
A BILL FOR AN ACT

RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT.

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

1 SECTION 1. Section 329-14, Hawaii Revised Statutes, is
2 amended as follows:

3 (1) By amending subsection (b) to read as follows:

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

- 9 (1) Acetyl-alpha-methylfentanyl (N-[1-(1-methyl-2-
10 phenethyl)-4-piperidinyl]-N-phenylacetamide);
11 (2) Acetylmethadol;
12 (3) Allylprodine;
13 (4) Alphacetylmethadol (except levo-alphacetylmethadol,
14 levomethadyl acetate, or LAAM);
15 (5) Alphameprodine;
16 (6) Alphamethadol;

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- 1 (7) Alpha-methylfentanyl (N-[1-(alpha-methyl-beta-
2 phenyl)ethyl-4-piperidyl] propionanilide; 1-(1-methyl-
3 2-phenylethyl)-4-(N-propanilido) piperidine);
- 4 (8) Alpha-methylthiofentanyl (N-[1-methyl-2-(2-
5 thienyl)ethyl-4-piperidinyl]-N-phenylpropanamide);
- 6 (9) Benzethidine;
- 7 (10) Betacetylmethadol;
- 8 (11) Beta-hydroxyfentanyl (N-[1-(2-hydroxy-2-phenethyl)-4-
9 piperidinyl]-N-phenylpropanamide);
- 10 (12) Beta-hydroxy-3-methylfentanyl (N-[1-(2-hydroxy-2-
11 phenethyl)-3-methyl-4-piperidinyl]-N-
12 phenylpropanamide);
- 13 (13) Betameprodine;
- 14 (14) Betamethadol;
- 15 (15) Betaprodine;
- 16 (16) Clonitazene;
- 17 (17) Dextromoramide;
- 18 (18) Diampromide;
- 19 (19) Diethylthiambutene;
- 20 (20) Difenoxin;
- 21 (21) Dimenoxadol;
- 22 (22) Dimepheptanol;

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- 1 (23) Dimethylthiambutene;
- 2 (24) Dioxaphetyl butyrate;
- 3 (25) Dipipanone;
- 4 (26) Ethylmethylthiambutene;
- 5 (27) Etonitazene;
- 6 (28) Etoxeridine;
- 7 (29) Furethidine;
- 8 (30) Hydroxypethidine;
- 9 (31) Ketobemidone;
- 10 (32) Levomoramide;
- 11 (33) Levophenacylmorphane;
- 12 (34) 3-Methylfentanyl (N-[3-methyl-1-(2-phenylethyl)-4-
- 13 piperidyl]-N-phenylpropanamide);
- 14 (35) 3-methylthiofentanyl (N-[3-methyl-1-(2-thienyl)ethyl-
- 15 4-piperidinyl]-N-phenylpropanamide);
- 16 (36) Morpheridine;
- 17 (37) MPPP (1-methyl-4-phenyl-4-propionoxypiperidine);
- 18 (38) Noracymethadol;
- 19 (39) Norlevorphanol;
- 20 (40) Normethadone;
- 21 (41) Norpipanone;

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- 1 (42) Para-fluorofentanyl (N-(4-fluorophenyl)-N-[1-(2-
2 phenethyl)-4-piperidinyl] propanamide;
- 3 (43) PEPAP (1-(-2-phenethyl)-4-phenyl-4-acetoxypiperidine;
- 4 (44) Phenadoxone;
- 5 (45) Phenampromide;
- 6 (46) Phenomorphan;
- 7 (47) Phenoperidine;
- 8 (48) Piritramide;
- 9 (49) Proheptazine;
- 10 (50) Properidine;
- 11 (51) Propiram;
- 12 (52) Racemoramide;
- 13 (53) Thiofentanyl (N-phenyl-N-[1-(2-thienyl)ethyl-4-
14 piperidinyl]-propanamide);
- 15 (54) Tilidine;
- 16 (55) Trimeperidine;
- 17 (56) N-[1-benzyl-4-piperidyl]-N-phenylpropanamide
18 (benzylfentanyl), its optical isomers, salts, and
19 salts of isomers;
- 20 (57) N-[1-(2-thienyl)methyl-4-piperidyl]-N-
21 phenylpropanamide (thenylfentanyl), its optical
22 isomers, salts, and salts of isomers;

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- 1 (58) N-(1-phenethylpiperidin-4-yl)-N-phenylacetamide,
2 (acetyl fentanyl), its optical, positional, and
3 geometric isomers, salts, and salts of isomers;
- 4 (59) AH-7921 (3,4-dichloro-N-[(1-dimethylamino)
5 cyclohexylmethyl]benzamide), its isomers, esters,
6 ethers, salts, and salts of isomers, esters, and
7 ethers;
- 8 (60) N-(1-phenethylpiperidin-4-yl)-N-phenylbutyramide, its
9 isomers, esters, ethers, salts, and salts of isomers,
10 esters, and ethers (Other names: Butyryl fentanyl);
- 11 (61) N-[1-[2-hydroxy-2-(thiophen-2-yl)ethyl]piperidin-4-
12 yl]-N-phenylpropionamide, its isomers, esters, ethers,
13 salts and salts of isomers, esters, and ethers (Other
14 names: beta-hydroxythiofentanyl);
- 15 (62) N-(1-phenethylpiperidin-4-yl)-N-phenylfuran-2-
16 carboxamide, its isomers, esters, ethers, salts, and
17 salts of isomers, esters, and ethers (Other names:
18 Furanyl fentanyl);
- 19 (63) 3,4-dichloro-N-[2-(dimethylamino)cyclohexyl]-N-
20 methylbenzamide, its isomers, esters, ethers, salts,
21 and salts of isomers, esters, and ethers (Other names:
22 U-47700);

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- 1 (64) 4-fluoroisobutyryl fentanyl or para-fluoroisobutyryl
2 fentanyl [N-(4-fluorophenyl)-N-(1-phenethylpiperidin-
3 4-yl)isobutyramide];
- 4 (65) Acryl fentanyl or acryloylfentanyl [N-(1-
5 phenethylpiperidin-4-yl)-N-phenylacrylamide];
- 6 (66) Ocfentanil [N-(2-fluorophenyl)-2-methoxy-N-(1-
7 phenethylpiperidin-4-yl)acetamide];
- 8 (67) Cyclopropyl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-
9 phenylcyclopropanecarboxamide;
- 10 (68) Methoxyacetyl fentanyl (2-methoxy-N-(1-
11 phenethylpiperidin-4-yl)-N-phenylacetamide);
- 12 (69) Ortho-fluorofentanyl (N-(2-fluorophenyl)-N-(1-
13 phenethylpiperidin-4-yl)propionamide) (Other name: 2-
14 fluorofentanyl); ~~and~~
- 15 (70) Para-fluorobutyryl fentanyl (N-(4-fluorophenyl)-N-(1-
16 phenethylpiperidin-4-yl)butyramide) [-];
- 17 (71) N-(1-(2-fluorophenethyl)piperidin-4-yl)-N-(2-
18 fluorophenyl)propionamide (2'-fluoro ortho-
19 fluorofentanyl; 2'-fluoro 2-fluorofentanyl);
- 20 (72) N-(1-(4-methylphenethyl)piperidin-4-yl)-N-
21 phenylacetamide(4'-methyl acetyl fentanyl);

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- 1 (73) N-(1-phenethylpiperidin-4-yl)-N,3-diphenylpropanamide
2 (β'-phenyl fentanyl; beta'-Phenyl fentanyl; 3-
3 phenylpropanoyl fentanyl);
4 (74) N-phenyl-N-(1-(2-phenylpropyl)piperidin-4-
5 yl)propionamide β-methyl fentanyl);
6 (75) N-(2-fluorophenyl)-N-(1-phenethylpiperidin-4-
7 yl)butyramide(ortho-fluorobutyryl fentanyl; 2-
8 fluorobutyryl fentanyl);
9 (76) N-(2-methylphenyl)-N-(1-phenethylpiperidin-4-
10 yl)acetamide(ortho-methyl acetylfentanyl; 2-methyl
11 acetylfentanyl);
12 (77) 2-methoxy-N-(2-methylphenyl)-N-(1-phenethylpiperidin-
13 4-yl)acetamide (ortho-methyl methoxyacetylfentanyl; 2-
14 methyl methoxyacetyl fentanyl);
15 (78) N-(4-methylphenyl)-N-(1-phenethylpiperidin-4-
16 yl)propionamide (para-methylfentanyl; 4-
17 methylfentanyl);
18 (79) N-(1-phenethylpiperidin-4-yl)-N-phenylbenzamide
19 (phenyl fentanyl; benzoyl fentanyl);
20 (80) N-(1-phenethylpiperidin-4-yl)-N-phenylthiophene-2-
21 carboxamide (thiofuranyl fentanyl); 2-thiofuranyl
22 fentanyl; thiophene fentanyl;

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(81) Ethyl (1-phenethylpiperidin-4-yl) (phenyl) carbamate
(fentanyl carbamate);

(82) N-(2-fluorophenyl)-N-(1-phenethylpiperidin-4-
yl)acrylamide (ortho-fluoroacryl fentanyl);

(83) N-(2-fluorophenyl)-N-(1-phenethylpiperidin-4-
yl)isobutyramide (ortho-fluoroisobutyryl fentanyl);

and

(84) N-(4-fluorophenyl)-N-(1-phenethylpiperidin-4-yl) furan-
2-carboxamide (para-fluoro furanyl fentanyl)."

(2) 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, somers, and salts of isomers:

(1) Aminorex;

(2) Cathinone;

(3) Fenethylamine;

(4) Methcathinone;

(5) N-ethylamphetamine;

(6) 4-methylaminorex;

(7) N,N-dimethylamphetamine; [and]

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(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, 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, alkylendioxy, 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 MMCAT; Methylenedioxypropylvalerone (MDPV, MDPK); methylene or

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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-ethylcathinone; bk-Methylenedioxyethylamphetamine, 4-methyl-N-ethylcathinone (4-MEC); 4-methyl-alpha-pyrrolidinopropiophenone (4-MePPP); alpha-pyrrolidinopentiophenone ([alpha]-PVP); 1-(1,3-benzodioxol-5-yl)-2-(methylamino)butan-1-one (butylone, bk-MBDB e); 2-(methylamino)-1-phenylpentan-1-one (pentedrone); 1-(1,3-benzodioxol-5-yl)-2-(methylamino)pentan-1-one (pentylone, bk-MBDP); 4-fluoro-N-methylcathinone (4-FMC, flephedrone); 3-fluoro-N-methylcathinone (3-FMC); 1-(naphthalen-2-yl)-2-(pyrrolidin-1-yl)pentan-1-one (naphyrone); 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[-];

(9) 4,4'-dimethylaminorex (common name: 4,4'-DMAR)

including its salts, isomers, and salts of isomers;

and

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1 (10) 1-(4-methoxyphenyl)-N-methylpropan-2-amine (para-
2 methoxymethamphetamine, PMMA), including its salts,
3 isomers, and salts of isomers whenever the existence
4 of such salts, isomers, and salts of isomers is
5 possible within the specific chemical designation."

6 (3) By amending subsection (g) to read as follows:

7 "(g) Any of the following cannabinoids, their salts,
8 isomers, and salts of isomers, unless specifically excepted,
9 whenever the existence of these salts, isomers, and salts of
10 isomers is possible within the specific chemical designation:

11 (1) Tetrahydrocannabinols; meaning tetrahydrocannabinols
12 naturally contained in a plant of the genus Cannabis
13 (cannabis plant), as well as synthetic equivalents of
14 the substances contained in the plant, or in the
15 resinous extractives of Cannabis, sp. or synthetic
16 substances, derivatives, and their isomers with
17 similar chemical structure and pharmacological
18 activity to those substances contained in the plant,
19 such as the following: Delta 1 cis or trans
20 tetrahydrocannabinol, and their optical isomers; Delta
21 6 cis or trans tetrahydrocannabinol, and their optical
22 isomers; and Delta 3,4 cis or trans-

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1 tetrahydrocannabinol, and its optical isomers (since
2 nomenclature of these substances is not
3 internationally standardized, compounds of these
4 structures, regardless of numerical designation of
5 atomic positions, are covered);

6 (2) Naphthoylindoles; meaning any compound containing a 3-
7 (1-naphthoyl)indole structure with substitution at the
8 nitrogen atom of the indole ring by a alkyl,
9 haloalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl,
10 1-(N-methyl-2-piperidinyl)methyl or 2-(4-
11 morpholinyl)ethyl group, whether or not further
12 substituted in the indole ring to any extent and
13 whether or not substituted in the naphthyl ring to any
14 extent;

15 (3) Naphthylmethylinindoles; meaning any compound containing
16 a 1H-indol-3-yl-(1-naphthyl) methane structure with
17 substitution at the nitrogen atom of the indole ring
18 by a alkyl, haloalkyl, alkenyl, cycloalkylmethyl,
19 cycloalkylethyl, 1-(N-methyl-2-piperidinyl) methyl or
20 2-(4-morpholinyl) ethyl group whether or not further
21 substituted in the indole ring to any extent and

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whether or not substituted in the naphthyl ring to any extent;

(4) Naphthoylpyrroles; meaning any compound containing a 3-(1-naphthoyl)pyrrole structure with substitution at the nitrogen atom of the pyrrole ring by a alkyl, haloalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl, 1-(N-methyl-2-piperidinyl)methyl or 2-(4-morpholinyl) ethyl group whether or not further substituted in the pyrrole ring to any extent, whether or not substituted in the naphthyl ring to any extent;

(5) Naphthylmethylindenes; meaning any compound containing a naphthylideneindene structure with substitution at the 3-position of the indene ring by a alkyl, haloalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl, 1-(N-methyl-2-piperidinyl) methyl or 2-(4-morpholinyl) ethyl group whether or not further substituted in the indene ring to any extent, whether or not substituted in the naphthyl ring to any extent;

(6) Phenylacetylindoles; meaning any compound containing a 3-phenylacetylindole structure with substitution at the nitrogen atom of the indole ring by a alkyl, haloalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl,

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1 1-(N-methyl-2-piperidinyl) methyl or 2-(4-morpholinyl)
2 ethyl group whether or not further substituted in the
3 indole ring to any extent, whether or not substituted
4 in the phenyl ring to any extent;

5 (7) Cyclohexylphenols; meaning any compound containing a
6 2-(3-hydroxycyclohexyl) phenol structure with
7 substitution at the 5-position of the phenolic ring by
8 a alkyl, haloalkyl, alkenyl, cycloalkylmethyl,
9 cycloalkylethyl, 1-(N-methyl-2-piperidinyl) methyl or
10 2-(4-morpholinyl) ethyl group whether or not
11 substituted in the cyclohexyl ring to any extent;

12 (8) Benzoylindoles; meaning any compound containing a 3-
13 (benzoyl) indole structure with substitution at the
14 nitrogen atom of the indole ring by a alkyl,
15 haloalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl,
16 1-(N-methyl-2-piperidinyl) methyl, or 2-(4-
17 morpholinyl) ethyl group whether or not further
18 substituted in the indole ring to any extent and
19 whether or not substituted in the phenyl ring to any
20 extent;

21 (9) [2,3-Dihydro-5-methyl-3-(4-morpholinylmethyl)
22 pyrrolo[1,2,3-de]-1, 4-benzoxazin-6-yl]-1-

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- 1 naphthalenylmethanone (another trade name is WIN
2 55,212-2);
- 3 (10) (6a,10a)-9-(hydroxymethyl)-6, 6-dimethyl-3-(2-
4 methyloctan-2-yl)-6a,7,10,10a-
5 tetrahydrobenzo[c]chromen-1-ol (Other trade names are:
6 HU-210/HU-211);
- 7 (11) Tetramethylcyclopropanoylindoles; meaning any compound
8 containing a 3-tetramethylcyclopropanoylindole
9 structure with substitution at the nitrogen atom of
10 the indole ring by an alkyl, haloalkyl, cyanoalkyl,
11 alkenyl, cycloalkylmethyl, cycloalkylethyl, 1-(N-
12 methyl-2-piperidinyl)methyl, 2-(4-morpholinyl)ethyl,
13 1-(N-methyl-2-pyrrolidinyl)methyl, 1-(N-methyl-3-
14 morpholinyl)methyl, or tetrahydropyranylmethyl group,
15 whether or not further substituted in the indole ring
16 to any extent and whether or not substituted in the
17 tetramethylcyclopropyl ring to any extent;
- 18 (12) N-(1-adamantyl)-1-pentyl-1H-indazole-3-carboxamide,
19 its optical, positional, and geometric isomers, salts,
20 and salts of isomers (Other names: APINACA, AKB48);

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- 1 (13) Quinolin-8-yl 1-pentyl-1H-indole-3-carboxylate, its
2 optical, positional, and geometric isomers, salts, and
3 salts of isomers (Other names: PB-22; QUPIC);
- 4 (14) Quinolin-8-yl 1-(5fluoropentyl)-1H-indole-3-
5 carboxylate, its optical, positional, and geometric
6 isomers, salts, and salts of isomers (Other names: 5-
7 fluoro-PB-22; 5F-PB-22);
- 8 (15) N-(1-amino-3-methyl-1-oxobutan-2-yl)-1-(4-
9 fluorobenzyl)-1H-indazole-3-carboxamide, its optical,
10 positional, and geometric isomers, salts, and salts of
11 isomers (Other names: AB-FUBINACA);
- 12 (16) N-(1-amino-3,3-dimethyl-1-oxobutan-2-yl)-1-pentyl-1H-
13 indazole-3-carboxamide, its optical, positional, and
14 geometric isomers, salts, and salts of isomers (Other
15 names: ADB-PINACA);
- 16 (17) N-(1-amino-3-methyl-1-oxobutan-2-yl)-1-
17 (cyclohexylmethyl)-1H-indazole-3-carboxamide, its
18 optical, positional, and geometric isomers, salts, and
19 salts of isomers (Other names: AB-CHMINACA);
- 20 (18) N-(1-amino-3-methyl-1-oxobutan-2-yl)-1-pentyl-1H-
21 indazole-3-carboxamide, and geometric isomers, salts,
22 and salts of isomers (Other names: AB-PINACA);

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- 1 (19) [1-(5-fluoropentyl)-1H-indazol-3-yl](naphthalen-1-
2 yl)methanone, and geometric isomers, salts, and salts
3 of isomers (Other names: THJ-2201);
- 4 (20) Methyl (1-(4-fluorobenzyl)-1H-indazole-3-carbonyl)-L-
5 valinate, and geometric isomers, salts, and salts of
6 isomers (Other names: FUB-AMB, Methyl 2-(1-(4-
7 fluorobenzyl)-1H-indazole-3-carboxamido)-3-
8 methylbutanoate, MMB-FUBINACA, AMB-FUBINACA);
- 9 (21) (S)-methyl 2-(1-(5-fluoropentyl)-1H-indazole-3-
10 carboxamido)-3-methylbutanoate, and geometric isomers,
11 salts, and salts of isomers (Other names: 5-fluoro-
12 AMB, 5-fluoro-AMP);
- 13 (22) N-((3s,5s,7s)-adamantan-1-yl)-1-(5-fluoropentyl)-1H-
14 indazole-3-carboxamide, and geometric isomers, salts,
15 and salts of isomers (Other names: AKB48 N-(5-
16 fluoropentyl) analog, 5F-AKB48, APINACA 5-fluoropentyl
17 analog, 5F-APINACA);
- 18 (23) N-adamantyl-1-fluoropentylindole-3-Carboxamide, and
19 geometric isomers, salts, and salts of isomers (Other
20 names: STS-135, 5F-APICA; 5-fluoro-APICA);

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- 1 (24) Naphthalen-1-yl 1-(5-fluoropentyl)-1H-indole-3-
2 carboxylate, and geometric isomers, salts, and salts
3 of isomers (Other names: NM2201);
- 4 (25) N-(1-amino-3,3-dimethyl-1-oxobutan-2-yl)-1-
5 (cyclohexylmethyl)-1H-indazole-3-carboxamide, and
6 geometric isomers, salts, and salts of isomers (Other
7 names: MAB-CHMINACA and ADB-CHMINACA);
- 8 (26) Methyl 2-[1-(5-fluoropentyl)-1H-indazole-3-
9 carboxamido]-3,3-dimethylbutanoate (Other names: 5F-
10 ADB, 5-flouro-ADB, and 5F-MDMB-PINACA), its optical,
11 positional, and geometric isomers, salts, and salts of
12 isomers; ~~and~~
- 13 (27) 1-(4-cyanobutyl)-N-(2-phenylpropan-2-yl)indazole-3-
14 carboxamide (CUMYL-4CN-BINACA), its optical,
15 positional, and geometric isomers, salts, and salts of
16 isomers; also known as SGT-78, 4-CN-CUMYL-BINACA;
17 CUMYL-CB-PINACA; CUMYL-CYBINACA; 4-cyano CUMYL-
18 BUTINACA[~~-~~];
- 19 (28) Naphthalen-1-yl 1-(5-fluoropentyl)-1H-indole-3-
20 carboxylate (Other names: NM2201 or CBL2201);

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- (29) N-(1-amino-3-methyl-1-oxobutan-2-yl)-1-(5-fluoropentyl)-1H-indazole-3-carboxamide (Other names: 5F-AB-PINACA);
- (30) 1-(4-cyanobutyl)-N-(2-phenylpropan-2-yl)-1H-indazole-3-carboxamide (Other names: 4-CN-CUMYL-BUTINACA, 4-cyano-CUMYL-BUTINACA; 4-CN-CUMYL BINACA, CUMYL-4CN-BINACA, or SGT-78);
- (31) Methyl 2-(1-(cyclohexylmethyl)-1H-indole-3-carboxamido)-3-methylbutanoate (Other names: MMB-CHMICA or AMB-CHMICA);
- (32) 1-(5-fluoropentyl)-N-(2-phenylpropan-2-yl)-1H-pyrrolo[2,3-b]pyridine-3-carboxamide (Other names: 5F-CUMYL-P7AICA); and
- (33) Methyl 3,3-dimethyl-2-(1-(pent-4-en-1-yl)-1H-indazole-3-carboxamido)butanoate (MDMB-4en-PINACA)."

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

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

- (1) Alfentanil;

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- 1 (2) Alphaprodine;
- 2 (3) Anileridine;
- 3 (4) Bezitramide;
- 4 (5) Bulk Dextropropoxyphene (nondosage form);
- 5 (6) Carfentanil;
- 6 (7) Dihydrocodeine;
- 7 (8) Diphenoxylate;
- 8 (9) Fentanyl;
- 9 (10) Isomethadone;
- 10 (11) Levo-alphaacetylmethadol (LAAM);
- 11 (12) Levomethorphan;
- 12 (13) Levorphanol;
- 13 (14) Metazocine;
- 14 (15) Methadone;
- 15 (16) Methadone-Intermediate, 4-cyano-2-dimethylamino-4, 4-
- 16 diphenyl butane;
- 17 (17) Moramide-Intermediate, 2-methyl-3-morpholino-1, 1-
- 18 diphenyl-propane-carboxylic acid;
- 19 (18) Pethidine (Meperidine);
- 20 (19) Pethidine-Intermediate-A, 4-cyano-1-methyl-4-
- 21 phenylpiperidine;

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- 1 (20) Pethidine-Intermediate-B, ethyl-4-phenylpiperidine-4-
2 carboxylate;
3 (21) Pethidine-Intermediate-C, 1-methyl-4-phenylpiperidine-
4 4-carboxylic acid;
5 (22) Phenazocine;
6 (23) Piminodine;
7 (24) Racemethorphan;
8 (25) Racemorphan;
9 (26) Remifentanil;
10 (27) Sufentanil;
11 (28) Tapentadol; ~~and~~
12 (29) Thiafentanil[-]; and
13 (30) Oliceridine, including the free base form, and its
14 salts, to include the fumarate salt, by definition."

15 SECTION 3. Section 329-20, Hawaii Revised Statutes, is
16 amended as follows:

17 (1) By amending subsection (b) to read as follows:

18 "(b) Depressants. Any material, compound, mixture, or
19 preparation which contains any quantity of the following
20 substances, including its salts, isomers, esters, ethers, and
21 salts of isomers, whenever the existence of these isomers,
22 esters, ethers, and salts is possible within the specific

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1 chemical designation, that has a degree of danger or probable
2 danger associated with a depressant effect on the central
3 nervous system:

- 4 (1) Alprazolam;
- 5 (2) Barbitol;
- 6 (3) Bromazepam;
- 7 (4) Butorphanol;
- 8 (5) Camazepam;
- 9 (6) Carisoprodol;
- 10 (7) Chloral betaine;
- 11 (8) Chloral hydrate;
- 12 (9) Chlordiazepoxide;
- 13 (10) Clobazam;
- 14 (11) Clonazepam;
- 15 (12) Clorazepate;
- 16 (13) Clotiazepam;
- 17 (14) Cloxazolam;
- 18 (15) Delorazepam;
- 19 (16) Dichloralphenazone (Midrin);
- 20 (17) Diazepam;
- 21 (18) Estazolam;
- 22 (19) Ethchlorvynol;

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- 1 (20) Ethinamate;
- 2 (21) Ethyl loflazepate;
- 3 (22) Fludiazepam;
- 4 (23) Flunitrazepam;
- 5 (24) Flurazepam;
- 6 (25) Fospropofol (Lusedra);
- 7 (26) Halazepam;
- 8 (27) Haloxazolam;
- 9 (28) Ketazolam;
- 10 (29) Loprazolam;
- 11 (30) Lorazepam;
- 12 (31) Lormetazepam;
- 13 (32) Mebutamate;
- 14 (33) Medazepam;
- 15 (34) Meprobamate;
- 16 (35) Methohexital;
- 17 (36) Methylphenobarbital (mephobarbital);
- 18 (37) Midazolam;
- 19 (38) Nimetazepam;
- 20 (39) Nitrazepam;
- 21 (40) Nordiazepam;
- 22 (41) Oxazepam;

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- 1 (42) Oxazolam;
- 2 (43) Paraldehyde;
- 3 (44) Petrichloral;
- 4 (45) Phenobarbital;
- 5 (46) Pinazepam;
- 6 (47) Prazepam;
- 7 (48) Quazepam;
- 8 (49) Suvorexant;
- 9 (50) Temazepam;
- 10 (51) Tetrazepam;
- 11 (52) Triazolam;
- 12 (53) Zaleplon;
- 13 (54) Zolpidem;
- 14 (55) Zopiclone (Lunesta); ~~and~~
- 15 (56) Brexanolone~~[-]~~;
- 16 (57) Remimazolam, including its salts, isomers, and salts
- 17 of isomers whenever the existence of such salts,
- 18 isomers, and salts of isomers is possible; and
- 19 (58) Lemborexant ((1R,2S)-2-[(2,4-dimethylpyrimidin-5-
- 20 yl)oxymethyl]-2-(3-fluorophenyl)-N-(5-fluoropyridin-2-
- 21 yl)cyclopropane-1-carboxamide), including its salts,
- 22 isomers, and salts of isomers whenever the existence

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1 of such salts, isomers, and salts of isomers is
2 possible."

3 (2) By amending subsection (d) to read as follows:

4 "(d) Stimulants. Unless listed in another schedule, any
5 material, compound, mixture, or preparation which contains any
6 quantity of the following substances having a stimulant effect
7 on the central nervous system, including its salts, isomers, and
8 salts of such isomers whenever the existence of such salts,
9 isomers, and salts of isomers is possible within the specific
10 chemical designation:

- 11 (1) Cathine ((+)-norpseudoephedrine);
- 12 (2) Diethylpropion;
- 13 (3) Fencamfamin;
- 14 (4) Fenproporex;
- 15 (5) Mazindol;
- 16 (6) Mefenorex;
- 17 (7) Modafinil;
- 18 (8) Phentermine;
- 19 (9) Pemoline (including organometallic complexes and
20 chelates thereof);
- 21 (10) Pipradrol;
- 22 (11) Sibutramine;

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(12) SPA (1-dimethylamino-1,2-diphenylethane, lefetamine);

(13) Lorcaserin; ~~and~~

(14) Solriamfetol~~[-]~~; and

(15) Serdexmethylphenidate, including its salts, isomers,
and salts of isomers."

SECTION 4. Section 329-22, Hawaii Revised Statutes, is amended by amending subsection (d) to read as follows:

"(d) Depressants. Unless specifically exempted or excluded or unless listed in another schedule, any material, compound, mixture, or preparation that contains any quantity of the following substances having a depressant effect on the central nervous system, including its salts, isomers, and salts of isomers:

(1) Lacosamide [(R)-2-acetoamido-N-benzyl-3-methoxypropionamide], (Vimpat);

(2) Pregabalin [(S)-3-(aminomethyl)-5-methylhexanoic acid]; ~~and~~

(3) Brivaracetam ((2S)-2-[(4R)-2-oxo-4-propylpyrrolidin-1-yl]butanamide) (Other names: BRV; UCB-34714; Briviact) and its salts~~[-]~~; and

(4) Lasmiditan (2,4,6-trifluoro-N-(6-(1-methylpiperidine-4-carbonyl)pyridine-2-yl-benzamide) ."

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1 SECTION 5. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

3 SECTION 6. This Act shall take effect upon its approval.

4

5

INTRODUCED BY: _____



6

BY REQUEST

7

JAN 24 2022

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Report Title:

Uniform Controlled Substances Act

Description:

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

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: To update chapter 329, Hawaii Revised Statutes (HRS), to make it consistent with amendments in the federal controlled substances law and an emergency state scheduling action.

MEANS: Amend sections 329-14(b), (f), and (g), 329-16(c), 329-20(b) and (d), and 329-22(d), HRS.

JUSTIFICATION: Section 329-11, HRS, requires that the Department of Public Safety annually recommend changes to the Hawaii law to correspond with changes to the Federal controlled substances Act.

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

Impact on the department and other agencies: These proposed amendments would 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.