

Senate File 367 - Introduced

SENATE FILE 367
BY COSTELLO

A BILL FOR

- 1 An Act designating kratom as a schedule I controlled substance,
- 2 and making penalties applicable.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

unofficial

1 Section 1. Section 124.204, subsection 4, Code 2025, is
2 amended by adding the following new paragraph:

3 NEW PARAGRAPH. *cn.* Kratom, meaning any parts of the plant
4 *Mitragyna speciosa*, whether growing or not, and any compound,
5 manufacture, salt, derivative, mixture, or preparation of
6 that plant, including but not limited to mitragynine and
7 7-hydroxymitragynine.

8 EXPLANATION

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

11 This bill designates kratom as a hallucinogenic schedule I
12 controlled substance.

13 A person possessing kratom is guilty of a serious misdemeanor
14 for a first offense. A person who commits a subsequent violation
15 is guilty of an aggravated misdemeanor. A person who has
16 previously been convicted two or more times is guilty of a class
17 "D" felony. A serious misdemeanor is punishable by confinement
18 for no more than one year and a fine of at least \$430 but not
19 more than \$2,560. An aggravated misdemeanor is punishable by
20 confinement for no more than two years and a fine of at least
21 \$855 but not more than \$8,540. A class "D" felony is punishable
22 by confinement for no more than five years and a fine of at least
23 \$1,025 but not more than \$10,245.