  
2           convicted of a class C felony involving:

3           (A) Fraud, deceit, misrepresentation, embezzlement,  
4           or theft; or

5           (B) Endangering the welfare of a minor.

6 Employment under this chapter shall be exempt from section  
7 378-2(a)(1), as it relates to arrest and court record  
8 discrimination, and section 378-2.5.

9           (e) Retail dispensing locations shall not be open for  
10 retail sales before 8:00 a.m. or after 8:00 p.m.,  
11 Hawaii-Aleutian Standard Time, Monday through Sunday.

12           (f) All dispensary facilities, including [~~but not limited~~  
13 ~~to~~] production centers and retail dispensing locations, shall be  
14 enclosed indoor facilities and shall maintain twenty-four hour  
15 security measures, including [~~but not limited to~~] an alarm  
16 system, video monitoring and recording on the premises, and  
17 exterior lighting. A dispensary licensee who intends to  
18 utilize, as a production center, an enclosed indoor facility  
19 that includes a roof that is partially or completely transparent  
20 or translucent, as provided under section 329D-1, shall notify  
21 the department of that intention [~~prior to~~] before altering or



1 constructing the facility. Production centers shall remain  
2 locked at all times. Retail dispensing locations shall remain  
3 locked at all times, other than business hours as authorized by  
4 subsection (e), and shall only be opened for authorized persons.

5 (g) In all dispensary facilities, only the licensee, if an  
6 individual, registered employees of the dispensary licensee,  
7 registered employees of a subcontracted production center or  
8 retail dispensing location, employees of a certified laboratory  
9 for testing purposes, state employees authorized by the director  
10 of health, and law enforcement and other government officials  
11 acting in their official capacity shall be permitted to touch or  
12 handle any cannabis or manufactured cannabis products, except  
13 that a qualifying patient, primary caregiver, qualifying  
14 out-of-state patient, or caregiver of a qualifying out-of-state  
15 patient may receive manufactured cannabis products at a retail  
16 dispensing location following completion of a sale.

17 (h) A dispensary shall provide the department with the  
18 address, tax map key number, and a copy of the premises lease,  
19 if applicable, of the proposed location of a production center  
20 allowed under a license for a county [~~not~~] no later than thirty  
21 days [~~prior to~~] before any medical cannabis or manufactured



1 cannabis products being produced or manufactured at that  
2 production center.

3 (i) A dispensary shall provide the department with the  
4 address, tax map key number, and a copy of the premises lease,  
5 if applicable, of the proposed location of each retail  
6 dispensing location allowed under a license [~~not~~] no less than  
7 sixty days [~~prior to~~] before opening for business.

8 (j) The department shall establish, maintain, and control  
9 a computer software tracking system that shall have real time,  
10 twenty-four-hour access to the data of all dispensaries.

11 (1) The computer software tracking system shall collect  
12 data relating to:

13 (A) The total amount of cannabis in possession of all  
14 dispensaries from either seed or immature plant  
15 state, including all plants that are derived from  
16 cuttings or cloning, until the cannabis, cannabis  
17 plants, or manufactured cannabis product is sold  
18 or destroyed pursuant to section 329D-7;

19 (B) The total amount of manufactured cannabis product  
20 inventory, including the equivalent physical  
21 weight of cannabis that is used to manufacture



1 manufactured cannabis products, purchased by a  
2 qualifying patient, primary caregiver, qualifying  
3 out-of-state patient, and caregiver of a  
4 qualifying out-of-state patient from all retail  
5 dispensing locations in the State in any  
6 fifteen-day period;

7 (C) The amount of waste produced by each plant at  
8 harvest; and

9 (D) The transport of cannabis and manufactured  
10 cannabis products between production centers and  
11 retail dispensing locations~~[7]~~ and as authorized  
12 by subsection (r), including tracking  
13 identification issued by the tracking system, the  
14 identity of the person transporting the cannabis  
15 or manufactured cannabis products, and the make,  
16 model, and license number of the vehicle being  
17 used for the transport;

18 (2) The procurement of the computer software tracking  
19 system established pursuant to this subsection shall  
20 be exempt from chapter 103D; provided that:



1           (A) The department shall publicly solicit at least  
2                   three proposals for the computer software  
3                   tracking system; and

4           (B) The selection of the computer software tracking  
5                   system shall be approved by the director of the  
6                   department and the chief information officer; and

7       (3) Notwithstanding any other provision of this subsection  
8                   to the contrary, once the department has authorized a  
9                   licensed dispensary to commence sales of cannabis or  
10                  manufactured cannabis products, if the department's  
11                  computer software tracking system is inoperable or is  
12                  not functioning properly, as an alternative to  
13                  requiring dispensaries to temporarily cease  
14                  operations, the department may implement an alternate  
15                  tracking system that will enable a qualifying patient,  
16                  primary caregiver, qualifying out-of-state patient,  
17                  and caregiver of a qualifying out-of-state patient to  
18                  purchase cannabis or manufactured cannabis products  
19                  from a licensed dispensary on a temporary basis. The  
20                  department shall seek input regarding the alternate



1 tracking system from medical cannabis licensees. The  
2 alternate tracking system may operate as follows:

3 (A) The department may immediately notify all  
4 licensed dispensaries that the computer software  
5 tracking system is inoperable; and

6 (B) Once the computer software tracking system is  
7 operational and functioning to meet the  
8 requirements of this subsection, the department  
9 may notify all licensed dispensaries, and the  
10 alternate tracking system in this subsection  
11 shall be discontinued.

12 (k) A dispensary licensed pursuant to this chapter shall  
13 purchase, operate, and maintain a computer software tracking  
14 system that shall:

15 (1) Interface with the department's computer software  
16 tracking system established pursuant to subsection  
17 (j);

18 (2) Allow each licensed dispensary's production center to  
19 submit to the department in real time, by automatic  
20 identification and data capture, all cannabis,  
21 cannabis plants, and manufactured cannabis product



1 inventory in possession of that dispensary from either  
2 seed or immature plant state, including all plants  
3 that are derived from cuttings or cloning, until the  
4 cannabis or manufactured cannabis product is sold or  
5 destroyed pursuant to section 329D-7;

- 6 (3) Allow the licensed dispensary's retail dispensing  
7 location to submit to the department in real time for  
8 the total amount of cannabis and manufactured cannabis  
9 product purchased by a qualifying patient, primary  
10 caregiver, qualifying out-of-state patient, and  
11 caregiver of a qualifying out-of-state patient from  
12 the dispensary's retail dispensing locations in the  
13 State in any fifteen day period; provided that the  
14 software tracking system shall impose an automatic  
15 stopper in real time, which cannot be overridden, on  
16 any further purchases of cannabis or manufactured  
17 cannabis products, if the maximum allowable amount of  
18 cannabis has already been purchased for the applicable  
19 fifteen day period; provided further that additional  
20 purchases shall not be permitted until the next  
21 applicable period; and





1           (4) Allow the licensed dispensary to submit all data  
2           required by this subsection to the department and  
3           permit the department to access the data if the  
4           department's computer software tracking system is not  
5           functioning properly and sales are made pursuant to  
6           the alternate tracking system under subsection (j).

7           (1) No free samples of cannabis or manufactured cannabis  
8 products shall be provided at any time, and no consumption of  
9 cannabis or manufactured cannabis products shall be permitted on  
10 any dispensary premises.

11           (m) [A] Except as authorized by subsection (r), a  
12 dispensary shall not transport cannabis or manufactured cannabis  
13 products to another county or another island; provided that this  
14 subsection shall not apply to the transportation of cannabis or  
15 any manufactured cannabis product solely for the purposes of  
16 laboratory testing pursuant to section 329D-8, and subject to  
17 subsection (j) ~~[r]~~, if no certified laboratory is located in the  
18 county or on the island where the dispensary is located;  
19 provided further that a dispensary shall only transport samples  
20 of cannabis and manufactured cannabis products for laboratory  
21 testing for purposes of this subsection in an amount and manner



1 prescribed by the department, in rules adopted pursuant to this  
2 chapter, and with the understanding that state law and its  
3 protections do not apply outside of the jurisdictional limits of  
4 the State.

5 (n) A dispensary shall be prohibited from off-premises  
6 delivery of cannabis or manufactured cannabis products to a  
7 qualifying patient, primary caregiver, qualifying out-of-state  
8 patient, or caregiver of a qualifying out-of-state patient.

9 (o) A dispensary shall not:

10 (1) Display cannabis or manufactured cannabis products in  
11 windows or in public view; or

12 (2) Post any signage other than a single sign no greater  
13 than one thousand six hundred square inches bearing  
14 only the business or trade name in text without any  
15 pictures or illustrations; provided that if any  
16 applicable law or ordinance restricting outdoor  
17 signage is more restrictive, that law or ordinance  
18 shall govern.

19 (p) No cannabis or manufactured cannabis products shall be  
20 transported to, from, or within any federal fort or arsenal,



1 national park or forest, any other federal enclave, or any other  
2 property possessed or occupied by the federal government.

3 (q) A dispensary licensed pursuant to this chapter shall  
4 be prohibited from providing written certification pursuant to  
5 section 329-122 for the use of medical cannabis for any person.

6 (r) The department may authorize a dispensary to purchase  
7 cannabis and manufactured cannabis products from another  
8 dispensary in a manner prescribed by the department by rules  
9 adopted pursuant to this chapter and chapter 91; provided that:

10 (1) The purchasing dispensary establishes to the  
11 department's satisfaction that:

12 (A) The purchase is necessary to ensure that  
13 qualifying patients have continuous access to  
14 cannabis for medical use; or

15 (B) The cannabis and manufactured cannabis products  
16 are for medical, scientific, or other legitimate  
17 purposes approved by the State;

18 (2) The selling dispensary may transport no more than  
19 sixteen hundred ounces of cannabis or manufactured  
20 cannabis products to the purchasing dispensary within  
21 a \_\_\_\_\_ period;



1       (3) The cannabis and manufactured cannabis products are  
2       transported between the dispensaries for medical,  
3       scientific, or other legitimate purposes approved by  
4       the State; and

5       (4) Nothing in this subsection shall relieve any  
6       dispensary of its responsibilities and obligations  
7       under this chapter and chapter 329."

8       SECTION 7. Section 329D-7, Hawaii Revised Statutes, is  
9       amended to read as follows:

10       "**§329D-7 Medical cannabis dispensary rules.** The  
11       department shall establish standards with respect to:

12       (1) The number of medical cannabis dispensaries that shall  
13       be permitted to operate in the State;

14       (2) A fee structure for ~~the~~:

15       (A) The submission of applications and renewals of  
16       licenses to dispensaries; provided that the  
17       department shall consider the market conditions  
18       in each county in determining the license renewal  
19       fee amounts;



- 1           (B) The submission of applications for each  
2           additional production center and each additional  
3           retail dispensing location; and
- 4           (C) Dispensary-to-dispensary sales authorized by  
5           section 329D-6(r);
- 6           (3) Criteria and procedures for the consideration and  
7           selection, based on merit, of applications for  
8           licensure of dispensaries; provided that the criteria  
9           shall include but not be limited to an applicant's:
- 10           (A) Ability to operate a business;
- 11           (B) Financial stability and access to financial  
12           resources; provided that applicants for medical  
13           cannabis dispensary licenses shall provide  
14           documentation that demonstrates control of [~~net~~]  
15           no less than \$1,000,000 in the form of escrow  
16           accounts, letters of credit, surety bonds, bank  
17           statements, lines of credit or the equivalent to  
18           begin operating the dispensary;
- 19           (C) Ability to comply with the security requirements  
20           developed pursuant to paragraph (6);



- 1 (D) Capacity to meet the needs of qualifying patients  
2 and qualifying out-of-state patients;
- 3 (E) Ability to comply with criminal background check  
4 requirements developed pursuant to paragraph (8);  
5 and
- 6 (F) Ability to comply with inventory controls  
7 developed pursuant to paragraph (13);
- 8 (4) Specific requirements regarding annual audits and  
9 reports required from each production center and  
10 dispensary licensed pursuant to this chapter;
- 11 (5) Procedures for announced and unannounced inspections  
12 by the department or its agents of production centers  
13 and dispensaries licensed pursuant to this chapter;  
14 provided that inspections for license renewals shall  
15 be unannounced;
- 16 (6) Security requirements for the operation of production  
17 centers and retail dispensing locations; provided  
18 that, at a minimum, the following shall be required:  
19 (A) For production centers:



- 1           (i) Video monitoring and recording of the
- 2           premises; provided that recordings shall be
- 3           retained for fifty days;
- 4           (ii) Fencing that surrounds the premises and that
- 5           is sufficient to reasonably deter intruders
- 6           and prevent anyone outside the premises from
- 7           viewing any cannabis in any form;
- 8           (iii) An alarm system; and
- 9           (iv) Other reasonable security measures to deter
- 10          or prevent intruders, as deemed necessary by
- 11          the department;
- 12          (B) For retail dispensing locations:
- 13           (i) Presentation of a valid government-issued
- 14           photo identification and a valid
- 15           identification as issued by the department
- 16           pursuant to section 329-123 by a qualifying
- 17           patient or caregiver, or section 329-123.5
- 18           by a qualifying out-of-state patient or
- 19           caregiver of a qualifying out-of-state
- 20           patient, upon entering the premises;







1 a dispensary; provided that the standards, at a  
2 minimum, shall exclude from licensure or employment  
3 any person convicted of any felony;

4 (9) The training and certification of operators and  
5 employees of production centers and dispensaries;

6 (10) The types of manufactured cannabis products that  
7 dispensaries shall be authorized to manufacture and  
8 sell pursuant to sections 329D-9 and 329D-10;

9 (11) Laboratory standards related to testing cannabis and  
10 manufactured cannabis products for content,  
11 contamination, and consistency;

12 (12) The quantities of cannabis and manufactured cannabis  
13 products that a dispensary may sell or provide to a  
14 qualifying patient, primary caregiver, qualifying  
15 out-of-state patient, or caregiver of a qualifying  
16 out-of-state patient; provided that no dispensary  
17 shall sell or provide to a qualifying patient, primary  
18 caregiver, qualifying out-of-state patient, or  
19 caregiver of a qualifying out-of-state patient any  
20 combination of cannabis and manufactured products  
21 that:



- 1           (A) During a period of fifteen consecutive days,
- 2                   exceeds the equivalent of four ounces of
- 3                   cannabis; or
- 4           (B) During a period of thirty consecutive days,
- 5                   exceeds the equivalent of eight ounces of
- 6                   cannabis;
- 7   (13) Dispensary and production center inventory controls to
- 8           prevent the unauthorized diversion of cannabis or
- 9           manufactured cannabis products or the distribution of
- 10           cannabis or manufactured cannabis products to a
- 11           qualifying patient, primary caregiver, qualifying
- 12           out-of-state patient, or caregiver of a qualifying
- 13           out-of-state patient in quantities that exceed limits
- 14           established by this chapter; provided that the
- 15           controls, at a minimum, shall include:
- 16           (A) A computer software tracking system as specified
- 17                   in section 329D-6(j) and (k); and
- 18           (B) Product packaging standards sufficient to allow
- 19                   law enforcement personnel to reasonably determine
- 20                   the contents of an unopened package;



- 1       (14) Limitation to the size or format of signs placed
- 2             outside a retail dispensing location or production
- 3             center; provided that the signage limitations, at a
- 4             minimum, shall comply with section 329D-6(o)(2) and
- 5             shall not include the image of a cartoon character or
- 6             other design intended to appeal to children;
- 7       (15) The disposal or destruction of unwanted or unused
- 8             cannabis and manufactured cannabis products;
- 9       (16) The enforcement of the following prohibitions against:
- 10            (A) The sale or provision of cannabis or manufactured
- 11            cannabis products to unauthorized persons;
- 12            (B) The sale or provision of cannabis or manufactured
- 13            cannabis products to a qualifying patient,
- 14            primary caregiver, qualifying out-of-state
- 15            patient, or caregiver of a qualifying
- 16            out-of-state patient in quantities that exceed
- 17            limits established by this chapter;
- 18            (C) Any use or consumption of cannabis or
- 19            manufactured cannabis products on the premises of
- 20            a retail dispensing location or production
- 21            center; and



1 (D) The distribution of cannabis or manufactured  
2 cannabis products, for free, on the premises of a  
3 retail dispensing location or production center;

4 (17) The establishment of a range of penalties for  
5 violations of this chapter or rule adopted thereto;  
6 and

7 (18) A process to recognize and register patients who are  
8 authorized to purchase, possess, and use medical  
9 cannabis in another state, a United States territory,  
10 or the District of Columbia as qualifying out-of-state  
11 patients; provided that this registration process may  
12 commence no sooner than January 1, 2018."

13 SECTION 8. Section 329D-9, Hawaii Revised Statutes, is  
14 amended by amending subsection (b) to read as follows:

15 "(b) The department shall establish health, safety,  
16 manufacturing, and [~~sanitation~~] product stability standards  
17 regarding the manufacture of manufactured cannabis products."

18 SECTION 9. This Act does not affect rights and duties that  
19 matured, penalties that were incurred, and proceedings that were  
20 begun before its effective date.



# H.B. NO. 2260

1           SECTION 10. Statutory material to be repealed is bracketed  
2 and stricken. New statutory material is underscored.

3           SECTION 11. This Act shall take effect on July 1, 2022.

4

INTRODUCED BY:

A handwritten signature in black ink, appearing to be 'R. J. ...', written over a horizontal line.

JAN 25 2022



# H.B. NO. 2260

**Report Title:**

DOH; Medical Cannabis; Transportation; Dispensaries; Production Centers

**Description:**

Amends the circumstances under which medical cannabis may be transported by and between dispensaries. Increases the allowable number of plants for production centers. Increases the number of production centers that may be allowed under a dispensary license. Increases the number of retail dispensing locations that may be allowed under a dispensary license. Redefines the term "medical cannabis production center" to include any series of structures located within the same secured perimeter fence-line. Requires the Department of Health to establish the fee structure for the submission of applications for additional production centers and retail dispensing locations and for dispensary-to-dispensary sales. Amends the Department of Health's duties with respect to the establishment of standards.

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

