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# A BILL FOR AN ACT

RELATING TO CONTROLLED SUBSTANCES.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1 SECTION 1. Section 329-14, Hawaii Revised Statutes, is  
2 amended by amending subsection (d) to read as follows:

3 "(d) Any material, compound, mixture, or preparation that  
4 contains any quantity of the following hallucinogenic  
5 substances, their salts, isomers, and salts of isomers, unless  
6 specifically excepted, whenever the existence of these salts,  
7 isomers, and salts of isomers is possible within the specific  
8 chemical designation:

- 9 (1) Alpha-ethyltryptamine (AET);
- 10 (2) 2,5-dimethoxy-4-ethylamphetamine (DOET);
- 11 (3) 2,5-dimethoxyamphetamine (2,5-DMA);
- 12 (4) 3,4-methylenedioxy amphetamine;
- 13 (5) 3,4-methylenedioxymethamphetamine (MDMA);
- 14 (6) N-hydroxy-3,4-methylenedioxyamphetamine (N-hydroxy-  
15 MDA);
- 16 (7) 3,4-methylenedioxy-N-ethylamphetamine (MDE);
- 17 (8) 5-methoxy-3,4-methylenedioxy-amphetamine;
- 18 (9) 4-bromo-2,5-dimethoxy-amphetamine (4-bromo-2,5-DMA);



- 1 (10) 4-Bromo-2,5-dimethoxyphenethylamine (Nexus);
- 2 (11) 3,4,5-trimethoxy amphetamine;
- 3 (12) Bufotenine;
- 4 (13) 4-methoxyamphetamine (PMA);
- 5 (14) Diethyltryptamine;
- 6 (15) Dimethyltryptamine;
- 7 (16) 4-methyl-2,5-dimethoxy-amphetamine;
- 8 (17) Gamma hydroxybutyrate (GHB) (some other names include
- 9 gamma hydroxybutyric acid; 4-hydroxybutyrate;
- 10 4-hydroxybutanoic acid; sodium oxybate; sodium
- 11 oxybutyrate);
- 12 (18) Ibogaine;
- 13 (19) Lysergic acid diethylamide;
- 14 (20) Marijuana;
- 15 (21) Parahexyl;
- 16 (22) Mescaline;
- 17 (23) Peyote;
- 18 (24) N-ethyl-3-piperidyl benzilate;
- 19 (25) N-methyl-3-piperidyl benzilate;
- 20 (26) Psilocybin;
- 21 (27) Psilocyn;
- 22 (28) 1-[1-(2-Thienyl) cyclohexyl] Pyrrolidine (TCPy);



1           (29) Tetrahydrocannabinols; meaning tetrahydrocannabinols  
2           naturally contained in a plant of the genus Cannabis  
3           (cannabis plant), as well as synthetic equivalents of  
4           the substances contained in the cannabis plant, or in  
5           the resinous extractives of such plant, or synthetic  
6           substances, derivatives, and their isomers with  
7           similar chemical structure and pharmacological  
8           activity to those substances contained in the plant,  
9           such as the following:

10           (A) 1 cis or trans tetrahydrocannabinol, and their  
11           optical isomers;

12           (B) 6 cis or trans tetrahydrocannabinol, and their  
13           optical isomers; and

14           (C) 3,4 cis or transtetrahydrocannabinol, and its  
15           optical isomers.

16           (Since nomenclature of these substances is not  
17           internationally standardized, compounds of these  
18           structures, regardless of numerical designation of  
19           atomic positions, are covered);

20           (30) Ethylamine analog of phencyclidine (PCE);

21           (31) Pyrrolidine analog of phencyclidine (PCPy, PHP);

22           (32) Thiophene analog of phencyclidine (TCP; TCP);



- 1 (33) Gamma-butyrolactone, including butyrolactone;  
2 butyrolactone gamma; 4-butyrolactone; 2(3H)-furanone  
3 dihydro; dihydro-2(3H)-furanone; tetrahydro-  
4 2-furanone; 1,2-butanolide; 1,4-butanolide;  
5 4-butanolide; gamma-hydroxybutyric acid lactone;  
6 3-hydroxybutyric acid lactone and 4-hydroxybutanoic  
7 acid lactone with Chemical Abstract Service number  
8 96-48-0 when any such substance is intended for human  
9 ingestion;
- 10 (34) 1,4 butanediol, including butanediol; butane-1,4-diol;  
11 1,4- butylenes glycol; butylene glycol;  
12 1,4-dihydroxybutane; 1,4- tetramethylene glycol;  
13 tetramethylene glycol; tetramethylene 1,4- diol with  
14 Chemical Abstract Service number 110-63-4 when any  
15 such substance is intended for human ingestion;
- 16 (35) 2,5-dimethoxy-4-(n)-propylthiophenethylamine (2C-T-7),  
17 its optical isomers, salts, and salts of isomers;
- 18 (36) N-benzylpiperazine (BZP; 1-benzylpiperazine) its  
19 optical isomers, salts, and salts of isomers;
- 20 (37) 1-(3-trifluoromethylphenyl)piperazine (TFMPP), its  
21 optical isomers, salts, and salts of isomers;



- 1 (38) Alpha-methyltryptamine (AMT), its isomers, salts, and  
2 salts of isomers;
- 3 (39) 5-methoxy-N,N-diisopropyltryptamine (5-MeO-DIPT), its  
4 isomers, salts, and salts of isomers;
- 5 (40) Salvia divinorum;
- 6 (41) Salvinorin A; [and]
- 7 (42) Divinorin A[-];
- 8 (43) Mephedrone (2-methylamino-1-p-tolypropen-1-one) also  
9 known as 4-methylmethcathinone (4-MMC),  
10 methylephedrone or MMCAT;
- 11 (44) Methylenedioxypropylamphetamine (MDPV, MDPK);
- 12 (45) (6aR,10aR)-9-(hydroxymethyl)-6,6-dimethyl-  
13 3-(2-methyloctan-2-yl)-6a,7,10,10a-  
14 tetrahydrobenzo[c]chromen-1-ol, (another trade name is  
15 HU-210);
- 16 (46) 2-[(1R,3S)-3-hydroxycyclohexyl]-5-(2-methyloctan-  
17 2-yl)phenol, (other trade names include CP 47,497 and  
18 dimethyloctyl homologues);
- 19 (47) 1-Pentyl-3-(1-naphthoyl)indole, (another trade name is  
20 JWH-018);
- 21 (48) 1-Butyl-3-(1-naphthoyl)indole, (another trade name is  
22 JWH-073); and



1        (49) Cannabicyclohexanol."

2        SECTION 2. Section 329-16, Hawaii Revised Statutes, is  
3 amended by amending subsection (c) to read as follows:

4        "(c) Any of the following opiates, including their  
5 isomers, esters, ethers, salts, and salts of isomers, whenever  
6 the existence of these isomers, esters, ethers, and salts is  
7 possible within the specific chemical designation:

- 8        (1) Alfentanil;
- 9        (2) Alphaprodine;
- 10       (3) Anileridine;
- 11       (4) Bezitramide;
- 12       (5) Bulk Dextropropoxyphene (nondosage form);
- 13       (6) Carfentanil;
- 14       (7) Dihydrocodeine;
- 15       (8) Diphenoxylate;
- 16       (9) Fentanyl;
- 17       (10) Isomethadone;
- 18       (11) Levo-alphacetylmethadol (LAAM);
- 19       (12) Levomethorphan;
- 20       (13) Levorphanol;
- 21       (14) Metazocine;
- 22       (15) Methadone;



- 1 (16) Methadone-Intermediate, 4-cyano-2-dimethylamino-4,
- 2 4-diphenyl butane;
- 3 (17) Moramide-Intermediate, 2-methyl-3-morpholino-1,
- 4 1-diphenyl-propane-carboxylic acid;
- 5 (18) Pethidine (Meperidine);
- 6 (19) Pethidine-Intermediate-A, 4-cyano-1-methyl-
- 7 4-phenylpiperidine;
- 8 (20) Pethidine-Intermediate-B, ethyl-4-phenylpiperidine-
- 9 4-carboxylate;
- 10 (21) Pethidine-Intermediate-C, 1-methyl-4-phenylpiperidine-
- 11 4-carboxylic acid;
- 12 (22) Phenazocine;
- 13 (23) Piminodine;
- 14 (24) Racemethorphan;
- 15 (25) Racemorphan;
- 16 (26) Remifentanil;
- 17 (27) Sufentanil; [and]
- 18 (28) Tapentadol [-]; and
- 19 (29) 4-anilino-N-phenethyl-4-piperidine (ANPP)."

20 SECTION 3. Section 329-18, Hawaii Revised Statutes, is  
21 amended by amending subsection (g) to read as follows:



1           "(g) Any anabolic steroid. The term "anabolic steroid"  
2 means any drug or hormonal substance chemically and  
3 pharmacologically related to testosterone (other than estrogens,  
4 progestins, and corticosteroids) that promotes muscle growth,  
5 and includes:

- 6           (1) Boldenone;
- 7           (2) Clostebol (4-Chlorotestosterone);
- 8           (3) Dehydrochlormethyltestosterone;
- 9           (4) Dihydrotestosterone (4-dihydrotestosterone);
- 10          (5) Drostanolone;
- 11          (6) Ethylestrenol;
- 12          (7) Fluoxymesterone;
- 13          (8) Formebolone (Formyldienolone);
- 14          (9) Mesterolone;
- 15          (10) Methandranone;
- 16          (11) Methandriol;
- 17          (12) Methandrostenolone (Methandienone);
- 18          (13) Methenolone;
- 19          (14) Methyltestosterone;
- 20          (15) Mibolerone;
- 21          (16) Nandrolone;
- 22          (17) Norethandrolone;



- 1 (18) Oxandrolone;
- 2 (19) Oxymesterone;
- 3 (20) Oxymetholone;
- 4 (21) Stanolone (Dihydrotestosterone);
- 5 (22) Stanozolol;
- 6 (23) Testolactone;
- 7 (24) Testosterone;
- 8 (25) Trenbolone;
- 9 (26) 3[beta], 17-dihydroxy-5a-androstane;
- 10 (27) 3[alpha], 17[beta]-dihydroxy-5a-androstane;
- 11 (28) 5[alpha]-androst-3, 17-dione;
- 12 (29) 1-androstenediol (3[beta], 17[beta]-dihydroxy-
- 13 5[alpha]-androst-1-ene);
- 14 (30) 1-androstenediol (3[alpha], 17[beta]-dihydroxy-
- 15 5[alpha]-androst-1-ene);
- 16 (31) 4-androstenediol (3[beta], 17[beta]-dihydroxy-androst-
- 17 4-ene);
- 18 (32) 5-androstenediol (3[beta], 17[beta]-dihydroxy-androst-
- 19 5-ene);
- 20 (33) 1-androstenedione ([5[alpha]]-androst-1-en-3,
- 21 17-dione);
- 22 (34) 4-androstenedione (androst-4-en-3, 17-dione);



- 1 (35) 5-androstenedione (androst-5-en-3, 17-dione);
- 2 (36) Bolasterone (7[alpha], 17[alpha]-dimethyl-17[beta]-  
3 hydroxyandrost-4-en-3-one);
- 4 (37) Calusterone (7[beta], 17[alpha]-dimethyl-17[beta]-  
5 hydroxyandrost-4-en-3-one);
- 6 (38) [Delta]1-dihydrotestosterone (a.k.a. '1-testosterone')  
7 (17[beta]-hydroxy-5[alpha]-androst-1-en-3-one);
- 8 (39) Furazabol (17[alpha]-methyl-17[beta]-  
9 hydroxyandrostano[2,3-c]-furan);
- 10 (40) 13[beta]-ethyl-17[beta]-hydroxygon-4-en-3-one;
- 11 (41) 4-hydroxytestosterone (4,17[beta]-dihydroxy-androst-  
12 4-en-3-one);
- 13 (42) 4-hydroxy-19-nortestosterone (4,17[beta]-dihydroxy-  
14 estr-4-en-3-one);
- 15 (43) Mesterolone (1[alpha]methyl-17[beta]-hydroxy-  
16 [5[alpha]]-androstan-3-one);
- 17 (44) Methandienone (17[alpha]-methyl-17[beta]-  
18 hydroxyandrost-1,4-dien-3-one);
- 19 (45) Methandriol (17[alpha]-methyl-3[beta], 17[beta]-  
20 dihydroxyandrost-5-ene);
- 21 (46) Methenolone (1-methyl-17[beta]-hydroxy-5[alpha]-  
22 androst-1-en-3-one);



- 1 (47) 17[alpha]-methyl-3[beta], 17[beta]-dihydroxy-  
2 5a-androstane;
- 3 (48) 17[alpha]-methyl-3[alpha], 17[beta]-dihydroxy-  
4 5a-androstane;
- 5 (49) 17[alpha]-methyl-3[beta], 17[beta]-dihydroxyandrost-  
6 4-ene;
- 7 (50) 17[alpha]-methyl-4-hydroxynandrolone (17[alpha]-  
8 methyl-4-hydroxy-17[beta]-hydroxyestr-4-en-3-one);
- 9 (51) Methyldienolone (17[alpha]-methyl-17[beta]-  
10 hydroxyestra-4, 9(10)-dien-3-one);
- 11 (52) Methyltrienolone (17[alpha]-methyl-17[beta]-  
12 hydroxyestra-4, 9-11-trien-3-one);
- 13 (53) 17[alpha]-methyl-[Delta] 1-dihydrotestosterone (17b  
14 [beta]-hydroxy-17[alpha]-methyl-5[alpha]-androst-1-en-  
15 3-one) (a.k.a. '17-[alpha]-methyl-1-testosterone');
- 16 (54) 19-nor-4-androstenediol (3[beta], 17[beta]-  
17 dihydroxyestr-4-ene);
- 18 (55) 19-nor-4-androstenediol (3[alpha], 17[beta]-  
19 dihydroxyestr-4-ene);
- 20 (56) 19-nor-5-androstenediol (3[beta], 17[beta]-  
21 dihydroxyestr-5-ene);



- 1 (57) 19-nor-5-androstenediol (3[alpha], 17[beta]-  
2 dihydroxyestr-5-ene);
- 3 (58) 19-nor-4-androstenedione (estr-4-en-3, 17-dione);
- 4 (59) 19-nor-5-androstenedione (estr-5-en-3, 17-dione);
- 5 (60) Norbolethone (13[beta], 17[alpha]-diethyl-17[beta]-  
6 hydroxygon-4-en-3-one);
- 7 (61) Norclostebol (4-chloro-17[beta]-hydroxyestr-4-en-  
8 3-one);
- 9 (62) Normethandrolone (17[alpha]-methyl-17[beta]-  
10 hydroxyestr-4-en-3-one);
- 11 (63) Stenbolone (17[beta]-hydroxy-2-methyl-[5[alpha]]-  
12 androst-1-en-3-one);
- 13 (64) Tetrahydrogestrinone (13[beta], 17[alpha]-diethyl-  
14 17[beta]-hydroxygon-4, 9, 11-trien-3-one); [and]
- 15 (65) Desoxymethyltestosterone (17a-methyl-5a-androst-2-en-  
16 17-ol, madol);
- 17 (66) 19-nor-4,9(10)-androstadienedione (estra-4,9(10)-  
18 diene-3,17-dione);
- 19 (67) Boldione (Androsta-1,4-diene-3,17-dione); and
- 20 [~~65~~] (68) Any salt, ester, or isomer of a drug or  
21 substance described or listed in this subsection, if  
22 that salt, ester, or isomer promotes muscle growth,



1           except the term "anabolic steroid" does not include an  
2           anabolic steroid [~~which~~] that is expressly intended  
3           for administration through implants to cattle or other  
4           nonhuman species and [~~which~~] that has been approved by  
5           the Secretary of Health and Human Services for  
6           nonhuman administration. If any person prescribes,  
7           dispenses, or distributes an anabolic steroid intended  
8           for administration to nonhuman species for human use,  
9           the person shall be considered to have prescribed,  
10          dispensed, or distributed an anabolic steroid within  
11          the meaning of this paragraph."

12          SECTION 4. Section 329-101, Hawaii Revised Statutes, is  
13          amended by amending subsection (b) to read as follows:

14          "(b) The designated state agency shall determine those  
15          schedules of controlled substances, classes of controlled  
16          substances, and specific controlled substances that are  
17          purportedly being misused and abused in the State. No  
18          identified controlled substances may be dispensed unless  
19          information relevant to the dispensation of the substance is  
20          reported electronically or by [~~universal claim form~~] means  
21          indicated by the designated state agency to the central



1 repository established under section 329-102, in accordance with  
2 rules adopted by the department."

3 SECTION 5. Section 329-102, Hawaii Revised Statutes, is  
4 amended by amending subsection (f) to read as follows:

5 "(f) All prescriptions for controlled substances in  
6 schedules II through V and other [~~controlled~~] substances of  
7 concern designated by the designated state agency that are  
8 processed by an out-of-state pharmacy shall conform to reporting  
9 and registration requirements adopted by the State, and to any  
10 additional rules the department adopts."

11 SECTION 6. Section 329-123, Hawaii Revised Statutes, is  
12 amended by amending subsection (b) to read as follows:

13 "(b) Qualifying patients shall register with the  
14 department of public safety. [~~Such~~] The registration shall be  
15 effective until the expiration of the certificate issued by the  
16 department and signed by the physician. Every qualifying  
17 patient shall provide sufficient identifying information to  
18 establish the personal [~~identity~~] identities of the qualifying  
19 patient and the primary caregiver. Qualifying patients shall  
20 report changes in information within five working days. Every  
21 qualifying patient shall have only one primary caregiver at any  
22 given time. The department shall then issue to the qualifying



1 patient a registration certificate[7] and may charge a  
2 reasonable fee not to exceed [~~\$25.~~] \$35."

3 SECTION 7. Statutory material to be repealed is bracketed  
4 and stricken. New statutory material is underscored.

5 SECTION 8. This Act shall take effect on July 1, 2050.



**Report Title:**

Controlled Substances

**Description:**

This measure amends Chapter 329, Hawaii Revised Statutes, to bring the Hawaii statutes on controlled substances to be consistent with the federal laws on controlled substances, and increases the fee for the registration certificate for qualifying patients for medical marijuana. Effective July 1, 2050. (SD1)

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

