

POLICE DEPARTMENT
CITY AND COUNTY OF HONOLULU

801 SOUTH BERETANIA STREET • HONOLULU, HAWAII 96813
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KIRK CALDWELL
MAYOR

LOUIS M. KEALOHA
CHIEF

DAVE M. KAJIHIRO
MARIE A. MCCAULEY
DEPUTY CHIEFS

OUR REFERENCE JK-TA

March 27, 2015

The Honorable Gilbert S. C. Keith-Agaran, Chair
and Members
Committee on Judiciary and Labor
State Senate
Hawaii State Capitol
415 South Beretania Street
Honolulu, Hawaii 96813

Dear Chair Keith-Agaran and Members:

SUBJECT: Senate Resolution No. 19, Requesting the Drug Enforcement
Administration to Initiate Rescheduling Proceedings to Remove Marijuana
From Schedule I of the Federal Controlled Substances Act Because Marijuana
Does Not Meet the Criteria of a Federal Schedule I Controlled Substance

I am Jason Kawabata, Acting Major of the Narcotics/Vice Division of the Honolulu Police
Department, City and County of Honolulu.

The Honolulu Police Department opposes Senate Resolution No. 19, Requesting the Drug
Enforcement Administration to Initiate Rescheduling Proceedings to Remove Marijuana From Schedule I
of the Federal Controlled Substances Act Because Marijuana Does Not Meet the Criteria of a Federal
Schedule I Controlled Substance.

Marijuana is a Federal Schedule I controlled substance. Only components that have been shown
to have medical value should be evaluated and rescheduled appropriately. Components of marijuana do
have medical value, and research in the area is ongoing.

The Honolulu Police Department urges you to oppose Senate Resolution No. 19, Requesting the
Drug Enforcement Administration to Initiate Rescheduling Proceedings to Remove Marijuana From
Schedule I of the Federal Controlled Substances Act Because Marijuana Does Not Meet the Criteria of a
Federal Schedule I Controlled Substance.

Thank you for the opportunity to testify.

Sincerely,

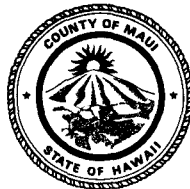
A handwritten signature in black ink, appearing to read "Jason Kawabata".

Jason Kawabata, Acting Major
Narcotics/Vice Division

APPROVED:

A handwritten signature in black ink, appearing to read "Louis M. Kealoha".
Louis M. Kealoha
Chief of Police

Serving and Protecting With Aloha



DEPARTMENT OF THE PROSECUTING ATTORNEY
COUNTY OF MAUI
150 S. HIGH STREET
WAILUKU, MAUI, HAWAII 96793
PHONE (808) 270-7777 • FAX (808) 270-7625

CONTACT: RICHARD. K. MINATOYA
Deputy Prosecuting Attorney
Supervisor - Appellate, Asset Forfeiture and Administrative Services Division

TESTIMONY
ON

SCR 45/SR 19 - REQUESTING THE DRUG ENFORCEMENT ADMINISTRATION TO
INITIATE RESCHEDULING PROCEEDINGS TO REMOVE MARIJUANA
FROM SCHEDULE I OF THE FEDERAL CONTROLLED SUBSTANCES ACT
BECAUSE MARIJUANA DOES NOT MEET THE CRITERIA OF A
FEDERAL SCHEDULE I CONTROLLED SUBSTANCE

March 27, 2015

The Honorable Gilbert S. C. Keith-Agaran
Chair
The Honorable Maile S. L. Shimabukuro
Vice Chair
and Members
Senate Committee on Judiciary and Labor

Chair Keith-Agaran, Vice Chair Shimabukuro and Members of the Committee:

The Department of the Prosecuting Attorney, County of Maui, OPPOSES SCR 45 and SR 19 - Requesting the Drug Enforcement Administration to Initiate Rescheduling Proceedings to Remove Marijuana from Schedule I of the Federal Controlled Substances Act Because Marijuana does not meet the Criteria of a Federal Schedule I Controlled Substance.

We oppose these resolutions because, contrary to the wording of the resolutions, the U.S. Food and Drug Administration (FDA) has not approved smoked cannabis for the treatment of any disease or condition. Furthermore, THC is already available in pharmaceutical form as Marinol, which is already a Schedule III controlled substance that is not only available by prescription, but is also refillable. Therefore, marijuana is not eligible to be rescheduled, and is not necessary for prescription.

Accordingly, the Department of the Prosecuting Attorney, County of Maui, OPPOSES SCR 45 and SR 19 , and asks that the committee HOLD these resolutions.

Thank you very much for the opportunity to provide this testimony.



Committee: Committee on Judiciary and Labor
Hearing Date/Time: Friday, March 27, 2015, 9:00 a.m.
Place: Conference Room 016
Re: Testimony of the ACLU of Hawaii in **Support of SCR 45 / SR 19**

Dear Chair Keith-Agaran and Members of the Committee on Judiciary and Labor,

The American Civil Liberties Union of Hawaii (“ACLU of Hawaii”) writes in **support of SCR 45 / SR 19**, Requesting the Drug Enforcement Administration to Initiate Rescheduling Proceedings to Remove Marijuana from Schedule I of the Federal Controlled Substances Act Because Marijuana Does Not Meet the Criteria of a Federal Schedule I Controlled Substance.

Enforcement of marijuana prohibition as a part of the failed war on drugs has contributed to overincarceration in the United States, disproportionately affecting people of color. In Hawai‘i, this overincarceration results in the use of problematic mainland for-profit prisons. Rescheduling marijuana to reduce the penalties for related offenses is a step in the right direction toward ending the war on drugs.

Thank you for this opportunity to testify.

Lois K. Perrin
Of Counsel
ACLU of Hawaii

The mission of the ACLU of Hawaii is to protect the fundamental freedoms enshrined in the U.S. and State Constitutions. The ACLU of Hawaii fulfills this through legislative, litigation, and public education programs statewide. The ACLU of Hawaii is a non-partisan and private non-profit organization that provides its services at no cost to the public and does not accept government funds. The ACLU of Hawaii has been serving Hawaii for 50 years.

THE LIBERTARIAN PARTY OF HAWAII
C/O 1658 LIHOLIHO ST #205
HONOLULU, HI 96822

TESTIMONY

March 24, 2015

RE: **SCR 45/ SR 19** to be heard Friday, March 27, 2015 in Conference Room 016 at 9:00 AM

To the members of the Senate Committee on Judiciary and Labor

SUPPORT

We support this resolution that would ask the Federal Government to engage in common sense for a change. We suggest that our State Attorney General be asked to prepare to take this matter to the US Supreme Court if there is any Federal interference with our laws moving forward. The Federal authority rests on the Gonzales vs. Reich decision that interpreted the commerce clause in such a way as to allow them to interfere with state medical marijuana laws. We believe this decision was in error and that the current court might reverse it or at least hear Hawaii's arguments that our geographic isolation reduces the risk of marijuana used here crossing state lines.



Tracy Ryan
Chair

From: mailinglist@capitol.hawaii.gov
To: [JDLTestimony](#)
Cc:
Subject: Submitted testimony for SR19 on Mar 27, 2015 09:00AM
Date: Monday, March 23, 2015 9:19:30 PM

SR19

Submitted on: 3/23/2015

Testimony for JDL on Mar 27, 2015 09:00AM in Conference Room 016

Submitted By	Organization	Testifier Position	Present at Hearing
stuart saito	Individual	Support	No

Comments: The US government has a patent on cannabidiol or cbd why its still a schedule 1 drug by the federal government is all to do with money. its time to do the right thing. schedule 1 says there is no purpose or reason medically or otherwise, its time for the government to stop being hypocrites, there is a use for it and it is proven

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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From: mailinglist@capitol.hawaii.gov
To: [JDLTestimony](#)
Cc:
Subject: *Submitted testimony for SR19 on Mar 27, 2015 09:00AM*
Date: Monday, March 23, 2015 6:14:22 PM

SR19

Submitted on: 3/23/2015

Testimony for JDL on Mar 27, 2015 09:00AM in Conference Room 016

Submitted By	Organization	Testifier Position	Present at Hearing
Javier Mendez-Alvarez	Individual	Support	No

Comments:

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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