
A BILL FOR AN ACT

RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT.

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

1 SECTION 1. Section 329-122, Hawaii Revised Statutes, is
2 amended by amending subsection (f) to read as follows:
3 "(f) For the purposes of this section, "transport" means
4 the transportation of cannabis, usable cannabis, or any
5 manufactured cannabis product between:
6 (1) A qualifying patient and the qualifying patient's
7 primary caregiver;
8 (2) A qualifying out-of-state patient under eighteen years
9 of age and the caregiver of a qualifying out-of-state
10 patient;
11 (3) The production centers and the retail dispensing
12 locations under a dispensary licensee's license; or
13 (4) A production center, retail dispensing location,
14 qualifying patient, primary caregiver, qualifying out-
15 of-state patient, or caregiver of a qualifying out-of-
16 state patient and a certified laboratory for the
17 purpose of laboratory testing; provided that a



1 qualifying patient, primary caregiver, qualifying out-
2 of-state patient, or caregiver of a qualifying out-of-
3 state patient may only transport up to one gram of
4 cannabis per test to a certified laboratory for
5 laboratory testing and may only transport the product
6 if the qualifying patient, primary caregiver,
7 qualifying out-of-state patient, or caregiver of a
8 qualifying out-of-state patient:

9 (A) Secures an appointment for testing at a certified
10 laboratory;

11 (B) Obtains confirmation, which may be electronic,
12 that includes the specific time and date of the
13 appointment and a detailed description of the
14 product and amount to be transported to the
15 certified laboratory for the appointment; and

16 (C) Has the confirmation, which may be electronic,
17 available during transport.

18 For purposes of interisland transportation, "transport" of
19 cannabis, usable cannabis, or any manufactured cannabis product,
20 by any means is allowable only by a qualifying patient or
21 qualifying out-of-state patient for the patient's personal



1 medical use, or between a production center or retail dispensing
2 location and a certified laboratory for the sole purpose of
3 laboratory testing pursuant to section 329D-8, as permitted
4 under section 329D-6(m) and subject to section 329D-6(j), and
5 with the understanding that state law and its protections do not
6 apply outside of the jurisdictional limits of the State.

7 ~~[Allowable transport pursuant to this section does not include~~
8 ~~interisland transportation by any means or for any purpose~~
9 ~~between a qualified patient, primary caregiver, qualifying out-~~
10 ~~of state patient, or caregiver of a qualifying out of state~~
11 ~~patient and any other entity or individual, including an~~
12 ~~individual who is a qualified patient, primary caregiver,~~
13 ~~qualifying out of state patient, or caregiver of a qualifying~~
14 ~~out of state patient.]~~ The department of transportation and
15 department of public safety shall adopt rules pursuant to
16 chapter 91 necessary for the purposes of this subsection."

17 SECTION 2. Statutory material to be repealed is bracketed
18 and stricken. New statutory material is underscored.

19 SECTION 3. This Act shall take effect upon its approval.



Report Title:

Uniform Controlled Substances Act; Medical Cannabis; Interisland Transportation

Description:

Authorizes qualifying patients or qualifying out-of-state patients to transport medical cannabis between islands for their personal medical use. (HB290 CD1)

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

