

HB2215

02/06/23

Nick Reinecker

House Judiciary

Opponent

Chairman Rep. Fred Patton

Mr. Chairman and committee members,

I am an opponent to this bill due to the violation classification of utilizing a “drug-masking product.”

There are at least 4 arenas this bill touches when it comes to the utilization of a “drug-masking product” as defined in this proposed legislation and it should reflect what is in current statutory language. I would propose the following to alleviate my opposition.

Changing from a class A misdemeanor for any utilization of a “drug-masking product”, to:

1. Distribution, selling, or delivering: Level 5 felony
2. Roadside testing: Class A misdemeanor
2. Conditional Probation/Parole testing: Class B misdemeanor
3. Pre-employment testing: Class C misdemeanor

Due to the fact that first time possession of cannabis is a Class B misdemeanor, I do not agree that the use of a “drug-masking product” to mask cannabis use, regardless of possession, should be subjected to a higher violation classification.

I would also completely remove any opposition if all possession of a controlled substance crimes were classified as felonies and cannabis was removed from the Kansas Controlled Substances Act.

Thank you

Nick Reinecker