

Honolulu, Hawaii

APR 05 2019

RE: H.B. No. 1383
H.D. 2
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirtieth State Legislature
Regular Session of 2019
State of Hawaii

Sir:

Your Committee on Ways and Means, to which was referred H.B. No. 1383, H.D. 2, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO MARIJUANA,"

begs leave to report as follows:

The purpose and intent of this measure is to address penalties relating to marijuana.

Specifically, this measure:

- (1) Reclassifies possession of three grams or less of marijuana as a violation, a penal offense not punishable by incarceration, and imposes a fine of \$30 for that offense;
- (2) Requires courts, upon motion by a person convicted of promoting a detrimental drug in the third degree, to expunge the conviction if the conviction was for the possession of three grams or less of marijuana; and
- (3) Establishes the marijuana evaluation task force to examine laws of other states and related penalties and outcomes relating to the non-medical use of marijuana, and requires the task force to report its findings to the Legislature.



Your Committee received written comments in support of this measure from Hawaii Health & Harm Reduction Center, Drug Policy Forum of Hawaii, Hawaii Advocates For Consumer Rights, and two individuals.

Your Committee received written comments in opposition to this measure from the Maui Police Department, Hawaii Police Department, Hawaii Family Forum, and four individuals.

Your Committee received written comments on this measure from the Maui Chamber of Commerce.

Your Committee finds that as a number of states have removed or are considering removing incarceration as a possible penalty for the recreational use of marijuana by adults, it is appropriate for the State to consider similar reforms.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1383, H.D. 2, S.D. 1, and recommends that it pass Third Reading.

Respectfully submitted on
behalf of the members of the
Committee on Ways and Means,




DONOVAN M. DELA CRUZ, Chair



The Senate
Thirtieth Legislature
State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:*	Committee Referral:	Date:		
HB1383, HD2, SD1	JDC/PSM, WAM	4/5/19		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<input checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
DELA CRUZ, Donovan M. (C)	X			
KEITH-AGARAN, Gilbert S.C. (VC)	X			
ENGLISH, J. Kalani				X
HARIMOTO, Breene			X	
INOUE, Lorraine R.				X
KAHELE, Kaiali'i	X			
KANUHA, Dru Mamo	X			
KIDANI, Michelle N.	X			
MORIWAKI, Sharon Y.			X	
RIVIERE, Gil	X			
SHIMABUKURO, Maile S.L.	X			
TANIGUCHI, Brian T.				X
FEVELLA, Kurt		X		
TOTAL	7	1	2	3
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

*Only one measure per Record of Votes