

House File 2413

H-8127

1 Amend House File 2413 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <Section 1. Section 124.201A, Code 2020, is amended
5 by striking the section and inserting in lieu thereof the
6 following:

7 **124.201A Cannabis-derived products — rules.**

8 1. If a cannabis-derived investigational product approved
9 as a prescription drug medication by the United States food
10 and drug administration is added to the federal schedule
11 of controlled substances by the federal drug enforcement
12 administration and notice of the addition is given to the
13 board, the board shall similarly add the prescription drug
14 medication in the schedule of controlled substances under this
15 chapter.

16 2. If a cannabis-derived product approved as a
17 prescription drug medication by the United States food and
18 drug administration is eliminated from or revised in the
19 federal schedule of controlled substances by the federal drug
20 enforcement administration and notice of the elimination or
21 revision is given to the board, the board shall similarly
22 eliminate or revise the prescription drug medication in the
23 schedule of controlled substances under this chapter.

24 3. The board shall adopt rules pursuant to chapter 17A
25 to administer this section. The board may adopt rules on an
26 emergency basis as provided in section 17A.4, subsection 3, and
27 section 17A.5, subsection 2, to administer this section, and
28 the rules shall be effective immediately upon filing unless
29 a later date is specified in the rules. Any emergency rules
30 adopted in accordance with this section shall also be published
31 as a notice of intended action as provided in section 17A.4,
32 subsection 1.

33 4. Any cannabis-derived investigational product or
34 cannabis-derived product approved as a prescription drug
35 medication by the United States food and drug administration

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(amending this HF 2413 to CONFORM to SF 2119)

1 shall not be considered marijuana or cannabimimetic agents,
2 both as defined in section 124.204, tetrahydrocannabinols
3 as used in section 124.204, subsection 4, paragraph "u",
4 unnumbered paragraph 1, or hemp as defined in section 204.2.

5 Sec. 2. Section 124.204, subsection 2, Code 2020, is amended
6 by adding the following new paragraph:

7 NEW PARAGRAPH. *be.* MT-45 (1-cyclohexyl-4-(1,2-
8 diphenylethyl)piperazine).

9 Sec. 3. Section 124.204, subsection 4, paragraph m, Code
10 2020, is amended to read as follows:

11 *m.* ~~Marijuana, except as otherwise provided by rules of the~~
12 ~~board for medicinal purposes.~~

13 Sec. 4. Section 124.204, subsection 4, paragraph u,
14 unnumbered paragraph 1, Code 2020, is amended to read as
15 follows:

16 ~~Tetrahydrocannabinols, except as otherwise provided~~
17 ~~by rules of the board for medicinal purposes,~~ meaning
18 tetrahydrocannabinols naturally contained in a plant of
19 the genus Cannabis (Cannabis plant) as well as synthetic
20 equivalents of the substances contained in the Cannabis plant,
21 or in the resinous extractives of such plant, and synthetic
22 substances, derivatives, and their isomers with similar
23 chemical structure and pharmacological activity to those
24 substances contained in the plant, such as the following:

25 Sec. 5. Section 124.204, subsection 6, paragraph i, Code
26 2020, is amended by adding the following new subparagraphs:

27 NEW SUBPARAGRAPH. (27) 1-(1,3-benzodioxol-5-yl)-2-
28 (ethylamino)-pentan-1-one. Other names: N-ethylpentylone or
29 ephylone.

30 NEW SUBPARAGRAPH. (28) N-Ethylhexedrone, its optical,
31 positional, and geometric isomers, salts and salts of isomers
32 (Other name: 2-(ethylamino)-1-phenylhexan-1-one).

33 NEW SUBPARAGRAPH. (29) alpha-Pyrrolidinohexanophenone, its
34 optical, positional, and geometric isomers, salts and salts of
35 isomers (Other names: α -PHP; alpha-pyrrolidinohexiophenone;

1 1-phenyl-2-(pyrrolidin-1-yl)hexan-1-one).

2 NEW SUBPARAGRAPH. (30) 4-Methyl-alpha-
3 ethylaminopentiophenone, its optical, positional, and geometric
4 isomers, salts and salts of isomers (Other names: 4-MEAP;
5 2-(ethylamino)-1-(4-methylphenyl)pentan-1-one).

6 NEW SUBPARAGRAPH. (31) 4'-Methyl-alpha-
7 pyrrolidinohexiophenone, its optical, positional, and
8 geometric isomers, salts and salts of isomers (Other
9 names: MPHP; 4'-methyl-alpha-pyrrolidinohexanophenone;
10 1-(4-methylphenyl)-2-(pyrrolidin-1-yl)hexan-1-one).

11 NEW SUBPARAGRAPH. (32) alpha-Pyrrolidinoheptaphenone,
12 its optical, positional, and geometric isomers,
13 salts and salts of isomers (Other names: PV8;
14 1-phenyl-2-(pyrrolidin-1-yl)heptan-1-one).

15 NEW SUBPARAGRAPH. (33) 4'-Chloro-alpha-
16 pyrrolidinovalerophenone, its optical, positional, and
17 geometric isomers, salts and salts of isomers (Other names:
18 4-chloro- α -PVP; 4'-chloro-alpha-pyrrolidinopentiophenone;
19 1-(4-chlorophenyl)-2-(pyrrolidin-1-yl)pentan-1-one).

20 Sec. 6. Section 124.204, subsection 7, Code 2020, is amended
21 by striking the subsection.

22 Sec. 7. Section 124.204, subsection 9, Code 2020, is amended
23 by adding the following new paragraphs:

24 NEW PARAGRAPH. *af.* N-(1-phenethylpiperidin-4-yl)-N-
25 phenylcyclopropanecarboxamide, its isomers, esters, ethers,
26 salts and salts of isomers, esters, and ethers. Other name:
27 cyclopropyl fentanyl.

28 NEW PARAGRAPH. *ag.* N-(1-phenethylpiperidin-4-yl)-N-
29 phenylpentanamide, its isomers, esters, ethers, salts and salts
30 of isomers, esters and ethers. Other name: valeryl fentanyl.

31 NEW PARAGRAPH. *ah.* N-(4-fluorophenyl)-N-(1-
32 phenethylpiperidin-4-yl)butyramide, its isomers, esters,
33 ethers, salts and salts of isomers, esters, and ethers. Other
34 name: para-fluorobutyryl fentanyl.

35 NEW PARAGRAPH. *ai.* N-(4-methoxyphenyl)-N-

1 (1-phenethylpiperidin-4-yl)butyramide, its isomers, esters,
2 ethers, salts and salts of isomers, esters, and ethers. Other
3 name: para-methoxybutyryl fentanyl.

4 NEW PARAGRAPH. *aj.* N-(4-chlorophenyl)-N-(1-
5 phenethylpiperidin-4-yl)isobutyramide, its isomers, esters,
6 ethers, salts and salts of isomers, esters, and ethers. Other
7 name: para-chloroisobutyryl fentanyl.

8 NEW PARAGRAPH. *ak.* N-(1-phenethylpiperidin-4-yl)-
9 N-phenylisobutyramide, its isomers, esters, ethers, salts and
10 salts of isomers, esters, and ethers. Other name: isobutyryl
11 fentanyl.

12 NEW PARAGRAPH. *al.* N-(1-phenethylpiperidin-4-yl)-
13 N-phenylcyclopentanecarboxamide, its isomers, esters, ethers,
14 salts and salts of isomers, esters, and ethers. Other name:
15 cyclopentyl fentanyl.

16 NEW PARAGRAPH. *am.* N-(2-fluorophenyl)-2-methoxy-N-
17 (1-phenethylpiperidin-4-yl)acetamide, its isomers, esters,
18 ethers, salts and salts of isomers, esters, and ethers. Other
19 name: ocfentanil.

20 NEW PARAGRAPH. *an.* Fentanyl-related substances, their
21 isomers, esters, ethers, salts and salts of isomers, esters
22 and ethers. "*Fentanyl-related substance*" means any substance
23 not otherwise listed under this schedule or another schedule,
24 and for which no exemption or approval is in effect under
25 section 505 of the federal Food, Drug, and Cosmetic Act that
26 is structurally related to fentanyl by one or more of the
27 following modifications:

28 (1) Replacement of the phenyl portion of the phenethyl group
29 by any monocycle, whether or not further substituted in or on
30 the monocycle.

31 (2) Substitution in or on the phenethyl group with alkyl,
32 alkenyl, alkoxy, hydroxyl, halo, haloalkyl, amino, or nitro
33 groups.

34 (3) Substitution in or on the piperidine ring with alkyl,
35 alkenyl, alkoxy, ester, ether, hydroxyl, halo, haloalkyl,

1 amino, or nitro groups.

2 (4) Replacement of the aniline ring with any aromatic
3 monocycle whether or not further substituted in or on the
4 aromatic monocycle.

5 (5) Replacement of the *N*-propionyl group by another acyl
6 group.

7 NEW PARAGRAPH. *ao.* Naphthalen-1-yl 1-(5-fluoropentyl)-
8 1*H*-indole-3-carboxylate. Other names: NM2201 or CBL2201.

9 NEW PARAGRAPH. *ap.* *N*-(1-amino-3-methyl-1-oxobutan-
10 2-yl)-1-(5-fluoropentyl)-1*H*-indazole-3-carboxamide. Other
11 name: 5F-AB-PINACA.

12 NEW PARAGRAPH. *aq.* 1-(4-cyanobutyl)-*N*-(2-phenylpropan-
13 2-yl)-1*H*-indazole-3-carboxamide. Other names:
14 4-CN-CUMYL-BUTINACA, 4-cyano-CUMYL-BUTINACA, 4-CN-CUMYL
15 BINACA, CUMYL-4CN-BINACA, or SGT-78.

16 NEW PARAGRAPH. *ar.* Methyl 2-(1-(cyclohexylmethyl)-1*H*-
17 indole-3-carboxamido)-3-methylbutanoate. Other names:
18 MMB-CHMICA or AMB-CHMICA.

19 NEW PARAGRAPH. *as.* 1-(5-fluoropentyl)-*N*-(2-
20 phenylpropan-2-yl)-1*H*-pyrrolo[2,3-*b*]pyridine-3-carboxamide.
21 Other name: 5F-CUMYL-P7AICA.

22 NEW PARAGRAPH. *at.* Ethyl 2-(1-(5-fluoropentyl)-1*H*-
23 indazole-3-carboxamido)-3,3-dimethylbutanoate, its optical,
24 positional, and geometric isomers, salts and salts of isomers
25 (other name: 5F-EDMB-PINACA).

26 NEW PARAGRAPH. *au.* Methyl 2-(1-(5-fluoropentyl)-1*H*-indole-
27 3-carboxamido)-3,3-dimethylbutanoate, its optical, positional,
28 and geometric isomers, salts and salts of isomers (other name:
29 5F-MDMB-PICA).

30 NEW PARAGRAPH. *av.* *N*-(adamantan-1-yl)-1-(4-fluorobenzyl)-
31 1*H*-indazole-3-carboxamide, its optical, positional, and
32 geometric isomers, salts and salts of isomers (other names:
33 FUB-AKB48, FUB-APINACA, AKB48 *N*-(4-FLUOROBENZYL)).

34 NEW PARAGRAPH. *aw.* 1-(5-fluoropentyl)-*N*-(2-
35 phenylpropan-2-yl)-1*H*-indazole-3-carboxamide, its optical,

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1 positional, and geometric isomers, salts and salts of isomers
2 (other names: 5F-CUMYL-PINACA, SGT-25).

3 NEW PARAGRAPH. *ax.* (1-(4-fluorobenzyl)-1H-
4 indol-3-yl)(2,2,3,3-tetramethylcyclopropyl) methanone, its
5 optical, positional, and geometric isomers, salts and salts of
6 isomers (other name: FUB-144).

7 Sec. 8. Section 124.206, subsection 7, paragraph a, Code
8 2020, is amended by striking the paragraph.

9 Sec. 9. Section 124.208, subsection 3, paragraph c, Code
10 2020, is amended to read as follows:

11 *c.* Any substance which contains any quantity of a derivative
12 of barbituric acid or any salt thereof including but not
13 limited to Fioricet.

14 Sec. 10. Section 124.210, subsection 3, Code 2020, is
15 amended by adding the following new paragraph:

16 NEW PARAGRAPH. *bd.* Brexanolone.

17 Sec. 11. Section 124.210, subsection 6, Code 2020, is
18 amended by adding the following new paragraph:

19 NEW PARAGRAPH. *m.* Solriamfetol (2-amino-3-phenylpropyl
20 carbamate; benzenepropanol, beta-amino-, carbamate (ester).

21 Sec. 12. Section 124.212, Code 2020, is amended by adding
22 the following new subsection:

23 NEW SUBSECTION. 6. *Approved cannabidiol drugs.* A
24 drug product in finished dosage formulation that
25 has been approved by the United States food and
26 drug administration that contains cannabidiol
27 (2-[1R-3-methyl-6R-(1-methylethenyl)-2-cyclohexen-1-yl]-5-
28 pentyl-1,3-benzenediol) derived from cannabis and no more than
29 0.1 percent (w/w) residual tetrahydrocannabinols.

30 Sec. 13. EFFECTIVE DATE. This Act, being deemed of
31 immediate importance, takes effect upon enactment.>