

STAND. COM. REP. NO. **2513**

Honolulu, Hawaii

**FEB 27 2014**

RE: S.B. No. 2882  
S.D. 2

Honorable Donna Mercado Kim  
President of the Senate  
Twenty-Seventh State Legislature  
Regular Session of 2014  
State of Hawaii

Madam:

Your Committee on Judiciary and Labor, to which was referred  
S.B. No. 2882, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE UNIFORM CONTROLLED  
SUBSTANCES ACT,"

begs leave to report as follows:

The purpose and intent of this measure is to update the  
Uniform Controlled Substances Act under chapter 329, Hawaii  
Revised Statutes, to make it consistent with amendments to federal  
law on controlled substances, as required under state law.

Your Committee received testimony in support of this measure  
from the Department of Public Safety, Police Department of the  
City and County of Honolulu, and one individual.

Your Committee finds that this measure amends the Uniform  
Controlled Substances Act to reflect changes in federal law and to  
make our state statutes consistent with federal law. The  
Department of Public Safety testified that there is a growing  
problem of synthetic hallucinogenic substances being developed for  
sale to the public as herbal incense, bath salts, plant food, or  
legal highs in the State and around the country. These synthetic  
hallucinogenic substances are labeled as "not for human  
consumption", but are readily available for sale in retail shops.  
As a result, the Department's Narcotics Enforcement Division and  
the federal Drug Enforcement Administration are seeking to protect  
the public by making these synthetic hallucinogenic substances



illegal to sell or possess and classifying them as Schedule I controlled substances.

Your Committee has amended this measure by adopting the language suggested by the Department of Public Safety to add four substances to the Schedule I controlled substances list under section 329-14(g), Hawaii Revised Statutes, that were emergency scheduled by the federal government on February 10, 2014.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2882, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2882, S.D. 2.

Respectfully submitted on  
behalf of the members of the  
Committee on Judiciary and  
Labor,




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CLAYTON HEE, Chair



The Senate  
 Twenty-Seventh Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Judiciary and Labor**  
**JDL**

Bill / Resolution No.:*	Committee Referral:	Date:
SB 2882, SD1	PSM, JDL	2/18/14
<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 type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313		
Members	Aye	Aye (WR)
Nay	Excused	
HEE, Clayton (C)	✓	
SHIMABUKURO, Maile S.L. (VC)	✓	
GABBARD, Mike	✓	<del>ms</del> ms
GALUTERIA, Brickwood		✓
IHARA, Jr., Les	✓	
SOLOMON, Malama	✓	
SLOM, Sam	✓	
<b>TOTAL</b>	6	1
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