

House Amendment to  
Senate File 2123

S-5157

1 Amend Senate File 2123, as passed by the Senate, as  
2 follows:

3 1. Page 1, before line 1 by inserting:

4 <Section 1. Section 124.201, subsection 4, Code  
5 2011, is amended to read as follows:

6 4. If any new substance is designated as a  
7 controlled substance under federal law and notice of  
8 the designation is given to the board, the board shall  
9 similarly designate as controlled the new substance  
10 under this chapter after the expiration of thirty days  
11 from publication in the Federal Register of a final  
12 order designating a new substance as a controlled  
13 substance, unless within that thirty-day period the  
14 board objects to the new designation. In that case  
15 the board shall publish the reasons for objection  
16 and afford all interested parties an opportunity  
17 to be heard. At the conclusion of the hearing the  
18 board shall announce its decision. Upon publication  
19 of objection to a new substance being designated  
20 as a controlled substance under this chapter by the  
21 board, control under this chapter is stayed until  
22 the board publishes its decision. If a substance  
23 is designated as controlled by the board under this  
24 ~~paragraph~~ subsection the control shall be temporary and  
25 if within sixty days after the next regular session  
26 of the general assembly convenes it has not made the  
27 corresponding changes in this chapter, the temporary  
28 designation of control of the substance by the board  
29 shall be nullified.

30 Sec. \_\_\_\_\_. Section 124.204, subsection 4, paragraph  
31 ai, Code Supplement 2011, is amended by striking the  
32 paragraph and inserting in lieu thereof the following:

33 ai. (1) Salvia divinorum.

34 (2) Salvinorin A.

35 (3) HU-210. [(6aR,10aR)-9-(hydroxymethyl)-6,6-  
36 dimethyl-3-(2-methyloctan-2-yl)  
37 6a,7,10,10a-tetrahydrobenzo[c] chromen-1-ol)].

38 (4) HU-211(dexanabinol,  
39 (6aS,10aS)-9-(hydroxymethyl)-6,6-  
40 dimethyl-3-(2-methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo[c]  
41 chromen-1-ol).

42 (5) Unless specifically exempted or unless  
43 listed in another schedule, any material, compound,  
44 mixture, or preparation which contains any quantity of  
45 cannabimimetic agents, or which contains their salts,  
46 isomers, and salts of isomers whenever the existence of  
47 such salts, isomers, and salts of isomers is possible  
48 within the specific chemical designation.

49 (a) The term "*cannabimimetic agents*" means any  
50 substance that is a cannabinoid receptor type 1 (CB1

1 receptor) agonist as demonstrated by binding studies  
2 and functional assays within any of the following  
3 structural classes:

- 4 (i) 2-(3-hydroxycyclohexyl)phenol with substitution  
5 at the 5-position of the phenolic ring by alkyl or  
6 alkenyl, whether or not substituted on the cyclohexyl  
7 ring to any extent.
- 8 (ii) 3-(1-naphthoyl)indole or  
9 3-(1-naphthylmethane)indole by substitution at the  
10 nitrogen atom of the indole ring, whether or not  
11 further substituted on the indole ring to any extent,  
12 whether or not substituted on the naphthoyl or naphthyl  
13 ring to any extent.
- 14 (iii) 3-(1-naphthoyl)pyrrole by substitution at  
15 the nitrogen atom of the pyrrole ring, whether or not  
16 further substituted in the pyrrole ring to any extent,  
17 whether or not substituted on the naphthoyl ring to any  
18 extent.
- 19 (iv) 1-(1-naphthylmethylene)indene by substitution  
20 of the 3-position of the indene ring, whether or not  
21 further substituted in the indene ring to any extent,  
22 whether or not substituted on the naphthyl ring to any  
23 extent.
- 24 (v) 3-phenylacetylindole or 3-benzoylindole by  
25 substitution at the nitrogen atom of the indole ring,  
26 whether or not further substituted in the indole ring  
27 to any extent, whether or not substituted on the phenyl  
28 ring to any extent.

29 (b) Such terms include:

- 30 (i) CP 47,497 and homologues  
31 5-(1,1-dimethylheptyl)-  
32 2-[(1R,3S)-3-hydroxycyclohexyl]phenol.
- 33 (ii) JWH-018 and AM678  
34 1-Pentyl-3-(1-naphthoyl)indole.
- 35 (iii) JWH-073 1-Butyl-3-(1-naphthoyl)indole.
- 36 (iv) JWH-200  
37 [1-[2-(4-morpholinyl)ethyl]-1H-indol-3-yl]-1-  
38 naphthalenyl-methanone.
- 39 (v) JWH-19 1-hexyl-3-(1-naphthoyl)indole.
- 40 (vi) JWH-81  
41 1-pentyl-3-[1-(4-methoxynaphthoyl)]indole.
- 42 (vii) JWH-122  
43 1-pentyl-3-(4-methyl-1-naphthoyl)indole.
- 44 (viii) JWH-250 1-pentyl-3-  
45 (2-methoxyphenylacetyl)indole.
- 46 (ix) RCS-4 and SR-19  
47 1-pentyl-3-[(4methoxy)-benzoyl]indole.
- 48 (x) RCS-8 and SR 18 1-cyclohexylethyl-3-  
49 (2-methoxyphenylacetyl)indole.
- 50 (xi) AM2201

1 1-(5-fluoropentyl)-3-(1-naphthoyl)indole.  
2 (xii) JWH-203  
3 1-pentyl-3-(2-chlorophenylacetyl)indole.  
4 (xiii) JWH-398  
5 1-pentyl-3-(4-chloro-1-naphthoyl)indole.  
6 (xiv) AM694  
7 1-(5-fluoropentyl)-3-(2-iodobenzoyl)indole.  
8 (xv) Cannabicyclohexanol or CP-47,497 C8-homolog  
9 5-(1,1-dimethyloctyl)-2-[(1R,3S)-3-hydroxycyclohexyl]-phenol.  
10 (6) Mitragyna speciosa.  
11 (7) Mitragynine.  
12 Sec. \_\_\_\_\_. Section 124.204, subsection 6, Code  
13 Supplement 2011, is amended by adding the following new  
14 paragraph:  
15 NEW PARAGRAPH. *i.* Any substance, compound,  
16 mixture or preparation which contains any quantity  
17 of any synthetic cathinone that is not approved as  
18 a pharmaceutical, including but not limited to the  
19 following:  
20 (1) Mephedrone, also known as  
21 4-methylmethcathinone, (RS)-2-  
22 methylamino-1-(4-methylphenyl) propan-1-one.  
23 (2) 3,4-methylenedioxyprovalerone  
24 (MDPV)[(1-(1,3-Benzodioxol-5-yl)-2-(1-pyrrolidinyl)-  
25 1-pentanone].  
26 (3) Methylone, also known as  
27 3,4-methylenedioxymethcathinone.  
28 (4) Naphthylpyrovalerone (naphyrone).  
29 (5) 4-fluoromethcathinone (flephedrone) or a  
30 positional isomer of 4-fluoromethcathinone.  
31 (6) 4-methoxymethcathinone (methedrone; Bk-PMMA).  
32 (7) Ethcathinone.  
33 (8) 3,4-methylenedioxyethcathinone (ethylone).  
34 (9) Beta-keto-N-methyl-3,4-benzodioxolybutanamine  
35 (butylone).  
36 (10) N,N-dimethylcathinone (metamfepramone).  
37 (11) Alpha-pyrrolidinopropiophenone (alpha-PPP).  
38 (12) 4-methoxy-alpha-pyrrolidinopropiophenone  
39 (MOPPP).  
40 (13) 3,4-methylenedioxy-alpha-pyrrolidinopropiophenone  
41 (MDPPP).  
42 (14) Alpha-pyrrolidinovalerophenone (alpha-PVP).  
43 (15) 6,7-dihydro-5H-indeno-  
44 (5,6-d)-1,3-dioxol-6-amine) (MDAI).  
45 (16) 3-fluoromethcathinone.  
46 (17) 4'-Methyl-alpha-pyrrolidinobutiophenone  
47 (MPBP).  
48 (18) 2-(2,5-Dimethoxy-4-ethylphenyl)ethanamine  
49 (2C-E).  
50 (19) 2-(2,5-Dimethoxy-4-methylphenyl)ethanamine

1 (2C-D).  
2 (20) 2-(4-Chloro-2,5-dimethoxyphenyl)ethanamine  
3 (2C-C).  
4 (21) 2-(4-Iodo-2,5-dimethoxyphenyl)ethanamine  
5 (2C-I).  
6 (22) 2-[4-(Ethylthio)-2,5-dimethoxyphenyl]ethanamine  
7 (2C-T-2).  
8 (23) 2-[4-(Isopropylthio)-2,5-dimethoxyphenyl]ethanamine  
9 (2C-T-4).  
10 (24) 2-(2,5-Dimethoxyphenyl)ethanamine (2C-H).  
11 (25) 2-(2,5-Dimethoxy-4-nitrophenyl)ethanamine  
12 (2C-N).  
13 (26) 2-(2,5-Dimethoxy-4-(n)-propylphenyl)ethanamine  
14 (2C-P).>  
15 2. Page 1, after line 23 by inserting:  
16 <Sec. \_\_\_\_\_. Section 124.401, subsection 1, paragraph  
17 d, Code Supplement 2011, is amended to read as follows:  
18 *d.* Violation of this subsection, with respect  
19 to any other controlled substances, counterfeit  
20 substances, or simulated controlled substances  
21 classified in section 124.204, subsection 4,  
22 paragraph "*ai*", section 124.204, subsection 6,  
23 paragraph "*i*", or classified in schedule IV or V is  
24 an aggravated misdemeanor. However, violation of  
25 this subsection involving fifty kilograms or less of  
26 marijuana or involving flunitrazepam is a class "D"  
27 felony.>  
28 3. Page 1, after line 23 by inserting:  
29 <Sec. \_\_\_\_\_. Section 124.401, subsection 4, Code  
30 Supplement 2011, is amended by adding the following new  
31 paragraphs:  
32 NEW PARAGRAPH. o. Ammonium sulfate.  
33 NEW PARAGRAPH. p. Ammonium nitrate.  
34 NEW PARAGRAPH. q. Sodium hydroxide.>  
35 4. Page 1, after line 26 by inserting:  
36 <Sec. \_\_\_\_\_. EFFECTIVE UPON ENACTMENT. The following  
37 provisions of this Act, being deemed of immediate  
38 importance, take effect upon enactment:  
39 1. The section of this Act amending section  
40 124.201, subsection 4.  
41 2. The section of this Act amending section  
42 124.204, subsection 4, paragraph "*ai*".  
43 3. The section of this Act amending section  
44 124.204, subsection 6.  
45 4. The section of this Act amending section  
46 124.401, subsection 1, paragraph "*d*".>  
47 5. Title page, line 1, after <schedules,> by  
48 inserting <including possession of certain substances  
49 relating to the manufacture of a controlled substance,>  
50 6. Title page, line 2, by striking <applicable> and

1 inserting <applicable, and including effective date  
2 provisions>  
3 7. By renumbering as necessary.