

CHAPTER 209

AN ACT concerning controlled dangerous substances and amending Title 2C of the New Jersey Statutes.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section 2 of P.L.2011, c.120 (C.2C:35-5.3a) is amended to read as follows:

C.2C:35-5.3a Criminalization, degree of crime.

2. a. It is a crime for any person knowingly or purposely to manufacture, distribute or dispense, or to possess or have under his control with intent to manufacture, distribute, or dispense substances containing: 4-methylmethcathinone (mephedrone, 4-MMC); 3,4-methylenedioxypropylvalerone (MDPV); 3,4-methylenedioxymethcathinone (methydone, MDMC), 4-methoxymethcathinone (methedrone, bk-PMMA, PMMC); 3-fluoromethcathinone (3-FMC); 4-fluoromethcathinone (flephedrone, 4-FMC); or alpha-pyrrolidinopentiophenone (alpha-PVP).

b. A person who violates subsection a. of this section where the quantity involved is one ounce or more is guilty of a crime of the second degree.

c. A person who violates subsection a. of this section where the quantity involved is less than one ounce is guilty of a crime of the third degree.

2. Section 3 of P.L.2011, c.120 (C.2C:35-10.3a) is amended to read as follows:

C.2C:35-10.3a Criminalization, degree of crime.

3. a. It is a crime for any person, knowingly or purposely, to obtain, or to possess, substances containing: 4-methylmethcathinone (mephedrone, 4-MMC); 3,4-methylenedioxypropylvalerone (MDPV); 3,4-methylenedioxymethcathinone (methydone, MDMC), 4-methoxymethcathinone (methedrone, bk-PMMA, PMMC); 3-fluoromethcathinone (3-FMC); 4-fluoromethcathinone (flephedrone, 4-FMC); or alpha-pyrrolidinopentiophenone (alpha-PVP).

b. A person who violates subsection a. of this section where the quantity involved is one ounce or more is guilty of a crime of the third degree.

c. A person who violates subsection a. of this section where the quantity involved is less than one ounce is guilty of a crime of the fourth degree.

3. This act shall take effect immediately.

Approved August 7, 2017.