

# H.B. NO. 2407

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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 329-20, Hawaii Revised Statutes, is  
2 amended by amending subsection (b) to read as follows:

3           "(b) Depressants. Any material, compound, mixture, or  
4 preparation which contains any quantity of the following  
5 substances having a degree of danger or probable danger  
6 associated with a depressant effect on the central nervous  
7 system:

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

- 1 (14) Cloxazolam;
- 2 (15) Delorazepam;
- 3 (16) Dichloralphenazone (Midrin);
- 4 (17) Diazepam;
- 5 (18) Estazolam;
- 6 (19) Ethchlorvynol;
- 7 (20) Ethinamate;
- 8 (21) Ethyl loflazepate;
- 9 (22) Fludiazepam;
- 10 (23) Flunitrazepam;
- 11 (24) Flurazepam;
- 12 (25) Halazepam;
- 13 (26) Haloxazolam;
- 14 (27) Ketazolam;
- 15 (28) Loprazolam;
- 16 (29) Lorazepam;
- 17 (30) Lormetazepam;
- 18 (31) Mebutamate;
- 19 (32) Medazepam;
- 20 (33) Meprobamate;
- 21 (34) Methohexital;
- 22 (35) Methylphenobarbital (mephorbarbital);
- 23 (36) Midazolam;
- 24 (37) Nimetazepam;
- 25 (38) Nitrazepam;

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- 1 (39) Nordiazepam;
- 2 (39) Oxazepam;
- 3 (40) Oxazolam;
- 4 (41) Paraldehyde;
- 5 (42) Petrichloral;
- 6 (43) Phenobarbital;
- 7 (44) Pinazepam;
- 8 (45) Prazepam;
- 9 (46) Quazepam;
- 10 (47) Temazepam;
- 11 (48) Tetrazepam;
- 12 (49) Triazolam;
- 13 (50) Zaleplon; [~~and~~]
- 14 (51) Zolpidem[~~-~~]; and
- 15 (52) Zopiclone (Lunesta)."

16 SECTION 2. Statutory material to be repealed is bracketed  
 17 and stricken. New statutory material is underscored.

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

19  
 20 INTRODUCED BY: Calvin K. Y. Moy  
 21 BY REQUEST

JAN 23 2006

## JUSTIFICATION SHEET

DEPARTMENT: Public Safety

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

PURPOSE: The purpose of this bill is to update chapter 329, Hawaii Revised Statutes (HRS), to include amendments made to the federal Controlled Substances Act.

MEANS: Amend section 329-20(b), Hawaii Revised Statutes (HRS).

JUSTIFICATION: Proposed amendment to section 329-20(b), HRS, will add the depressant drug Zopiclone (Lunesta) to Schedule IV, as required by section 329-11(d), HRS.

Impact on the public: Allows the public to utilize the controlled substance Zopiclone.

Impact on the department and other agencies: The proposed amendment will assist 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

EFFECTIVE DATE: Upon approval.