

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 486 Session of 2011

INTRODUCED BY KASUNIC, BOSCOLA, BREWSTER, BROWNE, KITCHEN, ORIE,
RAFFERTY, SOLOBAY AND TARTAGLIONE, FEBRUARY 11, 2011

REFERRED TO JUDICIARY, FEBRUARY 11, 2011

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," further providing for
11 schedules of controlled substances.

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

14 Section 1. Section 4(1) of the act of April 14, 1972 (P.L.
15 233, No.64), known as The Controlled Substance, Drug, Device and
16 Cosmetic Act, is amended by adding a subclause to read:

17 Section 4. Schedules of Controlled Substances.--The
18 following schedules include the controlled substances listed or
19 to be listed by whatever official name, common or usual name,
20 chemical name, or trade name designated.

21 (1) Schedule I--In determining that a substance comes within
22 this schedule, the secretary shall find: a high potential for

1 abuse, no currently accepted medical use in the United States,
2 and a lack of accepted safety for use under medical supervision.
3 The following controlled substances are included in this
4 schedule:

5 * * *

6 (vii) OxyContin and its active ingredient, oxycodone,
7 including any isomers, esters and ethers and salts of isomers,
8 esters and ethers of OxyContin and oxycodone, whenever the
9 existence of such isomers, esters and salts is possible within
10 the specific designation, except when used by a person diagnosed
11 with a disease or disorder that causes chronic pain.

12 * * *

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