

1 HB91
2 125779-1
3 By Representative Gaston
4 RFD: Judiciary
5 First Read: 01-MAR-11

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8 SYNOPSIS: This bill would add the following to the
9 Schedule I of the controlled substances list:
10 3,4-Methylenedioxy methcathinone (Methylone),
11 3,4-Methylenedioxy pyrovalerone (MDPV),
12 4-Methylmethcathinone (Mephedrone),
13 4-Methoxymethcathinone, 3-Fluoromethcathinone, and
14 4-Fluoromethcathinone.

15 This action would make the drugs subject to
16 regulation and penalties in the same manner as
17 other controlled substances.

18 Amendment 621 of the Constitution of Alabama
19 of 1901, now appearing as Section 111.05 of the
20 Official Recompilation of the Constitution of
21 Alabama of 1901, as amended, prohibits a general
22 law whose purpose or effect would be to require a
23 new or increased expenditure of local funds from
24 becoming effective with regard to a local
25 governmental entity without enactment by a 2/3 vote
26 unless: it comes within one of a number of
27 specified exceptions; it is approved by the

1 affected entity; or the Legislature appropriates
2 funds, or provides a local source of revenue, to
3 the entity for the purpose.

4 The purpose or effect of this bill would be
5 to require a new or increased expenditure of local
6 funds within the meaning of the amendment. However,
7 the bill does not require approval of a local
8 governmental entity or enactment by a 2/3 vote to
9 become effective because it comes within one of the
10 specified exceptions contained in the amendment.

11
12 A BILL
13 TO BE ENTITLED
14 AN ACT
15

16 Relating to Schedule I controlled substances; to add
17 cathinone compounds to the controlled substances list subject
18 to regulation and penalties in the same manner as other
19 controlled substances; and in connection therewith would have
20 as its purpose or effect the requirement of a new or increased
21 expenditure of local funds within the meaning of Amendment 621
22 of the Constitution of Alabama of 1901, now appearing as
23 Section 111.05 of the Official Recompilation of the
24 Constitution of Alabama of 1901, as amended.

25 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

26 Section 1. (a) The following chemical compounds are
27 added to the Schedule I of the controlled substances list:

1 (1) 3,4-Methylenedioxymethcathinone (Methylone).

2 (2) 3,4-Methylenedioxypropylone (MDPV).

3 (3) 4-Methylmethcathinone (Mephedrone).

4 (4) 4-Methoxymethcathinone.

5 (5) 3-Fluoromethcathinone.

6 (6) 4-Fluoromethcathinone.

7 (b) The chemical compounds listed in subsection (a)
8 shall be subject to regulation and penalties in the same
9 manner as otherwise provided in Chapter 2, Title 20, Code of
10 Alabama 1975.

11 (c) The State Board of Health shall take appropriate
12 steps to amend the controlled substances list in accordance
13 with this act.

14 Section 2. Although this bill would have as its
15 purpose or effect the requirement of a new or increased
16 expenditure of local funds, the bill is excluded from further
17 requirements and application under Amendment 621, now
18 appearing as Section 111.05 of the Official Recompilation of
19 the Constitution of Alabama of 1901, as amended, because the
20 bill defines a new crime or amends the definition of an
21 existing crime.

22 Section 3. This act shall become effective 10 days
23 following its passage and approval by the Governor, or its
24 otherwise becoming law.