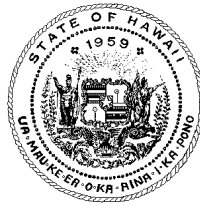


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TESTIMONY ON SENATE BILL 3141, SENATE DRAFT 1
RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT.

By
Max N. Otani, Director

House Committee on Consumer Protection and Commerce
Representative Aaron Ling Johanson, Chair
Representative Lisa Kitagawa, Vice Chair

Monday, March 21, 2022; 2:00 p.m.
Via Videoconference

Chair Johanson, Vice Chair Kitagawa, and Members of the Committee:

The Department of Public Safety (PSD) **supports** Senate Bill (SB) 3141, Senate Draft (SD) 1, which updates chapter 329 of the Hawaii Revised Statutes (HRS), to incorporate amendments made to the federal Controlled Substances Act that were temporarily permitted in Hawaii by the temporary designation of several new controlled substances by PSD in 2021. Under section 329-11(d) and (e), HRS, PSD's temporary designation of new controlled substances shall be nullified if the next regular session of the State Legislature has not made the corresponding changes to state law.

Sections 329-11(d) and (e), HRS, provide that if a substance is added, deleted, or rescheduled under federal law, or by an emergency scheduling action taken by PSD, then PSD shall recommend to the Legislature to make the corresponding changes in Hawaii law. In 2021, PSD temporarily designated many new controlled substances, and those substances are listed in SB 3141, SD 1.

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SB 3141, SD 1 also amends chapter 329, HRS, to mirror recent changes to the federal Controlled Substances Act, thereby eliminating differences between federal and state law and avoiding nullification of the controlled substances that were temporarily designated in 2021.

Thank you for the opportunity to testify on this measure.