

REFERENCE TITLE: dangerous drugs; definition

State of Arizona
Senate
Fifty-first Legislature
First Regular Session
2013

S. B. _____

Introduced by _____

AN ACT

AMENDING SECTIONS 13-3401, 32-1904 AND 36-2512, ARIZONA REVISED STATUTES;
RELATING TO DANGEROUS DRUGS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 13-3401, Arizona Revised Statutes, is amended to
3 read:
4 13-3401. Definitions
5 In this chapter, unless the context otherwise requires:
6 1. "Administer" means to apply, inject or facilitate the inhalation or
7 ingestion of a substance to the body of a person.
8 2. "Amidone" means any substance identified chemically as
9 (4-4-diphenyl-6-dimethylamine-heptanone-3), or any salt of such substance, by
10 whatever trade name designated.
11 3. "Board" means the Arizona state board of pharmacy.
12 4. "Cannabis" means the following substances under whatever names they
13 may be designated:
14 (a) The resin extracted from any part of a plant of the genus
15 cannabis, and every compound, manufacture, salt, derivative, mixture or
16 preparation of such plant, its seeds or its resin. Cannabis does not include
17 oil or cake made from the seeds of such plant, any fiber, compound,
18 manufacture, salt, derivative, mixture or preparation of the mature stalks of
19 such plant except the resin extracted from the stalks or any fiber, oil or
20 cake or the sterilized seed of such plant which is incapable of germination.
21 (b) Every compound, manufacture, salt, derivative, mixture or
22 preparation of such resin or tetrahydrocannabinol.
23 5. "Coca leaves" means cocaine, its optical isomers and any compound,
24 manufacture, salt, derivative, mixture or preparation of coca leaves, except
25 derivatives of coca leaves which do not contain cocaine, ecgonine or
26 substances from which cocaine or ecgonine may be synthesized or made.
27 6. "Dangerous drug" means the following by whatever official, common,
28 usual, chemical or trade name designated:
29 (a) Any material, compound, mixture or preparation which contains any
30 quantity of the following hallucinogenic substances and their salts, isomers,
31 whether optical, positional or geometric, and salts of isomers, unless
32 specifically excepted, whenever the existence of such salts, isomers and
33 salts of isomers is possible within the specific chemical designation:
34 (i) Alpha-ethyltryptamine.
35 (ii) Aminorex.
36 (iii) 4-bromo-2, 5-dimethoxyphenethylamine.
37 (iv) 4-bromo-2, 5-dimethoxyamphetamine.
38 (v) Bufotenine.
39 (vi) Diethyltryptamine.
40 (vii) 2, 5-dimethoxyamphetamine.
41 (viii) Dimethyltryptamine.
42 (ix) 5-methoxy-3, 4-methylenedioxyamphetamine.
43 (x) 4-methyl-2, 5-dimethoxyamphetamine.
44 (xi) Ibogaine.
45 (xii) Lysergic acid amide.

- 1 (xiii) Lysergic acid diethylamide.
2 (xiv) Mescaline.
3 (xv) 4-methoxyamphetamine.
4 (xvi) Methoxymethylenedioxyamphetamine (MDMA).
5 (xvii) Methylenedioxyamphetamine (MDA).
6 (xviii) 3, 4-methylenedioxyamphetamine.
7 (xix) 3, 4-methylenedioxy-N-ethylamphetamine.
8 (xx) N-ethyl-3-piperidyl benzilate (JB-318).
9 (xxi) N-hydroxy-3, 4-methylenedioxyamphetamine.
10 (xxii) N-methyl-3-piperidyl benzilate (JB-336).
11 (xxiii) N-(1-phenylcyclohexyl) ethylamine (PCE).
12 (xxiv) Nabilone.
13 (xxv) 1-(1-phenylcyclohexyl) pyrrolidine (PHP).
14 (xxvi) 1-(1-(2-thienyl)-cyclohexyl) piperidine (TCP).
15 (xxvii) 1-(1-(2-thienyl)-cyclohexyl) pyrrolidine.
16 (xxviii) Para-methoxyamphetamine (PMA).
17 (xxix) Psilocybin.
18 (xxx) Psilocyn.
19 (xxxi) Synhexyl.
20 (xxxii) Trifluoromethylphenylpiperazine (TFMPP).
21 (xxxiii) Trimethoxyamphetamine (TMA).
22 (xxxiv) 1-pentyl-3-(naphthoyl)indole (JWH-018 and isomers).
23 (xxxv) 1-butyl-3-(naphthoyl)indole (JWH-073 and isomers).
24 (xxxvi) 1-hexyl-3-(naphthoyl)indole (JWH-019 and isomers).
25 (xxxvii) 1-pentyl-3-(4-chloro naphthoyl)indole (JWH-398 and isomers).
26 (xxxviii) 1-(2-(4-(morpholinyl)ethyl))-3-(naphthoyl)indole (JWH-200
27 and isomers).
28 (xxxix) 1-pentyl-3-(methoxyphenylacetyl)indole (JWH-250 and isomers).
29 (xl) (2-methyl-1-propyl-1H-indol-3-yl)-1-naphthalenyl-methanone
30 (JWH-015 and isomers).
31 (xli) (6AR, 10AR)-9-(hydroxymethyl)-6,6-dimethyl-3-(2-methyloctan-2-
32 yl)-6a,7,10,10a-tetrahydrobenzo[c]chromen-1-ol (HU-210).
33 (xlii) 5-(1,1-dimethylheptyl)-2-(3-hydroxycyclohexyl)-phenol
34 (CP 47,497 and isomers).
35 (xliii) 5-(1,1-dimethyloctyl)-2-(3-hydroxycyclohexyl)-phenol
36 (cannabicyclohexanol, CP-47,497 C8 homologue and isomers).
37 (b) ANY MATERIAL, COMPOUND, MIXTURE OR PREPARATION WHICH CONTAINS ANY
38 QUANTITY OF CANNABIMIMETIC SUBSTANCES AND THEIR SALTS, ISOMERS, WHETHER
39 OPTICAL, POSITIONAL OR GEOMETRIC, AND SALTS OF ISOMERS, UNLESS SPECIFICALLY
40 EXCEPTED, WHENEVER THE EXISTENCE OF SUCH SALTS, ISOMERS AND SALTS OF ISOMERS
41 IS POSSIBLE WITHIN THE SPECIFIC CHEMICAL DESIGNATION. FOR THE PURPOSES OF
42 THIS SUBDIVISION, "CANNABIMIMETIC SUBSTANCES" MEANS ANY SUBSTANCES WITHIN THE
43 FOLLOWING STRUCTURAL CLASSES:
44 (i) 2-(3-HYDROXYCYCLOHEXYL)PHENOL WITH SUBSTITUTION AT THE 5-POSITION
45 OF THE PHENOLIC RING BY ALKYL OR ALKENYL, WHETHER OR NOT SUBSTITUTED ON THE

1 CYCLOHEXYL RING TO ANY EXTENT. SUBSTANCES IN THE
2 2-(3-(HYDROXYCYCLOHEXYL)PHENOL GENERIC DEFINITION INCLUDE CP-47,497,
3 CP-47,497 C8-HOMOLOG, CP-55,940 AND CP-56,667.

4 (ii) 3-(NAPHTHOYL)INDOLE OR 3-(NAPHTHYLMETHANE)INDOLE BY SUBSTITUTION
5 AT THE NITROGEN ATOM OF THE INDOLE RING, WHETHER OR NOT FURTHER SUBSTITUTED
6 ON THE INDOLE RING TO ANY EXTENT, WHETHER OR NOT SUBSTITUTED ON THE NAPHTHOYL
7 OR NAPHTHYL RING TO ANY EXTENT. SUBSTANCES IN THE 3-(NAPHTHOYL)INDOLE
8 GENERIC DEFINITION INCLUDE AM-678, AM-2201, JWH-004, JWH-007, JWH-009,
9 JWH-015, JWH-016, JWH-018, JWH-019, JWH-020, JWH-046, JWH-047, JWH-048,
10 JWH-049, JWH-050, JWH-070, JWH-071, JWH-072, JWH-073, JWH-076, JWH-079,
11 JWH-080, JWH-081, JWH-082, JWH-094, JWH-096, JWH-098, JWH-116, JWH-120,
12 JWH-122, JWH-148, JWH-149, JWH-175, JWH-180, JWH-181, JWH-182, JWH-184,
13 JWH-185, JWH-189, JWH-192, JWH-193, JWH-194, JWH-195, JWH-196, JWH-197,
14 JWH-199, JWH-200, JWH-210, JWH-211, JWH-212, JWH-213, JWH-234, JWH-235,
15 JWH-236, JWH-239, JWH-240, JWH-241, JWH-242, JWH-262, JWH-386, JWH-387,
16 JWH-394, JWH-395, JWH-397, JWH-398, JWH-399, JWH-400, JWH-412, JWH-413,
17 JWH-414 AND JWH-415.

18 (iii) 3-(NAPHTHOYL)PYRROLE BY SUBSTITUTION AT THE NITROGEN ATOM OF THE
19 PYRROLE RING, WHETHER OR NOT FURTHER SUBSTITUTED IN THE PYRROLE RING TO ANY
20 EXTENT, WHETHER OR NOT SUBSTITUTED ON THE NAPHTHOYL RING TO ANY EXTENT.
21 SUBSTANCES IN THE 3-(NAPHTHOYL)PYRROLE GENERIC DEFINITION INCLUDE JWH-030,
22 JWH-145, JWH-146, JWH-147, JWH-150, JWH-156, JWH-243, JWH-244, JWH-245,
23 JWH-246, JWH-292, JWH-293, JWH-307, JWH-308, JWH-346, JWH-348, JWH-363,
24 JWH-364, JWH-365, JWH-367, JWH-368, JWH-369, JWH-370, JWH-371, JWH-373 AND
25 JWH-392.

26 (iv) 1-(NAPHTHYLMETHYLENE)INDENE BY SUBSTITUTION OF THE 3-POSITION OF
27 THE INDENE RING, WHETHER OR NOT FURTHER SUBSTITUTED IN THE INDENE RING TO ANY
28 EXTENT, WHETHER OR NOT SUBSTITUTED ON THE NAPHTHYL RING TO ANY EXTENT.
29 SUBSTANCES IN THE 1-(NAPHTHYLMETHYL)INDENE GENERIC DEFINITION INCLUDE
30 JWH-176.

31 (v) 3-PHENYLACETYLINDOLE OR 3-BENZOYLINDOLE BY SUBSTITUTION AT THE
32 NITROGEN ATOM OF THE INDOLE RING, WHETHER OR NOT FURTHER SUBSTITUTED IN THE
33 INDOLE RING TO ANY EXTENT, WHETHER OR NOT SUBSTITUTED ON THE PHENYL RING TO
34 ANY EXTENT. SUBSTANCES IN THE 3-PHENYLACETYLINDOLE GENERIC DEFINITION INCLUDE
35 AM-694, AM-2233, JWH-167, JWH-201, JWH-202, JWH-203, JWH-204, JWH-205,
36 JWH-206, JWH-207, JWH-208, JWH-209, JWH-237, JWH-248, JWH-250, JWH-251,
37 JWH-253, JWH-302, JWH-303, JWH-304, JWH-305, JWH-306, JWH-311, JWH-312,
38 JWH-313, JWH-314, JWH-315, JWH-316, RCS-4, RCS-8, SR-18 AND SR-19.

39 (vi) 3-(CYCLOPROPYLMETHANONE) INDOLE OR 3-(CYCLOBUTYLMETHANONE) INDOLE
40 OR 3-(CYCLOPENTYLMETHANONE) INDOLE BY SUBSTITUTION AT THE NITROGEN ATOM OF
41 THE INDOLE RING, WHETHER OR NOT FURTHER SUBSTITUTED IN THE INDOLE RING TO ANY
42 EXTENT, WHETHER OR NOT SUBSTITUTED ON THE CYCLOPROPYL, CYCLOBUTYL OR
43 CYCLOPENTYL RINGS TO ANY EXTENT. SUBSTANCES IN THE 3-(CYCLOPROPYLMETHANONE)
44 INDOLE GENERIC DEFINITION INCLUDE UR-144, FLURORO-UR-144 AND XLR11.

1 ~~(b)~~ (c) Any material, compound, mixture or preparation which contains
2 any quantity of the following substances and their salts, ~~optical~~ isomers,
3 **WHETHER OPTICAL, POSITIONAL OR GEOMETRIC**, and salts of ~~optical~~ isomers having
4 a potential for abuse associated with a stimulant effect on the central
5 nervous system:

6 (i) ALPHA-PYRROLIDINOBUTIOPHENONE (ALPHA-PBP).
7 (ii) ALPHA-PYRROLIDINOPROPIOPHENONE (ALPHA-PPP).
8 (iii) ALPHA-PYRROLIDINOVALEROPHENONE (ALPHA-PVP).
9 ~~(i)~~ (iv) Amphetamine.
10 ~~(ii)~~ (v) Benzphetamine.
11 ~~(iii)~~ (vi) Benzylpiperazine (BZP).
12 (vii) BETA-KETO-METHYLBENZODIOXOLYLBUTANAMINE (BUTYLONE).
13 (viii) BETA-KETO-METHYLBENZODIOXOLYLPENTANAMINE (PENTYLONE).
14 ~~(iv)~~ (ix) Butorphanol.
15 ~~(v) — Butylone.~~
16 ~~(vi)~~ (x) Cathine ((+)-norpseudoephedrine).
17 (xi) CATHINOMIMETIC SUBSTANCES WHICH ARE ANY SUBSTANCES DERIVED FROM
18 CATHINONE, (2-AMINO-1-PHENYL-1-PROPANONE) BY ANY SUBSTITUTION AT THE PHENYL
19 RING, ANY SUBSTITUTION AT THE 3 POSITION, ANY SUBSTITUTION AT THE NITROGEN
20 ATOM OR ANY COMBINATION OF THE ABOVE SUBSTITUTIONS.
21 ~~(vii)~~ (xii) Cathinone.
22 (xiii) 2-(4-CHLORO-2,5-DIMETHOXYPHENYL)ETHANAMINE (2C-C).
23 ~~(viii)~~ (xiv) Chlorphentermine.
24 ~~(ix)~~ (xv) Clortermine.
25 ~~(x)~~ (xvi) Diethylpropion.
26 (xvii) DIHYDRO-5H-INDENO-(5,6-d)-1,3-DIOXOL-6-AMINE (MDAI).
27 (xviii) 2-(2,5-DIMETHOXY-4-ETHYLPHENYL)ETHANAMINE (2C-E).
28 (xix) 2-(2,5-DIMETHOXY-4-METHYLPHENYL)ETHANAMINE (2C-D).
29 (xx) 2-(2,5-DIMETHOXY-4-NITRO-PHENYL)ETHANAMINE (2C-N).
30 (xxi) 2-(2,5-DIMETHOXY-4-(n)-PROPYLPHENYL)ETHANAMINE (2C-P).
31 (xxii) 2-(2,5-DIMETHOXYPHENYL)ETHANAMINE (2C-H).
32 (xxiii) DIMETHYLCATHINONE (METAMFEPAMONE).
33 (xxiv) ETHCATHINONE.
34 (xxv) 2-[4-(ETHYLTHIO)-2,5-DIMETHOXYPHENYL]ETHANAMINE (2C-T-2).
35 ~~(xi)~~ (xxvi) Fencamfamin.
36 ~~(xii)~~ (xxvii) Fenethylamine.
37 ~~(xiii)~~ (xxviii) Fenproporex.
38 ~~(xiv)~~ (xxix) Fluoromethcathinone.
39 (xxx) 2-(4-IODO-2,5-DIMETHOXYPHENYL)ETHANAMINE (2C-I).
40 (xxxi) 2-[4-(ISOPROPYLTHIO)-2,5-DIMETHOXYPHENYL]ETHANAMINE (2C-T-4).
41 ~~(xv)~~ (xxxii) Mazindol.
42 ~~(xvi)~~ (xxxiii) Mefenorex.
43 ~~(xvii)~~ (xxxiv) Methamphetamine.
44 ~~(xviii)~~ (xxxv) Methcathinone.
45 (xxxvi) METHOXY-ALPHA-PYRROLIDINOPROPIOPHENONE (MOPPP).

1 ~~(xxxvii)~~ (xxxvii) Methoxymethcathinone (METHEDRONE).
2 (xxxviii) METHOXYPHENETHYLAMINE MIMETIC SUBSTANCES WHICH ARE ANY
3 SUBSTANCES DERIVED FROM 2, 5-DIMETHOXY-PHENETHYLAMINE BY ANY SUBSTITUTION AT
4 THE PHENYL RING, ANY SUBSTITUTION AT THE NITROGEN ATOM OR ANY COMBINATION OF
5 THE ABOVE SUBSTITUTIONS.
6 ~~(xxxix)~~ (xxxix) 4-methylaminorex.
7 (xl) METHYL-a-PYRROLIDINOBUTIOPHENONE (MPBP).
8 (xli) METHYLENEDIOXY-ALPHAPYRROLIDINOPROPIOPHENONE (MDPPP).
9 (xlii) METHYLENEDIOXYETHCATHINONE (ETHYLONE).
10 ~~(xliii)~~ (xliii) Methylenedioxy-methcathinone (METHYLONE).
11 ~~(xliv)~~ (xliv) Methylenedioxy-pyrovalerone (MDPV).
12 ~~(xlv)~~ (xlv) Methylmethcathinone (MEPHEDRONE).
13 ~~(xlvi)~~ (xlvi) Methylphenidate.
14 ~~(xlvii)~~ (xlvii) Modafinil.
15 ~~(xlviii)~~ (xlviii) Naphthylpyrovalerone (NAPHYRONE).
16 ~~(xlix)~~ (xlix) N-ethylamphetamine.
17 ~~(l)~~ (l) N, N-dimethylamphetamine.
18 ~~(li)~~ (li) Pemoline.
19 ~~(lii)~~ (lii) Phendimetrazine.
20 ~~(liii)~~ (liii) Phenmetrazine.
21 ~~(liv)~~ (liv) Phentermine.
22 ~~(lv)~~ (lv) Pipradol.
23 ~~(lvi)~~ (lvi) Propylhexedrine.
24 ~~(lvii)~~ (lvii) Pyrovalerone.
25 ~~(lviii)~~ (lviii) Sibutramine.
26 ~~(lix)~~ (lix) Spa ((-)-1-dimethylamino-1,2-diphenylethane).
27 ~~(e)~~ (d) Any material, compound, mixture or preparation which contains
28 any quantity of the following substances having a potential for abuse
29 associated with a depressant effect on the central nervous system:
30 (i) Any substance which contains any quantity of a derivative of
31 barbituric acid, or any salt of a derivative of barbituric acid, unless
32 specifically excepted.
33 (ii) Alprazolam.
34 (iii) Bromazepam.
35 (iv) Camazepam.
36 (v) Carisoprodol.
37 (vi) Chloral betaine.
38 (vii) Chloral hydrate.
39 (viii) Chlordiazepoxide.
40 (ix) Chlorhexadol.
41 (x) Clobazam.
42 (xi) Clonazepam.
43 (xii) Clorazepate.
44 (xiii) Clotiazepam.
45 (xiv) Cloxazolam.

- 1 (xv) Delorazepam.
- 2 (xvi) Diazepam.
- 3 (xvii) Dichloralphenazone.
- 4 (xviii) Estazolam.
- 5 (xix) Ethchlorvynol.
- 6 (xx) Ethinamate.
- 7 (xxi) Ethyl loflazepate.
- 8 (xxii) Fenfluramine.
- 9 (xxiii) Fludiazepam.
- 10 (xxiv) Flunitrazepam.
- 11 (xxv) Flurazepam.
- 12 (xxvi) Gamma hydroxy butyrate.
- 13 (xxvii) Glutethimide.
- 14 (xxviii) Halazepam.
- 15 (xxix) Haloxazolam.
- 16 (xxx) Ketamine.
- 17 (xxxi) Ketazolam.
- 18 (xxxii) Loprazolam.
- 19 (xxxiii) Lorazepam.
- 20 (xxxiv) Lormetazepam.
- 21 (xxxv) Lysergic acid.
- 22 (xxxvi) Mebutamate.
- 23 (xxxvii) Mecloqualone.
- 24 (xxxviii) Medazepam.
- 25 (xxxix) Meprobamate.
- 26 (xl) Methaqualone.
- 27 (xli) Methohexital.
- 28 (xlii) Methyprylon.
- 29 (xliii) Midazolam.
- 30 (xliv) Nimetazepam.
- 31 (xlv) Nitrazepam.
- 32 (xlvi) Nordiazepam.
- 33 (xlvii) Oxazepam.
- 34 (xlviii) Oxazolam.
- 35 (xlix) Paraldehyde.
- 36 (l) Petrichloral.
- 37 (li) Phencyclidine.
- 38 (lii) Pinazepam.
- 39 (liii) Prazepam.
- 40 (liv) Scopolamine.
- 41 (lv) Sulfondiethylmethane.
- 42 (lvi) Sulfonethylmethane.
- 43 (lvii) Sulfonmethane.
- 44 (lviii) Quazepam.
- 45 (lix) Temazepam.

- 1 (lx) Tetrazepam.
- 2 (lxi) Tiletamine.
- 3 (lxii) Triazolam.
- 4 (lxiii) Zaleplon.
- 5 (lxiv) Zolazepam.
- 6 (lxv) Zolpidem.

7 ~~(d)~~ (e) Any material, compound, mixture or preparation which contains
8 any quantity of the following anabolic steroids and their salts, isomers or
9 esters:

- 10 (i) Boldenone.
- 11 (ii) Clostebol (4-chlorotestosterone).
- 12 (iii) Dehydrochloromethyltestosterone.
- 13 (iv) Drostanolone.
- 14 (v) Ethylestrenol.
- 15 (vi) Fluoxymesterone.
- 16 (vii) Formebolone (formebolone).
- 17 (viii) Mesterolone.
- 18 (ix) Methandriol.
- 19 (x) Methandrostenolone (methandienone).
- 20 (xi) Methenolone.
- 21 (xii) Methyltestosterone.
- 22 (xiii) Mibolerone.
- 23 (xiv) Nandrolone.
- 24 (xv) Norethandrolon.
- 25 (xvi) Oxandrolone.
- 26 (xvii) Oxymesterone.
- 27 (xviii) Oxymetholone.
- 28 (xix) Stanolone (4-dihydrotestosterone).
- 29 (xx) Stanozolol.
- 30 (xxi) Testolactone.
- 31 (xxii) Testosterone.
- 32 (xxiii) Trenbolone.

33 7. "Deliver" means the actual, constructive or attempted exchange from
34 one person to another, whether or not there is an agency relationship.

35 8. "Director" means the director of the department of health services.

36 9. "Dispense" means distribute, leave with, give away, dispose of or
37 deliver.

38 10. "Drug court program" means a program that is established pursuant
39 to section 13-3422 by the presiding judge of the superior court in
40 cooperation with the county attorney in a county for the purpose of
41 prosecuting, adjudicating and treating drug dependent persons who meet the
42 criteria and guidelines for entry into the program that are developed and
43 agreed on by the presiding judge and the prosecutor.

44 11. "Drug dependent person" means a person who is using a substance
45 that is listed in paragraph 6, 19, 20, 21 or 28 of this section and who is in

1 a state of psychological or physical dependence, or both, arising from the
2 use of that substance.

3 12. "Federal act" has the same meaning prescribed in section 32-1901.

4 13. "Isoamidone" means any substance identified chemically as
5 (4-4-diphenyl-5-methyl-6-dimethylaminohexanone-3), or any salt of such
6 substance, by whatever trade name designated.

7 14. "Isonipecaine" means any substance identified chemically as
8 (1-methyl-4-phenyl-piperidine-4-carboxylic acid ethyl ester), or any salt of
9 such substance, by whatever trade name designated.

10 15. "Ketobemidone" means any substance identified chemically as
11 (4-(3-hydroxyphenyl)-1-methyl-4-piperidylethyl ketone hydrochloride), or any
12 salt of such substance, by whatever trade name designated.

13 16. "Licensed" or "permitted" means authorized by the laws of this
14 state to do certain things.

15 17. "Manufacture" means produce, prepare, propagate, compound, mix or
16 process, directly or indirectly, by extraction from substances of natural
17 origin or independently by means of chemical synthesis, or by a combination
18 of extraction and chemical synthesis. Manufacture includes any packaging or
19 repackaging or labeling or relabeling of containers. Manufacture does not
20 include any producing, preparing, propagating, compounding, mixing,
21 processing, packaging or labeling done in conformity with applicable state
22 and local laws and rules by a licensed practitioner incident to and in the
23 course of his licensed practice.

24 18. "Manufacturer" means a person who manufactures a narcotic or
25 dangerous drug or other substance controlled by this chapter.

26 19. "Marijuana" means all parts of any plant of the genus cannabis,
27 from which the resin has not been extracted, whether growing or not, and the
28 seeds of such plant. Marijuana does not include the mature stalks of such
29 plant or the sterilized seed of such plant which is incapable of germination.

30 20. "Narcotic drugs" means the following, whether of natural or
31 synthetic origin and any substance neither chemically nor physically
32 distinguishable from them:

33 (a) Acetyl-alpha-methylfentanyl.

34 (b) Acetylmethadol.

35 (c) Alfentanil.

36 (d) Allylprodine.

37 (e) Alphacetylmethadol.

38 (f) Alphameprodine.

39 (g) Alphamethadol.

40 (h) Alpha-methylfentanyl.

41 (i) Alpha-methylthiofentanyl.

42 (j) Alphaprodine.

43 (k) Amidone (methadone).

44 (l) Anileridine.

45 (m) Benzethidine.

- 1 (n) Benzylfentanyl.
- 2 (o) Betacetylmethadol.
- 3 (p) Beta-hydroxyfentanyl.
- 4 (q) Beta-hydroxy-3-methylfentanyl.
- 5 (r) Betameprodine.
- 6 (s) Betamethadol.
- 7 (t) Betaprodine.
- 8 (u) Bezitramide.
- 9 (v) Buprenorphine and its salts.
- 10 (w) Cannabis.
- 11 (x) Carfentanil.
- 12 (y) Clonitazene.
- 13 (z) Coca leaves.
- 14 (aa) Dextromoramide.
- 15 (bb) Dextropropoxyphene.
- 16 (cc) Diampromide.
- 17 (dd) Diethylthiambutene.
- 18 (ee) DifenoXin.
- 19 (ff) Dihydrocodeine.
- 20 (gg) Dimenoxadol.
- 21 (hh) DimepHeptanol.
- 22 (ii) Dimethylthiambutene.
- 23 (jj) Dioxaphetyl butyrate.
- 24 (kk) Diphenoxylate.
- 25 (ll) Dipipanone.
- 26 (mm) Ethylmethylthiambutene.
- 27 (nn) Etonitazene.
- 28 (oo) EtoXeridine.
- 29 (pp) Fentanyl.
- 30 (qq) Furethidine.
- 31 (rr) Hydroxypethidine.
- 32 (ss) Isoamidone (isomethadone).
- 33 (tt) Pethidine (meperidine).
- 34 (uu) Ketobemidone.
- 35 (vv) Levomethorphan.
- 36 (ww) Levomoramide.
- 37 (xx) Levophenacylmorphan.
- 38 (yy) Levorphanol.
- 39 (zz) Metazocine.
- 40 (aaa) 3-methylfentanyl.
- 41 (bbb) 1-methyl-4-phenyl-4-propionoxypiperidine (MPPP).
- 42 (ccc) 3-methylthiofentanyl.
- 43 (ddd) Morpheridine.
- 44 (eee) Noracymethadol.
- 45 (fff) Norlevorphanol.

- 1 (ggg) Normethadone.
- 2 (hhh) Norpipanone.
- 3 (iii) Opium.
- 4 (jjj) Para-fluorofentanyl.
- 5 (kkk) Pentazocine.
- 6 (lll) Phenadoxone.
- 7 (mmm) Phenampromide.
- 8 (nnn) Phenazocine.
- 9 (ooo) 1-(2-phenethyl)-4-phenyl-4-acetoxypiperidine (PEPAP).
- 10 (ppp) Phenomorphan.
- 11 (qqq) Phenoperidine.
- 12 (rrr) Piminodine.
- 13 (sss) Piritramide.
- 14 (ttt) Proheptazine.
- 15 (uuu) Properidine.
- 16 (vvv) Propiram.
- 17 (www) Racemethorphan.
- 18 (xxx) Racemoramide.
- 19 (yyy) Racemorphan.
- 20 (zzz) Remifentanil.
- 21 (aaaa) Sufentanil.
- 22 (bbbb) Thenylfentanyl.
- 23 (cccc) Thiofentanyl.
- 24 (dddd) Tilidine.
- 25 (eeee) Trimeperidine.

26 21. "Opium" means any compound, manufacture, salt, isomer, salt of
27 isomer, derivative, mixture or preparation of the following, but does not
28 include apomorphine or any of its salts:

- 29 (a) Acetorphine.
- 30 (b) Acetyldihydrocodeine.
- 31 (c) Benzylmorphine.
- 32 (d) Codeine.
- 33 (e) Codeine methylbromide.
- 34 (f) Codeine-N-oxide.
- 35 (g) Cyprenorphine.
- 36 (h) Desomorphine.
- 37 (i) Dihydromorphine.
- 38 (j) Drotebanol.
- 39 (k) Ethylmorphine.
- 40 (l) Etorphine.
- 41 (m) Heroin.
- 42 (n) Hydrocodone.
- 43 (o) Hydromorphanol.
- 44 (p) Hydromorphone.
- 45 (q) Levo-alphaacetylmethadol.

- 1 (r) Methyl-desorphanol.
- 2 (s) Methyl-dihydro-morphine.
- 3 (t) Metopon.
- 4 (u) Morphine.
- 5 (v) Morphine methyl-bromide.
- 6 (w) Morphine methyl-sulfonate.
- 7 (x) Morphine-N-oxide.
- 8 (y) Myrophine.
- 9 (z) Nalorphine.
- 10 (aa) Nicocodeine.
- 11 (bb) Nicomorphine.
- 12 (cc) Normorphine.
- 13 (dd) Oxycodone.
- 14 (ee) Oxymorphone.
- 15 (ff) Pholcodine.
- 16 (gg) Thebacon.
- 17 (hh) Thebaine.

18 22. "Ordinary ephedrine, pseudoephedrine, (-)-norpseudoephedrine or
19 phenylpropanolamine product" means a product that contains ephedrine,
20 pseudoephedrine, (-)-norpseudoephedrine or phenylpropanolamine and that is
21 all of the following:

- 22 (a) Approved for sale under the federal act.
- 23 (b) Labeled, advertised and marketed only for an indication that is
24 approved by the federal food and drug administration.
- 25 (c) Either:
 - 26 (i) A nonliquid that is sold in package sizes of not more than three
27 grams of ephedrine, pseudoephedrine, (-)-norpseudoephedrine or
28 phenylpropanolamine and that is packaged in blister packs containing not more
29 than two dosage units or, if the use of blister packs is technically
30 infeasible, that is packaged in unit dose packets or pouches.
 - 31 (ii) A liquid that is sold in package sizes of not more than three
32 grams of ephedrine, pseudoephedrine, (-)-norpseudoephedrine or
33 phenylpropanolamine.

34 23. "Peyote" means any part of a plant of the genus *Lophophora*, known
35 as the mescal button.

36 24. "Pharmacy" means a licensed business where drugs are compounded or
37 dispensed by a licensed pharmacist.

38 25. "Practitioner" means a person licensed to prescribe and administer
39 drugs.

40 26. "Precursor chemical I" means any material, compound, mixture or
41 preparation which contains any quantity of the following substances and their
42 salts, optical isomers or salts of optical isomers:

- 43 (a) N-acetylanthranilic acid.
- 44 (b) Anthranilic acid.
- 45 (c) Ephedrine.

- 1 (d) Ergotamine.
- 2 (e) Isosafrole.
- 3 (f) Lysergic acid.
- 4 (g) Methylamine.
- 5 (h) N-ethylephedrine.
- 6 (i) N-ethylpseudoephedrine.
- 7 (j) N-methylephedrine.
- 8 (k) N-methylpseudoephedrine.
- 9 (l) Norephedrine.
- 10 (m) (-)-Norpseudoephedrine.
- 11 (n) Phenylacetic acid.
- 12 (o) Phenylpropanolamine.
- 13 (p) Piperidine.
- 14 (q) Pseudoephedrine.

15 27. "Precursor chemical II" means any material, compound, mixture or
16 preparation which contains any quantity of the following substances and their
17 salts, optical isomers or salts of optical isomers:

- 18 (a) 4-cyano-2-dimethylamino-4, 4-diphenyl butane.
- 19 (b) 4-cyano-1-methyl-4-phenylpiperidine.
- 20 (c) Chlorephedrine.
- 21 (d) Chlorpseudoephedrine.
- 22 (e) Ethyl-4-phenylpiperidine-4-carboxylate.
- 23 (f) 2-methyl-3-morpholino-1, 1-diphenylpropane-carboxylic acid.
- 24 (g) 1-methyl-4-phenylpiperidine-4-carboxylic acid.
- 25 (h) N-formyl amphetamine.
- 26 (i) N-formyl methamphetamine.
- 27 (j) Phenyl-2-propanone.
- 28 (k) 1-piperidinocyclohexane carbonitrile.
- 29 (l) 1-pyrrolidinocyclohexane carbonitrile.

30 28. "Prescription-only drug" does not include a dangerous drug or
31 narcotic drug but means:

32 (a) Any drug which because of its toxicity or other potentiality for
33 harmful effect, or the method of its use, or the collateral measures
34 necessary to its use, is not generally recognized among experts, qualified by
35 scientific training and experience to evaluate its safety and efficacy, as
36 safe for use except by or under the supervision of a medical practitioner.

37 (b) Any drug that is limited by an approved new drug application under
38 the federal act or section 32-1962 to use under the supervision of a medical
39 practitioner.

40 (c) Every potentially harmful drug, the labeling of which does not
41 bear or contain full and adequate directions for use by the consumer.

42 (d) Any drug required by the federal act to bear on its label the
43 legend "Caution: Federal law prohibits dispensing without prescription" or
44 "Rx only".

1 29. "Produce" means grow, plant, cultivate, harvest, dry, process or
2 prepare for sale.

3 30. "Regulated chemical" means the following substances in bulk form
4 that are not a useful part of an otherwise lawful product:

- 5 (a) Acetic anhydride.
- 6 (b) Hypophosphorous acid.
- 7 (c) Iodine.
- 8 (d) Sodium acetate.
- 9 (e) Red phosphorus.
- 10 (f) Gamma butyrolactone (GBL).
- 11 (g) 1, 4-butanediol.
- 12 (h) Butyrolactone.
- 13 (i) 1, 2 butanolide.
- 14 (j) 2-oxanalone.
- 15 (k) Tetrahydro-2-furanone.
- 16 (l) Dihydro-2(3H)-furanone.
- 17 (m) Tetramethylene glycol.

18 31. "Retailer" means either:

19 (a) A person other than a practitioner who sells any precursor
20 chemical or regulated chemical to another person for purposes of consumption
21 and not resale, whether or not the person possesses a permit issued pursuant
22 to title 32, chapter 18.

23 (b) A person other than a manufacturer or wholesaler who purchases,
24 receives or acquires more than twenty-four grams of a precursor chemical.

25 32. "Sale" or "sell" means an exchange for anything of value or
26 advantage, present or prospective.

27 33. "Sale for personal use" means the retail sale for a legitimate
28 medical use in a single transaction to an individual customer, to an employer
29 for dispensing to employees from first aid kits or medicine chests or to a
30 school for administration pursuant to section 15-344.

31 34. "Scientific purpose" means research, teaching or chemical analysis.

32 35. "Suspicious transaction" means a transaction to which any of the
33 following applies:

34 (a) A report is required under the federal act.

35 (b) The circumstances would lead a reasonable person to believe that
36 any person is attempting to possess a precursor chemical or regulated
37 chemical for the purpose of unlawful manufacture of a dangerous drug or
38 narcotic drug, based on such factors as the amount involved, the method of
39 payment, the method of delivery and any past dealings with any participant.

40 (c) The transaction involves payment for precursor or regulated
41 chemicals in cash or money orders in a total amount of more than two hundred
42 dollars.

43 (d) The transaction involves a sale, a transfer or furnishing to a
44 retailer for resale without a prescription of ephedrine, pseudoephedrine,
45 (-)-norpseudoephedrine or phenylpropanolamine that is not an ordinary

1 ephedrine, pseudoephedrine, (-)-norpseudoephedrine or phenylpropanolamine
2 product.

3 36. "Threshold amount" means a weight, market value or other form of
4 measurement of an unlawful substance as follows:

5 (a) One gram of heroin.

6 (b) Nine grams of cocaine.

7 (c) Seven hundred fifty milligrams of cocaine base or hydrolyzed
8 cocaine.

9 (d) Four grams or 50 milliliters of PCP.

10 (e) Nine grams of methamphetamine, including methamphetamine in liquid
11 suspension.

12 (f) Nine grams of amphetamine, including amphetamine in liquid
13 suspension.

14 (g) One-half milliliter of lysergic acid diethylamide, or in the case
15 of blotter dosage units fifty dosage units.

16 (h) Two pounds of marijuana.

17 (i) For any combination consisting solely of those unlawful substances
18 listed in subdivisions (a) through (h) of this paragraph, an amount equal to
19 or in excess of the threshold amount, as determined by the application of
20 section 13-3420.

21 (j) For any unlawful substance not listed in subdivisions (a) through
22 (h) of this paragraph or any combination involving any unlawful substance not
23 listed in subdivisions (a) through (h) of this paragraph, a value of at least
24 one thousand dollars.

25 37. "Transfer" means furnish, deliver or give away.

26 38. "Vapor-releasing substance containing a toxic substance" means a
27 material which releases vapors or fumes containing any of the following:

28 (a) Ketones, including acetone, methyl ethyl ketone, mibk, miak,
29 isophorone and mesityl oxide.

30 (b) Hydrocarbons, including propane, butane, pentane, hexane, heptane
31 and halogenated hydrocarbons.

32 (c) Ethylene dichloride.

33 (d) Pentachlorophenol.

34 (e) Chloroform.

35 (f) Methylene chloride.

36 (g) Trichloroethylene.

37 (h) Difluoroethane.

38 (i) Tetrafluoroethane.

39 (j) Aldehydes, including formaldehyde.

40 (k) Acetates, including ethyl acetate and butyl acetate.

41 (l) Aromatics, including benzene, toluene, xylene, ethylbenzene and
42 cumene.

43 (m) Alcohols, including methyl alcohol, ethyl alcohol, isopropyl
44 alcohol, butyl alcohol and diacetone alcohol.

45 (n) Ether, including Diethyl ether and petroleum ether.

- 1 (o) Nitrous oxide.
- 2 (p) Amyl nitrite.
- 3 (q) Isobutyl nitrite.

4 39. "Weight" unless otherwise specified includes the entire weight of
5 any mixture or substance that contains a detectable amount of an unlawful
6 substance. If a mixture or substance contains more than one unlawful
7 substance, the weight of the entire mixture or substance is assigned to the
8 unlawful substance that results in the greater offense. If a mixture or
9 substance contains lysergic acid diethylamide, the offense that results from
10 the unlawful substance shall be based on the greater offense as determined by
11 the entire weight of the mixture or substance or the number of blotter dosage
12 units. For the purposes of this paragraph, "mixture" means any combination
13 of substances from which the unlawful substance cannot be removed without a
14 chemical process.

15 40. "Wholesaler" means a person who in the usual course of business
16 lawfully supplies narcotic drugs, dangerous drugs, precursor chemicals or
17 regulated chemicals that he himself has not produced or prepared, but not to
18 a person for the purpose of consumption by the person, whether or not the
19 wholesaler has a permit that is issued pursuant to title 32, chapter 18.
20 Wholesaler includes a person who sells, delivers or dispenses a precursor
21 chemical in an amount or under circumstances that would require registration
22 as a distributor of precursor chemicals under the federal act.

23 Sec. 2. Section 32-1904, Arizona Revised Statutes, is amended to read:
24 32-1904. Powers and duties of board; immunity

25 A. The board shall:

26 1. Make bylaws and adopt rules that are necessary for the protection
27 of the public and that pertain to the practice of pharmacy, the
28 manufacturing, wholesaling or supplying of drugs, devices, poisons or
29 hazardous substances, the use of pharmacy technicians and support personnel
30 and the lawful performance of its duties.

31 2. Fix standards and requirements for the registration and
32 reregistration of pharmacies, except as otherwise specified.

33 3. Investigate compliance as to the quality, label and labeling of all
34 drugs, devices, poisons or hazardous substances and take action necessary to
35 prevent the sale of these if they do not conform to the standards prescribed
36 in this chapter, the official compendium or the federal act.

37 4. Enforce its rules. In so doing, the board or its agents have free
38 access at all reasonable hours to any pharmacy, manufacturer, wholesaler,
39 nonprescription drug permittee or other establishment in which drugs,
40 devices, poisons or hazardous substances are manufactured, processed, packed
41 or held, or to enter any vehicle being used to transport or hold such drugs,
42 devices, poisons or hazardous substances for the purpose OF:

43 (a) ~~OF~~ Inspecting the establishment or vehicle to determine if any
44 provisions of this chapter or the federal act are being violated.

1 (b) ~~of~~ Securing samples or specimens of any drug, device, poison or
2 hazardous substance after paying or offering to pay for such sample.

3 (c) ~~of~~ Detaining or embargoing a drug, device, poison or hazardous
4 substance in accordance with section 32-1994.

5 5. Examine and license as pharmacists and pharmacy interns all
6 qualified applicants as provided by this chapter.

7 6. Issue duplicates of lost or destroyed permits on the payment of a
8 fee as prescribed by the board.

9 7. Adopt rules for the rehabilitation of pharmacists and pharmacy
10 interns as provided by this chapter.

11 8. At least once every three months, notify pharmacies regulated
12 pursuant to this chapter of any modifications on prescription writing
13 privileges of podiatrists, dentists, doctors of medicine, registered nurse
14 practitioners, osteopathic physicians, veterinarians, physician assistants,
15 optometrists and homeopathic physicians of which it receives notification
16 from the board of podiatry examiners, board of dental examiners, Arizona
17 medical board, board of nursing, board of osteopathic examiners in medicine
18 and surgery, veterinary medical examining board, Arizona regulatory board of
19 physician assistants, board of optometry or board of homeopathic and
20 integrated medicine examiners.

21 B. The board may:

22 1. Employ chemists, compliance officers, clerical help and other
23 employees subject to title 41, chapter 4, article 4 and provide laboratory
24 facilities for the proper conduct of its business.

25 2. Provide, by education of and information to the licensees and to
26 the public, assistance in the curtailment of abuse in the use of drugs,
27 devices, poisons and hazardous substances.

28 3. Approve or reject the manner of storage and security of drugs,
29 devices, poisons and hazardous substances.

30 4. Accept monies and services to assist in the enforcement of this
31 chapter from other than licensees:

32 (a) For performing inspections and other board functions.

33 (b) For the cost of copies of the pharmacy and controlled substances
34 laws, the annual report of the board and other information from the board.

35 5. Adopt rules for professional conduct appropriate to the
36 establishment and maintenance of a high standard of integrity and dignity in
37 the profession of pharmacy.

38 6. Grant permission to deviate from a state requirement for
39 experimentation and technological advances.

40 7. Adopt rules for the training and practice of pharmacy interns,
41 pharmacy technicians and support personnel.

42 8. Investigate alleged violations of this chapter, conduct hearings in
43 respect to violations, subpoena witnesses and take such action as it deems
44 necessary to revoke or suspend a license or a permit, place a licensee or
45 permittee on probation or warn a licensee or permittee under this chapter or

1 to bring notice of violations to the county attorney of the county in which a
2 violation took place or to the attorney general.

3 9. By rule, approve colleges or schools of pharmacy.

4 10. By rule, approve programs of practical experience, clinical
5 programs, internship training programs, programs of remedial academic work
6 and preliminary equivalency examinations as provided by this chapter.

7 11. Assist in the continuing education of pharmacists and pharmacy
8 interns.

9 12. Issue inactive status licenses as provided by this chapter.

10 13. Accept monies and services from the federal government or others
11 for educational, research or other purposes pertaining to the enforcement of
12 this chapter.

13 14. By rule, except from the application of all or any part of this
14 chapter any material, compound, mixture or preparation containing any
15 stimulant or depressant substance included in section 13-3401, paragraph 6,
16 subdivision ~~(b) or~~ (c) OR (d) from the definition of dangerous drug if the
17 material, compound, mixture or preparation contains one or more active
18 medicinal ingredients not having a stimulant or depressant effect on the
19 central nervous system, provided that such admixtures are included in such
20 combinations, quantity, proportion or concentration as to vitiate the
21 potential for abuse of the substances that do have a stimulant or depressant
22 effect on the central nervous system.

23 15. Adopt rules for the revocation, suspension or reinstatement of
24 licenses or permits or the probation of licensees or permittees as provided
25 by this chapter.

26 C. The executive director and other personnel or agents of the board
27 are not subject to civil liability for any act done or proceeding undertaken
28 or performed in good faith and in furtherance of the purposes of this
29 chapter.

30 Sec. 3. Section 36-2512, Arizona Revised Statutes, is amended to read:

31 36-2512. Substances in schedule I

32 A. The following controlled substances, unless specifically excepted,
33 are included in schedule I:

34 1. Any of the following, including opiates and their isomers, esters,
35 ethers, salts and salts of isomers, esters and ethers, unless specifically
36 excepted, whenever the existence of these isomers, esters, ethers and salts
37 is possible within the specific chemical designation:

38 (a) Acetyl-alpha-methylfentanyl.

39 (b) Allylprodine.

40 (c) Alpha-methylthiofentanyl.

41 (d) Alphacetylmethadol.

42 (e) Alphameprodine.

43 (f) Alphamethadol.

44 (g) Alpha-methylfentanyl.

45 (h) Benzethidine.

- 1 (i) Benzylfentanyl and its optical isomers, salts and salts of
2 isomers.
- 3 (j) Beta-hydroxyfentanyl.
- 4 (k) Beta-hydroxy-3-methylfentanyl.
- 5 (l) Betacetylmethadol.
- 6 (m) Betameprodine.
- 7 (n) Betamethadol.
- 8 (o) Betaprodine.
- 9 (p) Clonitazene.
- 10 (q) Dextromoramide.
- 11 (r) Diampromide.
- 12 (s) Diethylthiambutene.
- 13 (t) Difenoxyin.
- 14 (u) Dimenoxadol.
- 15 (v) Dimepheptanol.
- 16 (w) Dimethylthiambutene.
- 17 (x) Dioxaphetyl butyrate.
- 18 (y) Dipipanone.
- 19 (z) Ethylmethylthiambutene.
- 20 (aa) Etonitazene.
- 21 (bb) Etoxidine.
- 22 (cc) 4-methylaminorex.
- 23 (dd) Furethidine.
- 24 (ee) Hydroxypethidine.
- 25 (ff) Ketobemidone.
- 26 (gg) Levomoramide.
- 27 (hh) Levophenacymorphan.
- 28 (ii) MPPP (1-methyl-4-phenyl-4-propionoxypiperidine).
- 29 (jj) Morpheridine.
- 30 (kk) Noracymethadol.
- 31 (ll) Norlevorphanol.
- 32 (mm) Normethadone.
- 33 (nn) Norpipanone.
- 34 (oo) Para-fluorofentanyl.
- 35 (pp) Pepap (1-(2-phenethyl)-4-phenyl-4-acetoxypiperidine).
- 36 (qq) Phenadoxone.
- 37 (rr) Phenampromide.
- 38 (ss) Phenomorphan.
- 39 (tt) Phenoperidine.
- 40 (uu) Piritramide.
- 41 (vv) Proheptazine.
- 42 (ww) Properidine.
- 43 (xx) Propiram.
- 44 (yy) Racemoramide.

1 (zz) Thenylfentanyl and its optical isomers, salts and salts of
2 isomers.

- 3 (aaa) Thiofentanyl.
- 4 (bbb) 3-methylfentanyl.
- 5 (ccc) 3-methylthiofentanyl.
- 6 (ddd) Tilidine.
- 7 (eee) Trimeperidine.

8 2. Any of the following opium derivatives and their salts, isomers and
9 salts of isomers, unless specifically excepted, whenever the existence of
10 these salts, isomers and salts of isomers is possible within the specific
11 chemical designation:

- 12 (a) Acetorphine.
- 13 (b) Acetyldihydrocodeine.
- 14 (c) Benzylmorphine.
- 15 (d) Codeine methylbromide.
- 16 (e) Codeine-n-oxide.
- 17 (f) Cyprenorphine.
- 18 (g) Desomorphine.
- 19 (h) Dihydromorphine.
- 20 (i) Drotebanol.
- 21 (j) Etorphine, except hydrochloride salt.
- 22 (k) Heroin.
- 23 (l) Hydromorphanol.
- 24 (m) Methyldesorphine.
- 25 (n) Methyldihydromorphine.
- 26 (o) Morphine methylbromide.
- 27 (p) Morphine methylsulfonate.
- 28 (q) Morphine-n-oxide.
- 29 (r) Myrophine.
- 30 (s) Nicocodeine.
- 31 (t) Nicomorphine.
- 32 (u) Normorphine.
- 33 (v) Pholcodeine.
- 34 (w) Thebacon.

35 3. Any material, compound, mixture or preparation that contains any
36 quantity of the following hallucinogenic substances and their salts, isomers
37 and salts of isomers, unless specifically excepted or unless listed in
38 another schedule, whenever the existence of these salts, isomers and salts of
39 isomers is possible within the specific chemical designation (for the
40 purposes of this paragraph, "isomer" includes the optical, position and
41 geometric isomers):

- 42 (a) 4-bromo-2, 5-dimethoxyamphetamine.
- 43 (b) 2, 5-dimethoxyamphetamine.
- 44 (c) 4-methoxyamphetamine.
- 45 (d) 5-methoxy-3, 4-methylenedioxyamphetamine.

- 1 (e) 4-methyl-2, 5-dimethoxyamphetamine.
2 (f) 3, 4-methylenedioxyamphetamine (MDMA).
3 (g) 3, 4-methylenedioxy amphetamine.
4 (h) 3, 4, 5-trimethoxy amphetamine.
5 (i) alpha-ethyltryptamine.
6 (j) Bufotenine.
7 (k) Diethyltryptamine.
8 (l) Dimethyltryptamine.
9 (m) Ibogaine.
10 (n) Lysergic acid diethylamide.
11 (o) Cannabis, except the synthetic isomer of
12 delta-9-tetrahydrocannabinol.
13 (p) Mescaline.
14 (q) Parahexyl.
15 (r) Peyote.
16 (s) N-ethyl-3-piperidyl benzilate.
17 (t) N-methyl-3-piperidyl benzilate.
18 (u) N-hydroxy-3,4-methylenedioxyamphetamine.
19 (v) N,N-Dimethylamphetamine.
20 (w) 3, 4-methylenedioxy-n-ethylamphetamine.
21 (x) Psilocybin.
22 (y) Psilocyn.
23 (z) Ethylamine analog of phencyclidine.
24 (aa) Pyrrolidine analog of phencyclidine.
25 (bb) 1-(1-(2-thienyl)cyclohexyl)pyrrolidine.
26 (cc) Thiophene analog of phencyclidine.
27 (dd) Aminorex.
28 (ee) 4-bromo-2,5-dimethoxyphenethylamine.
29 (ff) 1-pentyl-3-(naphthoyl)indole (JWH-018 and isomers).
30 (gg) 1-butyl-3-(naphthoyl)indole (JWH-073 and isomers).
31 (hh) 1-hexyl-3-(naphthoyl)indole (JWH-019 and isomers).
32 (ii) 1-pentyl-3-(4-chloro naphthoyl)indole (JWH-398 and isomers).
33 (jj) 1-(2-(4-(morpholinyl)ethyl))-3-(naphthoyl)indole (JWH-200 and
34 isomers).
35 (kk) 1-pentyl-3-(methoxyphenylacetyl)indole (JWH-250 and isomers).
36 (ll) (2-methyl-1-propyl-1h-indol-3-yl)-1-naphthalenyl-methanone
37 (JWH-015 and isomers).
38 (mm) (6ar,10ar)-9-(hydroxymethyl)-6,6-dimethyl-3-(2-methyloctan2-yl)-
39 6a,7,10,10a-tetrahydrobenzo[c]chromen-1-ol) (hu-210).
40 (nn) 5-(1,1-dimethylheptyl)-2-(3-hydroxycyclohexyl)-phenol (cp 47,497
41 and isomers).
42 (oo) 5-(1,1-dimethyloctyl)-2-(3-hydroxycyclohexyl)-phenol
43 (cannabicyclohexanol, cp-47,497 c8 homologue and isomers).
44 (pp) ANY MATERIAL, COMPOUND, MIXTURE OR PREPARATION WHICH CONTAINS ANY
45 QUANTITY OF CANNABIMIMETIC SUBSTANCES AND THEIR SALTS, ISOMERS, WHETHER

1 OPTICAL, POSITIONAL OR GEOMETRIC, AND SALTS OF ISOMERS, UNLESS SPECIFICALLY
2 EXCEPTED, WHENEVER THE EXISTENCE OF SUCH SALTS, ISOMERS AND SALTS OF ISOMERS
3 IS POSSIBLE WITHIN THE SPECIFIC CHEMICAL DESIGNATION. FOR THE PURPOSES OF
4 THIS SUBDIVISION, "CANNABIMIMETIC SUBSTANCES" MEANS ANY SUBSTANCES WITHIN THE
5 FOLLOWING STRUCTURAL CLASSES:

6 (i) 2-(3-HYDROXYCYCLOHEXYL)PHENOL WITH SUBSTITUTION AT THE 5-POSITION
7 OF THE PHENOLIC RING BY ALKYL OR ALKENYL, WHETHER OR NOT SUBSTITUTED ON THE
8 CYCLOHEXYL RING TO ANY EXTENT. SUBSTANCES IN THE
9 2-(3-(HYDROXYCYCLOHEXYL)PHENOL GENERIC DEFINITION INCLUDE CP-47,497,
10 CP-47,497 C8-HOMOLOG, CP-55,940 AND CP-56,667.

11 (ii) 3-(NAPHTHOYL)INDOLE OR 3-(NAPHTHYLMETHANE)INDOLE BY SUBSTITUTION
12 AT THE NITROGEN ATOM OF THE INDOLE RING, WHETHER OR NOT FURTHER SUBSTITUTED
13 ON THE INDOLE RING TO ANY EXTENT, WHETHER OR NOT SUBSTITUTED ON THE NAPHTHOYL
14 OR NAPHTHYL RING TO ANY EXTENT. SUBSTANCES IN THE 3-(NAPHTHOYL)INDOLE
15 GENERIC DEFINITION INCLUDE AM-678, AM-2201, JWH-004, JWH-007, JWH-009,
16 JWH-015, JWH-016, JWH-018, JWH-019, JWH-020, JWH-046, JWH-047, JWH-048,
17 JWH-049, JWH-050, JWH-070, JWH-071, JWH-072, JWH-073, JWH-076, JWH-079,
18 JWH-080, JWH-081, JWH-082, JWH-094, JWH-096, JWH-098, JWH-116, JWH-120,
19 JWH-122, JWH-148, JWH-149, JWH-175, JWH-180, JWH-181, JWH-182, JWH-184,
20 JWH-185, JWH-189, JWH-192, JWH-193, JWH-194, JWH-195, JWH-196, JWH-197,
21 JWH-199, JWH-200, JWH-210, JWH-211, JWH-212, JWH-213, JWH-234, JWH-235,
22 JWH-236, JWH-239, JWH-240, JWH-241, JWH-242, JWH-262, JWH-386, JWH-387,
23 JWH-394, JWH-395, JWH-397, JWH-398, JWH-399, JWH-400, JWH-412, JWH-413,
24 JWH-414 AND JWH-415.

25 (iii) 3-(NAPHTHOYL)PYRROLE BY SUBSTITUTION AT THE NITROGEN ATOM OF THE
26 PYRROLE RING, WHETHER OR NOT FURTHER SUBSTITUTED IN THE PYRROLE RING TO ANY
27 EXTENT, WHETHER OR NOT SUBSTITUTED ON THE NAPHTHOYL RING TO ANY EXTENT.
28 SUBSTANCES IN THE 3-(NAPHTHOYL)PYRROLE GENERIC DEFINITION INCLUDE JWH-030,
29 JWH-145, JWH-146, JWH-147, JWH-150, JWH-156, JWH-243, JWH-244, JWH-245,
30 JWH-246, JWH-292, JWH-293, JWH-307, JWH-308, JWH-346, JWH-348, JWH-363,
31 JWH-364, JWH-365, JWH-367, JWH-368, JWH-369, JWH-370, JWH-371, JWH-373 AND
32 JWH-392.

33 (iv) 1-(NAPHTHYLMETHYLENE)INDENE BY SUBSTITUTION OF THE 3-POSITION OF
34 THE INDENE RING, WHETHER OR NOT FURTHER SUBSTITUTED IN THE INDENE RING TO ANY
35 EXTENT, WHETHER OR NOT SUBSTITUTED ON THE NAPHTHYL RING TO ANY EXTENT.
36 SUBSTANCES IN THE 1-(NAPHTHYLMETHYL)INDENE GENERIC DEFINITION INCLUDE
37 JWH-176.

38 (v) 3-PHENYLACETYLINDOLE OR 3-BENZOYLINDOLE BY SUBSTITUTION AT THE
39 NITROGEN ATOM OF THE INDOLE RING, WHETHER OR NOT FURTHER SUBSTITUTED IN THE
40 INDOLE RING TO ANY EXTENT, WHETHER OR NOT SUBSTITUTED ON THE PHENYL RING TO
41 ANY EXTENT. SUBSTANCES IN THE 3-PHENYLACETYLINDOLE GENERIC DEFINITION INCLUDE
42 AM-694, AM-2233, JWH-167, JWH-201, JWH-202, JWH-203, JWH-204, JWH-205,
43 JWH-206, JWH-207, JWH-208, JWH-209, JWH-237, JWH-248, JWH-250, JWH-251,
44 JWH-253, JWH-302, JWH-303, JWH-304, JWH-305, JWH-306, JWH-311, JWH-312,
45 JWH-313, JWH-314, JWH-315, JWH-316, RCS-4, RCS-8, SR-18 AND SR-19.

1 (vi) 3-(CYCLOPROPYLMETHANONE) INDOLE OR 3-(CYLOBUTYLMETHANONE) INDOLE
2 OR 3-(CYCLOPENTYLMETHANONE) INDOLE BY SUBSTITUTION AT THE NITROGEN ATOM OF
3 THE INDOLE RING, WHETHER OR NOT FURTHER SUBSTITUTED IN THE INDOLE RING TO ANY
4 EXTENT, WHETHER OR NOT SUBSTITUTED ON THE CYCLOPROPYL, CYCLOBUTYL OR
5 CYCLOPENTYL RINGS TO ANY EXTENT. SUBSTANCES IN THE 3-(CYCLOPROPYLMETHANONE)
6 INDOLE GENERIC DEFINITION INCLUDE UR-144, FLURORO-UR-144 AND XLR11.

7 4. Any of the following substances having a depressant effect on the
8 central nervous system, including their salts, isomers and salts of isomers,
9 unless specifically excepted or listed in another schedule, whenever the
10 existence of such salts, isomers and salts of isomers is possible within the
11 specific chemical designation:

12 (a) Mecloqualone.

13 (b) Methaqualone.

14 5. Gamma-hydroxybutyric acid, any salt, hydroxybutyric compound,
15 derivative or preparation of gamma-hydroxybutyric acid, including any
16 isomers, esters and ethers and salts of isomers, esters and ethers of
17 gamma-hydroxybutyric acid, except gamma-butyrolactone if the existence of the
18 isomers, esters and salts is possible within the specific chemical
19 designation. Notwithstanding any other provision of the federal food, drug
20 and cosmetic act, for purposes of security requirements imposed by law or
21 regulation on registered distributors and registered manufacturers, this
22 substance if manufactured, distributed or processed in accordance with an
23 exemption approved under section 505 of the federal food, drug and cosmetic
24 act is a controlled substance in schedule III pursuant to section 36-2514.

25 6. Any of the following stimulants including their salts, isomers and
26 salts of isomers, unless specifically excepted or listed in another schedule,
27 whenever the existence of these salts, isomers and salts of isomers is
28 possible within the specific chemical designation:

29 (a) ALPHA-PYRROLIDINOBUTIOPHENONE (ALPHA-PBP).

30 (b) ALPHA-PYRROLIDINOPROPIOPHENONE (ALPHA-PPP).

31 (c) ALPHA-PYRROLIDINOVALEROPHENONE (ALPHA-PVP).

32 (d) BETA-KETO-METHYLBENZODIOXOLYLBUTANAMINE (BUTYLONE).

33 (e) BETA-KETO-METHYLBENZODIOXOLYLPENTANAMINE (PENTYLONE).

34 (f) CATHINOMIMETIC SUBSTANCES WHICH ARE ANY SUBSTANCES DERIVED FROM
35 CATHINONE, (2-AMINO-1-PHENYL-1-PROPANONE) BY ANY SUBSTITUTION AT THE PHENYL
36 RING, ANY SUBSTITUTION AT THE 3 POSITION, ANY SUBSTITUTION AT THE NITROGEN
37 ATOM OR ANY COMBINATION OF THE ABOVE SUBSTITUTIONS.

38 (g) 2-(4-CHLORO-2,5-DIMETHOXYPHENYL)ETHANAMINE (2C-C).

39 (h) (+)CIS-4-METHYLAMINOREX((+)CIS-4,5-DIHYDRO-4-METHYL-5-PHENYL-2-
40 OXAZOLAMINE).

41 (i) DIHYDRO-5H-INDENO-(5,6-d)-1,3-DIOXOL-6-AMINE (MDAI).

42 (j) 2-(2,5-DIMETHOXY-4-ETHYLPHENYL)ETHANAMINE (2C-E).

43 (k) 2-(2,5-DIMETHOXY-4-METHYLPHENYL)ETHANAMINE (2C-D).

44 (l) 2-(2,5-DIMETHOXY-4-NITRO-PHENYL)ETHANAMINE (2C-N).

- 1 (m) 2-(2,5-DIMETHOXY-4-(n)-PROPYLPHENYL)ETHANAMINE (2C-P).
2 (n) 2-(2,5-DIMETHOXYPHENYL)ETHANAMINE (2C-H).
3 (o) DIMETHYLCATHINONE (METAMFEPRAMONE).
4 (p) ETHCATHINONE.
5 (q) 2-[4-(ETHYLTHIO)-2,5-DIMETHOXYPHENYL]ETHANAMINE (2C-T-2).
6 ~~(a) Methcathinone.~~
7 ~~(b)~~ (r) Fenethylamine.
8 (s) 2-(4-IODO-2,5-DIMETHOXYPHENYL)ETHANAMINE (2C-I).
9 (t) 2-[4-(ISOPROPYLTHIO)-2,5-DIMETHOXYPHENYL]ETHANAMINE (2C-T-4).
10 (u) METHCATHINONE.
11 (v) METHOXY-ALPHA-PYRROLIDINOPROPIOPHENONE (MOPPP).
12 (w) METHOXYPHENETHYLAMINE MIMETIC SUBSTANCES WHICH ARE ANY SUBSTANCES
13 DERIVED FROM 2, 5-DIMETHOXY-PHENETHYLAMINE BY ANY SUBSTITUTION AT THE PHENYL
14 RING, ANY SUBSTITUTION AT THE NITROGEN ATOM OR ANY COMBINATION OF THE ABOVE
15 SUBSTITUTIONS.
16 (x) METHYL- α -PYRROLIDINOBUTIOPHENONE (MPBP).
17 (y) METHYLENEDIOXY-ALPHAPYRROLIDINOPROPIOPHENONE (MDPPP).
18 (z) METHYLENEDIOXYETHCATHINONE (ETHYLONE).
19 ~~(e)~~ (aa) N-ethylamphetamine.
20 ~~(d) (+)cis-4-methylaminorex((+)cis-4,5-dihydro-4-methyl-5-phenyl-2-~~
21 ~~oxazolamine).~~

22 B. The board may except by rule any compound, mixture or preparation
23 containing any substance listed in this section from the application of all
24 or any part of this chapter if the compound, mixture or preparation contains
25 one or more active medicinal ingredients and if the admixtures are included
26 therein in combinations, quantity, proportion or concentration that vitiates
27 the potential for abuse.