

House File 389

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1 3 AN ACT
1 4 PROVIDING FOR MISCELLANEOUS TECHNICAL AND SUBSTANTIVE CHANGES
1 5 RELATING TO CONTROLLED AND PRECURSOR SUBSTANCES.
1 6
1 7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
1 8
1 9 Section 1. Section 124.204, subsection 3, paragraph u,
1 10 Code 2003, is amended by striking the paragraph and inserting
1 11 in lieu thereof the following:
1 12 u. Pholcodine.
1 13 Sec. 2. Section 124.204, subsection 6, paragraph g, Code
1 14 2003, is amended to read as follows:
1 15 g. Methcathinone, its salts, optical isomers, and salts of
1 16 optical isomers. Some other names: 2=(methylamino)=
1 17 propiophenone; alpha=(methylamino)propiophenone; 2=
1 18 (methylamino)=1=phenylpropan=1=one; alpha=N=
1 19 methylaminopropiophenone; monomethylpropion; ephedrone; N=
1 20 methylcathinone; methylcathinone; AL=464; AL=422; AL=463; and
1 21 UR1432.
1 22 Sec. 3. Section 124.204, subsection 9, paragraph a, Code
1 23 2003, is amended to read as follows:
1 24 a. N=[1=benzyl=4=piperidyl]=N=phenylpropanamide
1 25 ~~(benzylfentanyl)~~ (benzylfentanyl), its optical isomers, salts
1 26 and salts of isomers.
1 27 Sec. 4. Section 124.206, subsection 2, paragraph d,
1 28 unnumbered paragraph 1, Code 2003, is amended to read as
1 29 follows:
1 30 Coca leaves and any salt, compound, derivative or
1 31 preparation of coca leaves. Decocainized coca leaves or
1 32 extractions which do not contain cocaine or ecgonine are
1 33 excluded from this paragraph. The following substances and
1 34 their salts, isomers, derivatives, and salts of isomers and
1 35 derivatives, if salts, isomers, derivatives, or salts of
2 1 isomers and derivatives exist under the specific chemical
2 2 designation, are included in this paragraph:
2 3 Sec. 5. Section 124.206, subsection 4, paragraph a, Code
2 4 2003, is amended to read as follows:
2 5 a. Amphetamine, its salts, optical isomers, and salts of
2 6 its optical isomers.
2 7 Sec. 6. Section 124.208, subsection 5, Code 2003, is
2 8 amended by striking the subsection and inserting in lieu
2 9 thereof the following:
2 10 5. NARCOTIC DRUGS. Unless specifically excepted or unless
2 11 listed in another schedule:
2 12 a. Any material, compound, mixture, or preparation
2 13 containing any of the following narcotic drugs, or their salts
2 14 calculated as the free anhydrous base or alkaloid, in limited
2 15 quantities as set forth below:
2 16 (1) Not more than one point eight grams of codeine per one
2 17 hundred milliliters or not more than ninety milligrams per
2 18 dosage unit, with an equal or greater quantity of an
2 19 isoquinoline alkaloid of opium.
2 20 (2) Not more than one point eight grams of codeine per one
2 21 hundred milliliters or not more than ninety milligrams per
2 22 dosage unit, with one or more active, nonnarcotic ingredients
2 23 in recognized therapeutic amounts.
2 24 (3) Not more than three hundred milligrams of
2 25 dihydrocodeinone (another name: hydrocodone) per one hundred
2 26 milliliters or not more than fifteen milligrams per dosage
2 27 unit, with a fourfold or greater quantity of an isoquinoline
2 28 alkaloid of opium.
2 29 (4) Not more than three hundred milligrams of
2 30 dihydrocodeinone (another name: hydrocodone) per one hundred
2 31 milliliters or not more than fifteen milligrams per dosage
2 32 unit, with one or more active, nonnarcotic ingredients in
2 33 recognized therapeutic amounts.
2 34 (5) Not more than one point eight grams of dihydrocodeine
2 35 (another name: hydrocodone) per one hundred milliliters or
3 1 not more than ninety milligrams per dosage unit, with one or
3 2 more active, nonnarcotic ingredients in recognized therapeutic
3 3 amounts.
3 4 (6) Not more than three hundred milligrams of
3 5 ethylmorphine per one hundred milliliters or not more than

3 6 fifteen milligrams per dosage unit, with one or more active,
3 7 nonnarcotic ingredients in recognized therapeutic amounts.
3 8 (7) Not more than five hundred milligrams of opium per one
3 9 hundred milliliters or per one hundred grams or not more than
3 10 twenty-five milligrams per dosage unit, with one or more
3 11 active, nonnarcotic ingredients in recognized therapeutic
3 12 amounts.

3 13 (8) Not more than fifty milligrams of morphine per one
3 14 hundred milliliters or per one hundred grams, with one or more
3 15 active, nonnarcotic ingredients in recognized therapeutic
3 16 amounts.

3 17 b. Any material, compound, mixture, or preparation
3 18 containing the narcotic drug buprenorphine, or its salts.

3 19 Sec. 7. Section 124.208, subsection 6, unnumbered
3 20 paragraph 1, Code 2003, is amended to read as follows:

3 21 ~~Anabolic steroids, except any Any product containing an~~
3 22 ~~anabolic steroid which product is expressly intended for~~
3 23 ~~administration through implants to cattle or other nonhuman~~
3 24 ~~species is excluded from all schedules, unless such steroid is~~
3 25 ~~prescribed, dispensed, or distributed for human use. Anabolic~~
3 26 ~~steroids include Unless specifically excepted or unless listed~~
3 27 ~~in another schedule, any material, compound, mixture, or~~
3 28 ~~preparation containing any quantity of the following~~
3 29 ~~substances, including its salts, isomers, and salts of isomers~~
3 30 ~~whenever the existence of such salts of isomers is possible~~
3 31 ~~within the specific chemical designation, and including any~~
3 32 ~~salt, ester, or isomer of the following drugs or substances if~~
3 33 ~~that salt, ester, or isomer promotes muscle growth:~~

3 34 Sec. 8. Section 124.212, subsection 3, Code 2003, is
3 35 amended by striking the subsection.

4 1 Sec. 9. Section 124.304, subsection 1, Code 2003, is
4 2 amended to read as follows:

4 3 1. ~~A The board may suspend, revoke, or restrict a~~
4 4 registration under section 124.303 to manufacture, distribute,
4 5 or dispense a controlled substance ~~may be suspended or revoked~~
4 6 ~~by the board~~ upon a finding that any of the following apply to
4 7 the registrant:

4 8 a. ~~Has The registrant has~~ furnished false or fraudulent
4 9 material information in any application filed under this
4 10 chapter.

4 11 b. ~~Has The registrant has~~ had the registrant's federal
4 12 registration ~~suspended or revoked~~ to manufacture, distribute,
4 13 or dispense controlled substances suspended, revoked, or
4 14 restricted or.

4 15 c. ~~Has The registrant has~~ been convicted of a public
4 16 offense under any state or federal law relating to any
4 17 controlled substance. For the purpose of this section only, a
4 18 conviction shall include a plea of guilty, a forfeiture of
4 19 bail or collateral deposited to secure a defendant's
4 20 appearance in court which forfeiture has not been vacated, or
4 21 a finding of guilt in a criminal action even though the entry
4 22 of the judgment or sentence has been withheld and the
4 23 individual placed on probation.

4 24 d. ~~Has The registrant has~~ committed such acts as would
4 25 render the registrant's registration under section 124.303
4 26 inconsistent with the public interest as determined under that
4 27 section.

4 28 e. If the registrant is a licensed health care
4 29 professional, the registrant has had the registrant's
4 30 professional license revoked or suspended or has been
4 31 otherwise disciplined in a way that restricts the registrant's
4 32 authority to handle or prescribe controlled substances.

4 33 Sec. 10. Section 124B.2, subsection 1, Code 2003, is
4 34 amended by adding the following new paragraphs:

4 35 NEW PARAGRAPH. x. Red phosphorus.

5 1 NEW PARAGRAPH. y. White phosphorus (another name: yellow
5 2 phosphorus).

5 3 NEW PARAGRAPH. z. Hypophosphorous acid and its salts
5 4 (including ammonium hypophosphite, calcium hypophosphite, iron
5 5 hypophosphite, potassium hypophosphite, manganese
5 6 hypophosphite, magnesium hypophosphite, and sodium
5 7 hypophosphite).

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5 12 CHRISTOPHER C. RANTS
5 13 Speaker of the House

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MARY E. KRAMER

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President of the Senate

I hereby certify that this bill originated in the House and
is known as House File 389, Eightieth General Assembly.

MARGARET THOMSON
Chief Clerk of the House

Approved _____, 2003

THOMAS J. VILSACK
Governor