

105TH CONGRESS
2D SESSION

S. 2014

To authorize the Attorney General to reschedule certain drugs that pose an imminent danger to public safety, and to provide for the rescheduling of the date-rape drug and the classification of a certain “club” drug.

IN THE SENATE OF THE UNITED STATES

APRIL 30, 1998

Mr. BIDEN introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To authorize the Attorney General to reschedule certain drugs that pose an imminent danger to public safety, and to provide for the rescheduling of the date-rape drug and the classification of a certain “club” drug.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “New Drugs of the
5 1990’s Control Act”.

1 **SEC. 2. ATTORNEY GENERAL AUTHORITY TO RESCHEDULE**
2 **CERTAIN DRUGS POSING IMMINENT DANGER**
3 **TO PUBLIC SAFETY.**

4 Section 201(h) of the Controlled Substances Act (21
5 U.S.C. 811(h)) is amended—

6 (1) by striking paragraph (1) and inserting the
7 following: “(1) If the Attorney General determines
8 that the scheduling of a substance, or the reschedul-
9 ing of a scheduled substance, on a temporary basis
10 is necessary to avoid an imminent hazard to the
11 public safety, the Attorney General may, by order
12 and without regard to the requirements of sub-
13 section (b) relating to the Secretary of Health and
14 Human Services, schedule the substance—

15 “(A) in schedule I if no exemption or approval
16 is in effect for the substance under section 355; or

17 “(B) in schedule II if the substance is not listed
18 in schedule I;”; and

19 (2) in paragraph (2)—

20 (A) by inserting “or rescheduling” after
21 “scheduling” each place it appears; and

22 (B) by striking “for up to six months” and
23 inserting “until a final order becomes effec-
24 tive”.

1 **SEC. 3. RESCHEDULING OF DATE-RAPE DRUG.**

2 Notwithstanding section 201 or subsection (a) or (b)
3 of section 202 of the Controlled Substances Act (21
4 U.S.C. 811; 812(a); 812(b)) respecting the scheduling of
5 controlled substances, the Attorney General shall, by
6 order, transfer flunitrazepam from schedule IV of such
7 Act to schedule I of such Act.

8 **SEC. 4. CLASSIFICATION OF THE “CLUB” DRUG “SPECIAL**
9 **K”.**

10 Notwithstanding section 201 or subsection (a) or (b)
11 of section 202 of the Controlled Substances Act (21
12 U.S.C. 811; 812(a); 812(b)) respecting the scheduling of
13 controlled substances, the Attorney General shall, by
14 order, add ketamine hydrochloride to schedule III of such
15 Act.

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