
A BILL FOR AN ACT

RELATING TO MARIJUANA.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Chapter 329, Hawaii Revised Statutes, is
2 amended by adding three new sections to be appropriately
3 designated and to read as follows:

4 "§329-A Medical marijuana cultivation. (a)

5 Notwithstanding any state law to the contrary, the cultivation
6 of medical marijuana shall not be a criminal offense for persons
7 twenty-one years of age or older; provided that each person who
8 cultivates medical marijuana shall register with the department
9 of health pursuant to section 329-B.

10 (b) It shall be unlawful for any person who does not
11 comply with subsection (a) to cultivate medical marijuana.

12 §329-B Medical marijuana cultivation; rules. The
13 department of health shall adopt rules pursuant to chapter 91 to
14 establish:

15 (1) Requirements for the registration of any person who
16 cultivates medical marijuana pursuant to section 329-
17 A; provided that the rules shall require, at a



1 minimum, that each registrant complete a written form
2 provided by the department of health that shall
3 include the following information:

4 (A) The name and address of the person who cultivates
5 medical marijuana; and

6 (B) The location where the medical marijuana is
7 cultivated;

8 (2) Standards, procedures and methodologies relating to
9 testing medical marijuana for tetrahydrocannabinol
10 content and consistency;

11 (3) Requirements and processes for the licensing of
12 facilities that test medical marijuana for
13 tetrahydrocannabinol content and consistency pursuant
14 to paragraph (2);

15 (4) A tracking system that will allow the department of
16 health to track medical marijuana cultivated pursuant
17 to section 329-A from either seed or immature plant
18 stage until the marijuana is sold to a customer or
19 destroyed; and



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1 (5) Procedures for the enforcement of prohibitions against
 2 the cultivation of medical marijuana that is not
 3 registered pursuant to section 329-A.

4 **§329-C Medical marijuana; infusion of trademarked items**
 5 **prohibited.** It shall be unlawful for any person to infuse any
 6 product with any medical marijuana if the product is registered
 7 with a trademark in accordance with chapter 482 or registered on
 8 the Principal Register of the United States Patent and Trademark
 9 Office."

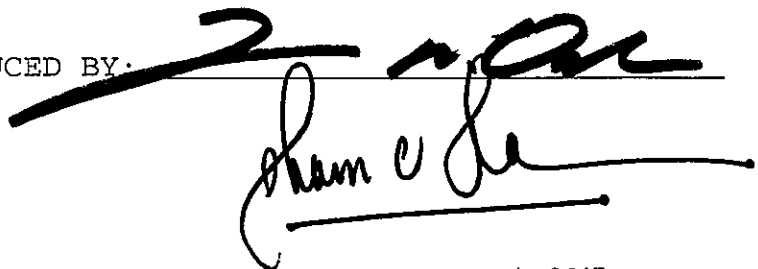
10 SECTION 2. In codifying the new sections added by section
 11 1 of this Act, the revisor of statutes shall substitute
 12 appropriate section numbers for the letters used in designating
 13 the new sections in this Act.

14 SECTION 3. New statutory material is underscored.

15 SECTION 4. This Act shall take effect upon its approval.

16

INTRODUCED BY:



JAN 26 2015



H.B. NO. 788

Report Title:

Medical Marijuana; Cultivation; Registration; Rules; Trademarked Product Infusion; Prohibitions

Description:

Authorizes the cultivation of medical marijuana. Requires registration with DOH. Requires DOH to adopt rules. Prohibits the infusion of trademarked products with medical marijuana.

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

