

NEIL ABERCROMBIE
GOVERNOR



STATE OF HAWAII
DEPARTMENT OF PUBLIC SAFETY
919 Ala Moana Blvd. 4th Floor
Honolulu, Hawaii 96813

JODIE F. MAESAKA-HIRATA
DIRECTOR

MARTHA TORNEY
Deputy Director of
Administration

JOE W. BOOKER, JR.
Deputy Director
Corrections

KEITH KAMITA
Deputy Director
Law Enforcement

No. _____

TESTIMONY ON HOUSE BILL 2600
A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES
Jodie F. Maesaka-Hirata, Director
Department of Public Safety

House Committee on Judiciary
Representative Gilbert S.C. Keith-Agaran, Chair
Representative Karl Rhoads, Vice Chair

Tuesday, February 14, 2012, 2:05 PM
State Capitol, Conference Room 325

Chair Keith-Agaran, Vice Chair Rhoads, and Members of the Committee:

The Department of Public Safety (PSD) supports House Bill (HB) 2600, this measure updates Hawaii's Uniform Controlled Substance Act Chapter 329, Hawaii Revised Statutes to be consistent with changes in Federal law as required by Section 329-11 HRS.

There is a growing problem with synthetic hallucinogenic substances being developed for sale to the public as "herbal incense" or "bath salts" in the State and around the county. The Department's Narcotics Enforcement Division (NED) as well as the United States Drug Enforcement Administration (DEA) has attempted to protect the public by placing in the schedule the ever-increasing number of synthetic cannabinoids and cathinones labeled as "not for human consumption" but sold in retail shops with the promise of powerful hallucinogenic "legal" highs.

On March 1, 2011, the DEA applied its emergency scheduling authority to temporarily control five chemicals (JWH-018, JWH-073, JWH-200, CP-47,497, and cannabicyclohexanol) used to make "fake pot" products. Except as authorized by law, this action will make possessing and selling these chemicals or the products that contain them illegal in the United States for at least one year, while the DEA and the United States Department of Health and Human Services (DHHS) further study whether these chemicals and products should be permanently controlled.

On June 1, 2011 Governor Neil Abercrombie signed into law Act 73, this placed the five synthetic cannabinoids (JWH-018, JWH-073, JWH-200, CP-47,497, and cannabicyclohexanol) as well as two synthetic stimulants classified as cathiones Mephedrone, also known as 4-methylmethcathinone (4-MMC), or 4-methylephedrone and Methylenedioxypropylvalerone (MDPV) as Schedule I controlled substances.

There are other synthetic Cathiones which were not included in the schedule, such as:

- 3,4-methylenedioxypropylvalerone
- 4-fluoromethcathinone
- 3-fluoromethcathinone
- 4-methylethcathinone
- 3,4-dimethylmethcathinone
- α -methylamino-butylphenone
- β -keto-ethylbenzodioxolylbutanamine
- 3,4-methylenedioxy-N-ethylcathinone
- 4-methoxymethcathinone
- α -pyrrolidinopropylphenone
- 3,4-methylenedioxypropylmethcathinone
- α -pyrrolidinopentylphenone
- β -keto-N-methylbenzodioxolylpropylamine

naphthylpyrovalerone
4'-methyl- α -pyrrolidinopropiophenone
 β -keto-methylbenzodioxolylpentanamine
4'-methyl- α -pyrrolidinohexanophenone
4'-methyl- α -pyrrolidinobutyrophenone
 α -phthalimidopropiophenone,
N-ethylcathinone
4'-methyl- α -pyrrolidinohexanophenone
3,4-methylenedioxy-pyrrolidinobutyrophenone

The following synthetic cannabinoids were also not included in the schedule:

JWH-250	JWH-307	RCS-4 (C4)
JWH-203	JWH-133	RCS-8
JWH-122	WIN-55,212-2	AM 2201
JWH-019	Pravadoline	AM-694
JWH-015	AM-1241	And many more!
JWH-251	CP 47,497 (C7)	
JWH-398	CP47,497 (C9)	
JWH-081	AM 1220	
JWH-370	RCS-4 (2-MeO)	
JWH-051	RCS-4	

There are over 100 compounds that have been identified with potencies of at least twice that of THC and that does not include numerous unpublished designer compounds.

HB 2600 incorporates a general chemical class approach intended to prevent manufacturers from simply adding an isomer on to an existing controlled substance and therefore making it a new non-controlled compound.

The Department has received complaints from patients of practitioners setting up offices in hotel rooms, business centers or rented space for a few hours to see patients. The patients informed the department that these physicians do not conduct physical examination, request that they only complete an application forms for Hawaii's medical use of marijuana program, then

collected their fee and closed up the shop. Patients later call the NED complaining that they went back to the location where they saw their doctor and he is not there. They complained of being possibly ripped off and ask for assistance in locating their physician, so they can get back their money or receive their permit. Section 4 of HB 2600 would solve this problem and protect patients. The Department is recommending that on page 19, lines 15 through 22 and on page 20 lines 1 through 4 is amended to read as follows:

"SECTION 4. Section 329-32, Hawaii Revised Statute, is amended to read as follows:

§329-32 Registration requirements. (a) Every person who:

- (1) Manufactures, distributes, prescribes, or dispenses any controlled substance within this State;
- (2) Proposes to engage in the manufacture, distribution, prescription, or dispensing of any controlled substance within this State; or
- (3) Dispenses or proposes to dispense any controlled substance for use in this State by shipping, mailing, or otherwise delivering the controlled substance from a location outside this State;
- (4) Recommends the medical use of marijuana to patients;**

shall obtain a registration issued by the department of public safety in accordance with the department's rules. A licensed or registered health care professional who acts as the authorized agent of a practitioner and who administers controlled substances at the direction of the practitioner shall not be required to obtain a registration.

(b) Persons registered by the department of public safety under this chapter to manufacture, distribute, prescribe, dispense, store, or conduct research with controlled substances may possess, manufacture, distribute, prescribe, dispense, store, or conduct research with those substances to the extent authorized by their registration and in conformity with this part.

(c) Except as otherwise provided by law, the following persons shall not be required to register and may lawfully possess controlled substances under this chapter:

- (1) An agent or employee of any registered manufacturer, distributor, or dispenser of any controlled substance, if the agent or employee is acting in the usual course of the agent's or employee's business or employment;

- (2) A common or contract carrier or warehouse, or an employee thereof, whose possession of any controlled substance is in the usual course of the person's business or employment; and
 - (3) An ultimate user or a person in possession of any controlled substance pursuant to a lawful order of a practitioner.
- (d) The department of public safety may waive the registration or filing requirement for certain manufacturers, distributors, prescribers, or dispensers by rule if:
- (1) It is consistent with the public health and safety; and
 - (2) The department of public safety states the specific reasons for the waiver and the time period for which the waiver is to be valid.
- (e) A separate registration shall be required at each principal place of business or professional practice where the applicant manufactures, distributes, prescribes, or dispenses controlled substances, **recommends the medical use of marijuana**, except an office used by a practitioner (who is registered at another location) where controlled substances are prescribed but neither administered nor otherwise dispensed as a regular part of the professional practice of the practitioner at such office, and where no supplies of controlled substances are maintained.
- (f) The department of public safety may inspect the establishment of a registrant or applicant for registration in accordance with the department's rule.
- (g) The department of public safety may require a registrant to submit documents or written statements of fact relevant to a registration that the department deems necessary to determine whether the registration should be granted or denied. The failure of the registrant to provide the documents or statements within a reasonable time after being requested to do so shall be deemed to be a waiver by the registrant of the opportunity to present the documents or statements for consideration by the department in granting or denying the registration.
- (h) The failure to renew the controlled substance registration on a timely basis or to pay the applicable fees or payment with a check that is dishonored upon first deposit shall cause the registration to be automatically forfeited."

Thank you for the opportunity to testify on this matter.



Committee: Committee on Judiciary
Hearing Date/Time: Tuesday, February 14, 2012, 2:05 p.m.
Place: Conference Room 325
Re: Testimony of the ACLU of Hawaii in Opposition and with comments to Section 4 of H.B. 2600, Relating to Controlled Substances

Dear Chair Keith-Agaran and Members of the Committee on Health:

The ACLU of Hawaii writes in opposition to H.B. 2600 and particularly section 4, insofar as it is likely unconstitutional.

Section 4 would fundamentally change registration requirements for physicians who recommend medical cannabis – but not for other controlled substances. As such, H.B. 2600 is singling out medical cannabis for disproportionately harsher treatment than other controlled substances.

Currently, HRS § 329-32 provides that physicians must register any office locations at which they maintain controlled substances. Physicians are not required to register other office locations, provided that (a) they have registered at least one office location, and (b) they do not maintain controlled substances at the non-registered office locations. The current wording of the law, therefore, allows physicians flexibility in their medical practices, in that physicians need not submit new registrations every time they consult with a patient in a new location. The current law also allows for house calls, a long-standing practice in the medical community (and a practice that is becoming more and more common).¹

Section 4 of H.B. 2600, however, would single out medical cannabis for substantially harsher treatment (and disproportionately more burdensome registration requirements for physicians) than that given to other controlled substances. House calls would be banned, and physicians who

¹ For recent news stories regarding the increasing popularity (and medical benefits) of house calls, see:

<http://www.hawaiinewsnow.com/Global/story.asp?s=5682542;>

http://www.midweek.com/content/columns/doctorinthehouse_article/bringing_back_house_calls/

http://www.midweek.com/content/columns/doctorinthehouse_article/making_chiropractic_house_calls/

American Civil Liberties Union of Hawaii
P.O. Box 3410
Honolulu, Hawaii'i 96801
T: 808.522-5900
F: 808.522-5909
E: office@acluhawaii.org
www.acluhawaii.org

Chairs Aquino and Yamane and Members of PBM and HLT
February 2, 2012
Page 2 of 2

run into their patients at Costco or Long's would not be able to speak with their patients or risk disciplinary action.

Indeed, such a broad restriction on the *place* where a conversation about medical cannabis takes place may be unconstitutional, per *Conant v. Walters*, 309 F.3d 629 (9th Cir. 2002), *cert. denied*, 540 U.S. 946 (2003). Physicians have a First Amendment right to discuss medical cannabis with their patients, and such a heavy restriction on the place where those conversations may take place would certainly be subjected to a legal challenge on free speech grounds. Requiring physicians to register one principal office, as well as any office where controlled substances are maintained, makes sense – making physicians register every place at which they converse with patients does not.

As a member of the Medical Cannabis Working Group, the ACLU of Hawaii is aware of the many problems that patients have with the medical marijuana program. H.B. 1963 does nothing to improve these problems (*e.g.*, the fact that sick patients must resort to the black market to obtain their medicine), and will inevitably make these problems worse. The Working Group's full report is available at <http://www.acluhawaii.org/downloads/1002MCWG.pdf>.

The mission of the ACLU of Hawaii is to protect the fundamental freedoms enshrined in the U.S. and State Constitutions. The ACLU of Hawaii fulfills this through legislative, litigation, and public education programs statewide. The ACLU of Hawaii is a non-partisan and private non-profit organization that provides its services at no cost to the public and does not accept government funds. The ACLU of Hawaii has been serving Hawaii for over 45 years.

Thank you for this opportunity to testify.

Sincerely,

Daniel M. Gluck
Senior Staff Attorney
ACLU of Hawaii

American Civil Liberties Union of Hawaii
P.O. Box 3410
Honolulu, Hawaii 96801
T: 808.522-5900
F: 808.522-5909
E: office@acluhawaii.org
www.acluhawaii.org



Hawai'i House Committee on Judiciary

HB 2600 Relating to Controlled Substances

Tuesday, February 14, 2012 @ 2:05pm

STRONG OPPOSITION to SECTION 4

Aloha Chair Keith-Agaran, Vice Chair Rhoads and members of the Committee on Judiciary,

On behalf of medical cannabis patients in Hawai'i County and across the state, we wish to request that Section 4 of this bill be removed. Requiring physicians who recommend medical marijuana to register for each location that they have contact with a patient is singling out a specific group of doctors unfairly. Making the process unduly arduous seems designed to severely limit the medical marijuana program. Further, this additional registration would effectively eliminate the physician from being able to make house calls. Many medical marijuana patients are seriously ill and are unable to leave their homes or travel great distances. There is no compassion in ending a doctor's right to make house calls.

Amending the Hawai'i Revised Statutes chapter 329 to conform to the Federal Controlled Substance Law seems an attempt to circumvent the 10th amendment to the US Constitution. States are allowed to make their own laws, yet linking the HRS back to Federal law would effectively negate the medical marijuana program in Hawai'i. Section 329-14 Schedule I (g) (1) puts cannabinoids, and their salts, isomers and the salts of isomers (which means concentrates and tinctures) back into a schedule I, and therefore is not medicine. It would remove any protection currently afforded a resident of this state for using medical marijuana and this must not be allowed to happen.

There are more than 7,500 patients state-wide who would become criminals overnight should this bill pass.

Please remove Section 4 and do not allow the Department of Public Safety/Narcotics Enforcement Division to pull and end around and shut the medical marijuana program.

Respectfully submitted,

Matthew Rifkin
Co-chair



the
**Drug Policy
Forum**
of hawai'i

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

February 14, 2012

To: Rep. Gilbert Keith-Agaran, Chair
Rep. Karl Rhoads, Vice Chair and
Members of the Committee on Judiciary

From: Jeanne Ohta, Executive Director

RE: HB 2600 Relating to Controlled Substances
Hearing: Tuesday, February 14, 2012, 2:05 p.m., Conference Room 325

Position: Strong Opposition

Chair Keith-Agaran, Vice Chair Rhoads and members of the Committee on Judiciary. I am testifying today in strong opposition to HB 2600 Relating to Controlled Substances.

Section 4 adds the requirement that physicians who recommend medical marijuana must have a separate registration for each place of business. Why add this additional burden? Recommending medical marijuana is clearly different than the rest of that list, namely physicians who manufacture, distribute, prescribe, or dispense controlled substances. This is an attempt to limit the physicians who participate in the medical marijuana program. The Narcotics Enforcement Division (NED) has opposed allowing physicians to make house calls and recommend cannabis. Some patients are too sick to leave their homes. Physicians must be allowed to practice medicine based on the needs of their patients. The Ninth Circuit Court has ruled that physicians have the first amendment right to speak openly and candidly about cannabis to their patients about cannabis (*Conant v. Walters*, 309 F.3d 629 (9th Cir. 2002), *cert. denied*, 540 U.S. 946 (2003)). Registration should not be required for a physician to exercise their right of free speech.

It is inappropriate for NED to determine how physicians should practice medicine and make it more difficult for them to see patients.

We respectfully request that Section 4 be deleted from this bill.

GOODSILL ANDERSON QUINN & STIFEL

A LIMITED LIABILITY LAW PARTNERSHIP LLP

GOVERNMENT RELATIONS TEAM
GARY M. SLOVIN
MIHOKO E. ITO
CHRISTINE OGAWA KARAMATSU
ANNE T. HORIUCHI

ALII PLACE, SUITE 1800 • 1099 ALAKEA STREET
HONOLULU, HAWAII 96813

MAIL ADDRESS: P.O. BOX 3196
HONOLULU, HAWAII 96801

TELEPHONE (808) 547-5600 • FAX (808) 547-5880
info@goodsill.com • www.goodsill.com

INTERNET:
gslovin@goodsill.com
meito@goodsill.com
ckaramatsu@goodsill.com
ahoriuchi@goodsill.com

TO: Representative Gilbert S.C. Keith-Agaran
Chair, Committee on Judiciary
Via Email: JUDtestimony@Capitol.hawaii.gov

FROM: Gary M. Slovin

DATE: February 13, 2012

RE: **H.B. 1699 – Relating to Labor**
Hearing Date: Tuesday, February 14, 2012 at 2:05 p.m.
Conference room 325

Dear Chair Keith-Agaran and Members of the Committee on Judiciary:

I am Gary Slovin, testifying on behalf of Covanta Energy Corporation, the operator of HPOWER. I have been working on the subject of meal breaks on behalf of HPOWER for several years. In prior years, the bills dealing with meal breaks that have passed have included an exemption for facilities like HPOWER, which are subject to environmental regulations.

H.B. 1699, HD1 includes a specific exemption from the meal break requirement for facilities like HPower which are subject to very rigorous environmental requirements and require continuous operation. If H.B. 1699, HD1 stays in this form, it is acceptable to Covanta.

Thank you very much for the opportunity to comment on this measure.

February 11, 2012

To: Members of the Judiciary Committee
From: Kevin Baiko, M.D.
RE: HB 2600 Relating to Controlled Substances
Hearing: February 14, 2:05 p.m., Room 325, 3 copies
Position: Opposed

I am testifying today in opposition to HB 2600 Relating to Controlled Substances, specifically in relation to its changing the registration requirements for doctors who participate in the certification/registration process of patients qualified to use medical cannabis.

The proposed changes would codify into law a requirement that physicians could only provide *written certification* (as defined in HRS §329-121) for patients seen at an address specifically associated with the physician's Controlled Substance Certificate on file at the state Narcotics Enforcement Division (N.E.D.). Such a requirement interferes with physicians' ability to serve their patients, particularly patients with debilitating medical conditions, the very patients for whom Hawaii's medical cannabis law has been enacted.

Take, for example, a young Kuaian who broke his neck diving into shallow water and is now a quadriplegic who suffers chronic severe painful muscle spasms. He's wheelchair dependent, making travel to my office terribly inconvenient. His antispasmodic medications just don't treat his spasms or pain as well as cannabis does. One simple house call was all I needed to certify him as qualified for the medical cannabis program.

Take, for example, an older Kuaian dying of cancer with metastases to his brain and lungs. This bedridden gentleman was too weak to make the journey down the road to my office. Because I was able to provide *written certification* at his hospice facility, he was able to die with dignity legally using cannabis to treat his pain.

Take, for example, a disabled veteran on Big Island suffering severe debilitating pain from trauma incurred while serving his country, as well as mobility issues from several severe strokes. During my visit to this patient's house I was able to review his complex history (here abbreviated), personally witness his living situation and support network and thereby appropriately provide *written certification*. Many veterans like him also suffer such extreme P.T.S.D. symptoms that the only way they'll ever be seen by a doctor is if the doctor comes to them.

While I see most of my patients at my registered (with the N.E.D.) offices, my few patients who require house calls really appreciate the service, so much so that I consider

it fundamental to the practice of compassionate medicine. If HB2600 passes, patients like these will likely suffer without the benefit of medical cannabis or risk using medical cannabis without the protection that Hawaii's medical cannabis law would afford them. Surely, this is not the intention of Hawaii's legislature!

This last year, under pressure from the A.C.L.U., the N.E.D. changed its medical cannabis patient application forms, effectively removing the requirement for physicians to declare having seen our patients at a registered address on the *written certification* forms (which is impossible during a house call.) Obviously, the A.C.L.U. had a strong case. Why would those in law enforcement want this requirement back?

The only reason to do this is to give state law enforcement authorities more legal standing to harass, intimidate and prosecute the physicians who are brave enough to stand up for the well-being and dignity of their patients in the throws of a "drug war" policy that has done far more harm to individuals and society than all so-called narcotics combined (and certainly cannabis by itself).

Leave the *written certification* process to the ones professionally qualified to determine eligibility and risks/benefits of Hawaii's patients, namely their doctors. Vote "NO" on HB2600, or, at the very least please remove the section concerning registration requirements for doctors who participate in the certification/registration process of patients qualified to use medical cannabis.

Sincerely,

Kevin Baiko, M.D.

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Monday, February 13, 2012 11:11 AM

To: JUDtestimony

Cc: Dsusott@gmail.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325
Testifier position: Oppose
Testifier will be present: Yes
Submitted by: Daniel Susott, MD, MOH
Organization: Individual
E-mail: Dsusott@gmail.com
Submitted on: 2/13/2012

Comments:

I, Dr. Daniel Susott, MD, MPH, am writing in opposition to HB2600.

I am a medical doctor trained in Hawaii the the John A. Burns School of Medicine and have practiced medicine in Hawaii, other states, and internationally since 1979.

I have recommended cannabis to thousands of patients over many years. It is the SAFEST therapeutic substance known, as found by the DEA's own investigations which were commissioned by them and then ignored.. ¶In thousands of years of use by humans cannabis (marijuana, pakalolo, pot, ¶"weed"¶) ¶has never been linked to a single death. ¶There is no LD-50, lethal dose: you cannot feed a lab rat (or a human) enough cannabis to kill them. ¶Aspirin and motrin alone kill hundreds or thousands of people worldwide. ¶In the time my grandfather, a physIcian, practiced medicine, cannabis was the most widely prescribed medication in the pharmacopeia. ¶It has a wide range of uses as medicine and is recognized thus in many states (17 at last count) ¶including Hawaii.

Time after time I hear the same story from patients: they hurt, they cannot sleep, and they would much rather use this herbal remedy than the expensive drugs prescribed by their doctors which are addictive, ineffective, and have bad side effects. ¶¶To deny patients this medicine which they can grow themselves is WRONG.

From the standpoint of public health, the prohibition of cannabis in Hawaii has resulted in an epidemic of "ice" (crystal methamphetamine) which has taken a HUGE toll on the islands, accounting for 85% crime and destroying many lives, families, and communities. ¶NIDA, the National Institute on Drug Abuse, published a study showing just this. ¶The federal policy which places cannabis on Schedule 1 of controlled substances (no medical use and highly addictive) is blatantly wrong and needs to change to reflect reality and science and thousands of years of human history.

The federal monopoly and stance on cannabis does not make sense. ¶Hawaii could be a positive force moving the United States in a more enlightened direction.¶

California, where medical marijuana has been legal a few years before Hawaii, is leading the world in its approach to cannabis. Downtown Oakland has been revitalized by money from the legal commerce in medical cannabis. When I evaluate patients in California, I meet people from all walks of life, many with decent jobs and families, who simply want to legally obtain and use a medicine they know works better for them than pharmaceuticals their doctor prescribes. There are

new strains of cannabis which are high in the natural chemical cannabinoids (CBD's) which have anti-inflammatory properties and treat pain without the euphoric effect (the "high") associated with marijuana. People can feel better and sleep easier without getting "high", more cheaply and safely than using other medicines. In California, the indications (reasons for use) of medical cannabis include non-physical complaints (hawaii so far only allows physical ailments) such as PTSD, insomnia, ADD, anxiety, depression, and even autism. Many veterans have found significant relief in their PTSD symptoms, as have others.

I oppose HB 2600. It creates additional registration requirements for physicians who recommend medical marijuana. It adds physicians who recommend the medical use of marijuana to the list of physicians who must register each place of business or professional practice where the applicant manufactures, distributes, prescribes, or dispenses controlled substances. In the past, the Narcotics Enforcement Division has attempted to prevent physicians who recommend medical marijuana from making house calls to patients who are too sick to leave their homes. Physicians should not have to register to exercise their right of free speech to discuss medical marijuana with their patients.

Please take Section 4 out of this measure.

Respectfully submitted, Daniel Susott! MD, MPH
2012-02-13

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Monday, February 13, 2012 9:19 AM

To: JUDtestimony

Cc: kaneala555@yahoo.com

Attachments: MM Testimony.docx (15 KB)

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Support

Testifier will be present: No

Submitted by: Daniel Simao

Organization: Individual

E-mail: kaneala555@yahoo.com

Submitted on: 2/13/2012

Comments:

February 13, 2012

To: Members of the committee(s) on PGM/HTH
From: Daniel Simao : Patient
RE: SB2262 Relating to Pain Patients Bill of Rights
Hearing: February 15, 2:45 p.m. , Room 229, 3 copies
Position: Support

Aloha mai Kakou,

I am testifying today in support of SB2262 Relating to *Pain Patients Bill of Rights*. As a true medicinal practitioner of my Hawaiian culture, I would have to stand by the natural healing properties of all god given plants for healing. Cannabis falls in this category if you practice medicinal herbs. I believe that a person has a choice of which type of medicine he prefers to put in his body. Whether it is pharmaceutical or natural, I believe an individual should have that right of choice protected. My beliefs are true to my personal experience with using medicinal herbs for healing. It has become a religion to practice my culture day to day, and I will share my personal experience in using medical Cannabis.

In 1993 our wonderful islands created a Hawaii Football League. For whatever reason it was created, there was a lot of local talent that played in this league. I was one of these Athletes that participated for 6 years. In my 1st year I played, I had a hyper extended knee injury. This injury was healed by a Cultural practitioner in healing. It worked ok to where I was on the field 3 days later with little pain. I played 5 seasons thereafter. In the 6th season I endured 2 injuries, one ankle injury, the other a shredded rotator cup in my shoulder. The ankle was easily healed by the Kahuna. The shoulder however, was not. I had no use of my right arm. I had to learn to use my left arm just to play ball with my kids. Years past and I thought my shoulder was good enough to live the rest of my life with it being the way it was. About 5 years ago I had it looked at again by another Kahuna. He had told me that my shoulder was healed partially out of the socket. It would take me either surgery or popping it back in. That would have rendered me useless for 3-6 months after the setting back in the socket. I could not afford the surgery because I did not have medical, and the fact that I preferred not to be sliced and diced. I had the Kahuna do the best for more motion in my arm. He gave me a whole lot more than I had before. After the work was done, I was able to have mobility and was able to use my arm much more. That was until about 2 years ago.

Two years ago I started to try and lose weight and get in shape with exercise. It was going good until I was 3 months in. That is when I started experiencing stabbing shoulder pain at night when I lay in bed. At first I thought it was muscle fatigue, but it happened even when I didn't work out at all. It was then that I started to feel pain almost every night. I endured for another 3 months working out before I finally gave in for the Medical Marijuana option. I chose this option for 2 reasons. I prefer practicing medicinal

herbs, and 2, I have had pharmaceutical pain meds in the past and it makes me dizzy and light headed, as well as nauseous. Since then I have had some pretty good results in many ways.

My results from using Medical Marijuana are as follows. I now am able to take my natural medicine at night with minimal waking up from pain. I used to toss and turn all night, now I am more relaxed and comfortable as I sleep. I now also take medicine before I workout. It helps me to stretch my muscles and complete my workout with minimal pain. I also completed a half marathon as an accomplishment. I have been working out for 2 years now and have been OK as long as I have my medicine. There are times where I have to endure pain for short periods, because of limited supply. I still would prefer to suffer rather than take pharmaceuticals. I also would like to share that I also started living healthier since receiving my card. I started growing my own garden with my medicinal plants too. It has helped me in many ways other than pain. In my personal experience, I have gained a working arm again, as well as started living healthier and producing food for my family. This all started on the day that I walked out of the Dr.'s office.

In closing, I would like to thank the committee that has made this possible. Without your support, I would have been sleeping in pain for the last 2 years and more. I would also like to thank all others in committee who will hear my testimony. I hope that you will vote in support of this bill. I for one would benefit and appreciate the support. May you all have great session.

Mahalo Nui Loa,

Daniel Simao : Patient

I am a patient on the Big Island of Hawai'i and I know how difficult it is for many patients to be able to get to a doctor who may recommend cannabis medicine. Since the distances are far on the BI it is often painful to travel in a car for a couple hours to an appointment. Having a doctor come to the area where a patient resides benefits the overwhelming number of patients. And, a doctor should be able to make house calls when a patient can no longer get to the doctor's office without having to register and have to go through a bureaucratic nightmare to see a sick patient.

This is a mean spirited bill designed to make life more difficult for patients... and doctors. Doctors have a free speech right to discuss medical cannabis to their patients no matter where they practice medicine.

Please remove Section 4 out of this bill. Mahalo Nui.

Andrea Tischler

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Sunday, February 12, 2012 1:28 PM

To: JUDtestimony

Cc: jenniferjangles@gmail.com

Attachments: Testimony Bill2600.docx (10 KB)

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Oppose

Testifier will be present: No

Submitted by: Jennifer Ruggles

Organization: Global H.O.P.E.

E-mail: jenniferjangles@gmail.com

Submitted on: 2/12/2012

Comments:

Bill 2600 limits the free speech of a physician by requiring every location where they discuss medical cannabis may be unconstitutional.

Law enforcement should not be directing how doctors practice medicine by severely restricting where they can see patients. Eliminating the ability of a doctor to make a house call to a seriously ill patient by requiring additional registration is contrary to the goal of the medical cannabis program, which is compassion.

Updating the Hawai'i Uniform Controlled Substance Act (chapter 329) to be consistent with the Federal Controlled Substance Act might eliminate medical cannabis, which is not recognized by the Federal government.

The Hawai'i Medical Association recommends cannabis lowered to a schedule III drug, because of the safe nature of cannabis. The Federal government is not scheduling cannabis appropriately. 16 states recognize cannabis as medicine, and the Federal government should not interfere with states' rights.

Please remove Section 4 from this bill.

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Sunday, February 12, 2012 1:18 AM

To: JUDtestimony

Cc: natclark108@gmail.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Oppose

Testifier will be present: No

Submitted by: Nathan Clark

Organization: Individual

E-mail: natclark108@gmail.com

Submitted on: 2/12/2012

Comments:

I strongly oppose this bill. Many people of the state of Hawaii entrusted you folks with the protection of its medical cannabis program and you have allowed it to languish rather than flourish as a much needed alternative choice of medicine in lieu of addictive, more potential for causing harm, pharmaceuticals. Please do not support a bill that would cause you to violate your oath to protect the interest of the people for cheaper, more affordable, natural health care alternatives through cannabis. Being a politician you should understand that the correct word and more politically correct word is cannabis as "marijuana" was a derogatory racial reference to Hispanics that William Randolph Hearse used. I oppose this bill and propose that marijuana be replaced with the correct word, cannabis. Mahalo.

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Sunday, February 12, 2012 3:20 AM

To: JUDtestimony

Cc: nimo1767@mail.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325
Testifier position: Oppose
Testifier will be present: No
Submitted by: Robert Petricci
Organization: Individual
E-mail: nimo1767@mail.com
Submitted on: 2/12/2012

Comments:

Aloha thank you for the chance to testify in opposition to HB 2600

As a patient that used marijuana to control chronic pain due to arthritis for ten years all I can say is it's a god send. I used Vioxx, Celebrex, declofenec, and every other pill imaginable for years and am lucky to be alive. I had so many reactions to those pills it almost killed me. I find marijuana to be very effective in relieving my pain and safe. As an adult that has a business that requires me to move around a lot I am incensed that there are people that for some reason just can not let me and my doctor make the medical decisions necessary about what works for me. How dare anyone interfere or imply I am faking it, what is wrong with people like that? Weren't they taught to respect us seniors?

My arthritis is well documented going back more than ten years. I can barley walk without the marijuana and they want to take it away. The government regulation already makes it very hard to get and treats me like a criminal making me get a license and fill out paperwork.

They will give me deadly addictive narcotics anytime I like but for the much safer marijuana it is almost impossible. Why? It is safe, I used it for years, I know more about it after that long than people that have never even tried it.

Who ever is responsible for this bill should be ashamed, I am 56 years old and marijuana works for me. Leave me alone, I am not a criminal and do not need you putting your nose in my private medical decisions. My doctor is Ernest Bade a well known and respected doctor.

This is another attempt by law enforcement to shut down the medical cannabis program in Hawai'i by fundamentally changing registration requirements for physicians who recommend medical cannabis, but not other controlled substances. It targets medical cannabis for even harsher penalties than other controlled substances. It would also effectively ban house calls, and a physician's right to speak freely with patients. I can barley walk at times why are you trying to make life worse than it already is?

Trying to limit the free speech of a physician when they discuss medical cannabis may be unconstitutional.

Law enforcement should not be interfering in doctor patient relationships and information exchanges. Certainly not directing how doctors practice medicine by severely restricting where they can see patients. Eliminating the ability of a doctor to make a house call to a seriously ill patient by requiring additional registration is contrary to the goal of the medical cannabis program, which is compassion.

This is the 21st century not the middle ages stop the draconian micro managing of my personal health care decisions. As a taxpayer you all work for me is this how you repay me for giving you a job?

Updating the Hawai'i Uniform Controlled Substance Act (chapter 329) to be consistent with the Federal Controlled Substance Act might eliminate medical cannabis, which is not recognized by the Federal government. Instead you should immediately petition the federal to reclassify marijuana. It has been legal medicine here since 1999 so it does not meet the federal definition of a schedule one drug. The CSA definition of a schedule one drug states it has no known medical use in the United States. The fact you are having this hearing and discussing the rules for "medical marijuana" proves it does not now meet and has not met the required definition of a schedule one drug for at least 12 years. At least 15 other states and the District of Columbia also have medical marijuana programs, The federal government itself dispenses medical marijuana to a number of patients with glaucoma and has for years. The federal government has in fact patented marijuana for medical use.

There is ample and overwhelming proof that marijuana is used medically in the United States and is recognized as such. Again I ask you to immediately direct the Attorney General of the state of Hawaii to petition the federal government to correct the gross classifications of marijuana as a schedule one drug and move it to a schedule that it meets the defined requirements of.

The Hawai'i Medical Association recommends cannabis be lowered to a schedule III drug, because of the safe nature of cannabis. The Federal government is not scheduling cannabis appropriately. 16 states recognize cannabis as medicine, and the Federal government should not interfere with states' rights.

Thank you for giving what I have said due consideration and please kill this oppressive, poorly conceived and written legislation.

Robert Petricci
Po box 2011
Pahoa, HI, 96778

Do you really want to reduce drug use? Why not do what works?

Ten Years After Decriminalization, Drug Abuse Down by Half in Portugal

<http://www.forbes.com/sites/erikkain/2011/07/05/ten-years-after-decriminalization-drug-abuse-down-by-half-in-portugal/>

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Sunday, February 12, 2012 4:47 AM

To: JUDtestimony

Cc: mattbinder@earthlink.net

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Oppose

Testifier will be present: No

Submitted by: Matt Bindert

Organization: Individual

E-mail: mattbinder@earthlink.net

Submitted on: 2/12/2012

Comments:

The Hawai'i Medical Association recommends cannabis lowered to a schedule III drug, because of the relatively safe nature of cannabis. The Federal government is not scheduling cannabis appropriately. 16 states recognize cannabis as medicine, and the Federal government should not interfere with states' rights.

Trying to limit the free speech of a physician by requiring every location where they discuss medical cannabis is unconstitutional.

Law enforcement should not be directing how doctors practice medicine by severely restricting where they can see patients. Eliminating the ability of a doctor to make a house call to a seriously ill patient by requiring additional registration is contrary to the goal of the medical cannabis program, which is compassion.

Our prisons are filled with marijuana users and it is costing us taxpayers billions. Please don't add to the problem with this bill.

Thank You

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Sunday, February 12, 2012 7:00 AM

To: JUDtestimony

Cc: clrkrobinson@yahoo.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Oppose

Testifier will be present: No

Submitted by: clinton robinson

Organization: Individual

E-mail: clrkrobinson@yahoo.com

Submitted on: 2/12/2012

Comments:

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Sunday, February 12, 2012 7:11 AM

To: JUDtestimony

Cc: louiseteasdale@hotmail.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Support

Testifier will be present: No

Submitted by: Louise Teasdale

Organization: Individual

E-mail: louiseteasdale@hotmail.com

Submitted on: 2/12/2012

Comments:

Have we learned nothing at all from prohibition? I thought I lived in a FREE country. The right to choose. ANYTHING in excess can kill you...maybe we should ban food too...since some people are obese !

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Sunday, February 12, 2012 7:11 AM

To: JUDtestimony

Cc: biggystinker@yahoo.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Oppose

Testifier will be present: No

Submitted by: Mike Rueli

Organization: Individual

E-mail: biggystinker@yahoo.com

Submitted on: 2/12/2012

Comments:

Please remove section 4 from this bill. Cannabis should be lowered to a Schedule 3 drug, not Schedule 1 as it is nothing like those hard drugs. Only the corruption of our govt. by the Alcohol, Tobacco, Oil, and Pharmaceutical industries keeps Cannabis illegal. Cannabis is safer than all these drugs.

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Sunday, February 12, 2012 7:32 AM

To: JUDtestimony

Cc: pnthwest@aol.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Oppose

Testifier will be present: No

Submitted by: Richard Waxman

Organization: Individual

E-mail: pnthwest@aol.com

Submitted on: 2/12/2012

Comments:

Take section 4 out. You people have no compassion, and are misguided. All other states are moving toward legalization and you are stuck on a prohibition mentality that is stupid at best and cruel at worst. It will be the end of your political careers as the public is for legalization

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Sunday, February 12, 2012 9:09 AM

To: JUDtestimony

Cc: hawaiianproduce808@gmail.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Oppose

Testifier will be present: Yes

Submitted by: sunil joseph

Organization: Individual

E-mail: hawaiianproduce808@gmail.com

Submitted on: 2/12/2012

Comments:

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Sunday, February 12, 2012 9:48 AM

To: JUDtestimony

Cc: davesurfskekaha@hawaii.rr.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Oppose

Testifier will be present: No

Submitted by: David Matthews

Organization: Individual

E-mail: davesurfskekaha@hawaii.rr.com

Submitted on: 2/12/2012

Comments:

i strongly oppose the governments intervention in the performance of the medical field. since when can a doctor not visit any patient due to government intervention? this makes no sense. drop the politics and gain empathy. walk in the patients' shoes....just for a minute. go ahead, try it! you cannot. you have no idea because you do not suffer like us. aloha, dave matthews, mum patient

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Sunday, February 12, 2012 10:30 AM

To: JUDtestimony

Cc: Think_about_sahand@yahoo.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Oppose

Testifier will be present: No

Submitted by: Sahand

Organization: Individual

E-mail: Think_about_sahand@yahoo.com

Submitted on: 2/12/2012

Comments:

Please be compassionate to our patients and doctors!

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Monday, February 13, 2012 12:43 PM

To: JUDtestimony

Cc: konagold@starband.net

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325
Testifier position: Oppose
Testifier will be present: No
Submitted by: Rev. Dennis Shields
Organization: The Religion of Jesus Church
E-mail: konagold@starband.net
Submitted on: 2/13/2012

Comments:

Aloha

below are listed a few 31 studies and articles showing the effectiveness of pot on pain chronic or other wise

back pain diabetes and other forms of pain are listed with Cannabis demonstrating SAFE EFFECTIVE pain relief because of our bodies own cannabinoid receptor system and its pain controlling functions

Cannabis is safer than aspirin as one can die from aspirin or loose there liver as happens with Tylenol not so with Cannabis

Please do not let the primitive intent of the hammer of law enforcement types to intrude into our safe and effective control of our pain and view voters and citizens as tho we were the nails for them to hammer

if the bill is passed what about those of use who have had this medicine for a decade ??

are we grandfathered??

by changing the rules you have entrapped us in that the Department has our names registered a ex-post facto violation of our State Constitutional rights to Privacy

after all the Department of Public Safety is created for the benefit of the public however its attitude seems to be in this bill for us the public to serve the needs of the Department

that's just wrong

if the milk of human kindness flows in your veins you will reject this heavy handed attempt at totalitarianism by the Department

bury this bill in the grave of McCarthyism Hoover-ism Anslinger-ism where it belongs or at the very least Please remove Section 4 from this bill.

Aloha

Rev. Dennis Shields

1 Pain modulation by release of the endogenous cannabinoid anandamide (full - 1999)
<http://www.pnas.org/content/96/21/12198.full>

2 Brain Releases Marijuana-Like Substance In Response To Pain, Study Finds
(news - 1999) <http://www.sciencedaily.com/releases/1999/10/991013074947.htm>

3 Endocannabinoid metabolism and uptake: novel targets for neuropathic and inflammatory pain (full - 2007)
<http://www.ncbi.nlm.nih.gov/pmc/articles/PMC2190014/?tool=pubmed>

4 Marijuana-Inspired Painkiller? New Chemical Pathway Discovered (news - 2008)
<http://www.sciencedaily.com/releases/2008/11/081123150249.htm>

5 Julie Falco brings hope to Multiple Sclerosis patients. Cannabinoids manage pain and promote repair! (news - 2010)
<http://www.examiner.com/x-19678-Cannabis-Revolution-Examiner~y2010m2d10-Julie-Falco-brings-hope-to-Multiple-Sclerosis-patients-Cannabinoids-manage-pain-and-promote-repair>

6 Role of the Cannabinoid System in Pain Control and Therapeutic Implications for the Management of Acute and Chronic Pain Episodes (full - 2006)
<http://www.ncbi.nlm.nih.gov/pmc/articles/PMC2430692/?tool=pubmed>

7 Endocannabinoid metabolism and uptake: novel targets for neuropathic and inflammatory pain (full - 2007)
<http://www.ncbi.nlm.nih.gov/pmc/articles/PMC2190014/?tool=pubmed>

Testimony for HB2600 on 2/14/2012 2:05:00 PM

- 8 Cannabinoid CB2 receptors: a therapeutic target for the treatment of inflammatory and neuropathic pain (full - 2007)
<http://www.ncbi.nlm.nih.gov/pmc/articles/PMC2219541/?tool=pmcentrez> Cannabinoid CB2 receptors: a therapeutic target for the treatment of inflammatory and neuropathic pain (full - 2007) <http://www.ncbi.nlm.nih.gov/pmc/articles/PMC2219541/?tool=pmcentrez>
- 9 A cannabinoid agonist differentially attenuates deep tissue hyperalgesia in animal models of cancer and inflammatory muscle pain. (abst - 2007)
<http://www.ncbi.nlm.nih.gov/pubmed/12749972>
- 10 Constituents Of Hashish And Marijuana May Help To Fight Inflammation And Allergies (news - 2007)
<http://www.sciencedaily.com/releases/2007/06/070607171120.htm>
- 11 Father: Medical marijuana eased pain of my cancer-battling son (anecdotal - 2011)
<http://www.komonews.com/news/local/120941429.html>
- 12 Marijuana Extract Helps Arthritis Pain (news - 2000)
<http://www.prohealth.com/library/showArticle.cfm?libid=552>
- 13 Rheumatoid arthritis, Cannabis based medicine eases pain and suppresses disease (news - 2005) <http://www.medicalnewstoday.com/articles/33376.php>
- 14 Cannabis-Based Drug Relieves Arthritis Pain (news - 2005)
<http://www.medpagetoday.com/Rheumatology/Arthritis/2097>
- 15 First study to use a cannabis-based medicine for treating rheumatoid arthritis (news - 2005) <http://www.news-medical.net/news/2005/11/09/14393.aspx>
- 16 Pot-Based Drug Promising for Arthritis (news - 2005)
<http://www.webmd.com/rheumatoid-arthritis/news/20051108/pot-based-drug-promising-for-arthritis>
- 17 Preliminary assessment of the efficacy, tolerability and safety of a cannabis-based medicine (Sativex) in the treatment of pain caused by rheumatoid arthritis (full - 2006)
<http://rheumatology.oxfordjournals.org/cgi/content/full/45/1/50?maxtoshow=&hits=80&RESULTFORMAT=&fulltext=cannabinoid&searchid=1&FIRSTINDEX=2240&resourcetype=HWCIT>
- 18 The use of a cannabis-based medicine (Sativex) in the treatment of pain caused by rheumatoid arthritis (letter - 2006)
<http://rheumatology.oxfordjournals.org/cgi/content/full/45/6/781>
- 19 Cannabinoids for Treatment of Chronic Non-Cancer Pain; a Systematic Review of Randomized Trials. (abst - 2011)
<http://www.ncbi.nlm.nih.gov/pubmed/21426373>
- 19 BACK PAIN DUE TO DEGENERATED DISC -ANY THERAPEUTIC ROLE OF CANNABIS (abst - 2005)
http://proceedings.jbis.org.uk/cgi/content/abstract/90-B/SUPP_II/224-d?maxtoshow=&hits=80&RESULTFORMAT=&fulltext=marihuana&searchid=1&FIRSTINDEX=320&resourcetype=HWCIT
- 20 Investigational pharmacology for low back pain (full - 2010)
<http://www.ncbi.nlm.nih.gov/pmc/articles/PMC3004649/?tool=pmcentrez>
- 21 Initial experiences with medicinal extracts of cannabis for chronic pain: Results from 34 _N of 1` studies (full - 2004)
<http://www.ukcia.org/research/InitialExperiencesChronicPain.pdf>
- 22 Role of the Cannabinoid System in Pain Control and Therapeutic Implications for the Management of Acute and Chronic Pain Episodes (full - 2006) <http://www.ncbi.nlm.nih.gov/pmc/articles/PMC2430692/?tool=pubmed>
- 23 Cannabinoids inhibit and may prevent neuropathic pain in diabetes. (news - 2010)
<http://medigardens.blogspot.com/2010/04/march-2010-cannabinoids-inhibit-and-may.html>
- 24 Lab Notes: Pot Has Benefits for Diabetic Hearts (news - 2010)
<http://www.medpagetoday.com/LabNotes/LabNotes/23853>
- 25 Cannabis effective at relieving pain after major surgery (news - 2006)
<http://www.news-medical.net/news/2006/05/17/17995.aspx>
- 26 Cannabinoid CB2 receptors: a therapeutic target for the treatment of inflammatory and neuropathic pain (full - 2007)
<http://www.ncbi.nlm.nih.gov/pmc/articles/PMC2219541/?tool=pmcentrez>
- 27 Cannabinoid-mediated modulation of neuropathic pain and microglial accumulation in a model of murine type I diabetic peripheral neuropathic pain (full - 2010)
<http://www.ncbi.nlm.nih.gov/pmc/articles/PMC2845559/?tool=pmcentrez>
- 28 Cannabinoids in the management of difficult to treat pain (full - 2008)
<http://www.ncbi.nlm.nih.gov/pmc/articles/PMC2503660/?tool=pmcentrez>
- 29 A Dramatic Response to Inhaled Cannabis in a Woman with Central Thalamic Pain and Dystonia (full - 2002)
<http://www.jpmsjournal.com/article/PIIS0885392402004268/fulltext>
- 30 Body's Pot-Like Chemicals May Help Curb Pain (news - 2005)

Testimony for HB2600 on 2/14/2012 2:05:00 PM

<http://www.webmd.com/pain-management/news/20050622/bodys-pot-like-chemicals-may-help-curb-pain>

31 Body's Own Marijuana-Like Compounds Are Crucial For Stress-Induced Pain Relief (news - 2005)

<http://www.sciencedaily.com/releases/2005/06/050628064435.htm>

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Sunday, February 12, 2012 11:23 AM

To: JUDtestimony

Cc: juggler@aloha.net

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325
Testifier position: Oppose
Testifier will be present: No
Submitted by: Graham Ellis
Organization: Individual
E-mail: juggler@aloha.net
Submitted on: 2/12/2012

Comments:

Aloha thank you for the chance to testify in opposition to HB 2600

I am a 62 year old patient that has used marijuana to control chronic pain due to arthritis for ten years. Marijuana has been a good medicine for me. I used many other pills for years and had so many adverse reactions. I find marijuana to be very effective in relieving my pain and perfectly safe. As an adult teaching keikis physical theater skills I am required to move around a lot and I am incensed that there are people that can not let me and my doctor make the medical decisions necessary about what works for me. How dare anyone interfere or imply I am faking it, what is wrong with people like that? Weren't they taught to respect us seniors?

My arthritis is well documented going back more than ten years. Sometimes, I have trouble walking without the marijuana and now some people want to take it away. Present State regulations make it very hard to get marijuana medicine and treats me like a criminal making me get a permit and fill out paperwork.

Doctors can prescribe me highly addictive narcotics anytime I like but for the much safer marijuana it is almost impossible. Why is this?
I know that Marijuana is safe, I have used it for many years, I know more about it's effects than people that have never even tried it.

The writers of this bill should be ashamed, I am a senior citizen and marijuana works for me. Leave me alone, I am not a criminal and do not need anyone interfering in my private medical decisions.

This appears to be another attempt by law enforcement to reduce the medical cannabis program in Hawai'i by fundamentally changing registration requirements for physicians who recommend medical cannabis, but not other controlled substances. It targets medical cannabis for even harsher penalties than other controlled substances. It would also effectively ban house calls, and a physician's right to speak freely with patients. Sometimes I can barley walk. Why would anyone try to make my life worse than it already is?

Trying to limit the free speech of a physician when they discuss medical cannabis may be unconstitutional.

Law enforcement should not be interfering in doctor patient relationships and information exchanges. Certainly not directing how doctors practice medicine by severely restricting where they can see patients. Eliminating the ability of a doctor to make a house call to a seriously ill patient by requiring additional registration is contrary to the goal of the medical cannabis

Testimony for HB2600 on 2/14/2012 2:05:00 PM

program, which is compassion.

This is the 21st century not the middle ages. Kindly stop the draconian micro managing of my personal health care decisions.

Updating the Hawai'i Uniform Controlled Substance Act (chapter 329) to be consistent with the Federal Controlled Substance Act might eliminate medical cannabis, which is not recognized by the Federal government. Instead, I request you to immediately petition the federal govt. to reclassify marijuana. It has been legal medicine here since 1999 so it does not meet the federal definition of a schedule one drug. The CSA definition of a schedule one drug states it has no known medical use in the United States. The fact you are having this hearing and discussing the rules for "medical marijuana" proves it does not now meet and has not met the required definition of a schedule one drug for at least 12 years. At least 15 other states and the District of Columbia also have medical marijuana programs, The federal government itself dispenses medical marijuana to a number of patients with glaucoma and has for years. The federal government has in fact patented marijuana for medical use.

There is ample and overwhelming proof that marijuana is used medically in the United States and is recognized as such. Again I ask you to immediately direct the Attorney General of the state of Hawaii to petition the federal government to correct the gross classifications of marijuana as a schedule one drug and move it to a schedule that it meets the defined requirements of.

The Hawai'i Medical Association recommends cannabis be lowered to a schedule III drug, because of the safe nature of cannabis. The Federal government is not scheduling cannabis appropriately. 16 states recognize cannabis as medicine, and the Federal government should not interfere with states' rights.

Thank you for giving my testimony due consideration and please kill this oppressive, poorly conceived and written legislation.

Testimony for HB2600 on 2/14/2012 2:05:00 PM

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mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Sunday, February 12, 2012 11:38 AM

To: JUDtestimony

Cc: peacesubhadra@gmail.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Oppose

Testifier will be present: No

Submitted by: Diane Corcoran

Organization: Individual

E-mail: peacesubhadra@gmail.com

Submitted on: 2/12/2012

Comments:

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Sunday, February 12, 2012 12:10 PM

To: JUDtestimony

Cc: mpaiello@gmail.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325
Testifier position: Oppose
Testifier will be present: No
Submitted by: Michael Aiello
Organization: Individual
E-mail: mpaiello@gmail.com
Submitted on: 2/12/2012

Comments:

I oppose this bill in its entirety, but Section 4 of the bill is especially pernicious in that it arbitrarily (and unconstitutionally) limits the right of doctors to communicate with their patients.

This bill purports to "update" the Hawai'i Uniform Controlled Substance Act (chapter 329) to be consistent with the federal Controlled Substance Act, which states that Cannabis is a schedule I drug.

Updating Hawaii Revised Statutes to conform to the federal CSA makes no sense because our state recognizes that Cannabis has medical application, while the federal government does not.

It bears mentioning that Hawaii is one of 18 states plus the District of Columbia to recognize that Cannabis is medicine.

http://en.wikipedia.org/wiki/Medical_cannabis_in_the_United_States

Administrative law judge Francis L. Young is on record stating that Cannabis is not a Schedule I drug:

<http://www.druglibrary.org/olsen/medical/young/young.html>

Even the Veterans Health Administration (a branch of the federal government) acknowledged that Cannabis is medicine in VHA Directive 2010-035

Furthermore, it is patently irresponsible for law enforcement and state legislators to taint the doctor-patient privilege.

At the very least I encourage legislators to DROP SECTION 4, if not to drop this entire bill as puckered, mean-spirited and wasteful.

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Sunday, February 12, 2012 12:14 PM

To: JUDtestimony

Cc: forecharlee@msn.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Oppose

Testifier will be present: No

Submitted by: Charles Webb, MD

Organization: Individual

E-mail: forecharlee@msn.com

Submitted on: 2/12/2012

Comments:

Section 4 (e) tries to add a separate registration requirement for all places where a physician recommends the use of medical cannabis. Many patients are debilitated and require home visits. The attorney general has already ruled that this is an over-reach since no medications are prescribed or dispensed, and recommendations are protected by free speech provisions. This is unconstitutional.

Section (g) (1) tries to make tetrahydrocannabinols (THC's) into forbidden Schedule I substances. However, the DEA allows prescriptions of THC (the primary active chemical in marijuana/cannabis) as a Schedule III controlled substance (Marinol). There is no reason whatsoever to exceed the already over-restrictive standards of the DEA.

Section (d) 20 tries to impose state Schedule I (forbidden) status on marijuana (cannabis), which is already legally recommended by Hawaii state law. The Hawaii Medical Assoc (HMA) recommends that cannabis be available as a Schedule III controlled substance since THC is Schedule III already. To allow concentrated THC (as the DEA currently does) while forbidding the much milder botanical form would be exactly like allowing concentrated caffeine pills while forbidding coffee. How silly is that???

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Sunday, February 12, 2012 12:17 PM

To: JUDtestimony

Cc: Ricky57@aloha.net

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Oppose

Testifier will be present: No

Submitted by: Rick Salyer

Organization: Individual

E-mail: Ricky57@aloha.net

Submitted on: 2/12/2012

Comments:

my wife is 66 years old and has spinal stenosis, which cripples her and makes it very hard to get out and drive. She also had a brain aneurysm 28 years ago. Her condition is only going to worsen day by day, as the doctors will not perform surgery because they don't know if she has a metal plate are not in her head from the aneurysm. I myself have herniated disk in my back and ADHD. We both showed up to renew her license and I could hardly walk neither could my wife. So for those patients who are even older I can certainly see how this can be not only inconvenient but unsafe. I used to be opposed to medical marijuana until I found that some of the healing qualities are amazing and have been hidden politically. Just the fact that not only has it cured cancer, but is also proven to prevent cancer, I think everyone should have at least a very small amount in their system to hopefully fend off that evil cancer.

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Sunday, February 12, 2012 2:37 PM

To: JUDtestimony

Cc: Kevin@drinkmorekava.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position:

Testifier will be present: No

Submitted by: Kevin fantz

Organization: Individual

E-mail: Kevin@drinkmorekava.com

Submitted on: 2/12/2012

Comments:

Aloha,

I am writing in support of physicians who would like to make house calls for patients eligible for medicinal cannabis. This is an important step to take in the effort to assist disabled patients and patients who are otherwise unable to make doctor visits. House calls have traditionally been an important part of the doctor - patient relationship and it seems commonsense to extend that right to medicinal cannabis patients. Mahalo, kevin fantz. Kalaheo, HI

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Sunday, February 12, 2012 4:41 PM

To: JUDtestimony

Cc: martyh@hawaii.rr.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Oppose

Testifier will be present: No

Submitted by: martin hoffman

Organization: Individual

E-mail: martyh@hawaii.rr.com

Submitted on: 2/12/2012

Comments:

I am against HB2600. A physician should have the right to perform medical cannabis certification exams during a house call. This is essential in cases where the patient has a debilitating illness and is unable to travel to a doctors office.

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Sunday, February 12, 2012 5:01 PM

To: JUDtestimony

Cc: mwalkercook@aol.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325
Testifier position: Oppose
Testifier will be present: Yes
Submitted by: Jan Walker-Cook
Organization: Individual
E-mail: mwalkercook@aol.com
Submitted on: 2/12/2012

Comments:
Monday February 13, 2012

Honorable Chairperson
Hawaii House of Representatives
Distinguished Legislators:

I am a terminally ill liver cancer and cirrhosis patient who is a permanent resident of Hawaii and is registered with the State of Hawaii's medical marijuana program. I wish to submit my ongoing opposition to HB2600 and any amendments to it that seek to 1) criminalize; 2) roll back; 3) cause criminal penalties regarding medical marijuana patients status etc. I will be present on Tuesday February 14, 2012 in your hearing room JUD 325 and formally request the right to speak out in opposition to the bill. I was interviewed by Catherine Cruz of KITV TV News on this subject and keep her and her news crew abreast of any and all ongoing activities regarding the State of Hawaii's now aggressive attempts to (what I believe) is fully criminalize marijuana possession for all Hawaiians. I have a lawful, respectful and well researched speech to give and request the right to read it live into the RECORD on February 14, 2012.

For the Record in case I am not allowed to speak please note the following: The National Cancer Society has verified what researchers at the New England Journal of Medicine, the National Institutes of Health (oncology and viral born diseases) and other noted scholarly medical journals have reported -- that use of cannaboids including cannabis is effective in aggressively treating some forms of carcinoma including breast cancer and it is hoped liver cancer (hepatoma) which is what I suffer from. Much of the research on marijuana has been centered on cannabinooids, the best known active ingredients in marijuana, and THC, the cannabinooid thought to be the most potent. Marijuana and its extracts have been studied for their effects on nausea and vomiting related to chemotherapy, appetite, glaucoma, neuropathic pain, and spasticity in patients with multiple sclerosis. Research findings have been mixed. One review of studies published between 1975 and 1996 concluded that oral THC is as effective, or more effective, than commonly used prescription drugs for reducing nausea associated with chemotherapy. The reviewers also concluded that cannabinooids may be useful at low doses to improve appetite in patients with AIDS. They found that THC reduces eye pressure in people who have glaucoma. None of the studies, however, showed that THC or other ingredients in marijuana addressed the underlying causes of glaucoma. They reported that marijuana may cause toxic side effects, and the benefits of THC must be carefully weighed against its potential risks. They concluded that the evidence did not support smoking marijuana as a medication and that additional research was needed. Further research into marijuana's benefit for nausea and vomiting has had conflicting results. A review study suggested that cannabinooids did not work better than standard treatment when used with chemotherapy known to produce severe vomiting.

Another comprehensive review of marijuana studies found there was not enough persuasive evidence to recommend marijuana as a treatment for nausea. However, a more recent study concluded that specific chemicals in marijuana, or synthetic copies of those chemicals, may prove helpful to some patients with certain illnesses or symptoms, including nausea.

A 2006 study of people with advanced cancer and weight loss found that neither cannabis extract nor low doses of THC improved appetite significantly better than placebo. Over the 6-week period, all 3 groups reported improved appetite. However, doses used in this study were low and were not increased over time as is usually done with THC. A 2005 study in New York compared dronabinol and marijuana in people with HIV who had smoked marijuana previously. The researchers noted that both improved food intake in people who had severe weight loss due to their illness.

A 2004 study looked at people with multiple sclerosis (MS) using cannabis-based liquid extract. This liquid extract contained both THC and cannabidiol, which has different activity from THC. The patients receiving the extract reported less spasticity than those on placebo. In contrast, a small study that looked at arm tremors in people with MS compared the liquid marijuana extract with placebo. It found no measurable difference in tremor between people getting the extract and those on placebo.

A small early study of CT-3, a substance related to delta-9-THC, looked at people with neuropathic pain (pain related to the nerves of the body). It tested CT-3 against a placebo, and found that patients reported lower pain levels 3 hours after receiving the CT-3 compared with placebo.

The most in-depth investigation into the medical use of marijuana was authorized by the U.S. Government in 1997. The Office of National Drug Control Policy commissioned the Institute of Medicine (IOM) to assess the potential health benefits and risks of marijuana. The IOM is an independent research body affiliated with the National Academy of Sciences. The IOM issued its final report in 1999 and offered several conclusions regarding marijuana's usefulness. First, it found that scientific data indicate that cannabinoids, particularly THC, have some potential to relieve pain, control nausea and vomiting, and stimulate appetite. Cannabinoids probably affect control of movement and memory, but their effects on the immune system are unclear. It found that some of the effects of cannabinoids, such as reduced anxiety, sedation, and euphoria, may be helpful for certain patients and situations and undesirable for others. Based on the many studies reviewed, researchers also found that smoking marijuana delivers harmful substances and may be an important risk factor in the development of lung diseases and certain types of cancer. The IOM stated that because marijuana contains a number of active compounds, it cannot be expected to provide precise effects unless the individual components are isolated.

More recently, scientists reported that cannabidiol, one of the chemicals found in marijuana, slows growth of breast cancer cells growing in laboratory dishes. However, this substance has not been tested in humans or even in animals that have cancer yet. Cannabidiol levels in marijuana are low, so any benefit from this compound would require use of a purified and concentrated form.

Besides the obvious cancer fighting agents, cannabis helps those of us on lifetime pharmaceutical medications including, but not limited to, chemotherapy and immunotherapy agents to ease nausea, increase appetite, allow for nutrition to be taken in including hydration, etc.

Hawaii shows a strong intention to criminalize and punish the most at-risk groups in her populations -- the poor, the homeless, the sick and un or underinsured, the hungry, the orphan children in foster care, etc. and this type of reactionary rollback to the following proud headline which will now be known nationally and internationally to be a huge lie to the Hawaiian people.

On the remarkable day in 2000, the headline read "Hawaii today became the first state to use legislation to approve the possession and use of marijuana for medical purposes."

While signing the bill into law, Gov. Benjamin J. Cayetano said it was one aspect of his effort to make Hawaii the health care center of the Pacific.

'I'm glad to see this bill before me,' Mr. Cayetano said. 'My own feeling is, more states are going to come on.'

Hawaii is the eighth state to decriminalize the use of medical marijuana, but the previous seven states did so through ballot measures.

Under the Hawaii law, patients with certain qualifying illnesses must obtain a doctor's recommendation to use marijuana and must register with the state Department of Public Safety to avoid criminal prosecution under state law.

Why would special interests (big pharmaceutical, managed healthcare, the vice industries of tobacco and liquor and organized religious sects) of divergent backgrounds join together to re-criminalize medical marijuana? It is because this is a politically driven issue driven by greedy business entities including for-profit healthcare who don't want the mainland U.S. and the rest of the world to know what we know full well -- we need quality affordable healthcare in Hawaii not criminalization of chronically ill patients for seeking out herbal medicines." The Hippocratic oath is illustrative -- heal the sick, feel their pain, do no harm and it applies so very aptly here. I hereby oppose the HB2600 and all permutations of said proposed legislation and if this law is passed, as I have standing, I will file an immediate Section 1983 civil rights lawsuit along with ADA and other counts against the State of Hawaii on behalf of myself and other patients have indicated to me their intentions to join a class action suit with regards to this matter. We will see this issue through to the successful push-back of this oppressive cruel proposed law.

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Sunday, February 12, 2012 5:11 PM

To: JUDtestimony

Cc: gardengreen@hawaiiantel.net

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Oppose

Testifier will be present: No

Submitted by: James Weatherford

Organization: Individual

E-mail: gardengreen@hawaiiantel.net

Submitted on: 2/12/2012

Comments:

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Sunday, February 12, 2012 5:57 PM

To: JUDtestimony

Cc: orioninhawaii@gmail.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Oppose

Testifier will be present: No

Submitted by: Orion Freeman

Organization: Individual

E-mail: orioninhawaii@gmail.com

Submitted on: 2/12/2012

Comments:

Strongly oppose to HB2600. The entire premis of this bill rejects long known facts about cannabis and continues to isolate it as a target of war despite decades of acceptable usage of the substance for medical or recreational purposes. Leave people's individual choices to themselves. When their actions cause harm to another or another's property then hold them accountable and use the law to enforce the justice of restitution and repairing of an injured party - not some vague 'service to society' or as a way to provide slave prison laborers. The LAW is to do to others as you would have them do to you. FOLLOW THE LAW instead of playing make believe and wrongfully limiting peoples access to helpful substances, messing with a doctors ability to work directly and privately with his or her patient, and using a pretense of lawfulness cause real harm to others.

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Sunday, February 12, 2012 7:19 PM

To: JUDtestimony

Cc: pacificlandscapers@yahoo.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Oppose

Testifier will be present: No

Submitted by: Devin Troche

Organization: Individual

E-mail: pacificlandscapers@yahoo.com

Submitted on: 2/12/2012

Comments:

I think this bill should be opposed. Money, time and effort should be put to better use, like cracking down on all these ice heads and their dealers.

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Sunday, February 12, 2012 9:08 PM

To: JUDtestimony

Cc: jmcroberts@hawaiiantel.biz

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Oppose

Testifier will be present: No

Submitted by: Jonathan McRoberts

Organization: Individual

E-mail: jmcroberts@hawaiiantel.biz

Submitted on: 2/12/2012

Comments:

I am very opposed to section 4 of this bill. To begin with, the Hawaii Medical Association and most health care professionals recognize that cannabis should be a schedule III drug. To list it alongside heroine and cocaine is absurd. It would make more sense to list tobacco and alcohol. The bill effectively would make it illegal for a physician to make a house call to a seriously ill cancer patient that need evaluation for medical cannabis. It actually restricts a physicians freedom of speech.

Finally and perhaps most importantly, the Federal Government does not recognize medical cannabis, so updating the Hawaii Uniform Controlled Substance Act to be consistent with the Federal Controlled Substance Act might eliminate medical cannabis in Hawaii.

TO:

HOUSE COMMITTEE ON JUDICIARY

Rep. Gilbert S.C. Keith-Agaran, Chair

Rep. Karl Rhoads, Vice Chair

FROM:

Clifton Otto, MD

Honolulu, HI

808-292-4951

RE:

HB 2600

Tuesday, February 14, 2012

2:05 PM

Room 325

POSITION: OPPOSE

Registration of a medical office is not required to allow freedom of speech within the doctor-patient relationship.

Thank you.

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Sunday, February 12, 2012 10:14 PM

To: JUDtestimony

Cc: trykauai@gmail.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Support

Testifier will be present: No

Submitted by: meredith murphy

Organization: Individual

E-mail: trykauai@gmail.com

Submitted on: 2/12/2012

Comments:

Thank you and please realize I am totally in favor of making medical marijuana available for those who need it. Having had back surgery and broken my leg in 6 places, I am happy to not have to rely on some drugs with long term side effects. Plus most drugs are synthesized from some product of the oil industry and are dubious in research.

Marijuana is from nature and easy to regulate for pain.

Mahalo,

Ms. Murphy RDH

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Sunday, February 12, 2012 11:19 PM

To: JUDtestimony

Cc: rmiller@aya.yale.edu

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Oppose

Testifier will be present: No

Submitted by: Richard S. Miller, Prof. of Law, Emer.

Organization: Individual

E-mail: rmiller@aya.yale.edu

Submitted on: 2/12/2012

Comments:

I oppose HB 2600. This bill is designed to impose unnecessary and discouraging burdens on physicians who seek to fulfill the compassionate purposes, supported by the Legislature, of mitigating the pain and other problems suffered by patients with debilitating conditions. It creates additional registration requirements for physicians who recommend medical marijuana. It adds physicians who recommend the medical use of marijuana to the list of physicians who must register each place of business or professional practice where the applicant manufactures, distributes, prescribes, or dispenses controlled substances. In the past, the Narcotics Enforcement Division has attempted to prevent physicians who recommend medical marijuana from making house calls to patients who are too sick to leave their homes. Physicians should not have to register to exercise their right of free speech to discuss medical marijuana with their patients.

Please take section 4 out of this measure.

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Monday, February 13, 2012 7:01 AM

To: JUDtestimony

Cc: konabakers@gmail.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325
Testifier position: Oppose
Testifier will be present: No
Submitted by: Richard Baker
Organization: Individual
E-mail: konabakers@gmail.com
Submitted on: 2/13/2012

Comments:

Trying to limit the free speech of a physician by requiring every location where they discuss medical cannabis may be unconstitutional.

Law enforcement should not be directing how doctors practice medicine by severely restricting where they can see patients. Eliminating the ability of a doctor to make a house call to a seriously ill patient by requiring additional registration is contrary to the goal of the medical cannabis program, which is compassion.

Updating the Hawai'i Uniform Controlled Substance Act (chapter 329) to be consistent with the Federal Controlled Substance Act might eliminate medical cannabis, which is not recognized by the Federal government.

The Hawai'i Medical Association recommends cannabis lowered to a schedule III drug, because of the safe nature of cannabis. The Federal government is not scheduling cannabis appropriately. 16 states recognize cannabis as medicine, and the Federal government should not interfere with states' rights.

Please remove Section 4 from this bill.

Thank you.

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Monday, February 13, 2012 7:43 AM

To: JUDtestimony

Cc: lawgal20910@yahoo.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325
Testifier position: Oppose
Testifier will be present: Yes
Submitted by: Genevieve Marie Walker
Organization: Individual
E-mail: lawgal20910@yahoo.com
Submitted on: 2/13/2012

Comments:
Distinguished Chairman/Chairwoman/Judiciary Committee:

I am a 95 year old US Navy veteran who served Hawaii and this nation here as a Navy Wave before, during and following the Pearl Harbor attack (I served as a radio operator and cypher in Waihawa) and I live permanently in Ewa Beach. I vigorously oppose HB 2600 especially Section 4 wholly and am a terminally ill leukemia patient who has in the past used marijuana and cannaboids successfully to combat my aggressive blood cancer. I attach for the committee's consideration the following scientific studies and facts in FAVOR of keeping medical marijuana legal, accessible and humanely possible for suffering terminally ill and chronically ill patients such as myself. Please understand fully that I am arguing as strenuously for the patients who suffer chronic pain that does not necessarily mean that they are imminently "terminal" diseased in nature, but they and their doctors can document the manifest suffering and disease symptomology that cannaboids lend care and mitigate suffering. In the event that HB 2600 or any of its "versions" becomes law, I would join the proposed citizen class action lawsuit against the proposed new law. I am also aware of 10 other registered medical marijuana patients who will also join the citizen class action lawsuit to declare HB 2600 or its successor law unconstitutional and not in keeping with the 2000 law that established legal medical marijuana for patients in Hawaii. I would be remiss at this time not to mention STRONGLY to this legislative body that Hawaii ranks low in healthcare standards for the nation and this legislature would do far better to IMPROVE HEALTHCARE FOR THE INSURED AND UNINSURED in Hawaii and that includes the lack of specialized healthcare professionals (doctors of differing specialties), establishing organ transplant systems, keeping your hospitals from being padlocked and patients dumped out on the street, criminalizing the homeless populations and other at-risk groups as well who are all suffering lackof healthcare and other basic needs. None of you legislators are addressing these ongoing socio-economic needed reforms and you are all to be shamed for not addressing them because that is a dereliction of your duty as public servants of Hawaii to all Hawaiians.

I served 64 years in uniform for the Navy and retired in 1998 in my 80s so I know something about public service and remind you all with this to substantiate my ability to discern public service from serving of special interests. And lastly before I include my scientific studies, what studies have you provided to the public from law enforcement and other entities including medical professionals that use of cannabis harms health (you provide none); increases crime (you provide none); is not a revenue making device to be taxed like cigarettes in the pharmacy (you provide none) etc. Before you pass yet another unconstitutional law, consider well that Hawaii is not headed in a democratic blue state direction as President Obama would support but you are acting like GOP controlled red states where business and monied interests control all and that is in direct contravention to Hawaii's proud and distinguished history of justice, temperance and fairness. I invoke all ancient laws and standing law of Hawaii in support of my opposition

to HB 2600 and all other amendments including Section 4 to it.

In the past seven years, five scientific journals published prominent articles trumpeting cannabinoids (compounds in marijuana) as potential anti-cancer agents including the National Institutes of Health Oncology Journal, the New England Journal of Medicine, the Harvard Journal of Medicine, the Virginia Medical Society Journal of Medicine and the National Cancer Society 2011 Yearly Journal. I include some key historic and recent extracts for your immediate review --

These include:

- Clinical trial data published in January 2003 issue of the Journal of the American Society of Clinical Investigation that found cannabinoids significantly inhibit skin tumor growth in mice. Investigators of the study concluded, "The present data indicate that local cannabinoids administration may constitute an alternative therapeutic approach for the treatment of non-melanoma skin cancer."
- Clinical trial data published in the March 2003 issue of The FASEB Journal that found that the "local administration of a non-psychoactive cannabinoid inhibits angiogenesis (tissue growth) of malignant gliomas (brain tumors)."
- A clinical review in the October 2003 issue of the prestigious journal Nature Reviews Cancer that concluded that cannabinoids' "favorable drug safety profile" and proven ability to inhibit tumor growth make them desirable agents in the treatment of cancer. According to the review's author, tumors inhibited by cannabinoids include: lung carcinoma, glioma, thyroid epithelioma, lymphoma/leukemia, skin carcinoma, uterus carcinoma, breast carcinoma, prostate carcinoma, and neuroblastoma (a malignant tumor originating in the autonomic nervous system or the adrenal medulla and occurring chiefly in infants and young children).
- Clinical trial data published in the November 2003 issue of the Journal of Pharmacology and Experimental Therapeutics that found the administration of the cannabinoid cannabidiol (CBD) inhibits the growth of human glioma cells both in vitro (e.g., a petri dish) and in animals in a dose-dependent manner. Investigators concluded, "Non-psychoactive CBD produce[s] a significant antitumor activity both in vitro and in vivo, thus suggesting a possible application of CBD as an antineoplastic agent (something which prevents the growth of malignant cells.)"
- And finally, a clinical review in the December 2003 issue of the journal Expert Opinion on Therapeutic Targets that summarized "the demonstrated antitumor actions of cannabinoids," and elaborated on "possible avenues for the future development of cannabinoids as antitumor agents."
- In 2011 after nearly 13 years of clinical trials, researchers at Madrid, Spain's Complutense University, School of Biology have not only generously picked up where U.S. researchers so abruptly left off but continued necessary clinical trials that show efficacy of cannabinoids over lymphoma and other cancers. In 1998, the research team - led by investigator Manuel Guzman - discovered that THC can selectively induce program cell death in brain tumor cells without negatively impacting the surrounding healthy cells. Then in 2000, Guzman's team reported in the journal Nature Medicine that injections of synthetic THC eradicated malignant gliomas (brain tumors) in one-third of treated rats, and prolonged life in another third by six weeks. A commentary to the study noted that the results were the first to convincingly demonstrate that cannabis-based treatments may successfully combat cancer.
- Today, Guzman believes that enough favorable clinical evidence exists supporting pot's anti-cancer properties to warrant clinical trials in humans. "The scientific community has gained substantial knowledge of the palliative and anti-tumor actions of cannabinoids during the past few years," Guzman wrote in the October 2003 issue of Nature Reviews Cancer. "Anti-tumor compounds should selectively affect tumor cells [and] it seems that cannabinoids can do this, as they kill [malignant] tumor cells but do not affect their non-transformed counterparts and might even protect them from cell death. ... As cannabinoids are relatively safe compounds, it would be desirable that clinical trials using cannabinoids ... could accompany [ongoing] laboratory studies to allow us to use these compounds in the treatment of cancer." Guzman concludes the article by noting that the Spanish Ministry of Health recently approved a human clinical trial - the first ever - aimed at investigating the effects of intracranially administered THC on the life expectancy of volunteers suffering from malignant brain tumors.
- "Cannabinoid research continues to show tremendous potential in the treatment of

cancer," summarizes University of Southern California professor Mitch Earleywine, author of the book Understanding Marijuana: A New Look at the Scientific Evidence. However, he laments that the "vast majority of this work originates outside the United States, often in countries that lack our economic and scientific advantages. Let's hope that our drug policy won't stymie the battle against the second leading cause of death in America."

• Indeed. Let's not add a potential treatment for cancer to the ever-growing list of victims of medical marijuana prohibition, let us be the solution to cancer patients' most sincere hopes -- to extend and benefit their lives beyond a debilitating disease that steals everything from the patient including their physicality, their mental prowess, their dignity, their independence, sometimes their very voices and other senses.

I ask this Legislative Body the House to strike down HB 2600 and reiterate my vigorous opposition to HB 2600 on behalf of all medical marijuana patients with diagnosed substantive illnesses in the State of Hawaii today. Thank you for including my comments to your review.

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Monday, February 13, 2012 7:53 AM

To: JUDtestimony

Cc: punapeter@gmail.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325
Testifier position: Oppose
Testifier will be present: No
Submitted by: peter frost
Organization: Individual
E-mail: punapeter@gmail.com
Submitted on: 2/13/2012

Comments:

I am a 58 year old medical marijuana patient on the Big Island of Hawaii, and I am strongly opposed to this backwards moving bill for our Hawaii Compassionate Use of Medical Marijuana Laws. I don't understand how you can be adding all this language about cannabis and it's products to Schedule One. The requirements for Schedule One include no known medical use, and IF YOU HAVEN'T NOTICED, HAWAII HAS HAD A MEDICAL MARIJUANA LAW SINCE THE YEAR 2000. THAT MEANS THERE IS ACCEPTED MEDICAL USE OF MARIJUANA AND IT CAN NOT BE SCHEDULE ONE.

I apologize for yelling, but you legislators are making a big mistake. You are kowtowing to Law Enforcement instead of making a plant available to people who are sick and tired of taking those opiate and nsaid pain killers and anti-inflamatories. Those opiates and nsaid kill people, marijuana does not, has not, and will not kill people. So, are you now taking nabilone and marinol and making them Schedule One also? Do the pharmaceutical companies know you are taking their medicine and putting it in Schedule One, a schedule without medical value? It seems to me you folks are making a mistake.

So, if someone's back is killing them and they want to smoke a joint instead of taking oxycontin, you are going to be responsible for their downward spiral into opiate addiction. I also oppose your awful treatment of doctors willing to recommend medical marijuana to patients. And you are persecuting the doctors who have courage to do what is right, I have absolutely no respect for any of you except for Ms. Hanohano. You are discriminating against people. You are violating peoples unalienable rights to choice. You are treating doctors and patients like criminals and it is shameful and embarrassing that you represent the people. You are kissing the okoles of the Narcotic's Enforcement Division and the DEA, and you should be very aware that you are creating misery for people instead of being compassionate.

You all know that marijuana is a plant and a harmless one at that. You all probably smoked marijuana or know someone who does, maybe someone like the President of the United States. So they might have the munchies or drive slower, big deal, it is nothing like cigarettes or alcohol or heroin or cocaine. Get it together people, please be compassionate instead of hardline. In case you haven't noticed, it is almost a majority of people who want marijuana legalized, the only folks who don't are being coerced, bought out and/ or threatened by the DEA and the Narcotics Enforcement Division and the Pharmaceutical, Alcohol, Tobacco, Prison Industrial Complex, or other groups who make money off of criminalizing behaviors or prohibition. They have lied to you about the multiple uses of cannabis and it's active ingredients. It cures cancer, and you are going to deny that to people? I asked you in my last testimony to please do some research about the many healing properties and uses for cannabis. This time I am begging you to, please for the life of your constituents.

Peter Frost

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Monday, February 13, 2012 7:58 AM

To: JUDtestimony

Cc: victoriahokulani@gmail.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Oppose

Testifier will be present: No

Submitted by: Victoria Latenser

Organization: Individual

E-mail: victoriahokulani@gmail.com

Submitted on: 2/13/2012

Comments:

I oppose HB 2600. It creates additional registration requirements for physicians who recommend medical marijuana. Please amend this section by deleting it. Physicians who recommend this plant for qualifying conditions should ZERO have to jump through more hoops and loopholes just to exercise their rights of free and unimpeded opinion. Why should a physician be further scrutinized for offering a safer, effective and non-toxic plant medicine?

Dear Committee Members,

With all due respect to your power of making my life return to physical misery I BESEECH you to not pass HB 2600 through committee.

Medical Marijuana has been abused by a FEW but to make thousands suffer for the misconduct of a few is NOT correct thinking. The Draconian actions you are considering today which if allowed to follow Federal Guidelines will of course OUTLAW Medical use of Marijuana completely.

None of you are ignorant of the CASH COW profit for government agencies by keeping marijuana illegal. Making marijuana the boogie man when the use of METHAMPETAMINE and **PERSCRIPTION PAIN KILLERS** is a much bigger problem for our society.

Sixteen states have legal MedPot. What is it about Hawai'i law enforcement and the legislature that wants to make it the most restrictive laws in the country.

People are NOT going to stop using Marijuana to help relieve their pain and other illnesses. You will immediately make otherwise law abiding, tax paying citizens criminals overnight.

The illegal growers will profit from this and the price for those who can no longer grow their own will double on the black market. So back to the cheaper ICE increase again (as predicted by your own legislative committee in 1992)

What possesses legislators to be so lacking in compassion and common sense that they would even consider doing this to a large portion of their community? How can they sleep at night.

If you vote to uphold this morally repugnant measure, you should pray that no one (or even yourself) begins to suffer from a condition that you willingly drop from the "legal" use of medical marijuana. Then you will be a criminal also.

And a question: what gives the legislature the moral authority to tell a doctor or a patient what they can and cannot do to STOP THEIR SUFFERING?

Sincerely,

Linda Penn

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Monday, February 13, 2012 8:34 AM

To: JUDtestimony

Cc: ricketyr@sbcglobal.net

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Oppose

Testifier will be present: No

Submitted by: Marie Fontana

Organization: Individual

E-mail: ricketyr@sbcglobal.net

Submitted on: 2/13/2012

Comments:

You don't know what you are selecting or deselecting. Unless you are a certified MD or pharmacist, back off. You could be doing a great deal of harm in your zeal to catch the occasional gnat.

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Monday, February 13, 2012 8:02 AM

To: JUDtestimony

Cc: rockybhunt@yahoo.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Oppose

Testifier will be present: No

Submitted by: Rev. Rocky B. Hunt

Organization:

E-mail: rockybhunt@yahoo.com

Submitted on: 2/13/2012

Comments:

I'd like to express my opposition to any Bill that would surrender a right in exchange for a privilege for a fee to be regulated. The use of cannabis is an individual decision that is protected under Freedom of Choice and Freedom of Association under the "Free Exercise Clause." If those who knowingly want to submit their inherent right in order to be regulated by the powers that be, then they cannot later state, that they did not agree to the terms and conditions of that decision while they knowingly waived their right in exchange for the privilege to be regulated.

I have issue with anyone who wants to deny my unalienable rights or the rights of others, when I subject no-one to my personal religious values, practices or beliefs and neither should you. As long as I do not offend, coerce, conspire, molest, injure, oppress, or cause harm to anyone that knowingly makes this choice of his own "free will" from a set of known facts about a particular substance, then he/she should be free to so so, and has "exercised his/her rights freely" and chosen or decided and accepted any of the benefits or inadvertent injuries sustained from making that informed decision as everyone has the right to shape & control his/her own destiny.

Any claim that the Health Safety and Welfare of this Nation is being facilitated by the powers that be, is a total farce and a lie. I can personally attest to this as can many others who have been injured as a result of the gov't failure to provide "safe harbor, granting access to this natural harmless substance.

That I, (at the time) being of pre-majority age, while attempting to secure cannabis on the mainland in 1973, while residing in the Republic of Florida, suffered a horrible tragedy in a robbery/purchase gone bad, that included the death of a best friend and classmate.

This one event was preventable if the powers that be had not been so short-sighted, by providing "safe-harbor," and unrestricted access to cannabis (for whatever reason)with proper legislation based upon the facts in evidence, sound logic and reason, and solid fiscal assessments, not merely speculative decisions or conjecture based upon dictatorial bias and prejudice, as if we lived under a feudalistic or totalitarian society.

This one event forever changed my life (as I was blamed for the whole incident) sending me into a three (3) year deep depression with no aid nor understanding from my father, school counselor or academic advisor nor anyone from family services and this preventable on event, forever changed not only my life but the lives of another family, who had to endure the loss of a loved-one.

Regulation is a personal choice for those who wish to surrender a right in order to obtain a license for the benefit, in order to do something which is prohibited, although duly note: That at one time cannabis and its derivatives were mandatory and fully legal in this country and if this governing body wishes to correctly legislate the matter before it, it should reconsider, that cannabis cannot be made illegal, without providing "at least" restricted access. i.e safe harbor" Safe and Guarded access to this wonderful healing plant / herb for its citizenry should be of utmost importance to this governing body while considering proactive legislation.

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Personally, I like many others, would not waive any of my unalienable rights in exchange for a fee to be regulated. However, there are those who will, and I can only surmise that you will take full advantage of that upon drafting of the appropriate legislation which is not what you have before you today.

Thank you for taking the time to read into the record my comments and suggestions and may God Bless each and every one here today as I lift you up on the throne of grace, as all things are possible thru him our Lord and Savior Jesus Christ. Blessings bestowed upon you this day - Amen.

In His Service,
Rev. Rocky B. Hunt - ULCR
Universal Life Church of the Renaissance

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Monday, February 13, 2012 8:38 AM

To: JUDtestimony

Cc: theede@hawaii.rr.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325
Testifier position: Oppose
Testifier will be present: Yes
Submitted by: Teri Heede
Organization: Individual
E-mail: theede@hawaii.rr.com
Submitted on: 2/13/2012

Comments:

DATE: Tuesday, February 14, 2012
TIME: 2:05 PM
PLACE: Conference Room 325
State Capitol
415 South Beretania Street

Aloha, Chair, Vice Chair and members of the committee,

I STRONGLY oppose HB 2600. It creates additional registration requirements for physicians who recommend medical marijuana that are unnecessary and its only purpose is to make things harder for sick people.

In the past NED has tried to stop my physician(s) from making house calls. The legislature's assumption that this type of legislation would benefit patients or society is beyond my comprehension or understanding. As a chronically ill person with no hope of anything other than managing my current symptoms, I have been blessed with physicians who care enough for my health to call or come by my home. I have two doctors that have given me their personal phone numbers in case of an emergency. Some of my doctors are associated with the military so I will not be naming names for NED's benefit. They actually texted one of my civilian doctors to let him know conducting house calls would not be tolerated.

I shudder to think how they would treat one of my military doctors because as NED knows and exploits and even though The Hawai'i Medical Association recommends that Cannabis lowered to a schedule II drug the has not been rescheduled by the Federal government.

Currently 16 states recognize Cannabis as medicine and Hawai'i patients should not suffer further because NED wants to impose Federal regulations with a disregard for state's rights. Please remove Section 4 from this bill.

Mahalo ahead of time for your cooperation,

Teri Heede

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Monday, February 13, 2012 9:12 AM

To: JUDtestimony

Cc: nimo1767@mail.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Oppose

Testifier will be present: No

Submitted by: Robert Petricci

Organization: Individual

E-mail: nimo1767@mail.com

Submitted on: 2/13/2012

Comments:

Aloha thank you for the chance to testify in opposition to HB 2600

As a patient that used marijuana to control chronic pain due to arthritis for ten years all I can say is it's a god send. I used Vioxx, Celebrex, declofenec, and every other pill imaginable for years and am lucky to be alive. I had so many reactions to those pills it almost killed me. I find marijuana to be very effective in relieving my pain and safe. As an adult that has a business that requires me to move around a lot I am incensed that there are people that for some reason just can not let me and my doctor make the medical decisions necessary about what works for me. How dare anyone interfere or imply I am faking it, what is wrong with people like that? Weren't they taught to respect us seniors?

My arthritis is well documented going back more than ten years. I can barley walk without the marijuana and they want to take it away. The government regulation already makes it very hard to get and treats me like a criminal making me get a license and fill out paperwork.

They will give me deadly addictive narcotics anytime I like but for the much safer marijuana it is almost impossible. Why? It is safe, I used it for years, I know more about it after that long than people that have never even tried it.

Who ever is responsible for this bill should be ashamed, I am 56 years old and marijuana works for me. Leave me alone, I am not a criminal and do not need you putting your nose in my private medical decisions. My doctor is Ernest Bade a well known and respected doctor.

This is another attempt by law enforcement to shut down the medical cannabis program in Hawai'i by fundamentally changing registration requirements for physicians who recommend medical cannabis, but not other controlled substances. It targets medical cannabis for even harsher penalties than other controlled substances. It would also effectively ban house calls, and a physician's right to speak freely with patients. I can barley walk at times why are you trying to make life worse than it already is?

Trying to limit the free speech of a physician when they discuss medical cannabis may be unconstitutional.

Law enforcement should not be interfering in doctor patient relationships and information exchanges. Certainly not directing how doctors practice medicine by severely restricting where they can see patients. Eliminating the ability of a doctor to make a house call to a seriously ill patient by requiring additional registration is contrary to the goal of the medical cannabis program, which is compassion.

This is the 21st century not the middle ages stop the draconian micro managing of my personal health care decisions. As a taxpayer you all work for me is this how you repay me for giving you a job?

Updating the Hawai'i Uniform Controlled Substance Act (chapter 329) to be consistent with the Federal Controlled Substance Act might eliminate medical cannabis, which is not recognized by the Federal government. Instead you should immediately petition the federal to reclassify marijuana. It has been legal medicine here since 1999 so it does not meet the federal definition of a schedule one drug. The CSA definition of a schedule one drug states it has no known medical use in the United States. The fact you are having this hearing and discussing the rules for "medical marijuana" proves it does not now meet and has not met the required definition of a schedule one drug for at least 12 years. At least 15 other states and the District of Columbia also have medical marijuana programs, The federal government itself dispenses medical marijuana to a number of patients with glaucoma and has for years. The federal government has in fact patented marijuana for medical use.

There is ample and overwhelming proof that marijuana is used medically in the United States and is recognized as such. Again I ask you to immediately direct the Attorney General of the state of Hawaii to petition the federal government to correct the gross classifications of marijuana as a schedule one drug and move it to a schedule that it meets the defined requirements of.

The Hawai'i Medical Association recommends cannabis be lowered to a schedule III drug, because of the safe nature of cannabis. The Federal government is not scheduling cannabis appropriately. 16 states recognize cannabis as medicine, and the Federal government should not interfere with states' rights.

Thank you for giving what I have said due consideration and please kill this oppressive, poorly conceived and written legislation.

Robert Petricci
Po box 2011
Pahoa, hi, 96778

Do you really want to reduce drug use? Why not do what works?

Ten Years After Decriminalization, Drug Abuse Down by Half in Portugal

<http://www.forbes.com/sites/erikkain/2011/07/05/ten-years-after-decriminalization-drug-abuse-down-by-half-in-portugal/>

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Monday, February 13, 2012 10:26 PM
To: JUDtestimony
Cc: gonzmo@hawaii.rr.com
Attachments: To whom it may concern MMJ.docx (10 KB)

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325
Testifier position: Support
Testifier will be present: No
Submitted by: James Gonzales
Organization: Individual
E-mail: gonzmo@hawaii.rr.com
Submitted on: 2/13/2012

Comments:

To whom it may concern,

I support the use of Medical Marijuana in Hawaii. I am a Patient as well as a Caregiver who has been blessed to be able to use this gift from God. It helps me with my Fibromyalgia and well as my Anxiety. And unlike most of the medication prescribed by my doctor, MMJ has no side effects on me like an upset stomach and a lasting drowsiness.

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Tuesday, February 14, 2012 8:36 AM

To: JUDtestimony

Cc: rogerwalraven@yahoo.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Oppose

Testifier will be present: No

Submitted by: Roger Walraven

Organization: Individual

E-mail: rogerwalraven@yahoo.com

Submitted on: 2/14/2012

Comments:

Less stringent laws, regarding the use of medical marijuana, should be the goal of every legislator.

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Tuesday, February 14, 2012 8:00 AM

To: JUDtestimony

Cc: vickiv@hawaii.rr.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Oppose

Testifier will be present: No

Submitted by: Vicki Vierra

Organization: Individual

E-mail: vickiv@hawaii.rr.com

Submitted on: 2/14/2012

Comments:

It is hard to imagine a more mean spirited bill. Please oppose this poorly conceived bit of legislation. As a medical marijuana patient, a graphic designer, and a senior citizen who lives every day with with pain in my hands and hips that that makes it difficult to sit, and work with my hands, this bill takes aim at me directly. With cannabis, I can continue to serve my advertising clients, and continue to produce works of art (which have been collected by the State Foundation on Culture and the Arts, I might add...)and in general to continue to enjoy living my creative life.

This bill would have me back to using the destructive prescription and OTC preparations that cause kidney failure and liver damage.

In my view, law enforcement should focus on violent crime, and leave medicine to the doctors. Please oppose this bill. Thank you.

Sincerely,

Vicki Vierra

Vicki Vierra Graphic Design

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Tuesday, February 14, 2012 9:10 AM

To: JUDtestimony

Cc: organicbri@gmail.com

Attachments: Marj.docx (15 KB)

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Oppose

Testifier will be present: No

Submitted by: Brian Herrick

Organization: Individual

E-mail: organicbri@gmail.com

Submitted on: 2/14/2012

Comments:

I am writing wholly in opposition to HB 2600 and in particular repudiating Section 4. This proposed piece of legislation completely betrays the legislative intent of the 2000 Medical Marijuana Law in view of Chapter 23-202, Hawai'i Administrative Rules for Medical Use of Marijuana, adopted December 14, 2000. In addition to the manifest clinical studies in favor of using cannabis for cancer fighting agents, for assisting terminal and chronically ill patients with chemotherapy side effects including, but not limited to, nutrition intake, nausea mgt., pain relief, anxiety relief, insomnia relief, etc., there are numerous law reviews and other scholarly legal and medical reviews that all favor the retention of the 2000 Medical Marijuana Act for all Hawaii's medical marijuana patients. A representative example of the case in favor of medical marijuana in the legal setting disputes and repudiates Honolulu Police Department's and your other stated law enforcement Hawaiian authorities' nonspecific objections in favor of re-criminalizing marijuana for all Hawaiians, medical marijuana patients and citizens alike. Necessity and medical imperative argue in strong opposition to passage of HB2600 and Section 4 that far too closely resembles CONSERVATIVES ideologic agenda nationwide including the ongoing assault on women's reproductive rights, the assault against passage of same sex civil unions, and the like. See Boston Law Journal's 2010's "Urgent Compassion: Medical Marijuana, Prosecutorial Discretion and the Medical Necessity Defense." But as a supporter of medical marijuana rights unfettered including access to pharmacy access for terminally ill and chronically ill patients should/must not be left up to LAW ENFORCEMENT who possess a tainted conflict-of-interest in this scenario. At a time when budget cuts are everpresent and the need to justify the retention of police officers on the street being pressured from within and without, sacrificing medical marijuana patients in favor of not losing police officers'/law enforcement employment at HPD and HSA are not in keeping with the compassion, empathy, tolerance and caring for each other as Hawaiians that we all inherently possess.

With all this in mind I strongly oppose HB2600 and any and all amendments including Section 4 and ask for the substantive proof that law enforcement advances to the suggestions that medical marijuana causes any increase in crime in any of the Hawaiian Islands. Where is the proof that drives HB2600? Where are the published crime statistics in Hawaii, in Honolulu County/City, on Kauai, on Maui, on Big Island, on Molikai, etc.? The Hawaiian Legislature has published none to the public at large because YOU HAVE NONE.

In manifest observance of the obvious competing interests on this issue -- are the 1) law enforcement communities of Hawaii none of whom ever wanted to see the passage of the Medical Marijuana Act of 2000; 2) of Hawaii's Budget makers being "concerned" that their high speed rail funds from the Federal Gov't infusion is "compromised" or "put at risk" by the retention of the current Medical Marijuana Law of 2000; and 3) Backwardly ignoring the deplorable state of substandard healthcare for insured and uninsured Hawaiian in and out patients alike in favor of sacrificing a small population of the most terminal and chronically ill patients. I say this to my Hawaiian Legislature, all the voters of Hawaii will remember the outcome of this proposed law in November 2012 when you come up for reelection or subsequently. And we will remove all of you from office by our ballots because it is clear that the

Hawaiian public majority at large favors compassion for medical marijuana patients and not re-criminalizing antiquated and unsound drug laws that happen to exist in other jurisdictions. Hawaii is not alone, Delaware has just passed and is already instituting a pharmacy delivery system for medical marijuana patients. Is this legislature telling the Hawaiian public at large that little Delaware with proximity to states with large presences of the vice industries (gambling, liquor, tobacco, gaming) did not ENTERTAIN the law enforcement "SPECIOUS" argument that medical marijuana has ever increased crime because there are no statistics nationally or state by state to support this lie.

In summation, I wholly oppose HB2600 and will join any class action lawsuit in the event that this proposed bill becomes law on state constitutional grounds, on Americans With Disabilities Act grounds, on due process grounds and other civil rights grounds including, but not limited to, 1983 and RICO The Enterprise and Racketeering Crime Act, 28 USC 1961 et seq, 1962 et seq., 1963 et seq., 1964 et seq on the civil side of remedies for such violations. In the instance of The Medical Marijuana Act of 2000, in view of the ferocity and spirit of meanness and direct disobedience of the medical Hippocratic Oath, for ideologues including the Tea Party and GOP in our Legislature to join forces with some members of law enforcement and some religious sects to try and undermine/repeal a just and compassionate law is untenable and will not withstand Hawaiian State Constitutional scrutiny.

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Monday, February 13, 2012 11:59 AM

To: JUDtestimony

Cc: dennis@sinocomenergy.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Oppose

Testifier will be present: No

Submitted by: Rev. Dennis Shields

Organization: The Religion of Jesus Church

E-mail: dennis@sinocomenergy.com

Submitted on: 2/13/2012

Comments:

I oppose HB 2600. It creates additional registration requirements for physicians who recommend medical marijuana. It adds physicians who recommend the medical use of marijuana to the list of physicians who must register each place of business or professional practice where the applicant manufactures, distributes, prescribes, or dispenses controlled substances. In the past, the Narcotics Enforcement Division has attempted to prevent physicians who recommend medical marijuana from making house calls to patients who are too sick to leave their homes. Physicians should not have to register to exercise their right of free speech to discuss medical marijuana with their patients.

Please take section 4 out of this measure.

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Monday, February 13, 2012 9:38 AM

To: JUDtestimony

Cc: info@mccfdia.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325
Testifier position: Oppose
Testifier will be present: No
Submitted by: Brian Murphy
Organization: MCCFDIA
E-mail: info@mccfdia.com
Submitted on: 2/13/2012

Comments:

I oppose HB 2600. It creates additional registration requirements for physicians who recommend medical marijuana. It adds physicians who recommend the medical use of marijuana to the list of physicians who must register each place of business or professional practice where the applicant manufactures, distributes, prescribes, or dispenses controlled substances. In the past, the Narcotics Enforcement Division has attempted to prevent physicians who recommend medical marijuana from making house calls to patients who are too sick to leave their homes. Physicians should not have to register to exercise their right of free speech to discuss medical marijuana with their patients.

Please take section 4 out of this measure.

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Monday, February 13, 2012 9:37 AM

To: JUDtestimony

Cc: bmurphy420@msn.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Oppose

Testifier will be present: No

Submitted by: Brian Murphy

Organization: Individual

E-mail: bmurphy420@msn.com

Submitted on: 2/13/2012

Comments:

I oppose HB 2600. It creates additional registration requirements for physicians who recommend medical marijuana. It adds physicians who recommend the medical use of marijuana to the list of physicians who must register each place of business or professional practice where the applicant manufactures, distributes, prescribes, or dispenses controlled substances. In the past, the Narcotics Enforcement Division has attempted to prevent physicians who recommend medical marijuana from making house calls to patients who are too sick to leave their homes. Physicians should not have to register to exercise their right of free speech to discuss medical marijuana with their patients.

Please take section 4 out of this measure.

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Sunday, February 12, 2012 2:25 PM

To: JUDtestimony

Cc: enyawrellim@gmail.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Oppose

Testifier will be present: No

Submitted by: Wayne Miller

Organization: Individual

E-mail: enyawrellim@gmail.com

Submitted on: 2/12/2012

Comments:

I have personally received benefits of Med.MJ in curing a patch of eczema over my left eye. Traditional medication was steroids and only helped as long as I used the prescription. Med MJ hemp oil applied one time cured the condition. I also use this natural product to alleviate the pain and associated muscle spasms associated with a degenerative bone condition in my neck. This condition was diagnosed by the US Air Force.

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Sunday, February 12, 2012 2:17 PM

To: JUDtestimony

Cc: edygoeshawaiian@yahoo.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Oppose

Testifier will be present: No

Submitted by: Edith hall

Organization: Individual

E-mail: edygoeshawaiian@yahoo.com

Submitted on: 2/12/2012

Comments:

Please do not let this bill pass. Remove section 4 at least. Medical Cannabis has been proven to have medicinal uses. The doctors and rules governing it should be by the Department of Health, not the Narcotics division. The cops should not be practicing medicine.

February 12, 2012

To whom it may concern,

I do not normally get involved in politics or any issues supporting politics; however I you need to hear my story.

In 1988 my Mom who was 56 years old, was diagnosed with mesothelioma (asbestos exposure) as a result of her being a teacher in the public school system on the mainland. Because she taught in an inner city school, she would hang posters from the pipes in her classroom in an attempt to make the classroom attractive to her students. As a result, she breathed in the asbestos which killed her in 1988; 6 months after her diagnosis. My sisters and I were left without a mother.

The doctors had our Mom on all kinds of pain medication (narcotics) to alleviate her suffering, which made no difference. It was horrible to watch.

One of my Mom's dreams was to return to Ireland. My younger sister and I planned the trip, determined to fulfill her last wish. The doctor gave us MS Contin (Morphine) to control our Mom's pain. We knew what we were getting ourselves into when we decided to take our Mom, but were willing to take responsibility for it.

Soon after arriving in Ireland and starting the MS Contin, our Mom's behavior became bizarre. She would walk into the streets without looking, stopped eating, scream out in her sleep (when she was able to sleep which was rare), vomit for hours, stumble requiring both of us to support her when she walked, was unable to dress herself and would wander. Her weight dropped dramatically as my sister and I tried everything we could to get her to eat. We knew there was no way she would remember the trip as the MS Contin made her "higher than a kite" and did nothing to relieve her pain. One night I couldn't take it anymore and called the in house (hotel) doctor who came to see our Mom. He evaluated her and agreed with us that the MS Contin was not working for her. I gave him the list of pain meds she had been taking on the mainland and he said there was nothing else stronger to give her that would allow her to be awake. The doctor did offer a suggestion - marijuana - huh? I am a RN and had never heard of marijuana being used for anything other than getting high. He said he would get a prescription for "oral (pill) marijuana" (it was called something else back then) and he would see how she would do medically. When we tried the pills, she would immediately vomit. I called the doctor back and he said to try having her smoke cannabis. Now I am really thinking, this guy is a quack, but at the encouragement of my sister we tried it. Our Mom became alert, oriented, began eating, was able to have conversations, denied pain, and was able to take care of her personal needs. The wandering stopped and conversations took place between the three of us that never would have happened, because of the narcotics she was on.

Our Mom died peacefully, and pain free as a result of this physician and I will be eternally grateful to him.

I absolutely support the use of medical cannabis for pain control and probably never would be saying this had I not witnessed it. As I stated earlier, initially I had my doubts; however now I have witnessed the results of medical cannabis in others and support its use completely.

I really pray sir, you never have to experience what my sister and I did; however in disagreement you are, of using medical cannabis as a means to control pain, I have seen its benefits first hand a multitude of times. I am therefore asking you to re-consider your stance to block it's usage. Many of us in the medical field are afraid to come forward and state out support, after all it is technically illegal in the sense that you have to *try* cannabis to know if it works on pain or not. I know for myself, I do not want my name connected to drug usage; however I am willing to take that chance as I do not want to see something this valuable in medicine be destroyed by those that have not seen the positive results. And that is my greatest fear; people that have not seen it's benefits making the decision to deny such a drug to those that would benefit from it.

Therefore please remove Section 4 from HB 2600.

Thank you for your time-

Patricia Coon, RN, BSHA
5806 Lokelani Road
Kapaa, HI 96746
808-635-4570

Nathan Kalama
5034 Haleilio Rd.
Kapaa, HI 96746

Feb. 12, 2012

Dear Sirs/Madams:

I am in support of HB2600. As a retired individual suffering from debilitating arthritis in my neck, spine, lower back and legs. Beside s it being difficult to walk, sometimes even with a walker, I find it difficult and very painful to sleep at night as I am plagued with spasms and cramps. The side effects from normal pain killers left me incoherent, unstable and dysfunctional. The use of marijuana has helped me to manage and handle my pain and get some rest. Conse quently,I support this bill.

Mahalo,
Nathan Kalama

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Monday, February 13, 2012 8:34 PM

To: JUDtestimony

Cc: barca808@hotmail.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325
Testifier position: Support
Testifier will be present: Yes
Submitted by: DUSTIN BARCA
Organization: Individual
E-mail: barca808@hotmail.com
Submitted on: 2/13/2012

Comments:

MEDICAL CANNABIS IS THE HEALING OF THE NATION!!!!

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Monday, February 13, 2012 1:34 PM

To: JUDtestimony

Cc: hiloprosocial@hotmail.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Oppose

Testifier will be present: No

Submitted by: Matthew Brittain, DCSW, LCSW

Organization: Individual

E-mail: hiloprosocial@hotmail.com

Submitted on: 2/13/2012

Comments:

HB 2600 is flawed for the following reasons:

Page 13, lines 9 to 14 would criminalize, and make illegal, a currently prescribed medication named Marinol that contains synthetic THC, one of the active chemicals in marijuana. At a minimum, this bill should be amended to allow for this medication to be prescribed as it has been for the past many years.

The legal requirements for the placement of a drug in Schedule I include that the drug must be so dangerous as to not even be safe for research, and; that the drug must have no accepted medicinal use. Marijuana is currently recognized in Hawaii, and 15 other states and the District of Columbia, to be used for medical purposes; effectively negating the requirement that marijuana be placed in Schedule I. In addition, there has never been a single instance known to science and medicine where marijuana has been the direct cause of death, and indeed the Drug Enforcement Agency Administrative Law Judge, Francis Young, ruled that marijuana is one of the safest pharmaceutically active drugs known to man, and that placement of marijuana on Schedule I would be arbitrary and contrary to all accepted evidence on the topic. The Hawaii legal system would be hypocritical to place marijuana on schedule I and also maintain a medical marijuana program.

To summarize:

- 1: DEA set precedent that marijuana should not be in schedule I;
- 2: The basic criteria for placing marijuana in Schedule I have not been met;
- 2: Conflict exists in the current law such that accepting marijuana in Schedule I is unfounded
- 3: A current, accepted prescription would be criminalized if this bill were to pass as it currently stands.

Given the above evidence, the Legislature MUST NOT include marijuana as a schedule I drug. To ignore the legal precedent, science, conflict with current law and medical practices would be totally in conflict with establishes rules for lawmaking. If the Legislature does proceed in placing marijuana in Schedule I then the only motivation to do so would be due to political pressure applied by organizations, entities or individuals who would benefit from the current criminality of marijuana.

I propose that this bill be amended such that marijuana is deleted entirely from Schedule I and placed in Schedule II or III.

Testimony for HB2600 on 2/14/2012 2:05:00 PM

As a clinical social worker tasked with the chore of improving quality of life, reduced substance abuse, increased public safety and alleviation of pain and suffering, it is my duty to inform you of the consequences of this law, and ways to reduce the harm associated with these unjust laws.

Respectfully submitted,

Matthew Brittain, LCSW, DCSW

Testimony for HB2600 on 2/14/2012 2:05:00 PM

Testimony for HB2600 on 2/14/2012 2:05:00 PM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Monday, February 13, 2012 1:48 PM

To: JUDtestimony

Cc: Vitalitypro@yahoo.com

Attachments: Marijuana for Pain.rtf (6 KB)

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325

Testifier position: Oppose

Testifier will be present: No

Submitted by: Jonathan B. James M.D.

Organization: Individual

E-mail: Vitalitypro@yahoo.com

Submitted on: 2/13/2012

Comments:

Testimony and open letter to All - I oppose the bill HR 2600 for many scientific and sociologic reasons.

This bill will work toward INCREASED CRIME and DEATHS.

While some of the goals may have merit, the result will be to increase serious problems for all of society and INCREASE PAIN and SUFFERING of many unfortunate REAL human beings who suffer REAL pain. They Are Not 'Drugies';

I am a Board Certified Internist with 30 years experience in treating patients for every possible Problem and complaint. I treated patients during over 200,000 patient visits I am biochemist, and specialist in PTSD and the biochemistry of the Survival instincts. My father was a war Hero but he died of PTSD and alcohol. There were no treatments during the 50s. I have also treated many Humans that suffered severe emotional trauma from the vietnam and both Iraq wars. And Many Civialian patients that were victims for domestic violence, rape, bullying and the many other severe traums one can face.

The increased deaths will far greater than the authors of this bill can imagine.. REAL Humans WILL DIE from drug over doses of the Other Pain Medications. Narcotics recently took Whitney Houston because she could not find relief from psychological pain.

Marijuana is safe and has NO Known lethal dose. The dDrug Deaths in this state and across the nation have been entirely from Narcotics, Valiums, Amphetamines, Alcohol and cocaine. There Have been NO DEATHs from Marijuana. All deaths are driven by the other dangerous street drugs and Pains Medications.

Purdue Drug company (makers of Oxicontin the most deadly Drug in the country) is trying to promote MORE Narcotic USE. They are releasing new stronger combinations. This is Ridiculous. Purdue is even contributing to legislators campaigns. have contributed to legislators across the country! This is Unconscionable! What possible reason could there be for trying to increase support for Narcotics and work against Against Marijuana.

There is NO sense to limiting Marijuana to force more people to use the DEADLY Narcotics and alcohol. Narcotics are addicting, and Always lead to serious physical and psychologic damage. Patients using marijuana for pain control go home and listen to stereo. Narcotics, Amphetamines and Cocaine all increase violence.

Severe psychological pain can frequently lead to suicide and severe pain from any reason is best rested with the safest method which is Marijuana. Every other drug is far more dangerous. The bill is designed to REDUCE the number of patients that use Marijuana for pain control.

Testimony for HB2600 on 2/14/2012 2:05:00 PM

This will force these patients to use Narcotics and ineffective Tylenol based preparations. Many do not get relief from narcotics but get good relief from marijuana.

Marijuana is only listed on the "Narcotic List" because the "Old Guard" did not have an explanation of HOW marijuana had proven medically beneficial effects. Marijuana will not be on the Narcotic list AT ALL for long. The legislature will be caught behind their information deficit.

- Because Marijuana has outstanding pain relief for many patient and they can remain active and productive.
- There is no know lethal dose of Marijuana
- Patients can remain functional while getting full pain relief.
- Marijuana has been shown to prevent alzheimer's disease.
- Marijuana reduces inflammation through the Anandamide receptors in the brain
- Marijuana directly reacts with the toxic neurotransmitter, Norepinephrine, to reduce the levels and reduce inflammation and whole brain inflammation.
- Norepinephrine creates other charged chemicals called cytokines. Pain is driven by high levels of cytokines. Marijuana reduces these cytokines.
- * Marijuana decreases pain by reacting with Norepinephrine and reducing its level.

Pain control with other drugs is dangerous. Increased deaths WILL OCCUR if patients are forced to use other medications such as Narcotics, Anti-inflammatories, alcohol, and medication combinations that have acetaminophen (Tylenol) in there formula.

• Narcotic overdose, accidental

* Addiction

• Narcotics push Criminal behavior because of addiction and the downward spiral that always follows.

• Narcotics are sedating They cause far more accidents then marijuana.

• Death rate in this nation for narcotics is higher than for care accidents.

• Death rate from Marijuana Is ZERO.

• We should encourage use of Marijuana instead of the dangerous alternatives.

*

This legislation will increase rules and will attempt to reduce the use of Marijuana for Pain control. Since Marijuana is the safest and thousands of people WILL die if they are force to use toxic addicting Meds that don't work as well,

• Narcotics INCREASE Norepinephrine which fuels increased Pain.

• There will be an increase in narcotic related deaths.

• Drug over dose deaths will increase. Patients attempting to get pain relief by using narcotics, will create addiction, which forces people to become desperate. If they run out of their Narcotics and alcohol they are driven to get more.

• Patients that try to use Narcotics, frequently cannot get relief from pain because of increasing tolerance. They increase their dose and may be found dead.

Legal pain control with Marijuana reduces crime, and gives good pain relief with fewer side effects. Patient remains alert and functional.

Much More. I have written a 200 page book on the effects of stress and Norepinephrine on all the survival instincts. electronic copies available.

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Testimony for HB2600 on 2/14/2012 2:05:00 PM

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mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Monday, February 13, 2012 2:16 PM

To: JUDtestimony

Cc: fancher.richard@yahoo.com

Testimony for JUD 2/14/2012 2:05:00 PM HB2600

Conference room: 325
Testifier position: Oppose
Testifier will be present: Yes
Submitted by: Michelle Walker
Organization: Individual
E-mail: fancher.richard@yahoo.com
Submitted on: 2/13/2012

Comments:

Honorable Chairpersons, Committee Members:

As a permanent Federal civil servant of over 27 years, I am writing wholly in opposition to HB 2600 and in particular repudiating Section 4. This proposed piece of legislation completely betrays the legislative intent of the 2000 Medical Marijuana Law in view of Chapter 23-202, Hawai'i Administrative Rules for Medical Use of Marijuana, adopted December 14, 2000. In addition to the manifest clinical studies in favor of using cannabis for cancer fighting agents, for assisting terminal and chronically ill patients with chemotherapy side effects including, but not limited to, nutrition intake, nausea mgt., pain relief, anxiety relief, insomnia relief, etc., there are numerous law reviews and other scholarly legal and medical reviews that all favor the retention of the 2000 Medical Marijuana Act for all Hawaii's medical marijuana patients. A representative example of the case in favor of medical marijuana in the legal setting disputes and repudiates Honolulu Police Department's and your other stated law enforcement Hawaiian authorities' nonspecific objections in favor of re-criminalizing marijuana for all Hawaiians, medical marijuana patients and citizens alike. Necessity and medical imperative argue in strong opposition to passage of HB2600 and Section 4 that far too closely resembles CONSERVATIVES ideologic agenda nationwide including the ongoing assault on women's reproductive rights, the assault against passage of same sex civil unions, and the like. See Boston Law Journal's 2010's "Urgent Compassion: Medical Marijuana, Prosecutorial Discretion and the Medical Necessity Defense." But as a supporter of medical marijuana rights unfettered including access to pharmacy access for terminally ill and chronically ill patients should/must not be left up to LAW ENFORCEMENT who possess a tainted conflict-of-interest in this scenario. At a time when budget cuts are everpresent and the need to justify the retention of police officers on the street being pressured from within and without, sacrificing medical marijuana patients in favor of not losing police officers'/law enforcement employment at HPD and HSA are not in keeping with the compassion, empathy, tolerance and caring for each other as Hawaiians that we all inherently possess.

With all this in mind I strongly oppose HB2600 and any and all amendments including Section 4 and ask for the substantive proof that law enforcement advances to the suggestions that medical marijuana causes any increase in crime in any of the Hawaiian Islands. Where is the proof that drives HB2600? Where are the published crime statistics in Hawaii, in Honolulu County/City, on Kauai, on Maui, on Big Island, on Molikai, etc.? The Hawaiian Legislature has published none to the public at large because YOU HAVE NONE.

In manifest observance of the obvious competing interests on this issue -- are the 1) law enforcement communities of Hawaii none of whom ever wanted to see the passage of the Medical Marijuana Act of 2000; 2) of Hawaii's Budget makers being "concerned" that their high speed rail funds from the Federal Gov't infusion is "compromised" or "put at

risk" by the retention of the current Medical Marijuana Law of 2000; and 3) Backwardly ignoring the deplorable state of substandard healthcare for insured and uninsured Hawaiian in and out patients alike in favor of sacrificing a small population of the most terminal and chronically ill patients. I say this to my Hawaiian Legislature, all the voters of Hawaii will remember the outcome of this proposed law in November 2012 when you come up for reelection or subsequently. And we will remove all of you from office by our ballots because it is clear that the Hawaiian public majority at large favors compassion for medical marijuana patients and not re-criminalizing antiquated and unsound drug laws that happen to exist in other jurisdictions. Hawaii is not alone, Delaware has just passed and is already instituting a pharmacy delivery system for medical marijuana patients. Is this legislature telling the Hawaiian public at large that little Delaware with proximity to states with large presences of the vice industries (gambling, liquor, tobacco, gaming) did not ENTERTAIN the law enforcement "SPECIOUS" argument that medical marijuana has ever increased crime because there are no statistics nationally or state by state to support this lie.

In summation, I wholly oppose HB2600 and will join any class action lawsuit in the event that this proposed bill becomes law on state constitutional grounds, on Americans With Disabilities Act grounds, on due process grounds and other civil rights grounds including, but not limited to, 1983 and RICO The Enterprise and Racketeering Crime Act, 28 USC 1961 et seq, 1962 et seq., 1963 et seq., 1964 et seq on the civil side of remedies for such violations. In the instance of The Medical Marijuana Act of 2000, in view of the ferocity and spirit of meanness and direct disobedience of the medical Hippocratic Oath, for ideologues including the Tea Party and GOP in our Legislature to join forces with some members of law enforcement and some religious sects to try and undermine/repeal a just and compassionate law is untenable and will not withstand Hawaiian State Constitutional scrutiny.