
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 977 Session of
2023

INTRODUCED BY KUZMA, GERGELY, GREGORY, JAMES, JOZWIAK, MARCELL,
MIHALEK, MOUL, NEILSON, E. NELSON, O'NEAL, ROZZI, SCHEMEL,
SCIALABBA, STEELE, VENKAT, SCHEUREN, COOPER AND FLICK,
APRIL 24, 2023

REFERRED TO COMMITTEE ON JUDICIARY, APRIL 24, 2023

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 prohibited acts and penalties.

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

14 Section 1. Section 13(f)(1.1) of the act of April 14, 1972
15 (P.L.233, No.64), known as The Controlled Substance, Drug,
16 Device and Cosmetic Act, is amended to read:

17 Section 13. Prohibited Acts; Penalties.--* * *

18 (f) Any person who violates clause (12), (14) or (30) of
19 subsection (a) with respect to:

20 * * *

21 (1.1) Phencyclidine; methamphetamine, including its salts,

1 isomers and salts of isomers; coca leaves and any salt,
2 compound, derivative or preparation of coca leaves; tianeptine
3 and any salt, compound, derivative or preparation of tianeptine;
4 any salt, compound, derivative or preparation of the preceding
5 which is chemically equivalent or identical with any of these
6 substances, except decocanized coca leaves or extracts of coca
7 leaves, which extracts do not contain cocaine or ecgonine; and
8 marihuana in a quantity in excess of one thousand (1,000)
9 pounds, is guilty of a felony and upon conviction thereof shall
10 be sentenced to imprisonment not exceeding ten years, or to pay
11 a fine not exceeding one hundred thousand dollars (\$100,000), or
12 both, or such larger amount as is sufficient to exhaust the
13 assets utilized in and the profits obtained from the illegal
14 manufacture or distribution of these substances.

15 * * *

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