

House File 178

HOUSE FILE _____
BY COMMITTEE ON HUMAN
RESOURCES

(SUCCESSOR TO HF 2)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act adding hallucinogenic substances to the list of schedule I
2 controlled substances, and providing penalties.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 1458HV 83
5 jm/nh/5

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1 1 Section 1. Section 124.204, subsection 4, Code 2009, is
1 2 amended by adding the following new paragraphs:

1 3 NEW PARAGRAPH. ai. Salvia divinorum.

1 4 NEW PARAGRAPH. aj. Salvinorin A.

1 5 EXPLANATION

1 6 This bill adds hallucinogenic substances to the list of
1 7 schedule I controlled substances.

1 8 The bill adds "salvia divinorum" and "salvinorin A", also
1 9 known as "divinorin A", to the list of schedule I controlled
1 10 substances.

1 11 A schedule I controlled substance is considered to have a
1 12 high potential for abuse and no medical purpose in treatment
1 13 in the United States.

1 14 The bill makes it a class "C" felony pursuant to Code
1 15 section 124.401, subsection 1, paragraph c, subparagraph (8),
1 16 for any unauthorized person to manufacture, deliver, or
1 17 possess with the intent to manufacture or deliver, salvia
1 18 divinorum or salvinorin A, including its counterfeit or a
1 19 simulated form, or to act with, enter into a common scheme or
1 20 design with, or conspire with one or more other persons to
1 21 manufacture, deliver, or possess with the intent to
1 22 manufacture or deliver salvia divinorum or salvinorin A.

1 23 The bill also makes it a serious misdemeanor pursuant to
1 24 Code section 124.401, subsection 5, for any unauthorized
1 25 person to possess salvia divinorum or salvinorin A.

1 26 A class "C" felony is punishable by confinement for no more
1 27 than 10 years and a fine of at least \$1,000 but not more than
1 28 \$10,000. A serious misdemeanor is punishable by confinement
1 29 for no more than one year and a fine of at least \$315 but not
1 30 more than \$1,875.

1 31 LSB 1458HV 83

1 32 jm/nh/5