

DAVID Y. IGE  
GOVERNOR



STATE OF HAWAII  
**DEPARTMENT OF PUBLIC SAFETY**

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No. \_\_\_\_\_

TESTIMONY ON SENATE BILL 2812, SENATE DRAFT 1  
RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT

By

Nolan P. Espinda, Director

House Committee on Health and Human Services  
Representative John M. Mizuno, Chair  
Representative Bertrand Kobayashi, Vice Chair

Tuesday, March 20, 2018; 8:30 a.m.  
State Capitol, Conference Room 329

Chair Mizuno, Vice Chair Kobayashi, and Members of the Committee:

The Department of Public Safety (PSD) **supports** Senate Bill (SB) 2812, Senate Draft (SD) 1, which updates chapter 329 of the Hawaii Revised Statutes (HRS), to: 1) incorporate amendments made to the federal Controlled Substances Act, and 2) include emergency scheduling and temporary designation as required under section 329-11, HRS.

First, section 329-11, HRS, provides that if a substance is added, deleted, or rescheduled under federal law, then PSD shall recommend to the Legislature that a corresponding change in Hawaii law be made. As such, PSD supports SB 2812, SD 1, which proposes to amend subsection 329-14(f) and (g), HRS, and subsection 329-16(g), HRS, to reflect the additions made to the federal law.

To avoid the nullification of the controlled substances that were emergency scheduled or temporarily designated during the past year, PSD supports the passage of SB 2812, SD 1. This measure mirrors recent changes to the federal Controlled Substances Act, thereby eliminating differences between federal and state law.

Thank you for the opportunity to testify on this measure.

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GOVERNOR OF HAWAII



VIRGINIA PRESSLER, M.D.  
DEPARTMENT OF HEALTH

**LATE**

STATE OF HAWAII  
DEPARTMENT OF HEALTH  
MAUI SERVICE AREA BOARD ON MENTAL HEALTH AND  
SUBSTANCE ABUSE  
121 MAHALANI STREET  
WAILUKU, HAWAII 96793

March 20, 2018

Aloha Committee on Health & Human Services,

The Maui Service Area Board (MSAB) on Mental Health and Substance Abuse strongly supports this measure. However, disagrees with testimony and suggested changes to the language pertaining to cannabinoids. Cannabinoids are within the language of other current measures to treat opioid addiction. In addition, its medicinal use was created by Act 228 (Session Laws of Hawaii 2000), and is codified in the Hawaii Revised Statutes at part IX, Chapter 329, HRS. The Medical Cannabis Dispensary Program was created by Act 241 (Session Laws of Hawaii 2015), and is codified in the Hawaii Revised Statutes (HRS) at Chapter 329D, HRS. This might underscore these efforts and our State's movement to a healthier Hawai'i. Thank you for the opportunity to provide testimony.

Sincerely,

Harold Ames, Ph.D.  
Chairperson

**SB-2812-SD-1**

Submitted on: 3/18/2018 1:36:02 PM

Testimony for HHS on 3/20/2018 8:30:00 AM

| <b>Submitted By</b> | <b>Organization</b> | <b>Testifier Position</b> | <b>Present at Hearing</b> |
|---------------------|---------------------|---------------------------|---------------------------|
| Dan Domizio         | Individual          | Oppose                    | No                        |

Comments:

Given all we know about ANY tobacco product's negative impact on the health of users and near users, it is unreasonable to limit taxation on tobacco products and ESDs. The greatest impact the legislature might have on the use of these products is through making all of them more expensive.

Please do not cap taxation on these products.

Thank you for this opportunity to provide testimony.

House Committee on Health and Human Services  
Rep. John Mizuno (Chair), Rep. Bertrand Kobayashi (Co-chair)

Re: SB2812 SD1 - Relating to the Uniform Controlled Substances Act

From: Clifton Otto, MD (Comments)

Public Hearing: March 20, 2018, 8:30 am, Room 329

Since this annual update to Hawaii's Uniform Controlled Substances Act is an opportunity to adopt scheduling changes that have occurred at the federal level, will you be addressing the DEA's recent rule that creates a new Schedule I category for Marijuana Extracts ?

[https://www.dea diversion.usdoj.gov/schedules/marijuana/m\\_extract\\_7350.html](https://www.dea diversion.usdoj.gov/schedules/marijuana/m_extract_7350.html)

Thank you.