

A Bill for an Act Relating to Offenses Related to Drugs and Intoxicating Compounds.
Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Section 712-1241, Hawaii Revised Statutes, is amended by amending subsection (1) to read as follows:

"§712-1241 Promoting a dangerous drug in the first degree. (1) A person commits the offense of promoting a dangerous drug in the first degree if he knowingly:

- (a) Possesses one or more preparations, compounds, mixtures, or substances of an aggregate weight of:
 - (i) One ounce or more, containing [any of the respective alkaloids or salts of] heroin, morphine, or cocaine[;] or any of their respective salts; or
 - (ii) Two ounces or more, containing one or more of any of the other dangerous drugs; or
- (b) Distributes:
 - (i) Fifty or more capsules, tablets, ampules, dosage units, or syrettes containing one or more dangerous drugs; or
 - (ii) One or more preparations, compounds, mixtures, or substances of an aggregate weight of:
 - (A) One-eighth ounce or more, containing [any of the respective alkaloids or salts of] heroin, morphine, or cocaine[;] or any of their respective salts; or¹
 - (B) One-half ounce or more, containing any other dangerous drug; or
- (c) Distributes any dangerous drug in any amount to a minor."

SECTION 2. Section 712-1242, Hawaii Revised Statutes, is amended by amending subsection (1)² to read as follows:

"§712-1242 Promoting a dangerous drug in the second degree. (1) A person commits the offense of promoting a dangerous drug in the second degree if he knowingly:

- (a) Possesses fifty or more capsules, tablets, ampules, or syrettes, containing one or more dangerous drugs; or
- (b) Possesses one or more preparations, compounds, mixtures, or substances of an aggregate weight of:
 - (i) One-eighth ounce or more, containing [any of the respective alkaloids or salts of] heroin, morphine, or cocaine[;] or any of their respective salts; or
 - (ii) One-half ounce or more, containing any dangerous drug; or
- (c) Distributes any dangerous drug in any amount.
- (2) Promoting a dangerous drug in the second degree is a class B felony."

SECTION 3.³ Statutory material to be repealed is bracketed. New statutory material is underscored.

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SECTION 4.³ This Act shall take effect upon its approval.
(Approved April 20, 1982.)

Notes

1. "Or" should be underscored.
2. So in original.
3. "3" and "4" substituted for "2" and "3" to correct obvious clerical error.