
A BILL FOR AN ACT

RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT.

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

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

"(f) Stimulants. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a stimulant effect on the central nervous system, including its salts, isomers, and salts of isomers:

(1) Aminorex;

(2) Cathinone;

(3) Fenethylline;

(4) Methcathinone;

(5) N-ethylamphetamine;

(6) 4-methylaminorex;

(7) N,N-dimethylamphetamine; and

(8) Substituted cathinones, any compound, except bupropion

or compounds listed under a different schedule,

structurally derived from 2-aminopropan-1-one by

substitution at the 1-position with either phenyl,

H.B. NO. 2385

naphthyl, or thiophene ring systems, whether or not the compound is further modified in any of the following ways:

- (A) By substitution in the ring system to any extent with alkyl, alkylenedioxy, alkoxy, haloalkyl, hydroxyl, or halide substituents, whether or not further substituted in the ring system by one or more other univalent substituents;
- (B) By substitution at the 3-position with an acyclic alkyl substituent; or
- (C) By substitution at the 2-amino nitrogen atom with alkyl, dialkyl, benzyl, or methoxybenzyl groups, or by inclusion of the 2-amino nitrogen atom in a cyclic structure.

Some other trade names: Mephedrone (2-methylamino-1-p-tolylpropan-1-one), also known as 4-methylmethcathinone (4-MMC), methylephedrone or MMCA; Methylenedioxypyrovalerone (MDPV, MDPK); methylone or 3,4-methylenedioxymethcathinone; and 1-(benzo[d][1,3]dioxol-5-yl)-2-(ethylamino)propan-1-one, monohydrochloride, also known as Ethylone, bk-MDEA hydrochloride, MDEC; 3,4-Methylenedioxy-N-

H.B. NO. 2385

1 ethylcathinone; bk-Methylenedioxyethylamphetamine [↔],
2 4-methyl-N-ethylcathinone (4-MEC); 4-methyl-alpha-
3 pyrrolidinopropiophenone (4-MePPP); alpha-
4 pyrrolidinopentiophenone ([alpha]-PVP); 1-(1,3-
5 benzodioxol-5-yl)-2-(methylamino)butan-1-one
6 (butylone, bk-MBDB e); 2-(methylamino)-1-phenylpentan-
7 1-one (pentedrone); 1-(1,3-benzodioxol-5-yl)-2-
8 (methylamino)pentan-1-one (pentylone, bk-MBDP); 4-
9 fluoro-N-methylcathinone (4-FMC, flephedrone); 3-
10 fluoro-N-methylcathinone (3-FMC); 1-(naphthalen-2-yl)-
11 2-(pyrrolidin-1-yl)pentan-1-one (naphyrone); alpha-
12 pyrrolidinobutiophenone ([alpha]-PBP) and their
13 optical, positional, and geometric isomers, salts and
14 salts of isomers, whenever the existence of such
15 salts, isomers, and salts of isomers is possible."

16 SECTION 2. New statutory material is underscored.

17 SECTION 3. This Act shall take effect upon its approval.

18
19 INTRODUCED BY: _____

20 BY REQUEST

21 JAN 22 2018

H.B. NO. 2385

Report Title:

Uniform Controlled Substances Act

Description:

Updates chapter 329, Hawaii Revised Statutes, to make it consistent with amendments in the federal Controlled Substances Act as required under section 329-11.

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

JUSTIFICATION SHEET

DEPARTMENT: Public Safety

TITLE: A BILL FOR AN ACT RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT.

PURPOSE: Update chapter 329, Hawaii Revised Statutes (HRS), to make it consistent with amendments in federal controlled substances law as required under section 329-11.

MEANS: Amend section 329-14(f), HRS.

JUSTIFICATION: Proposed amendments to chapter 329 will accomplish the following:

- (1) Updates Hawaii's Uniform Controlled Substances Act, chapter 329, HRS, with changes made to the Federal Controlled Substance Act, Federal Register Volume 82, Number 39 FR Doc No: 2017-03974, by adding 4-methyl-N-ethylcathinone (4-MEC) to schedule I in accordance with section 329-14(f), HRS.
- (2) Updates Hawaii's Uniform Controlled Substances Act, chapter 329, HRS, with changes made to the Federal Controlled Substance Act, Federal Register Volume 82, Number 39 FR Doc No: 2017-03974 by adding 4-methyl-alpha-pyrrolidinopropiophenone (4-MePPP) to schedule I in accordance with section 329-14(f), HRS.
- (3) Updates Hawaii's Uniform Controlled Substances Act, chapter 329, HRS, with changes made to the Federal Controlled Substance Act, Federal Register Volume 82, Number 39, FR Doc No: 2017-03974, by adding alpha-pyrrolidinopentiophenone ([alpha]-PVP) to schedule I in accordance with section 329-14(f), HRS.

- (4) Updates Hawaii's Uniform Controlled Substances Act, chapter 329, HRS, with changes made to the Federal Controlled Substance Act, Federal Register Volume 82, Number 39 FR Doc No: 2017-03974, by adding 1-(1,3-benzodioxol-5-yl)-2-(methylamino)butan-1-one (butylone, bk-MBDB e) to schedule I in accordance with section 329-14(f), HRS.
- (5) Updates Hawaii's Uniform Controlled Substances Act, chapter 329, HRS, with changes made to the Federal Controlled Substance Act, Federal Register Volume 82, Number 39 FR Doc No: 2017-03974, by adding 2-(methylamino)-1-phenylpentan-1-one (pentedrone) to schedule I in accordance with section 329-14(f), HRS.
- (6) Updates Hawaii's Uniform Controlled Substances Act, chapter 329, HRS, with changes made to the Federal Controlled Substance Act, Federal Register Volume 82, Number 39 FR Doc No: 2017-03974, by adding 1-(1,3-benzodioxol-5-yl)-2-(methylamino)pentan-1-one (pentylone, bk-MBDP); to schedule I in accordance with section 329-14(f), HRS.
- (7) Updates Hawaii's Uniform Controlled Substances Act, chapter 329, HRS, with changes made to the Federal Controlled Substance Act, Federal Register Volume 82, Number 39, FR Doc No: 2017-03974, by adding 4-fluoro-N-methylcathinone (4-FMC, flephedrone) to schedule I in accordance with section 329-14(f), HRS.
- (8) Updates Hawaii's Uniform Controlled Substance Act, chapter 329, HRS, with changes made to the Federal Controlled Substance Act, Federal Register Volume 82, Number 39, FR Doc No: 2017-03974, by adding 3-fluoro-N-methylcathinone (3-FMC) to schedule I in accordance with section 329-14(f), HRS.

- (9) Updates Hawaii's Uniform Controlled Substance Act, chapter 329, HRS, with changes made to the Federal Controlled Substance Act, Federal Register Volume 82, Number 39, FR Doc No: 2017-03974, by adding 1-(naphthalen-2-yl)-2-(pyrrolidin-1-yl)pentan-1-one (naphyrone) to schedule I in accordance with section 329-14(f), HRS.
- (10) Updates Hawaii's Uniform Controlled Substance Act, chapter 329, HRS, with changes made to the Federal Controlled Substance Act, Federal Register Volume 82, Number 39, FR Doc No: 2017-03974, by adding alpha-pyrrolidinobutiophenone ([alpha]-PBP) and their optical, positional, and geometric isomers, salts and salts of isomers, whenever the existence of such salts, isomers, and salts of isomers is possible to schedule I in accordance with section 329-14(f), HRS.

Impact on the public: This bill is intended to protect the public by updating Hawaii's controlled substance schedules to be consistent with Federal law.

Impact on the department and other agencies: These proposed amendments will assist the Department's Narcotics Enforcement Division in clarifying regulations of the Uniform Controlled Substances Act.

GENERAL FUND: None.

OTHER FUNDS: None.

PPBS PROGRAM
DESIGNATION: PSD 502.

OTHER AFFECTED
AGENCIES: Department of Health Food and Drug Branch,
Federal, State, and County law enforcement.

EFFECTIVE DATE: Upon approval.