

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 674 Session of 2017

INTRODUCED BY RAFFERTY, MENSCH, COSTA, KILLION, VULAKOVICH AND BAKER, MAY 4, 2017

REFERRED TO HEALTH AND HUMAN SERVICES, MAY 4, 2017

AN ACT

1 Amending the act of April 14, 1972 (P.L.233, No.64), entitled  
 2 "An act relating to the manufacture, sale and possession of  
 3 controlled substances, other drugs, devices and cosmetics;  
 4 conferring powers on the courts and the secretary and  
 5 Department of Health, and a newly created Pennsylvania Drug,  
 6 Device and Cosmetic Board; establishing schedules of  
 7 controlled substances; providing penalties; requiring  
 8 registration of persons engaged in the drug trade and for the  
 9 revocation or suspension of certain licenses and  
 10 registrations; and repealing an act," providing for automatic  
 11 changes to schedules of controlled substances.

12 The General Assembly of the Commonwealth of Pennsylvania  
 13 hereby enacts as follows:

14 Section 1. The act of April 14, 1972 (P.L.233, No.64), known  
 15 as The Controlled Substance, Drug, Device and Cosmetic Act, is  
 16 amended by adding a section to read:

17 Section 4.1. Automatic Changes to Schedules of Controlled  
 18 Substances.--(a) When, pursuant to the Federal drug abuse  
 19 control laws, the Federal Government adds a compound mixture,  
 20 preparation or substance to the schedules of controlled  
 21 substances or transfers any of the same between one schedule to  
 22 another or removes a compound mixture, preparation or substance

1 from the schedules of controlled substances, then that addition,  
2 transfer or removal shall occur to the corresponding schedule or  
3 schedules of controlled substances contained in this act. The  
4 change in schedule shall be effective within sixty days from the  
5 date of the Federal scheduling change and the secretary shall  
6 publish notice of the change as a notice in the Pennsylvania  
7 Bulletin.

8 (b) If a person objects to the change in schedule during the  
9 sixty-day period the objection may be submitted to the secretary  
10 and the secretary shall proceed according to the provisions of  
11 section 3 by requesting advice in writing from the board.

12 Section 2. This act shall take effect in 60 days.