July 1, 2021

The Honorable Ronald D. Kouchi,
President
and Members of the Senate
Thirty First State Legislature
State Capitol, Room 409
Honolulu, Hawai‘i 96813

The Honorable Scott K. Saiki,
Speaker and Members of the
House of Representatives
Thirty First State Legislature
State Capitol, Room 431
Honolulu, Hawai‘i 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

This is to inform you that on July 1, 2021, the following bill was signed into law:

SB1139 SD2 HD1 CD1 RELATING TO THE OFFICE OF MEDICAL CANNABIS CONTROL AND REGULATION ACT 169 (21)

Sincerely,

David Y. Ige
Governor, State of Hawai‘i
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:

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

The purpose of this Act is to:

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

(2) Establish a task force to explore the issues and development of a dual system program of legalization for cannabis and the impacts of legalization on qualifying patients, including access to medical marijuana by qualifying patients.
SECTION 2. Section 329-123, Hawaii Revised Statutes, is amended by amending subsection (b) to read as follows:

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

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

"(e) Each qualifying out-of-state patient shall pay a fee [of $45] in an amount established by rules adopted by the
1 department pursuant to chapter 91 for each registration and
2 renewal."
3 
4 SECTION 4. (a) The office of medical cannabis control and
5 regulation shall convene a task force to explore the development
6 of a dual system program of the legalization for cannabis and
7 the impacts of legalization of cannabis on qualifying patients,
8 including access to medical cannabis by qualifying patients.
9 (b) The office of medical cannabis control and regulation
10 shall submit a report of its findings and recommendations,
11 including any proposed legislation, to the legislature no later
12 than twenty days prior to the convening of the regular session
13 of 2023.
14 SECTION 5. Statutory material to be repealed is bracketed
15 and stricken. New statutory material is underscored.
16 SECTION 6. This Act shall take effect upon its approval.

APPROVED this 01 day of JUL , 2021

GOVERNOR OF THE STATE OF HAWAII
THE SENATE OF THE STATE OF HAWAI'I

Date: April 27, 2021
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate of the Thirty-First Legislature of the State of Hawai‘i, Regular Session of 2021.

[Signature]
President of the Senate

[Signature]
Clerk of the Senate
SB No. 1139, SD 2, HD 1, CD 1

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: April 27, 2021
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirty-First Legislature of the State of Hawaii, Regular Session of 2021.

Scott K. Saiki
Speaker
House of Representatives

Brian L. Takeshita
Chief Clerk
House of Representatives