

ACT 59

S.B. NO. 2774

A Bill for an Act Relating to Controlled Substances.

Be It Enacted by the Legislature of the State of Hawaii:

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

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

- (1) Acetylmethadol;
- [(2)] Alfentanil;
- (3) (2) Allylprodine;
- [(4)] (3) Alphacetylmethadol;
- [(5)] (4) Alphameprodine;
- [(6)] (5) Alphamethadol;
- [(7)] (6) Alpha-Methylfentanyl;
- [(8)] (7) Benzethidine;
- [(9)] (8) Betacetylmethadol;
- [(10)] (9) Betameprodine;
- [(11)] (10) Betamethadol;
- [(12)] (11) Betaprodine;
- [(13)] (12) Clonitazene;
- [(14)] (13) Dextromoramide;
- [(15)] (14) Diampromide;
- [(16)] (15) Diethylthiambutene;
- [(17)] (16) Difenoxin;
- [(18)] (17) Dimenoxadol;
- [(19)] (18) Dimepheptanol;
- [(20)] (19) Dimethylthiambutene;
- [(21)] (20) Dioxaphetyl butyrate;
- [(22)] (21) Dipipanone;
- [(23)] (22) Ethylmethylthiambutene;
- [(24)] (23) Etonitazene;
- [(25)] (24) Etoxidine;
- [(26)] (25) Furethidine;
- [(27)] (26) Hydroxypethidine;
- [(28)] (27) Ketobemidone;
- [(29)] (28) Levomoramide;
- [(30)] (29) Levophenacilmorphan;
- [(31)] (30) Morpheridine;
- [(32)] (31) Noracymethadol;
- [(33)] (32) Norlevorphanol;
- [(34)] (33) Normethadone;
- [(35)] (34) Norpipanone;
- [(36)] (35) Parahexyl;
- [(37)] (36) Phenadoxone;
- [(38)] (37) Phenampromide;
- [(39)] (38) Phenomorphan;
- [(40)] (39) Phenoperidine;
- [(41)] (40) Piritramide;
- [(42)] (41) Proheptazine;
- [(43)] (42) Properidine;
- [(44)] (43) Propiram;
- [(45)] (44) Racemoramide;
- [(46)] (45) Tilidine;

- [(47)] (46) Trimerperidine;
 [(48)] (47) N-[1-(1-methyl-2-phenyl)ethyl-4-piperidyl]-N-phenylacetamide(acetyl-alpha-methylfentanyl);
 (49) (48) N-[1-(1-methyl-2-(2-thienyl)ethyl-4-piperidyl)-N-phenylpropanamide (alpha-methylthiofentanyl);
 [(50)] (49) N-[1-benzyl-4-piperidyl]-N-phenylpropanamide (benzylfentanyl);
 [(51)] (50) N-[1-(2-hydroxy-2-phenyl)ethyl-4-piperidyl]-N-phenylpropanamide (beta-hydroxyfentanyl);
 [(52)] (51) N-[3-methyl-1-(2-hydroxy-2-phenyl)-ethyl-4-piperidyl]-N-phenylpropanamide(beta-hydroxy-3-methylfentanyl);
 [(53)] (52) N-[3-methyl-1-(2-(2-thienyl)ethyl-4-piperidyl)-N-phenylpropanamide (3-methylthiofentanyl);
 [(54)] (53) N-[1-(2-thienyl)methyl-4-piperidyl]-N-phenylpropanamide (thienylfentanyl);
 [(55)] (54) N-[1-(2-(2-thienyl)ethyl-4-piperidyl)-N-phenylpropanamide (thiofentanyl).”

SECTION 2. Section 329-16, Hawaii Revised Statutes, is amended by amending subsection (c) 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;
 [(1)] (2) Alphaprodine;
 [(2)] (3) Anileridine;
 [(3)] (4) Bezitramide;
 [(4)] (5) Bulk Dextropropoxyphene (nondosage form);
 [(5)] (6) Dihydrocodeine;
 [(6)] (7) Diphenoxylate;
 [(7)] (8) Fentanyl;
 [(8)] (9) Isomethadone;
 [(9)] (10) Levomethorphan;
 [(10)] (11) Levorphanol;
 [(11)] (12) Metazocine;
 [(12)] (13) Methadone;
 [(13)] (14) Methadone-Intermediate, 4-cyano-2-dimethylamino-4, 4-diphenyl butane;
 [(14)] (15) Moramide-Intermediate, 2-methyl-3-morpholino-1, 1-diphenyl-propane-carboxylic acid;
 [(15)] (16) Pethidine;
 [(16)] (17) Pethidine-Intermediate-A, 4-cyano-1-methyl-4-phenylpiperidine;
 [(17)] (18) Pethidine-Intermediate-B, ethyl-4-phenylpiperidine-4-carboxylate;
 [(18)] (19) Pethidine-Intermediate-C, 1-methyl-4-phenylpiperidine-4-carboxylic acid;
 [(19)] (20) Phenazocine;
 [(20)] (21) Piminodine;
 [(21)] (22) Racemethorphan;
 [(22)] (23) Racemorphan;
 [(23)] (24) Sufentanil.”

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

“(c) Depressants. Unless listed in another schedule, any material, com-

pound, mixture, or preparation which contains any quantity of the following substances having a depressant effect on the central nervous system:

- (1) Any compound, mixture, or preparation containing amobarbital, secobarbital, pentobarbital, or any salt thereof and one or more other active medicinal ingredients which are not listed in any schedule;
- (2) Any suppository dosage form containing amobarbital, secobarbital, pentobarbital, or any salt of any of these drugs and approved by the Food and Drug Administration for marketing only as a suppository;
- (3) Any substance which contains any quantity of a derivative of barbituric acid or any salt thereof;
- (4) Chlorexadol;
- (5) Glutethimide;
- (6) Lysergic acid;
- (7) Lysergic acid amide;
- (8) Methyprylon;
- (9) Sulfondiethylmethane;
- (10) Sulfonethylmethane;
- (11) Sulfonmethane[.];
- (12) Tiletamine/Zolazepam (Telazol).”

SECTION 4. Section 329-38, Hawaii Revised Statutes, is amended by amending subsection (f) to read as follows:

“(f) Prescriptions for controlled substances shall be issued only as follows:

- (1) All prescriptions for controlled substances shall be dated as of, and signed on, the day when issued and shall bear the full name and address of the patient, and the name, address, and registration number of the practitioner. A practitioner may sign a prescription in the same manner as he would sign a check or legal document (e.g., J.H. Smith or John H. Smith)[.] and shall use both words and figures (e.g. alphabetically and numerically as indications of quantity such as five (5)) to indicate the amount of controlled substance to be dispensed. Where an oral order is not permitted, prescriptions shall be written with ink or indelible pencil or typewriter and shall be manually signed by the practitioner. The prescriptions may be prepared by a secretary or agent for the signature of a practitioner, but the prescribing practitioner is responsible in case the prescription does not conform in all essential respects to the law and regulations. A corresponding liability rests upon the pharmacist who fills a prescription not prepared in the form prescribed by this section.
- (2) An intern, resident, or foreign-trained physician, or physician on the staff of a Veterans Administration facility, exempted from registration under this chapter, shall include on all prescriptions issued by him the registration number of the hospital or other institution and the special internal code number assigned to him by the hospital or other institution in lieu of the registration number of the practitioner required by this section. Each written prescription shall have the name of the physician stamped, typed, or handprinted on it, as well as the signature of the physician.
- (3) An official exempted from registration shall include on all prescriptions issued by him his branch of service or agency (e.g., “U.S. Army” or “Public Health Service”) and his service identification number, in lieu of the registration number of the practitioner required by this section. The service identification number for a Public Health Service employee is his Social Security identification number. Each prescrip-

tion shall have the name of the officer stamped, typed, or handprinted on it, as well as the signature of the officer.”

SECTION 5. Statutory material to be repealed is bracketed. New statutory material is underscored.

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

(Approved May 10, 1988.)