

1 COMMITTEE SUBSTITUTE

2 FOR

3 **Senate Bill No. 11**

4 (By Senators Stollings, Jenkins and Beach)

5 \_\_\_\_\_  
6 [Originating in the Committee on Health and Human Resources;  
7 reported March 13, 2013.]

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10  
11 A BILL to amend and reenact §60A-1-101 of the Code of West  
12 Virginia, 1931, as amended; and to amend and reenact  
13 §60A-2-204, §60A-2-206, §60A-2-208, §60A-2-210 and §60A-2-212  
14 of said code, all relating generally to schedules of  
15 controlled substances; modifying and including definitions;  
16 and updating West Virginia schedules of controlled substances  
17 to include certain substances found in the federal schedules  
18 of controlled substances.

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

20 That §60A-1-101 of the Code of West Virginia, 1931, as  
21 amended, be amended and reenacted; and that §60A-2-204, §60A-2-206,  
22 §60A-2-208, §60A-2-210 and §60A-2-212 of said code be amended and  
23 reenacted, all to read as follows:

24 **ARTICLE 1. DEFINITIONS.**

1 **§60A-1-101. Definitions.**

2 As used in this act:

3 (a) "Administer" means the direct application of a controlled  
4 substance whether by injection, inhalation, ingestion or any other  
5 means to the body of a patient or research subject by:

6 (1) A practitioner (or, in his or her presence, by his or her  
7 authorized agent); or

8 (2) The patient or research subject at the direction and in  
9 the presence of the practitioner.

10 (b) "Agent" means an authorized person who acts on behalf of  
11 or at the direction of a manufacturer, distributor or dispenser.  
12 It does not include a common or contract carrier, public  
13 warehouseman or employee of the carrier or warehouseman.

14 (c) "Analogue" means a substance that, in relation to a  
15 controlled substance, has a substantially similar chemical  
16 structure.

17 (d) "Bureau" means the "Bureau of Narcotics and Dangerous  
18 Drugs, United States Department of Justice" or its successor  
19 agency.

20 (e) "Controlled substance" means a drug, substance or  
21 immediate precursor in Schedules I through V of article two.

22 (f) "Counterfeit substance" means a controlled substance  
23 which, or the container or labeling of which, without  
24 authorization, bears the trademark, trade name or other identifying

1 mark, imprint, number or device, or any likeness thereof, of a  
2 manufacturer, distributor or dispenser other than the person who in  
3 fact manufactured, distributed or dispensed the substance.

4 (g) "Imitation controlled substance" means: (1) A controlled  
5 substance which is falsely represented to be a different controlled  
6 substance; (2) a drug or substance which is not a controlled  
7 substance but which is falsely represented to be a controlled  
8 substance; or (3) a controlled substance or other drug or substance  
9 or a combination thereof which is shaped, sized, colored, marked,  
10 imprinted, numbered, labeled, packaged, distributed or priced so as  
11 to cause a reasonable person to believe that it is a controlled  
12 substance.

13 (h) "Deliver" or "delivery" means the actual, constructive or  
14 attempted transfer from one person to another of: (1) A controlled  
15 substance, whether or not there is an agency relationship; (2) a  
16 counterfeit substance; or (3) an imitation controlled substance.

17 (I) "Dispense" means to deliver a controlled substance to an  
18 ultimate user or research subject by or pursuant to the lawful  
19 order of a practitioner, including the prescribing, administering,  
20 packaging, labeling or compounding necessary to prepare the  
21 substance for that delivery.

22 (j) "Dispenser" means a practitioner who dispenses.

23 (k) "Distribute" means to deliver, other than by administering  
24 or dispensing, a controlled substance, a counterfeit substance or

1 an imitation controlled substance.

2 (l) "Distributor" means a person who distributes.

3 (m) "Drug" means: (1) Substances recognized as drugs in the  
4 official "United States Pharmacopoeia, official Homeopathic  
5 Pharmacopoeia of the United States or official National Formulary",  
6 or any supplement to any of them; (2) substances intended for use  
7 in the diagnosis, cure, mitigation, treatment or prevention of  
8 disease in man or animals; (3) substances (other than food)  
9 intended to affect the structure or any function of the body of man  
10 or animals; and (4) substances intended for use as a component of  
11 any article specified in ~~clause~~ paragraph (1), (2) or (3) of this  
12 subdivision. It does not include devices or their components,  
13 parts or accessories.

14 (n) "Immediate derivative" means a substance which ~~the "West~~  
15 ~~Virginia Board of Pharmacy" has found to be and by rule designates~~  
16 ~~as being~~ is the principal compound or any analogue of the parent  
17 compound manufactured from a known controlled substance primarily  
18 for use and which has equal or similar pharmacologic activity as  
19 the parent compound which is necessary to prevent, curtail or limit  
20 manufacture.

21 (o) "Immediate precursor" means a substance which ~~the "West~~  
22 ~~Virginia Board of Pharmacy" (hereinafter in this act referred to as~~  
23 ~~the State Board of Pharmacy) has found to be and by rule designates~~  
24 ~~as being~~ is the principal compound commonly used or produced

1 primarily for use and which is an immediate chemical intermediary  
2 used or likely to be used in the manufacture of a controlled  
3 substance, the control of which is necessary to prevent, curtail or  
4 limit manufacture.

5 (p) "Manufacture" means the production, preparation,  
6 propagation, compounding, conversion or processing of a controlled  
7 substance, either directly or indirectly or by extraction from  
8 substances of natural origin, or independently by means of chemical  
9 synthesis, or by a combination of extraction and chemical  
10 synthesis, and includes any packaging or repackaging of the  
11 substance or labeling or relabeling of its container, except that  
12 this term does not include the preparation, compounding, packaging  
13 or labeling of a controlled substance:

14 (1) By a practitioner as an incident to his or her  
15 administering or dispensing of a controlled substance in the course  
16 of his or her professional practice; or

17 (2) By a practitioner, or by his or her authorized agent under  
18 his or her supervision, for the purpose of, or as an incident to,  
19 research, teaching or chemical analysis and not for sale.

20 (q) "Marijuana" means all parts of the plant "Cannabis sativa  
21 L.", whether growing or not; the seeds thereof; the resin extracted  
22 from any part of the plant; and every compound, manufacture, salt,  
23 immediate derivative, mixture or preparation of the plant, its  
24 seeds or resin. It does not include the mature stalks of the

1 plant, fiber produced from the stalks, oil or cake made from the  
2 seeds of the plant, any other compound, manufacture, salt,  
3 immediate derivative, mixture or preparation of the mature stalks  
4 (except the resin extracted therefrom), fiber, oil or cake, or the  
5 sterilized seed of the plant which is incapable of germination.

6 (r) "Narcotic drug" means any of the following, whether  
7 produced directly or indirectly by extraction from substances of  
8 vegetable origin or independently by means of chemical synthesis,  
9 or by a combination of extraction and chemical synthesis:

10 (1) Opium and opiate and any salt, compound, immediate  
11 derivative or preparation of opium or opiate.

12 (2) Any salt, compound, isomer, immediate derivative or  
13 preparation thereof which is chemically equivalent or identical  
14 with any of the substances referred to in paragraph (1) of this  
15 subdivision, but not including the isoquinoline alkaloids of opium.

16 (3) Opium poppy and poppy straw.

17 (4) Coca leaves and any salt, compound, immediate derivative  
18 or preparation of coca leaves and any salt, compound, isomer,  
19 immediate derivative or preparation thereof which is chemically  
20 equivalent or identical with any of these substances, but not  
21 including decocainized coca leaves or extractions of coca leaves  
22 which do not contain cocaine or ecgonine.

23 (s) "Opiate" means any substance having an addiction-forming  
24 or addiction-sustaining liability similar to morphine or being

1 capable of conversion into a drug having addiction-forming or  
2 addiction-sustaining liability. It does not include, unless  
3 specifically designated as controlled under section two hundred  
4 one, article two of this chapter, the dextrorotatory isomer of  
5 3-methoxy-n-methylmorphinan and its salts (dextromethorphan). It  
6 does not include its racemic and levorotatory forms.

7 (t) "Opium poppy" means the plant of the species "Papaver  
8 somniferum L.", except its seeds.

9 (u) "Person" means individual, corporation, government or  
10 governmental subdivision or agency, business trust, estate, trust,  
11 partnership or association, or any other legal entity.

12 (v) "Placebo" means an inert medicament or preparation  
13 administered or dispensed for its psychological effect, to satisfy  
14 a patient or research subject or to act as a control in  
15 experimental series.

16 (w) "Poppy straw" means all parts, except the seeds, of the  
17 opium poppy after mowing.

18 (x) "Practitioner" means:

19 (1) A physician, dentist, veterinarian, scientific  
20 investigator or other person licensed, registered or otherwise  
21 permitted to distribute, dispense, conduct research with respect  
22 to, or to administer a controlled substance in the course of  
23 professional practice or research in this state.

24 (2) A pharmacy, hospital or other institution licensed,

1 registered or otherwise permitted to distribute, dispense, conduct  
2 research with respect to, or to administer a controlled substance  
3 in the course of professional practice or research in this state.

4 (y) "Production" includes the manufacture, planting,  
5 cultivation, growing or harvesting of a controlled substance.

6 (z) "State", when applied to a part of the United States,  
7 includes any state, district, commonwealth, territory, insular  
8 possession thereof and any area subject to the legal authority of  
9 the United States of America.

10 (aa) "Ultimate user" means a person who lawfully possesses a  
11 controlled substance for his or her own use or for the use of a  
12 member of his or her household or for administering to an animal  
13 owned by him or her or by a member of his or her household.

14 **ARTICLE 2. STANDARDS AND SCHEDULES.**

15 **§60A-2-204. Schedule I.**

16 (a) Schedule I shall consist of the drugs and other  
17 substances, by whatever official name, common or usual name,  
18 chemical name, or brand name designated, listed in this section.

19 (b) *Opiates*. Unless specifically excepted or unless listed  
20 in another schedule, any of the following opiates, including their  
21 isomers, esters, ethers, salts and salts of isomers, esters and  
22 ethers, whenever the existence of such isomers, esters, ethers and  
23 salts is possible within the specific chemical designation (for  
24 purposes of subdivision (34) of this subsection only, the term



1 isomer includes the optical and geometric isomers):

2       (1) Acetyl-alpha-methylfentanyl (N-[1-(1-methyl-2-phenethyl)

3 -4-piperidinyl]-N-phenylacetamide);

4       (2) Acetylmethadol;

5       (3) Allylprodine;

6       (4) Alphacetylmethadol (except levoalphacetylmethadol also

7 known as levo-alpha-acetylmethadol, levomethadyl acetate, or LAAM);

8       (5) Alphameprodine;

9       (6) Alphamethadol;

10       (7) Alpha-methylfentanyl (N-[1-(alpha-methyl-beta-phenyl)

11 ethyl-4-piperidyl] propionanilide; 1-(1-methyl-2-phenylethyl)-4-(-

12 propanilido) piperidine);

13       (8) Alpha-methylthiofentanyl (N-[1-methyl-2-(2-thienyl) ethyl-

14 4-piperidinyl]-N-phenylpropanamide);

15       (9) Benzethidine;

16       (10) Betacetylmethadol;

17       (11) Beta-hydroxyfentanyl (N-[1-(2-hydroxy-2-phenethyl) -4-

18 piperidinyl]-N-phenylpropanamide);

19       (12) Beta-hydroxy-3-methylfentanyl (other name: N-[1-(2-

20 hydroxy-2-phenethyl)-3-methyl-4-piperidinyl]-N-phenylpropanamide);

21       (13) Betameprodine;

22       (14) Betamethadol;

23       (15) Betaprodine;

24       (16) Clonitazene;

- 1 (17) Dextromoramide;
- 2 (18) Diampromide;
- 3 (19) Diethylthiambutene;
- 4 (20) Difenoquin;
- 5 (21) Dimenoxadol;
- 6 (22) Dimepheptanol;
- 7 (23) Dimethylthiambutene;
- 8 (24) Dioxaphetyl butyrate;
- 9 (25) Dipipanone;
- 10 (26) Ethylmethylthiambutene;
- 11 (27) Etonitazene;
- 12 (28) Etoxadine;
- 13 (29) Furethidine;
- 14 (30) Hydroxypethidine;
- 15 (31) Ketobemidone;
- 16 (32) Levomoramide;
- 17 (33) Levophenacetylmorphan;
- 18 (34) 3-Methylfentanyl (N-[3-methyl-1-(2-phenylethyl)-4-
- 19 piperidyl]-N-phenylpropanamide);
- 20 (35) 3-methylthiofentanyl (N-[3-methyl-1-(2-thienyl) ethyl-4-
- 21 piperidinyl]-N-phenylpropanamide);
- 22 (36) Morpheridine;
- 23 (37) MPPP (1-methyl-4-phenyl-4-propionoxypiperidine);
- 24 (38) Noracymethadol;

- 1 (39) Norlevorphanol;
- 2 (40) Normethadone;
- 3 (41) Norpipanone;
- 4 (42) Para-fluorofentanyl (N-(4-fluorophenyl)-N-[1-(2-
- 5 phenethyl)-4-piperidinyl] propanamide);
- 6 (43) PEPAP(1-(-2-phenethyl)-4-phenyl-4-acetoxypiperidine);
- 7 (44) Phenadoxone;
- 8 (45) Phenampromide;
- 9 (46) Phenomorphan;
- 10 (47) Phenoperidine;
- 11 (48) Piritramide;
- 12 (49) Proheptazine;
- 13 (50) Properidine;
- 14 (51) Propiram;
- 15 (52) Racemoramide;
- 16 (53) Thiofentanyl (N-phenyl-N-[1-(2-thienyl)ethyl-4-
- 17 piperidinyl]-propanamide);
- 18 (54) Tilidine;
- 19 (55) Trimeperidine.

20 (c) *Opium derivatives.* -- Unless specifically excepted or  
21 unless listed in another schedule, any of the following opium  
22 immediate derivatives, its salts, isomers and salts of isomers  
23 whenever the existence of such salts, isomers and salts of isomers  
24 is possible within the specific chemical designation:

- 1 (1) Acetorphine;
- 2 (2) Acetyldihydrocodeine;
- 3 (3) Benzylmorphine;
- 4 (4) Codeine methylbromide;
- 5 (5) Codeine-N-Oxide;
- 6 (6) Cyprenorphine;
- 7 (7) Desomorphine;
- 8 (8) Dihydromorphine;
- 9 (9) Drotebanol;
- 10 (10) Etorphine (except HCl Salt);
- 11 (11) Heroin;
- 12 (12) Hydromorphenol;
- 13 (13) Methyldesorphine;
- 14 (14) Methyldihydromorphine;
- 15 (15) Morphine methylbromide;
- 16 (16) Morphine methylsulfonate;
- 17 (17) Morphine-N-Oxide;
- 18 (18) Myrophine;
- 19 (19) Nicocodeine;
- 20 (20) Nicomorphine;
- 21 (21) Normorphine;
- 22 (22) Pholcodine;
- 23 (23) Thebacon.
- 24 (d) *Hallucinogenic substances.* -- Unless specifically

1 excepted or unless listed in another schedule, any material,  
2 compound, mixture or preparation, which contains any quantity of  
3 the following hallucinogenic substances, or which contains any of  
4 its salts, isomers and salts of isomers, whenever the existence of  
5 such salts, isomers, and salts of isomers is possible within the  
6 specific chemical designation (for purposes of this subsection  
7 only, the term "isomer" includes the optical, position and  
8 geometric isomers):

9       (1) Alpha-ethyltryptamine; some trade or other names:  
10 etryptamine; Monase; alpha-ethyl-1H-indole-3-ethanamine; 3-(2-  
11 aminobutyl) indole; alpha-ET; and AET;

12       (2) 4-bromo-2, 5-dimethoxy-amphetamine; some trade or other  
13 names: 4-bromo-2,5-dimethoxy-alpha-methylphenethylamine; 4-bromo-  
14 2,5-DMA;

15       (3) 4-Bromo-2,5-dimethoxyphenethylamine; some trade or other  
16 names: 2-(4-bromo-2,5-dimethoxyphenyl)-1-aminoethane; alpha-  
17 desmethyl DOB; 2C-B, Nexus;

18       (4) 2,5-dimethoxyamphetamine; some trade or other names:  
19 2,5-dimethoxy-alpha-methylphenethylamine; 2,5-DMA;

20       (5) 2,5-dimethoxy-4-ethylamphet-amine; some trade or other  
21 names: DOET;

22       (6) 2,5-dimethoxy-4-(n)-propylthiophenethylamine (other name:  
23 2C-T-7);

24       ~~(6)~~ (7) 4-methoxyamphetamine; some trade or other names:

1 4-methoxy-alpha-methylphenethylamine; paramethoxyamphetamine; PMA;  
2 ~~(7)~~ (8) ~~5-methoxy-3~~ 5-methoxy-3,  
3 4-methylenedioxy-amphetamine;  
4 ~~(8)~~ (9) 4-methyl-2,5-dimethoxy-amphetamine; some trade and  
5 other names: 4-methyl-2,5-dimethoxy-alpha-methylphenethylamine;  
6 "DOM"; and "STP";  
7 ~~(9)~~ (10) 3,4-methylenedioxy amphetamine;  
8 ~~(10)~~ (11) 3,4-methylenedioxymethamphetamine (MDMA);  
9 ~~(11)~~ (12) 3,4-methylenedioxy-N-ethylamphetamine (also known  
10 as N- ethyl-alpha-methyl-3,4 (methylenedioxy) phenethylamine,  
11 N-ethyl MDA, MDE, MDEA);  
12 ~~(12)~~ (13) N-hydroxy-3,4-methylenedioxyamphetamine (also known  
13 as N- hydroxy-alpha-methyl-3,4 (methylenedioxy) phenethylamine, and  
14 N- hydroxy MDA);  
15 ~~(13)~~ (14) 3,4,5-trimethoxy amphetamine;  
16 (15) 5-methoxy-N,N-dimethyltryptamine (5-MeO-DMT);  
17 (16) Alpha-methyltryptamine (other name:AMT);  
18 ~~(14)~~ (17) Bufotenine; some trade and other names:  
19 3-(beta-Dimethylaminoethyl)-5-hydroxyindole;3-(2-dimethylaminoeth  
20 yl) -5-indolol; N, N-dimethylserotonin; 5-hydroxy-N,N-  
21 dimethyltryptamine; mappine;  
22 ~~(15)~~ (18) Diethyltryptamine; some trade and other  
23 names: N, N-Diethyltryptamine; DET;  
24 ~~(16)~~ (19) Dimethyltryptamine; some trade or other names:

1 DMT;

2 (20) 5-Methoxy-N,N-diisopropyltryptamine (5-MeO-DIPT);

3 ~~(17)~~ (21) Ibogaine; some trade and other names: 7-Ethyl-6,  
4 6 Beta, 7, 8, 9, 10, 12, 13-octahydro-2-methoxy-6, 9-methano-5H-  
5 pyrido [1', 2': 1, 2] azepino [5,4-b] indole; Tabernanthe iboga;

6 ~~(18)~~ (22) Lysergic acid diethylamide;

7 ~~(19)~~ (23) Marihuana;

8 ~~(20)~~ (24) Mescaline;

9 ~~(21)~~ (25) Parahexyl-7374; some trade or other names:  
10 3-Hexyl -1-hydroxy-7, 8, 9, 10-tetrahydro-6, 6,  
11 9-trimethyl-6H-dibenzo [b,d] pyran; Synhexyl;

12 ~~(22)~~ (26) Peyote; meaning all parts of the plant presently  
13 classified botanically as Lophophora williamsii Lemaire, whether  
14 growing or not, the seeds thereof, any extract from any part of  
15 such plant, and every compound, manufacture, salts, immediate  
16 derivative, mixture or preparation of such plant, its seeds or  
17 extracts;

18 ~~(23)~~ (27) N-ethyl-3-piperidyl benzilate;

19 ~~(24)~~ (28) N-methyl-3-piperidyl benzilate;

20 ~~(25)~~ (29) Psilocybin;

21 ~~(26)~~ (30) Psilocyn;

22 ~~(27)~~ (31) Tetrahydrocannabinols; synthetic equivalents of the  
23 substances contained in the plant, or in the resinous extractives  
24 of Cannabis, sp. and/or synthetic substances, immediate derivatives

1 and their isomers with similar chemical structure and  
2 pharmacological activity such as the following:

3 delta-1 Cis or trans tetrahydrocannabinol, and their optical  
4 isomers;

5 delta-6 Cis or trans tetrahydrocannabinol, and their optical  
6 isomers;

7 delta-3,4 Cis or trans tetrahydrocannabinol, and its optical  
8 isomers;

9 (Since nomenclature of these substances is not internationally  
10 standardized, compounds of these structures, regardless of  
11 numerical designation of atomic positions covered.)

12 ~~(28)~~ (32) Ethylamine analog of phencyclidine; some trade or  
13 other names: N-ethyl-1-phenylcyclohexylamine, (1-phenylcyclohexyl)  
14 ethylamine, N-(1-phenylcyclohexyl) ethylamine, cyclohexamine, PCE;

15 ~~(29)~~ (33) Pyrrolidine analog of phencyclidine; some trade or  
16 other names: 1-(1-phenylcyclohexyl)-pyrrolidine, PCPy, PHP;

17 ~~(30)~~ (34) Thiophene analog of phencyclidine; some trade or  
18 other names: 1-[1-(2-thienyl)-cyclohexyl]-piperidine,  
19 2-thienylanalog of phencyclidine; TPCP, TCP;

20 ~~(31)~~ (35) 1[1-(2-thienyl)cyclohexyl]pyrrolidine; some other  
21 names: TCPy.

22 ~~(32)~~ (36) Synthetic Cannabinoids as follows:

23 ~~( )~~ ( )  
24 2-[(1R,3S)-3-hydroxycyclohexyl]-5-(2-methyloctan-2-yl) (phenol)



1 {also known as CP 47,497 and homologues};  
 2         (~~———— b ————~~) —————                 (———— B ————)  
 3 rel-2-[(1S,3R)-3-hydroxycyclohexyl]-5-(2-methylnonan-2-yl)phenol  
 4 {also known as CP 47,497-C8 homolog};  
 5         (~~———— c ————~~) —————                 (———— C ————)  
 6 [(6aR)-9-(hydroxymethyl)-6,6-dimethyl-3-(2-methyloctan-2-yl)-6a,7  
 7 ,10,10a-tetrahydrobenzo[c]chromen-1-ol] {also known as HU-210};  
 8         (~~———— d ————~~)                 (———— D ————)                 (d e x a n a b i n o l ,  
 9 (6aS,10aS)-9-(hydroxymethyl)-6,6-dimethyl-3-(2-methyloctan-2-yl)-  
 10 6a,7,10,10a-tetrahydrobenzol[c]chromen-1-ol) {also known as  
 11 HU-211};  
 12         (~~(e)~~)    (E)    1-Pentyl-3-(1-naphthoyl)indole {also known as  
 13 JWH-018};  
 14         (~~(f)~~)    (F)    1-Butyl-3-(1-naphthoyl)indole {also known as JWH-073};  
 15         (~~(g)~~)    (G)    (2-methyl-1-propyl-1H-indol-3-yl)-~~1-naphthalenyl~~  
 16 1-naphthalenyl-methanone {also known as JWH-015};  
 17         (~~(h)~~)    (H)    (1-hexyl-1H-indol-3-yl)-1-naphthalenyl-methanone {also  
 18 known as JWH-019};  
 19         (~~(i)~~)    (I)    [1-[2-(4-morpholinyl)ethyl]-1H-indol-3-yl]-  
 20 ~~1-naphthalenyl~~ (1-naphthalenyl) methanone {also known as JWH-200};  
 21         (~~(j)~~)    (J)    1-(1-pentyl-1H-indol-3-yl)-2-(~~3-hydroxyphenyl~~  
 22 3-methoxyphenyl)-ethanone {also known as JWH-250};  
 23         (~~(k)~~)    (K)    2-((1S,2S,5S)-5-hydroxy-2-(~~3-hydroxypropyl~~  
 24 3-hydroxypropyl)(cyclohexyl)-5-(2-methyloctan-2-yl)phenol {also

1 known as CP 55,940};

2 ~~(          1          )~~ ~~\_\_\_\_\_~~ (          L          )

3 (4-methyl-1-naphthalenyl) (1-pentyl-1H-indol-3-yl)-methanone {also  
4 known as JWH-122};

5 ~~(m)~~ (M) ~~(4-methyl-1-naphthalenyl) (1-pentyl-1H-indol-3-yl)~~

6 (4-chloronaphthalen-1-yl) (1-pentylindolin-3-yl)- methanone {also

7 known as JWH-398};

8 ~~(n)~~ (N) (4-methoxyphenyl) (1-pentyl-1H-indol-3-yl)methanone

9 {also known as RCS-4};

10 ~~(          o          )~~ ~~\_\_\_\_\_~~ (          O          )

11 1-(1-(2-cyclohexylethyl)-(1H-indol-3-yl))-2-(2-methoxyphenyl)ethan  
12 one {also known as RCS-8}; and

13 (Since nomenclature of these substances is not internationally  
14 standardized, any immediate precursor or immediate derivative of  
15 these substances shall be covered).

16 (e) *Depressants.* -- Unless specifically excepted or unless  
17 listed in another schedule, any material, compound, mixture, or  
18 preparation which contains any quantity of the following substances  
19 having a depressant effect on the central nervous system, including  
20 its salts, isomers and salts of isomers whenever the existence of  
21 such salts, isomers and salts of isomers is possible within the  
22 specific chemical designation:

23 (1) Mecloqualone;

24 (2) Methaqualone;

1        (3) Gamma Hydroxybutyric Acid (GHB).

2        (f) *Stimulants.* -- Unless specifically excepted or unless  
3 listed in another schedule, any material, compound, mixture, or  
4 preparation which contains any quantity of the following substances  
5 having a stimulant effect on the central nervous system, including  
6 its salts, isomers, and salts of isomers:

7        (1) Aminorex; some other names: aminoxaphen; 2-amino-5-  
8 phenyl-2-oxazoline; or 4,5-dihydro-5-phenyl-2-oxazolamine;

9        (2) Cathinone; some trade or other names: 2-amino-1-phenyl-1-  
10 propanone, alpha-aminopropiophenone, 2-aminopropiophenone, and  
11 norephedrone;

12        (3) Fenethylamine;

13        (4) Methcathinone, its immediate precursors and immediate  
14 derivatives, its salts, optical isomers and salts of optical  
15 isomers; some other names: (2-(methylamino)-propionophenone;  
16 alpha-(methylamino)propionophenone; 2-(methylamino)-1-phenylpropan-1-  
17 one; alpha-N-methylaminopropionophenone; monomethylpropion;  
18 3,4-methylenedioxypropionophenone and/or  
19 mephedrone; 3,4-methylenedioxypropionophenone (~~MPVD~~) (MDPV); ephedrone;  
20 N-methylcathinone; methylcathinone; AL-464; AL-422; AL- 463 and  
21 UR1432;

22        (5) (+-) cis-4-methylaminorex; ((-) cis-4,5-dihydro-4-methyl-  
23 5-phenyl-2-oxazolamine);

24        (6) N-ethylamphetamine;

1 (7) ~~N,N-dimethylamphetemine~~ N,N dimethylamphetamine; also  
2 known as N,N-alpha- trimethyl-benzeneethanamine;  
3 N,N-alpha-trimethylphenethylamine.

4 (g) *Temporary listing of substances subject to emergency*  
5 *scheduling.* -- Any material, compound, mixture or preparation  
6 which contains any quantity of the following substances:

7 (1) N-[1-benzyl-4-piperidyl]-N-phenylpropanamide  
8 (benzylfentanyl), its optical isomers, salts, and salts of isomers.

9 (2)N-[1-(2-thienyl)methyl-4-piperidyl]-N-phenylpropanamide  
10 (thenylfentanyl), its optical isomers, salts and salts of isomers.

11 (8) N-benzylpiperazine, also known as BZP.

12 **§60A-2-206. Schedule II.**

13 (a) Schedule II consists of the drugs and other substances, by  
14 whatever official name, common or usual name, chemical name, or  
15 brand name designated, listed in this section.

16 (b) *Substances, vegetable origin or chemical synthesis.* --  
17 Unless specifically excepted or unless listed in another schedule,  
18 any of the following substances whether produced directly or  
19 indirectly by extraction from substances of vegetable origin, or  
20 independently by means of chemical synthesis, or by a combination  
21 of extraction and chemical synthesis:

22 (1) Opium and opiate, and any salt, compound, derivative or  
23 preparation of opium or opiate excluding apomorphine,  
24 thebaine-derived butorphanol, dextrorphan, nalbuphine, nalmefene,

1 naloxone and naltrexone, and their respective salts, but including  
2 the following:

3 (A) Raw opium;

4 (B) Opium extracts;

5 (C) Opium fluid;

6 (D) Powdered opium;

7 (E) Granulated opium;

8 (F) Tincture of opium;

9 (G) Codeine;

10 (H) Dihydroetorphine;

11 ~~(H)~~ (I) Ethylmorphine;

12 ~~(I)~~ (J) Etorphine hydrochloride;

13 ~~(J)~~ (K) Hydrocodone and any material, compound, mixture or  
14 preparation which contains hydrocodone;

15 ~~(K)~~ (L) Hydromorphone;

16 ~~(L)~~ (M) Metopon;

17 ~~(M)~~ (N) Morphine;

18 (O) Oripavine;

19 ~~(N)~~ (P) Oxycodone;

20 ~~(O)~~ (Q) Oxymorphone;

21 ~~(P)~~ (R) Thebaine.

22 (2) Any salt, compound, derivative or preparation thereof  
23 which is chemically equivalent or identical with any of the  
24 substances referred to in subdivision (1) of this subsection,

1 except that these substances shall not include the isoquinoline  
2 alkaloids of opium;

3 (3) Opium poppy and poppy straw;

4 (4) Coca leaves and any salt, compound, derivative or  
5 preparation of coca leaves (including cocaine and ecgonine and  
6 their salts, isomers, derivatives and salts of isomers and  
7 derivatives), and any salt, compound, derivative or preparation  
8 thereof which is chemically equivalent or identical with any of  
9 these substances, except that the substances shall not include  
10 decocainized coca leaves or extractions of coca leaves, which  
11 extractions do not contain cocaine or ecgonine;

12 (5) Concentrate of poppy straw (the crude extract of poppy  
13 straw in either liquid, solid or powder form which contains the  
14 phenanthrene alkaloids of the opium poppy).

15 (c) *Opiates*. -- Unless specifically excepted or unless in  
16 another schedule, any of the following opiates, including its  
17 isomers, esters, ethers, salts and salts of isomers, esters and  
18 ethers whenever the existence of such isomers, esters, ethers and  
19 salts is possible within the specific chemical designation,  
20 dextrorphan and levopropoxyphene excepted:

21 (1) Alfentanil;

22 (2) Alphaprodine;

23 (3) Anileridine;

24 (4) Bezitramide;

1 (5) Bulk dextropropoxyphene (nondosage forms);  
2 (6) Carfentanil;  
3 (7) Dihydrocodeine;  
4 (8) Diphenoxylate;  
5 (9) Fentanyl;  
6 (10) Isomethadone;  
7 (11) Levo-alpha-acetylmethadol; some other names:  
8 levo-alpha-acetylmethadol, levomethadyl acetate, LAAM;  
9 (12) Levomethorphan;  
10 (13) Levorphanol;  
11 (14) Metazocine;  
12 (15) Methadone;  
13 (16) Methadone-Intermediate, 4-cyano-2-dimethylamino-4,  
14 4-diphenyl butane;  
15 (17) Moramide-Intermediate, 2-methyl-3-morpholino-1,  
16 1-diphenylpropane-carboxylic acid;  
17 (18) Pethidine; (meperidine);  
18 (19) Pethidine-Intermediate-A, 4-cyano-1-methyl-4-  
19 phenylpiperidine;  
20 ( 2 0 ) P e t h i d i n e - I n t e r m e d i a t e - B ,  
21 ethyl-4-phenylpiperidine-4-carboxylate;  
22 ( 2 1 ) P e t h i d i n e - I n t e r m e d i a t e - C ,  
23 1-methyl-4-phenylpiperidine-4-carboxylic acid;  
24 (22) Phenazocine;

- 1 (23) Piminodine;
- 2 (24) Racemethorphan;
- 3 (25) Racemorphan;
- 4 (26) Remifentanil;
- 5 (27) Sufentanil;
- 6 (28) Tapentadol.

7 (d) *Stimulants.* -- Unless specifically excepted or unless  
8 listed in another schedule, any material, compound, mixture or  
9 preparation which contains any quantity of the following substances  
10 having a stimulant effect on the central nervous system:

11 (1) Amphetamine, its salts, optical isomers and salts of its  
12 optical isomers;

13 (2) Methamphetamine, its salts, isomers and salts of its  
14 isomers;

15 (3) Methylphenidate;

16 (4) Phenmetrazine and its salts;

17 (5) Lisdexamfetamine.

18 (e) *Depressants.* -- Unless specifically excepted or unless  
19 listed in another schedule, any material, compound, mixture or  
20 preparation which contains any quantity of the following substances  
21 having a depressant effect on the central nervous system, including  
22 its salts, isomers and salts of isomers whenever the existence of  
23 such salts, isomers and salts of isomers is possible within the  
24 specific chemical designation:



- 1 (1) Amobarbital;
- 2 (2) Glutethimide;
- 3 (3) Pentobarbital;
- 4 (4) Phencyclidine;
- 5 (5) Secobarbital.

6 (f) Hallucinogenic substances:  
7 Nabilone: [Another name for nabilone: (+-)-trans-3-(1,  
8 1-dimethylheptyl)-6, 6a, 7, 8, 10, 10a-hexahydro-1-hydroxy-6,  
9 6-dimethyl-9H-dibenzo [b,d] pyran-9-one].

10 (g) *Immediate precursors.* -- Unless specifically excepted or  
11 unless listed in another schedule, any material, compound, mixture,  
12 or preparation which contains any quantity of the following  
13 substances:

14 (1) Immediate precursor to amphetamine and methamphetamine:  
15 (A) Phenylacetone;  
16 Some trade or other names: phenyl-2-propanone; P2P; benzyl  
17 methyl ketone; methyl benzyl ketone;

18 (2) Immediate precursors to phencyclidine (PCP):  
19 (A) 1-phenylcyclohexylamine;  
20 (B) 1-piperidinocyclohexanecarbonitrile (PCC);

21 (3) Immediate precursor to fentanyl:  
22 (A) 4-anilino-N-phenethyl-4-piperidine (ANPP).

23 **§60A-2-208. Schedule III.**

24 (a) Schedule III consists of the drugs and other substances,

1 by whatever official name, common or usual name, chemical name or  
2 brand name designated, listed in this section.

3 (b) *Stimulants.* -- Unless specifically excepted or unless  
4 listed in another schedule, any material, compound, mixture or  
5 preparation which contains any quantity of the following substances  
6 having a stimulant effect on the central nervous system, including  
7 its salts, isomers (whether optical, position or geometric), and  
8 salts of such isomers whenever the existence of the salts, isomers  
9 and salts of isomers is possible within the specific chemical  
10 designation:

11 (1) Those compounds, mixtures or preparations in dosage unit  
12 form containing any stimulant substances listed in Schedule II  
13 which compounds, mixtures or preparations were listed on August 25,  
14 1971, as excepted compounds under 21 C.F.R §1308.32, and any other  
15 drug of the quantitative composition shown in that list for those  
16 drugs or which is the same except that it contains a lesser  
17 quantity of controlled substances;

18 (2) Benzphetamine;

19 (3) Chlorphentermine;

20 (4) Clortermine;

21 (5) Phendimetrazine.

22 ~~(6) Hydrocodone.~~

23 (c) *Depressants.* -- Unless specifically excepted or unless  
24 listed in another schedule, any material, compound, mixture or

1 preparation which contains any quantity of the following substances  
2 having a depressant effect on the central nervous system:

3 (1) Any compound, mixture or preparation containing:

4 (A) Amobarbital;

5 (B) Secobarbital;

6 (C) Pentobarbital; or any salt of pentobarbital and one or  
7 more other active medicinal ingredients which are not listed in any  
8 schedule;

9 (2) Any suppository dosage form containing:

10 (A) Amobarbital;

11 (B) Secobarbital;

12 (C) Pentobarbital; or any salt of any of these drugs and  
13 approved by the food and drug administration for marketing only as  
14 a suppository;

15 (3) Any substance which contains any quantity of a derivative  
16 of barbituric acid or any salt of barbituric acid;

17 (4) Aprobarbital;

18 (5) Butabarbital (secbutabarbital);

19 (6) Butalbital;

20 (7) Butobarbital (butethal);

21 ~~(4)~~ (8) Chlorhexadol;

22 (9) Embutramide;

23 (10) Gamma Hydroxybutyric Acid preparations;

24 (11) Ketamine, its salts, isomers and salts of isomers [Some

1 o t h e r            n a m e s            f o r            k e t a m i n e :  
2 (+)-2-(2-chlorophenyl)-2-(methylamino)-cyclohexanone];  
3        ~~(5)~~ (12) Lysergic acid;  
4        ~~(6)~~ (13) Lysergic acid amide;  
5        ~~(7)~~ (14) Methyprylon;  
6        ~~(8)~~ (15) Sulfondiethylmethane;  
7        ~~(9)~~ (16) Sulfonethylmethane;  
8        ~~(10)~~ (17) Sulfonmethane;  
9        (18) Thiamylal;  
10       (19) Thiopental;  
11       ~~(11)~~ (20) Tiletamine and zolazepam or any salt of tiletamine  
12 and zolazepam; some trade or other names for a tiletamine-zolazepam  
13 combination product: Telazol; some trade or other names for  
14 tiletamine: 2-(ethylamino)-2-(2-thienyl)-cyclohexanone; some trade  
15 or other names for zolazepam: 4-(2-fluorophenyl)-6, 8-dihydro-1, 3,  
16 8-trimethylpyrazolo-[3,4-e] [1,4]-diazepin-7(1H)-one, flupyrzapon;  
17        ~~(12) Human growth hormones or anabolic steroids.~~  
18        ~~Ketamine, its salts, isomers and salts of isomers, including~~  
19 ~~ketamine hydrochloride.~~  
20        (21) Vinbarbital.  
21        (d) Nalorphine.  
22        (e) *Narcotic drugs.* -- Unless specifically excepted or unless  
23 listed in another schedule:  
24        (1) Any material, compound, mixture or preparation containing

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

4       ~~(1)~~ (A) Not more than 1.8 grams of codeine per 100 milliliters  
5 and not more than 90 milligrams per dosage unit, with an equal or  
6 greater quantity of an isoquinoline alkaloid of opium;

7       ~~(2)~~ (B) Not more than 1.8 grams of codeine per 100 milliliters  
8 or not more than 90 milligrams per dosage unit, with one or more  
9 active, nonnarcotic ingredients in recognized therapeutic amounts;

10       ~~(3)~~ (C) Not more than 300 milligrams of dihydrocodeinone  
11 (hydrocodone) per 100 milliliters or not more than 15 milligrams  
12 per dosage unit, with a fourfold or greater quantity of an  
13 isoquinoline alkaloid of opium;

14       ~~(4)~~ (D) Not more than 300 milligrams of dihydrocodeinone  
15 (hydrocodone) per 100 milliliters or not more than 15 milligrams  
16 per dosage unit, with one or more active, nonnarcotic ingredients  
17 in recognized therapeutic amounts;

18       ~~(5)~~ (E) Not more than 1.8 grams of dihydrocodeine per 100  
19 milliliters and not more than 90 milligrams per dosage unit, with  
20 one or more active, nonnarcotic ingredients in recognized  
21 therapeutic amounts;

22       ~~(6)~~ (F) Not more than 300 milligrams of ethylmorphine per 100  
23 milliliters or not more than 15 milligrams per dosage unit, with  
24 one or more active, nonnarcotic ingredients in recognized

1 therapeutic amounts;

2 ~~(7)~~ (G) Not more than 500 milligrams of opium per 100  
3 milliliters or per 100 grams or not more than 25 milligrams per  
4 dosage unit, with one or more active, nonnarcotic ingredients in  
5 recognized therapeutic amounts;

6 ~~(8)~~ (H) Not more than 50 milligrams of morphine per 100  
7 milliliters or per 100 grams, with one or more active, nonnarcotic  
8 ingredients in recognized therapeutic amounts.

9 (2) Any material, compound, mixture or preparation containing  
10 any of the following narcotic drugs or their salts, as set forth  
11 below:

12 (A) Buprenorphine.

13 (f) *Anabolic steroids.* -- Unless specifically excepted or  
14 unless listed in another schedule, any material, compound, mixture,  
15 or preparation containing any quantity of anabolic steroids,  
16 including its salts, isomers and salts of isomers whenever the  
17 existence of the salts of isomers is possible within the specific  
18 chemical designation.

19 (g) Human Growth Hormones.

20 ~~(g)~~ (h) Dronabinol (synthetic) in sesame oil and encapsulated  
21 in a soft gelatin capsule in a United States food and drug  
22 administration approved drug product. (Some other names for  
23 dronabinol: (6aR-trans)-6a, 7, 8, 10a- tetrahydro-6, 6,  
24 9-trimethyl-3-pentyl-6H-dibenzo [b,d] pyran-1- ol or

1 (-)-delta-9-(trans)-tetrahydrocannabinol).

2 **§60A-2-210. Schedule IV.**

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

6 (b) *Narcotic drugs.* Unless specifically excepted or unless  
7 listed in another schedule, any material, compound, mixture, or  
8 preparation containing any of the following narcotic drugs, or  
9 their salts calculated as the free anhydrous base or alkaloid, in  
10 limited quantities as set forth below:

11 (1) Not more than 1 milligram of difenoxin and not less than  
12 25 micrograms of atropine sulfate per dosage unit;

13 ( 2 ) D e x t r o p r o p o x y p h e n e  
14 (alpha-(+)-4-dimethylamino-1,2-diphenyl-3-methyl-2-propionoxybuta  
15 ne).

16 (c) *Depressants.* -- Unless specifically excepted or unless  
17 listed in another schedule, any material, compound, mixture or  
18 preparation which contains any quantity of the following  
19 substances, including its salts, isomers and salts of isomers  
20 whenever the existence of such salts, isomers and salts of isomers  
21 is possible within the specific chemical designation:

22 (1) Alprazolam;

23 (2) Barbital;

24 (3) Bromazepam;

- 1 (4) Camazepam;
- 2 (5) Carisoprodol;
- 3 (6) Chloral betaine;
- 4 (7) Chloral hydrate;
- 5 (8) Chlordiazepoxide;
- 6 (9) Clobazam;
- 7 (10) Clonazepam;
- 8 (11) Clorazepate;
- 9 (12) Clotiazepam;
- 10 (13) Cloxazolam;
- 11 (14) Delorazepam;
- 12 (15) Diazepam;
- 13 (16) Dichloralphenazone;
- 14 ~~(16)~~ (17) Estazolam;
- 15 ~~(17)~~ (18) Ethchlorvynol;
- 16 ~~(18)~~ (19) Ethinamate;
- 17 ~~(19)~~ (20) Ethyl loflazepate;
- 18 ~~(20)~~ (21) Fludiazepam;
- 19 ~~(21)~~ (22) Flunitrazepam;
- 20 ~~(22)~~ (23) Flurazepam;
- 21 (24) Fospropofol;
- 22 ~~(23)~~ (25) Halazepam;
- 23 ~~(24)~~ (26) Haloxazolam;
- 24 ~~(25)~~ (27) Ketazolam;



- 1        ~~(26)~~ (28) Loprazolam;
- 2        ~~(27)~~ (29) Lorazepam;
- 3        ~~(28)~~ (30) Lormetazepam;
- 4        ~~(29)~~ (31) Mebutamate;
- 5        ~~(30)~~ (32) Medazepam;
- 6        ~~(31)~~ (33) Meprobamate;
- 7        ~~(32)~~ (34) Methohexital;
- 8        ~~(33)~~ (35) Methylphenobarbital (mephobarbital);
- 9        ~~(34)~~ (36) Midazolam;
- 10       ~~(35)~~ (37) Nimetazepam;
- 11       ~~(36)~~ (38) Nitrazepam;
- 12       ~~(37)~~ (39) Nordiazepam;
- 13       ~~(38)~~ (40) Oxazepam;
- 14       ~~(39)~~ (41) Oxazolam;
- 15       ~~(40)~~ (42) Paraldehyde;
- 16       ~~(41)~~ (43) Petrichloral;
- 17       ~~(42)~~ (44) Phenobarbital;
- 18       ~~(43)~~ (45) Pinazepam;
- 19       ~~(44)~~ (46) Prazepam;
- 20       ~~(45)~~ (47) Quazepam;
- 21       ~~(46)~~ (48) Temazepam;
- 22       ~~(47)~~ (49) Tetrazepam;
- 23       ~~(48)~~ (50) Triazolam;
- 24       (51) Zaleplon;

1       ~~(49)~~ (52) Zolpidem;

2       (53) Zopiclone.

3       (d) *Fenfluramine*. -- Any material, compound, mixture or  
4 preparation which contains any quantity of the following substance,  
5 including its salts, isomers (whether optical, position or  
6 geometric) and salts of such isomers whenever the existence of such  
7 salts, isomers and salts of isomers is possible: Fenfluramine,  
8 Dexfenfluramine.

9       (e) *Stimulants*. -- Unless specifically excepted or unless  
10 listed in another schedule, any material, compound, mixture or  
11 preparation which contains any quantity of the following substances  
12 having a stimulant effect on the central nervous system, including  
13 its salts, isomers and salts of isomers:

14       (1) Cathine ((+)-norpseudoephedrine);

15       (2) Diethylpropion;

16       (3) Fencamfamin;

17       (4) Fenproporex;

18       (5) Mazindol;

19       (6) Mefenorex;

20       (7) Modafinil;

21       ~~(7)~~ (8) Pemoline (including organometallic complexes and  
22 chelates thereof);

23       ~~(8)~~ (9) Phentermine;

24       ~~(9)~~ (10) Pipradrol;

1        (11) Sibutramine;

2        ~~(10)~~ (12) SPA ((-)-1-dimethylamino-1,2-diphenylethane).

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

7            (1) Pentazocine;

8            (2) Butorphanol.

9        Amyl nitrite, butyl nitrite, isobutyl nitrite and the other  
10 organic nitrites are controlled substances and no product  
11 containing these compounds as a significant component shall be  
12 possessed, bought or sold other than pursuant to a bona fide  
13 prescription or for industrial or manufacturing purposes.

14 **§60A-2-212. Schedule V.**

15        (a) Schedule V shall consist of the drugs and other  
16 substances, by whatever official name, common or usual name,  
17 chemical name, or brand name designated, listed in this section.

18        ~~(b) *Narcotic drugs.* -- Unless specifically excepted or unless  
19 listed in another schedule, any material, compound, mixture or  
20 preparation containing any of the following narcotic drugs and  
21 their salts, as set forth below:~~

22            ~~(1) Buprenorphine.~~

23        ~~(c)~~ (b) Narcotic drugs containing nonnarcotic active medicinal  
24 ingredients. Any compound, mixture or preparation containing any

1 of the following narcotic drugs or their salts calculated as the  
2 free anhydrous base or alkaloid in limited quantities as set forth  
3 below, which shall include one or more nonnarcotic active medicinal  
4 ingredients in sufficient proportion to confer upon the compound,  
5 mixture or preparation valuable medicinal qualities other than  
6 those possessed by the narcotic drug alone:

7 (1) Not more than 200 milligrams of codeine per 100  
8 milliliters or per 100 grams;

9 (2) Not more than 100 milligrams of dihydrocodeine per 100  
10 milliliters or per 100 grams;

11 (3) Not more than 100 milligrams of ethylmorphine per 100  
12 milliliters or per 100 grams;

13 (4) Not more than 2.5 milligrams of diphenoxylate and not less  
14 than 25 micrograms of atropine sulfate per dosage unit;

15 (5) Not more than 100 milligrams of opium per 100 milliliters  
16 or per 100 grams;

17 (6) Not more than 0.5 milligrams of difenoxin and not less  
18 than 25 micrograms of atropine sulfate per dosage unit.

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

24 (1) Pyrovalerone.

1        ~~(e)~~ (d) Any compound, mixture or preparation containing as its  
2 single active ingredient ephedrine, pseudoephedrine or  
3 phenylpropanolamine, their salts or optical isomers, or salts of  
4 optical isomers except products which are for pediatric use  
5 primarily intended for administration to children under the age of  
6 twelve: *Provided*, That neither the offenses set forth in section  
7 four hundred one, article four of this chapter, nor the penalties  
8 therein, shall be applicable to ephedrine, pseudoephedrine or  
9 phenylpropanolamine which shall be subject to the provisions of  
10 article ten of this chapter.

11        (e) *Depressants.* -- Unless specifically exempted or excluded  
12 or unless listed in another schedule, any material, compound,  
13 mixture, or preparation which contains any quantity of the  
14 following substances having a depressant effect on the central  
15 nervous system, including its salts:

16        ( 1 )    E   z   o   q   a   b   i   n   e  
17 [N-[2-amino-4-94-fluorobenzylamino)-phenyl]-carbamic acid ethyl  
18 ester];

19        ( 2 ) L a c o s a m i d e                          [ ( R ) - 2 - a c e t o a m i d o -                          N  
20 -benzyl-3-methoxy-propionamide];

21        (3) Pregabalin [(S)-3-(aminomethyl)-5-methylhexanoic acid].

NOTE: The purpose of this bill is to update the schedules of controlled substances in West Virginia code to match the federal

schedules of controlled substances. Additionally, the bill makes a technical modification to the definitions of "immediate derivative" and "immediate precursor."

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