

STATE OF HAWAII
DEPARTMENT OF HEALTH
P. O. Box 3378
Honolulu, HI 96801-3378
doh.testimony@doh.hawaii.gov

**Testimony in SUPPORT of S.B. 786 SD1
RELATING TO MEDICAL MARIJUANA**

DELLA AU BELATTI, CHAIR
HOUSE COMMITTEE ON HEALTH

Hearing Date: March 21, 2017

Room Number: 329

1 **Fiscal Implications:** Substantial staff time required

2 **Department Testimony:**

3 The Department supports SB786 SD1 with proposed amendments. The Department recognizes
4 that the term medical cannabis is scientifically more correct than the term medical marijuana.
5 This draft of the bill clarifies that changes in terminology to medical cannabis in the Hawaii
6 Administrative Rules will be accomplished by law through this statute. However, as written it
7 remains unclear if the department would have to amend its rules by December 31, 2019. With
8 this testimony, the Department provides suggested legislative language that will clarify that the
9 department will make the terminology changes to the administrative rules when it goes through
10 the process to make other changes.

11 The change in terminology will require changes in the medical marijuana online patient and
12 caregiver registration documents as well as the medical marijuana dispensary licensing
13 documents. Documents include application forms, addresses and address forms, PDF
14 attachments, registry website name and content, the program's email address and mailing
15 address, registration cards, stationary, business cards, as well as contracts and similar items.
16 Similarly, for medical marijuana dispensary licensing, documents include dispensary licenses,
17 addresses, licensing website name and content, program's email and mailing address, business
18 cards, contracts and other items. This all would need to be done consistently, and with adequate
19 warning and education for the public, physicians and patients. These changes will impact the

1 administration of both the registry and dispensary services if the timeline is too short. The
2 Department agrees that the timeline in SD1 is realistic and will not negatively impact patient
3 services.

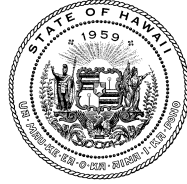
4 Suggested amendment. Replace the language in SECTION 3 to read:

5 By operation of law, title 11 of the Hawaii Administrative Rules shall be construed as having
6 been amended in conformance with section 2 of this Act, provided that if and when the
7 department of health amends chapter 11-160 or chapter 11-850, it shall conform the wording in
8 those chapters to section 2 of this Act at the time of the amendment.

9 Thank you for the opportunity to testify.

DAVID Y. IGE
GOVERNOR

SHAN TSUTSUI
LT. GOVERNOR



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MARIA E. ZIELINSKI
DIRECTOR OF TAXATION

DAMIEN A. ELEFANTE
DEPUTY DIRECTOR

To: The Honorable Della Au Belatti, Chair
and Members of the House Committee on Health

Date: Tuesday, March 21, 2017

Time: 9:00 A.M.

Place: Conference Room 329, State Capitol

From: Maria E. Zielinski, Director
Department of Taxation

Re: S.B. 786, S.D. 1, Relating to Medical Marijuana

The Department of Taxation (Department) appreciates the intent of S.B. 786, S.D. 1, and provides the following comments for your consideration.

S.B. 786, S.D. 1, directs that all references to medical marijuana, medical use of marijuana, and manufactured marijuana product be amended to refer to medical cannabis. The measure lists the provisions that contain references to medical marijuana and directs that all references in these provisions be amended. The bill is effective upon approval.

The Department notes that the bill includes all references to medical marijuana currently in Title 14 of the Hawaii Revised Statutes (HRS). However, the Department notes that H.B. 263, H.D. 2, proposes, among other things, to add the term "medical marijuana" to chapter 237.

Thank you for the opportunity to provide comments.



Dedicated to safe, responsible, humane and effective drug policies since 1993

TO: House Committee on Health
FROM: Carl Bergquist, Executive Director
HEARING DATE: 21 March 2017, 9AM
RE: SB786 SD1, Relating to Medical Marijuana, **SUPPORT**

Dear Chair Belatti, Vice Chair Kobayashi, Committee Members:

The Drug Policy Forum of Hawai'i is the founder, along with the ACLU of Hawai'i, of the Medical Cannabis Coalition of Hawai'i. We chose to use the word "cannabis" in the coalition's name for exactly the reasons outlined in Section 1. The first head of what was to become the federal Drug Enforcement Agency (DEA) was a man named Harry Anslinger. He began the federal campaign against the then legal cannabis, purposely using the word "marijuana" to make it seem foreign. Among his many quotes that were removed from reality and rooted in prejudice:

"Marijuana is the most violence-causing drug in the history of mankind... Most marijuana smokers are Negroes, Hispanics, Filipinos and entertainers. Their satanic music, jazz and swing, result from marijuana usage."

We appreciate the legislature's move to change this term once and for all in the realm of medical cannabis. The next step is to do the same for all cannabis. Mahalo for the opportunity to testify.

kobayashi2 - Jessi

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 19, 2017 6:38 PM
To: HLTtestimony
Cc: wailua@aya.yale.edu
Subject: Submitted testimony for SB786 on Mar 21, 2017 09:00AM

SB786

Submitted on: 3/19/2017

Testimony for HLT on Mar 21, 2017 09:00AM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Wailua Brandman	Hawaii Assoc. of Professional Nurses	Support	No

Comments: HAPN strongly supports this bill as well as the Dept of Taxation's testimony that section 237-24.3, Hawaii Revised Statutes (HRS) should also be included in this bill. "Marijuana" is a stigma laden term with discriminatory connotations held over from the early mid 20th century. In actuality, there is no "Marijuana" plant. The true name of the plant is cannabis and that is the name that should be used legally. Mahalo for your support of this bill and the amendment offered by the Dept. of Taxation. Wailua Brandman APRN FAANP, HAPN Legislative Committee Chair. 255-4442

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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kobayashi2 - Jessi

From: mailinglist@capitol.hawaii.gov
Sent: Monday, March 20, 2017 1:40 AM
To: HLTtestimony
Cc: wendygibson9@gmail.com
Subject: Submitted testimony for SB786 on Mar 21, 2017 09:00AM

SB786

Submitted on: 3/20/2017

Testimony for HLT on Mar 21, 2017 09:00AM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Wendy Gibson	Individual	Support	No

Comments: Cannabis is the botanical name of the plant AND the correct name of the medicine. There is no plant named Marijuana. The term "Marihuana" or "marijuana" is a racist slang term given to drive the Reefer Madness campaigns in the 1930s. As a nurse, I feel it is essential to use the proper name of a medicine. Please pass SB786 to correct the terminology. Mahalo, Wendy Gibson R.N./BSN. American Cannabis Nurses Association member. Cannabis Nurse Educator.

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kobayashi2 - Jessi

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 19, 2017 3:52 PM
To: HLTtestimony
Cc: j.bobich@tcu.edu
Subject: *Submitted testimony for SB786 on Mar 21, 2017 09:00AM*

SB786

Submitted on: 3/19/2017

Testimony for HLT on Mar 21, 2017 09:00AM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Joseph A. Bobich	Individual	Support	No

Comments:

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kobayashi1- Oshiro

From: mailinglist@capitol.hawaii.gov
Sent: Friday, March 17, 2017 5:48 PM
To: HLTtestimony
Cc: mamaupin@hotmail.com
Subject: *Submitted testimony for SB786 on Mar 21, 2017 09:00AM*

SB786

Submitted on: 3/17/2017

Testimony for HLT on Mar 21, 2017 09:00AM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Margaret Maupin	Individual	Support	No

Comments:

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kobayashi1- Oshiro

From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 18, 2017 2:54 PM
To: HLTtestimony
Cc: mendezj@hawaii.edu
Subject: *Submitted testimony for SB786 on Mar 21, 2017 09:00AM*

SB786

Submitted on: 3/18/2017

Testimony for HLT on Mar 21, 2017 09:00AM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Javier Mendez-Alvarez	Individual	Support	No

Comments:

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kobayashi2 - Jessi

From: mailinglist@capitol.hawaii.gov
Sent: Monday, March 20, 2017 9:58 AM
To: HLTtestimony
Cc: eckrothkr@gmail.com
Subject: *Submitted testimony for SB786 on Mar 21, 2017 09:00AM*

SB786

Submitted on: 3/20/2017

Testimony for HLT on Mar 21, 2017 09:00AM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Katherine Eckroth	Individual	Support	No

Comments:

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