

1 **H. B. 2240**

2  
3 (By Delegates Border and Perdue)  
4 [Introduced January 12, 2011; referred to the  
5 Committee on Health and Human Resources then the  
6 Judiciary.]  
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10 A BILL to amend and reenact §60A-2-210 of the Code of West  
11 Virginia, 1931, as amended, relating to adding Tramadol to  
12 Schedule IV of the West Virginia Uniform Controlled Substances  
13 Act.

14 *Be it enacted by the Legislature of West Virginia:*

15 That §60A-2-210 of the Code of West Virginia, 1931, as  
16 amended, be amended and reenacted to read as follows:

17 **ARTICLE 2. STANDARDS AND SCHEDULES.**

18 **§60A-2-210. Schedule IV.**

19 (a) Schedule IV shall consist of the drugs and other  
20 substances, by whatever official name, common or usual name,  
21 chemical name, or brand name designated, listed in this section.

22 (b) *Narcotic drugs.* -- Unless specifically excepted or unless  
23 listed in another schedule, any material, compound, mixture, or

1 preparation containing any of the following narcotic drugs, or  
2 their salts calculated as the free anhydrous base or alkaloid, in  
3 limited quantities as set forth below:

4 (1) Not more than 1 milligram of difenoxin and not less than  
5 25 micrograms of atropine sulfate per dosage unit;

6 (2) Dextropropoxyphene (alpha-(+)-4-dimethylamino-1,2-diphenyl  
7 -3-methyl-2-propionoxybutane).

8 (c) *Depressants.* Unless specifically excepted or unless  
9 listed in another schedule, any material, compound, mixture or  
10 preparation which contains any quantity of the following  
11 substances, including its salts, isomers and salts of isomers  
12 whenever the existence of such salts, isomers and salts of isomers  
13 is possible within the specific chemical designation:

14 (1) Alprazolam;

15 (2) Barbital;

16 (3) Bromazepam;

17 (4) Camazepam;

18 (5) Carisoprodol;

19 (6) Chloral betaine;

20 (7) Chloral hydrate;

21 (8) Chlordiazepoxide;

22 (9) Clobazam;

23 (10) Clonazepam;

24 (11) Clorazepate;

- 1 (12) Clotiazepam;
- 2 (13) Cloxazolam;
- 3 (14) Delorazepam;
- 4 (15) Diazepam;
- 5 (16) Estazolam;
- 6 (17) Ethchlorvynol;
- 7 (18) Ethinamate;
- 8 (19) Ethyl loflazepate;
- 9 (20) Fludiazepam;
- 10 (21) Flunitrazepam;
- 11 (22) Flurazepam;
- 12 (23) Halazepam;
- 13 (24) Haloxazolam;
- 14 (25) Ketazolam;
- 15 (26) Loprazolam;
- 16 (27) Lorazepam;
- 17 (28) Lormetazepam;
- 18 (29) Mebutamate;
- 19 (30) Medazepam;
- 20 (31) Meprobamate;
- 21 (32) Methohexital;
- 22 (33) Methylphenobarbital (mephobarbital);
- 23 (34) Midazolam;
- 24 (35) Nimetazepam;

- 1 (36) Nitrazepam;
- 2 (37) Nordiazepam;
- 3 (38) Oxazepam;
- 4 (39) Oxazolam;
- 5 (40) Paraldehyde;
- 6 (41) Petrichloral;
- 7 (42) Phenobarbital;
- 8 (43) Pinazepam;
- 9 (44) Prazepam;
- 10 (45) Quazepam;
- 11 (46) Temazepam;
- 12 (47) Tetrazepam;
- 13 (48) Triazolam;
- 14 (49) Zolpidem.

15 (d) *Fenfluramine*. Any material, compound, mixture or  
16 preparation which contains any quantity of the following substance,  
17 including its salts, isomers (whether optical, position or  
18 geometric) and salts of such isomers whenever the existence of such  
19 salts, isomers and salts of isomers is possible: *Fenfluramine*.

20 (e) *Stimulants*. Unless specifically excepted or unless listed  
21 in another schedule, any material, compound, mixture or preparation  
22 which contains any quantity of the following substances having a  
23 stimulant effect on the central nervous system, including its  
24 salts, isomers and salts of isomers:

- 1 (1) Cathine ((+)-norpseudoephedrine);
- 2 (2) Diethylpropion;
- 3 (3) Fencamfamin;
- 4 (4) Fenproporex;
- 5 (5) Mazindol;
- 6 (6) Mefenorex;
- 7 (7) Pemoline (including organometallic complexes and chelates
- 8 thereof);
- 9 (8) Phentermine;
- 10 (9) Pipradrol;
- 11 (10) SPA ((-)-1-dimethylamino-1,2-diphenylethane).

12 (f) *Other substances.* -- Unless specifically excepted or  
13 unless listed in another schedule, any material, compound, mixture  
14 or preparation which contains any quantity of the following  
15 substances, including its salts:

- 16 (1) Pentazocine;
- 17 (2) Butorphanol;
- 18 (3) Tramadol.

19 Amyl nitrite, butyl nitrite, isobutyl nitrite and the other  
20 organic nitrites are controlled substances and no product  
21 containing these compounds as a significant component shall be  
22 possessed, bought or sold other than pursuant to a bona fide  
23 prescription or for industrial or manufacturing purposes.

NOTE: The purpose of this bill is to add Tramadol to Schedule IV of the West Virginia Uniform Controlled Substances Act.

Strike-throughs indicate language that would be stricken from the present law, and underscoring indicates new language that would be added.