

HB 1970

## AN ACT

Amending the act of February 14, 1990 (P.L.62, No.11), entitled "An act providing for the registration and reporting of certain noncontrolled substances; imposing additional powers and duties on the Secretary of Health; and fixing penalties," further providing for chemicals subject to registration and for penalties.

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

Section 1. Sections 3 and 8 of the act of February 14, 1990 (P.L.62, No.11), known as the Noncontrolled Substances Reporting and Registration Act, are amended to read:

Section 3. Chemicals subject to registration.

(a) Specific chemicals.--The following substances, salts and isomers shall be subject to the provisions of this act:

- (1) Phenyl-2-propanone.
- (2) Methylamine.
- (3) Ethylamine.
- (4) D-lysergic acid.
- (5) Ergotamine.
- (6) Diethyl malonate.
- (7) Malonic acid.
- (8) Ethyl malonate.
- (9) Barbituric acid.
- (10) Piperidine cyclohexane carbonitrite.
- (11) N-acetylanthranilic acid.
- (12) Pyrrolidine.
- (13) Phenylacetic acid.
- (14) Anthranilic acid.
- (15) Morpholine.
- (16) Ephedrine.
- (17) Pseudoephedrine.
- (18) Norpseudoephedrine.
- (19) Phenylpropanolamine.
- (20) Propionic anhydride.
- (21) Isosafrole.
- (22) Safrole.
- (23) Piperonal.
- (24) Thionylchloride.
- (25) Benzyl cyanide.
- (26) Ergonovine.
- (27) N-methylephedrine.
- (28) N-ethylephedrine.
- (29) N-methylpseudoephedrine.
- (30) N-ethylpseudoephedrine.
- (31) Chloroephedrine.
- (32) Chloropseudoephedrine.

**(33) Gamma butyrolactone, including butyrolactone; butyrolactone gamma; 4-butyrolactone; 2(3H)-furanone dihydro; dihydro-2(3H)-furanone; tetrahydro-2-furanone; 1,2-butanolide; 1,4-butanolide; 4-butanolide;**

gamma-hydroxybutyric acid lactone; 3-hydroxybutyric acid lactone and 4-hydroxybutanoic acid lactone with Chemical Abstract Service number 96-48-0.

(34) 1,4-butanediol, including butanediol; butane-1,4-diol; 1,4-butylene glycol; butylene glycol; 1,4-dihydroxybutane; 1,4-tetramethylene glycol; tetramethylene glycol and tetramethylene-1,4-diol.

(b) Additional chemicals.--The Secretary of Health is hereby empowered to add to the list of substances enumerated in subsection (a) any substance he believes is being used or could be used in the illegal manufacture of controlled substances or in the illegal sale of controlled substances. Notice of such addition shall be sent to every person engaged in the sale or distribution of such substances known to the Secretary of Health.

Section 8. Penalty.

(a) False information.--A person who provides false information under this act to a manufacturer, wholesaler, retailer or other person commits a misdemeanor of the first degree and shall, upon conviction, be sentenced to pay a fine of not less than \$1,000 and not more than \$25,000 or to imprisonment for not more than five years, or both.

(b) Other violations.--[A] **Except as otherwise provided by law,** a manufacturer, wholesaler, retailer or other person who violates this act commits a misdemeanor of the third degree and shall, upon conviction, be sentenced to pay a fine of not less than \$500 and not more than \$5,000 or to imprisonment for not more than three years, or both.

(c) Wrongful use of reports.--A person who violates section 7(c) commits a summary offense and shall, upon conviction, be sentenced to pay a fine of not less than \$300 and not more than \$1,000 or to imprisonment for not more than 90 days, or both.

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

APPROVED--The 11th day of February, A. D. 2000.

THOMAS J. RIDGE