

Senate File 282 - Introduced

SENATE FILE 282

BY BOLKCOM

A BILL FOR

1 An Act reclassifying marijuana, including
2 tetrahydrocannabinols, from a schedule I controlled
3 substance to a schedule II controlled substance.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 124.204, subsection 4, paragraphs m and
2 u, Code 2015, are amended by striking the paragraphs.

3 Sec. 2. Section 124.204, subsection 7, Code 2015, is amended
4 by striking the subsection.

5 Sec. 3. Section 124.206, subsection 7, Code 2015, is amended
6 to read as follows:

7 7. *Hallucinogenic substances.* Unless specifically excepted
8 or unless listed in another schedule, any material, compound,
9 mixture, or preparation which contains any quantity of the
10 following substances, or, for purposes of paragraphs "a" and
11 "b", which contains any of its salts, isomers, or salts of
12 isomers whenever the existence of such salts, isomers, or salts
13 of isomers is possible within the specific chemical designation
14 (for purposes of this paragraph only, the term "isomer" includes
15 the optical, positional, and geometric isomers):

16 a. ~~Marijuana when used for medicinal purposes pursuant to~~
17 ~~rules of the board.~~

18 b. Tetrahydrocannabinols, meaning tetrahydrocannabinols
19 naturally contained in a plant of the genus Cannabis (Cannabis
20 plant) as well as synthetic equivalents of the substances
21 contained in the Cannabis plant, or in the resinous extractives
22 of such plant, and synthetic substances, derivatives, and their
23 isomers with similar chemical structure and pharmacological
24 activity to those substances contained in the plant, such as
25 the following:

26 (1) 1 cis or trans tetrahydrocannabinol, and their optical
27 isomers.

28 (2) 6 cis or trans tetrahydrocannabinol, and their optical
29 isomers.

30 (3) 3,4 cis or trans tetrahydrocannabinol, and their
31 optical isomers. (Since nomenclature of these substances
32 is not internationally standardized, compounds of these
33 structures, regardless of numerical designation of atomic
34 positions covered.)

35 ~~b.~~ c. Nabilone [another name for

1 nabilone: (+-) -
2 trans-3-(1,1-dimethylheptyl)-6,6a,7,8,10,10a-hexahydro-1-
3 hydroxy-6,6-dimethyl-9H-dibenzo[b,d]pyran-9-one].

4 EXPLANATION

5 The inclusion of this explanation does not constitute agreement with
6 the explanation's substance by the members of the general assembly.

7 This bill reclassifies marijuana, including
8 tetrahydrocannabinols as a schedule II controlled substance
9 instead of a schedule I controlled substance and strikes
10 references to the authority of the board of pharmacy to adopt
11 rules for the use of marijuana or tetrahydrocannabinols for
12 medicinal purposes.

13 A schedule I controlled substance is a highly addictive
14 substance that has no accepted medical use in the United States
15 and a schedule II controlled substance is a highly addictive
16 substance that has an accepted medical use in the United
17 States. The reclassification of marijuana from a schedule I
18 controlled substance to a schedule II controlled substance
19 would allow a physician to issue a prescription for marijuana
20 under state law. However, federal regulations may prohibit
21 such prescriptions.

22 The penalties remain unchanged for violations involving
23 marijuana under the bill. The penalties under Code section
24 124.401 range from a class "B" felony punishable by up to 50
25 years of confinement to a serious misdemeanor punishable by
26 up to six months of confinement depending on the amount of
27 marijuana involved in the offense.