

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

ANALYSIS

This bill repeals the therapeutic use of cannabis advisory council.

Explanation: Matter added to current law appears in ***bold italics***.
 Matter removed from current law appears [~~in brackets and struck through.~~]
 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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 RSA 126-X:9, relative to the therapeutic use of cannabis advisory council, is repealed.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.

CHAPTER 52
HB 378 - FINAL VERSION

2021 SESSION

21-0501
04/08

HOUSE BILL

378

AN ACT repealing the therapeutic use of cannabis advisory council.

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CHAPTER 52
HB 378 - FINAL VERSION

21-0501
04/08

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 52:1 Use of Cannabis for Therapeutic Purposes; Therapeutic Cannabis Medical Oversight
2 Board. 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 52:2 Repeal. RSA 126-X:9, relative to the therapeutic use of cannabis advisory council, is
8 repealed.

 52:3 Effective Date. This act shall take effect 60 days after its passage.

Approved: May 25, 2021
Effective Date: July 24, 2021

Committee Minutes

SENATE CALENDAR NOTICE

Health and Human Services

Sen Jeb Bradley, Chair
Sen James Gray, Vice Chair
Sen Kevin Avard, Member
Sen Tom Sherman, Member
Sen Rebecca Whitley, Member

Date: March 10, 2021

HEARINGS

Wednesday	03/17/2021	
(Day)	(Date)	
Health and Human Services	REMOTE 000	8:30 a.m.
(Name of Committee)	(Place)	(Time)
8:30 a.m.	EXECUTIVE SESSION ON PENDING LEGISLATION	
9:15 a.m.	HB 240	relative to identification of cannabis strain for therapeutic cannabis.
9:30 a.m.	HB 378	repealing the therapeutic use of cannabis advisory council.
9:45 a.m.	HB 350	permitting qualifying patients and designated caregivers to cultivate cannabis for therapeutic use.

Committee members will receive secure Zoom invitations via email.

Members of the public may attend using the following links:

1. Link to Zoom Webinar: <https://www.zoom.us/j/94985563811>
2. To listen via telephone: Dial (for higher quality, dial a number based on your current location): 1-301-715-8592, or 1-312-626-6799 or 1-929-205-6099, or 1-253-215-8782, or 1-346-248-7799, or 1-669-900-6833
3. Or iPhone one-tap: 13126266799,,94985563811# or 16465588656,,94985563811#
4. Webinar ID: [949 8556 3811](#)
5. To view/listen to this hearing on YouTube, use this link:

<https://www.youtube.com/channel/UCjBZdtrjRnQdmg-2MPMiWrA>

6. To sign in to speak, register your position on a bill and/or submit testimony, use this link:

<http://gencourt.state.nh.us/remotecommittee/senate.aspx>

The following email will be monitored throughout the meeting by someone who can assist with and alert the committee to any technical issues: remotesenate@leg.state.nh.us or call (603-271-6931).

EXECUTIVE SESSION MAY FOLLOW

Sponsors:

HB 240

Rep. Conley

Rep. Dontonville

HB 378

Rep. Acton

HB 350

Rep. Acton

Rep. Cushing

Kirsten Koch 271-3266

Jeb Bradley
Chairman

Senate Health and Human Services Committee

Kirsten Koch 271-3266

HB 378, repealing the therapeutic use of cannabis advisory council.

Hearing Date: March 17, 2021.

Time Opened: 9:58 a.m.

Time Closed: 10:06 a.m.

Members of the Committee Present: Senators Bradley, Gray, Avard, Sherman and Whitley

Members of the Committee Absent : None

Bill Analysis: This bill repeals the therapeutic use of cannabis advisory council.

Sponsors:

Rep. Acton

Who supports the bill: Matt Simon, Marijuana Policy Project; John Elliot; Alexandra Menella.

Who opposes the bill: Robin Vogt; Ryann Anderson; Sofia DiStefano; Jeremiah Moore.

Who is neutral on the bill: Michael Holt, Therapeutic Cannabis Program-DHHS.

Summary of Testimony Presented:

Representative Dennis Acton, Rockingham 10

- Rep. Acton introduced the bill.
- Rep. Acton said this bill repeals the cannabis advisory council that was created to help the program get started up. We are now on Phase 2 of this program, which includes looking at qualifying conditions and what should be allowed for qualified conditions. This bill would close the cannabis advisory council that accomplished its task and move on to the cannabis medical oversight board. This is moving on to the next step.
- Senator Sherman asked if DHHS asked for this bill.
 - Rep. Acton said, no, I am an activist on this matter and took it on myself.
- Senator Bradley asked, while the bill repeals this council, is it correct that it does not touch the cannabis medical oversight board?
 - Rep. Acton said, that is correct. We are very happy with the work of the oversight board right now.

Michael Holt, Therapeutic Cannabis Program - DHHS

- Mr. Holt testified as neutral on the bill. He said he was present to answer questions.
- Mr. Holt said, the advisory council did not have a sunset provision. The advisory council was required to complete a report after 5 years on whether continuation is necessary. The council issued that report in 2018 and they have not met since.

- Mr. Holt said, there just needs to end to the council and for a transfer of responsibility from this council to the oversight board.
- Senator Sherman asked, is this appropriate to replace by the oversight board? Is this council necessary?
 - Mr. Holt said, the council has not met since 2018. Their voices were important for implementation and they are still a part of the stakeholder group. The oversight board is an excellent replacement.

KNK

Date Hearing Report completed: March 18, 2021

Speakers

Senate Remote Testify

Health and Human Services Committee Testify List for Bill HB378 on 2021-03-
Support: 3 Oppose: 4 Neutral: 1 Total to Testify: 1

<u>Name</u>	<u>Email Address</u>	<u>Phone</u>	<u>Title</u>	<u>Representing</u>	<u>Position</u>	<u>Testifying</u>	<u>?</u>
Holt, Michael	michael.holt@dhhs.nh.gov	271-9234	State Agency Staff	DHHS/TCP	Neutral	Yes	?
Simon, Matt	msimon@mpp.org	603.391.7450	A Lobbyist	Marijuana Policy Project	Support	No	?
Elliott, John	john@AllyUSTrading.com	603.233.6953	A Member of the Public	Myself	Support	No	?
Vogt, Robin	robin.w.vogt@gmail.com	603.969.5720	A Member of the Public	Myself	Oppose	No	?
Mennella, Alexandra	amennella1@protonmail.com	16466109858	A Member of the Public	Myself	Support	No	?
Anderson, Ryann	ryanderson1403@gmail.com	603.769.0277	A Member of the Public	Myself	Oppose	No	?
Di stefano, Sofia	sofia.distefano@gmail.com	817.609.0026	A Member of the Public	Myself	Oppose	No	?
Moore, Jeremiah	jeremiahmoore1417@gmail.com	406.770.9845	A Member of the Public	Myself	Oppose	No	?

Voting Sheets

Senate Health and Human Services Committee

EXECUTIVE SESSION RECORD

2021-2022 Session

Bill # HB 378

Hearing Date: 3/17/21

Executive Session Date: 4/21/21

Motion: OTP Vote: 5-0

Committee Member	Present	Made by	Second	Yes	No
Sen. Bradley, Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Gray, Vice Chair	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Avard	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Whitley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Motion: Consent calendar Vote: 5-0

Committee Member	Present	Made by	Second	Yes	No
Sen. Bradley, Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Gray, Vice Chair	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Avard	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Whitley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Motion: _____ Vote: _____

Committee Member	Present	Made by	Second	Yes	No
Sen. Bradley, Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Gray, Vice Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Avard	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Sherman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Whitley	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Motion: _____ Vote: _____

Committee Member	Present	Made by	Second	Yes	No
Sen. Bradley, Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Gray, Vice Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Avard	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Sherman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Whitley	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Reported out by: Sen. Gray

Notes: _____

Committee Report

STATE OF NEW HAMPSHIRE

SENATE

REPORT OF THE COMMITTEE
FOR THE CONSENT CALENDAR

Wednesday, April 21, 2021

THE COMMITTEE ON Health and Human Services

to which was referred **HB 378**

AN ACT

repealing the therapeutic use of cannabis advisory council.

Having considered the same, the committee recommends that the Bill

OUGHT TO PASS

BY A VOTE OF: 5-0

Senator James Gray
For the Committee

This bill repeals the therapeutic use of cannabis advisory council. This advisory council was created to help set up the therapeutic cannabis program. The advisory council was required to complete a report after five years and did so in 2018. They have not met since. The required functions are now provided by the therapeutic cannabis medical oversight board.

Kirsten Koch 271-3266

FOR THE CONSENT CALENDAR

HEALTH AND HUMAN SERVICES

HB 378, repealing the therapeutic use of cannabis advisory council.

Ought to Pass, Vote 5-0.

Senator James Gray for the committee.

This bill repeals the therapeutic use of cannabis advisory council. This advisory council was created to help set up the therapeutic cannabis program. The advisory council was required to complete a report after five years and did so in 2018. They have not met since. The required functions are now provided by the therapeutic cannabis medical oversight board.

General Court of New Hampshire - Bill Status System

Docket of HB378

Docket Abbreviations

Bill Title: repealing the therapeutic use of cannabis advisory council.**Official Docket of HB378.:**

Date	Body	Description
1/10/2021	H	Introduced (in recess of) 01/06/2021 and referred to Health, Human Services and Elderly Affairs HJ 2 P. 45
1/20/2021	H	Public Hearing: 01/26/2021 09:30 am Members of the public may attend using the following link: To join the webinar: https://www.zoom.us/j/94852322897 / Executive session on pending legislation may be held throughout the day (time permitting) from the time the committee is initially convened.
2/5/2021	H	Committee Report: Ought to Pass (Vote 21-0; CC) HC 12 P. 8
2/24/2021	H	Ought to Pass: MA VV 02/24/2021 HJ 3 P. 11
3/4/2021	S	Introduced 03/04/2021 and Referred to Health and Human Services; SJ 7
3/10/2021	S	Remote Hearing: 03/17/2021, 09:30 am; Links to join the hearing can be found in the Senate Calendar; SC 15
4/21/2021	S	Committee Report: Ought to Pass, 04/29/2021; Vote 5-0; CC; SC 21
4/29/2021	S	Ought to Pass: RC 24Y-0N, MA; OT3rdg; 04/29/2021; SJ 13
5/17/2021	S	Enrolled Adopted, VV, (In recess 05/13/2021); SJ 16
5/17/2021	H	Enrolled (in recess of) 04/09/2021 HJ 7 P. 104
5/27/2021	H	Signed by Governor Sununu 05/25/2021; Chapter 52; Eff: 07/24/2021

NH House

NH Senate

Other Referrals

Senate Inventory Checklist for Archives

Bill Number: HB 378

Senate Committee: HHS

Please include all documents in the order listed below and indicate the documents which have been included with an "X" beside

Final docket found on Bill Status

Bill Hearing Documents: {Legislative Aides}

Bill version as it came to the committee

All Calendar Notices

Hearing Sign-up sheet(s)

Prepared testimony, presentations, & other submissions handed in at the public hearing none

Hearing Report

Revised/Amended Fiscal Notes provided by the Senate Clerk's Office

Committee Action Documents: {Legislative Aides}

All amendments considered in committee (including those not adopted): none

___ - amendment # _____ ___ - amendment # _____

___ - amendment # _____ ___ - amendment # _____

Executive Session Sheet

Committee Report

Floor Action Documents: {Clerk's Office}

All floor amendments considered by the body during session (only if they are offered to the senate):

___ - amendment # _____ ___ - amendment # _____

___ - amendment # _____ ___ - amendment # _____

Post Floor Action: (if applicable) {Clerk's Office}

Committee of Conference Report (if signed off by all members. Include any new language proposed by the committee of conference):

Enrolled Bill Amendment(s)

Governor's Veto Message

All available versions of the bill: {Clerk's Office}

___ as amended by the senate ___ as amended by the house

final version

Completed Committee Report File Delivered to the Senate Clerk's Office By:

Kirsten Koch
Committee Aide

7/26/21
Date

Senate Clerk's Office AK