

# Committee Report

# CONSENT CALENDAR

February 4, 2021

## HOUSE OF REPRESENTATIVES

### REPORT OF COMMITTEE

**The Committee on Health, Human Services and Elderly Affairs to which was referred HB 378,**

**AN ACT repealing the therapeutic use of cannabis advisory council. Having considered the same, report the same with the recommendation that the bill OUGHT TO PASS.**

**Rep. Dennis Acton**

**FOR THE COMMITTEE**

## COMMITTEE REPORT

Committee:	<b>Health, Human Services and Elderly Affairs</b>
Bill Number:	<b>HB 378</b>
Title:	<b>repealing the therapeutic use of cannabis advisory council.</b>
Date:	<b>February 4, 2021</b>
Consent Calendar:	<b>CONSENT</b>
Recommendation:	<b>OUGHT TO PASS</b>

### STATEMENT OF INTENT

The Therapeutic Cannabis Advisory Council created the Therapeutic Cannabis Law in 2013 with legislation added to RSA 126-X, The council was comprised of stakeholders tasked with advising the Department of Health and Human Services as they created and rolled out the state's new Therapeutic Cannabis Program. The advisory council met a total of 15 times over the next five years and provided assistance with rule-making and data-gathering. In 2018, the council published a five year review of the program as required in the law which concluded that the program rollout had been successful and should be allowed to continue. With the duties of the council now concluded and a new Medical Oversight Board formed to assist with the current program, the Health, Human Services, and Elderly Affairs committee voted Ought to Pass on the bill, which repeals the language that created the advisory council.

Vote 21-0.

Rep. Dennis Acton  
FOR THE COMMITTEE

Original: House Clerk  
Cc: Committee Bill File

## CONSENT CALENDAR

Health, Human Services and Elderly Affairs

**HB 378**, repealing the therapeutic use of cannabis advisory council. **OUGHT TO PASS.**

Rep. Dennis Acton for Health, Human Services and Elderly Affairs. The Therapeutic Cannabis Advisory Council created the Therapeutic Cannabis Law in 2013 with legislation added to RSA 126-X, The council was comprised of stakeholders tasked with advising the Department of Health and Human Services as they created and rolled out the state's new Therapeutic Cannabis Program. The advisory council met a total of 15 times over the next five years and provided assistance with rule-making and data-gathering. In 2018, the council published a five year review of the program as required in the law which concluded that the program rollout had been successful and should be allowed to continue. With the duties of the council now concluded and a new Medical Oversight Board formed to assist with the current program, the Health, Human Services, and Elderly Affairs committee voted Ought to Pass on the bill, which repeals the language that created the advisory council.

**Vote 21-0.**

Original: House Clerk

Cc: Committee Bill File

# Voting Sheets

**HOUSE COMMITTEE ON HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS**

**EXECUTIVE SESSION on HB 378**

**BILL TITLE:** repealing the therapeutic use of cannabis advisory council.

**DATE:** January 26, 2021

**LOB ROOM:** 206/208

**MOTIONS:** **OUGHT TO PASS**

Moved by Rep. Acton

Seconded by Rep. MacKay

Vote: 21-0

**CONSENT CALENDAR: YES**

**Statement of Intent:** Refer to Committee Report

Respectfully submitted,

Rep Beth Folsom, Clerk

STATE OF NEW HAMPSHIRE  
OFFICE OF THE HOUSE CLERK



1/22/2021 10:06:45 AM  
Roll Call Committee Registers  
Report

2021 SESSION

**Health, Human Services and Elderly Affairs**

Bill #: HB 378      Motion: OTP      AM #: \_\_\_\_\_      Exec Session Date: 1/26/2021

<u>Members</u>	<u>YEAS</u>	<u>Nays</u>	<u>NV</u>
Pearson, Mark A. Chairman	21		
Marsh, William M. Vice Chairman	1		
McMahon, Charles E.	2		
Nelson, Bill G.	3		
Acton, Dennis F.	4		
Gay, Betty I.	5		
Cushman, Leah P.	6		
Folsom, Beth A. Clerk	7		
Kelsey, Niki	8		
King, Bill C.	9		
Kofalt, Jim	10		
Weber, Lucy M.	11		
MacKay, James R.	12		
Snow, Kendall A.	13		
Knirk, Jerry L.	14		
Salloway, Jeffrey C.	15		
Cannon, Gerri D.	16		
Nutter-Upham, Frances E.	17		
Schapiro, Joe	18		
Woods, Gary L.	19		

STATE OF NEW HAMPSHIRE  
OFFICE OF THE HOUSE CLERK



1/22/2021 10:06:45 AM  
Roll Call Committee Registers  
Report

2021 SESSION

Health, Human Services and Elderly Affairs

Bill #:	HB 378	Motion:	OTP	AM #:		Exec Session Date:	1/26/2021
Merchant, Gary					20		
<b>TOTAL VOTE:</b>					21	0	



# Hearing Minutes

## House Remote Testify

Health, Human Services and Elderly Affairs Committee Testify List for Bill HB378 on 2021-01-26

Support: 0 Oppose: 3 Neutral: 1 Total to Testify: 0

<u>Name</u>	<u>Email Address</u>	<u>Phone</u>	<u>Title</u>	<u>Representing</u>	<u>Position</u>	<u>Testifying</u>	<u>Signed Up</u>
Fordey, Nicole	nikkif610@gmail.com	516.318.2296	A Member of the Public	Myself	Oppose	No	1/21/2021 2:27 PM
Holt, Michael	mholt101@hotmail.com	2719234	State Agency Staff	DHHS/TCP	Neutral	No	1/25/2021 7:41 PM
Rathbun, Eric	ericrathbun@gmail.com	860.912.3751	A Member of the Public	Myself	Oppose	No	1/25/2021 6:38 PM
Padmore, Michael	michael.padmore@nhms.org	603.858.4744	A Lobbyist	NH Medical Society	Oppose	No	1/26/2021 8:17 AM

HOUSE COMMITTEE ON HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

PUBLIC HEARING on Bill # HB 378

**BILL TITLE:** An Act repealing the therapeutic use of cannabis advisory council.

**DATE:** 1/26/2021

**ROOM:** 206/8

**Time Public Hearing Called to Order:** 10:10 am

**Time Adjourned:** 10:16 am

**Committee Members Present:**

**In Room 206/8:** Reps. M. Pearson, Folsom, McMahon, Gay, Cushman, B. King, Weber, MacKay

**On Zoom from home:**

Marsh, Nelson, Acton, Kelsey, Kofalt, Snow, Knirk, Salloway, Cannon, Nutter-Upham, Schapiro, Woods and Merchant

**TESTIMONY**

\* Use asterisk if written testimony and/or amendments are submitted.

**Rep. Acton:**

This council was formed to aid HHS&EA in adopting rules regarding the therapeutic use of cannabis. The council has made their recommendations to the HHS&EA.

Rep. McKay: Recommend that as the council has accomplished their purpose that this bill should be supported.

No witnesses

No written testimony submitted.

Respectfully submitted,

Rep. Beth Folsom, Clerk

# Testimony

**Archived:** Wednesday, March 17, 2021 3:37:57 PM  
**From:** Curt Campbell  
**Sent:** Monday, February 1, 2021 10:20:54 PM  
**To:** ~House Health Human Services and Elderly Affairs  
**Subject:** Why I support Legalization of Cannabis  
**Importance:** Normal

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To whom this may concern. I am a retired SEAL/EOD, Former Federal Air Marshal and former Director of Maritime Security for SSA Marine. I spent my life's work protecting the people of the United States from Terrorism and spent many years cleaning up landmines and unexploded ordnance around the world to the very best of my ability.

Testimony: Marijuana should have never been criminalized in the first place. Instead of maximizing the potential of Marijuana the American Government conspired to set about the task of incarcerating the American People, building private prisons, hiring private prison guards, paying for police and district attorneys and the DEA & ATF among all the other agencies involved to do this injustice to the American people, when Marijuana has done nothing but provide a peaceful edge to the average American, who by the way risks smoking regardless of the absolute stupidity and corruption of the American Government. An American Government who over the course of these many years has seized the opportunity to take something very good and use it to tax and enslave the American People.

Marijuana is an amazing resource that is simply one of the many medicinal plants that provides healing on so many different levels. for i.e. pain, sleep management anxiety and a general feeling of wellness especially in dealing with Cancer. Everywhere I have ever been in the world people of every country use Marijuana. The Philippines, Thailand, the Middle East, Vietnam, Panama, Costa Rica, Mexico and South America...I still remember like it was yesterday when my brother SEAL's, who at the time were much older than I and were taking care of another SEAL who had horrifically blown up by a malfunctioning M60 Machinegun during Immediate Action Drills that were being conducted by my SEAL Platoon at Niland California in 1978. After stopping the bleeding and patching up the wounded SEAL, the 2 SEAL Corpsman walked down to the Niland, Canal (Now called Camp Billy Machen) and smoked a joint to calm their nerves after saving the life of their comrade. I remember observing their hands shaking from the stress of the traumatic event, thinking to myself these guys were in Vietnam. They asked me, the new guy (FNG) after walking up on them if I was going to tell. I never said a word, I just took a puff off their joint to ease their concerns and walked back to camp. This kind of thing happened many times during the course of my service and yet the American Government discharged some of our greatest warriors for getting popped for weed on random piss tests that led to a loss of millions of dollars in wasted manpower. SEAL's live on the edge and when they stand down many of them smoke weed regardless of the UCMJ.

I grew up in California and was aware of the Marijuana Farms in Mendocino, California all the way back to the late 60's. Specifically, the communities in the Emerald Triangle have survived the last 60 years by black marketing Marijuana. Sadly Black Marketeers will continue to grow and sell Marijuana illegally, because California is so greedy that instead of taking a simple 5% tax they are taking about 60% of the grow for licensing and permits for those attempting to grow it legally. If the State and the Feds only took 5% tax then we could save programs like Social Security. But because California and other States are taking such a large chunk of the grow Billions will never be collected because the black marketeers will never come to the table.

Please remember we are talking about a plant that grows everywhere, which should have never been made illegal in the first place. The State and the Feds have made it so hard that they are forcing black marketeers to sell their grow illegally because they can't afford to pay 60% of their grow to the state.

My highest recommendation is for California and the Federal Government to re-think their strategy. Marijuana should be free I mean this is America, yet we are the last to legalize. Now that Mexico and Canada have legalized, America once again is behind the power curve and losing potentially Trillions while trying to figure out the equation which equals taxation. I was just thinking about the 100's of different bottles of Liquor being sold at COSTCO that are far more hazardous to human beings. I could keep writing about the stupidity and greed of our government but I'm tired...I'm going to bed. Call me if you need me to further explain how to make this work. I can help you understand how you can turn around the mess you've created.

Thank you for your time,

Curt Campbell  
562-239-7366

**Archived:** Wednesday, March 17, 2021 3:37:56 PM  
**From:** [Tiffany Hook](#)  
**Sent:** Tuesday, February 2, 2021 1:40:43 PM  
**To:** ~House Health Human Services and Elderly Affairs  
**Subject:** Marijuana  
**Importance:** Normal

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I was a heroin addict. I have severe scoliosis, I just found out my daughter who is thirteen has a 20 degree angle in her spine too! I turned to drugs to help treat my pain because marijuana has such a strong smell and will get you arrested in a heart beat! I smoke marijuana to keep my pain at bay so I can clean and cook for my kids and not have my children ripped away again by the state Over illegal felony drugs, My daughter is now going to grow up having to do the same damn thing living in fear of going to jail! Over weed!!!!!! Do you want this drug pandemic to go away or not!? A lot of People turn to other drugs because weed smells so strong and they don't want to get arrested for ""weed"". This state is so selfishly pathetic it makes me sick! The only thing your proving is that you love all the over doses and deaths and pain that floods this state on a daily! I will not stop smoking weed for your little table of ignorant people that says "no" lol. I refuse to ruin my life for your little ignorant table that wants to keep refusing the one thing that will help me and isn't hurting ANYONE! So keep refusing weed to keep the drug pandemic going. Everyone's deaths and overdoses are on your hands remember that my friends.

**Archived:** Wednesday, March 17, 2021 3:37:58 PM  
**From:** [Tammy Juttner](#)  
**Sent:** Friday, January 29, 2021 5:45:53 PM  
**To:** [~House Health Human Services and Elderly Affairs](#)  
**Subject:** Medical cannabis  
**Importance:** Normal

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I am a Nh card holder this is my fifth year !  
I am on SSdi I get \$650 monthly  
How can anyone pay \$360 for a ounce in the dispensary ?  
Cannabis is a life saver for me  
I was on Opiates since the beginning of the 80s I had severe migraines 20 days out of the month they pumped me with pills with trials and nothing worked. Rebound from all the medication!  
Later in life I was in a car accident and I have severe back problems and neck problem !  
About 5 years ago I gave up 13 prescriptions to never to look back !  
I had my left breast implant removed and had two broken wrist and last March I broke my leg in two places  
With only cannabis  
Breast cancer in 97 no chemo no radiation just cannabis!  
So to be able to grow my own medicine is very important to me !  
It's therapeutic to grow it !  
No regulation on the amount you can have or grow  
New Hampshire Dispensary needs to be able to order outside of Nh they are so many great products out there  
But we are very limited to only what that dispensary grows ! We can't visit your own state dispensaries they all carry different products !  
Legalize it put the money to help rebuilt the Economy after COVID-19 !  
Cannabis is essential!  
Please help the poor patients and let us grow  
Thank you Tammy Juttner

Sent from my iPhone



Bill as  
Introduced

HB 378 - AS INTRODUCED

2021 SESSION

21-0501  
04/08

HOUSE BILL           **378**

AN ACT               repealing the therapeutic use of cannabis advisory council.

SPONSORS:          Rep. Acton, Rock. 10

COMMITTEE:        Health, Human Services and Elderly Affairs

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ANALYSIS

This bill repeals the therapeutic use of cannabis advisory council.

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Explanation:        Matter added to current law appears in ***bold italics***.  
Matter removed from current law appears ~~[in brackets and struckthrough.]~~  
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Twenty One*

AN ACT                    repealing the therapeutic use of cannabis advisory council.

*Be it Enacted by the Senate and House of Representatives in General Court convened:*

1            1 Use of Cannabis for Therapeutic Purposes; Therapeutic Cannabis Medical Oversight Board.

2 Amend RSA 126-X:12, VI to read as follows:

3            VI. On or before January 1 of each year, the board shall make a report to the president of  
4 the senate, the speaker of the house of representatives, the oversight committee on health and  
5 human services established under RSA 126-A:13, the board of medicine, **and** the board of nursing[;  
6 ~~and the therapeutic use of cannabis advisory council established in RSA 126-X:9~~].

7            2 Repeal. RSA 126-X:9, relative to the therapeutic use of cannabis advisory council, is repealed.

8            3 Effective Date. This act shall take effect 60 days after its passage.