

One Hundred Fourth Legislature - First Session - 2015

Introducer's Statement of Intent

LB326

Chairperson: Senator Les Seiler

Committee: Judiciary

Date of Hearing: March 06, 2015

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

LB326 provides several needed updates to the Uniform Controlled Substances Act. Section one eliminates the term hashish or concentrated cannabis so that all cannabis products (except marijuana) fit under the umbrella of Tetrahydrocannabinols (THC), which are prohibited in 28-405(c)(12), and defines the term “ingestible.”

Section two updates the definition of Tetrahydrocannabinols in 28-405(c)(12) and the existing list of prohibited synthetic cannabinoids under 28-405. Section two also harmonizes Nebraska’s drug schedules with the Federal drug schedules by adding several prohibited controlled substances including anabolic steroids.

Section three makes possession of substances containing synthetic cannabinoids, such as “K2”, a Class IV felony rather than the current infraction level. Section three also creates crimes for possessing and making edible products containing THC and/or marijuana. Possession of an edible products is a Class IV felony (as is possession of hashish under current statute) and manufacture of such edible products a Class III felony.

Section three also harmonizes Nebraska’s methamphetamine statutes with statutes regarding marijuana, cocaine and heroin by including language in 28-416 which prohibits possession or trafficking any substance “containing a detectable amount of amphetamine or methamphetamine.”

Section four updates the definition of drug paraphernalia to include objects used for introducing substances or mixtures derived from cannabis and eliminates a reference to hashish and hashish oil in harmony with changes made in Section one.

Principal Introducer: _____

Senator Matt Williams