

WEST VIRGINIA LEGISLATURE

2023 REGULAR SESSION

ENROLLED

Committee Substitute

for

Senate Bill 546

BY SENATORS STUART, WOODRUM, DEEDS, TAYLOR,
MAYNARD, AND HAMILTON

[Passed March 10, 2023; in effect 90 days from
passage (June 8, 2023)]

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OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

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1 AN ACT to amend and reenact §60A-2-204, §60A-2-206, §60A-2-210, and §60A-2-212 of the
2 Code of West Virginia, 1931, as amended, all relating to classifying additional drugs and
3 substances to Schedules I, II, IV, and V of the Uniform Controlled Substances Act;
4 removing a substance from Schedule V; modifying language for clarity, that unless
5 expressly exempted by law, all delta tetrahydrocannabinols are included in schedule I;
6 and declaring that the provisions related to tetrahydrocannabinols are inapplicable to
7 products lawfully manufactured, distributed, or possessed pursuant to the Industrial Hemp
8 Development Act and the Medical Cannabis Act.

Be it enacted by the Legislature of West Virginia:

ARTICLE 2. STANDARDS AND SCHEDULES.

§60A-2-204. Schedule I.

1 (a) Schedule I shall consist of the drugs and other substances, by whatever official name,
2 common or usual name, chemical name, or brand name designated, listed in this section including
3 their isomers, esters, ethers, salts and salts of isomers, esters, and ethers, whenever the
4 existence of such isomers, esters, ethers, and salts is possible within the specific chemical
5 designation.

6 (b) Opiates.

7 Acetyl-alpha-methylfentanyl (N-[1-(1-methyl-2-phenethyl) -4-piperidiny]—
8 phenylacetamide);

9 Acetylmethadol;

10 Allyprodine;

11 Alphacetylmethadol (except levoalphacetylmethadol also known as levo-alpha-
12 acetylmethadol, levomethadyl acetate, or LAAM);

13 Alphameprodine;

14 Alphamethadol;

- 15 Alpha-methylfentanyl (N-[1-(alpha-methyl-beta-phenyl) ethyl-4-piperidyl] propionanilide;
16 1-(1-methyl-2-phenylethyl)-4-((propanilido) piperidine);
17 Alpha-methylthiofentanyl (N-[1-methyl-2-(2-thienyl) ethyl-4-piperidiny]—
18 phenylpropanamide);
19 Benzethidine;
20 Betacetylmethadol;
21 Beta-hydroxyfentanyl (N-[1-(2-hydroxy-2-phenethyl)-4-piperidiny]-N-
22 phenylpropanamide);
23 Beta-hydroxy-3-methylfentanyl (other name: N-[1-(2- hydroxy-2-phenethyl)-3-methyl-4-
24 piperidiny]-N-phenylpropanamide);
25 Betameprodine;
26 Betamethadol;
27 Betaprodine;
28 Clonitazene;
29 Dextromoramide;
30 Diampromide;
31 Diethylthiambutene;
32 Difenoxin;
33 Dimenoxadol;
34 Dimepheptanol;
35 Dimethylthiambutene;
36 Dioxaphetyl butyrate;
37 Dipipanone;
38 Ethylmethylthiambutene;
39 Etonitazene;
40 Etoxidine;

- 41 Furethidine;
- 42 Hydroxypethidine;
- 43 Ketobemidone;
- 44 Levomoramide;
- 45 Levophenacymorphan;
- 46 3-Methylfentanyl (N-[3-methyl-1-(2-phenylethyl)-4-piperidyl]-N-phenylpropanamide);
- 47 3-methylthiofentanyl (N-[3-methyl-1-(2-thienyl) ethyl-4-piperidiny]—phenylpropanamide);
- 48 Morpheridine;
- 49 N-Methylnorfentanyl (N-(1-Methyl-4-piperidiny)-N-phenyl-propanamide,
50 monohydrochloride);
- 51 Norfentanyl (N-Phenyl-N-4-piperidiny-propanamide);
- 52 MPPP (1-methyl-4-phenyl-4-propionoxypiperidine);
- 53 Noracymethadol;
- 54 Norlevorphanol;
- 55 Normethadone;
- 56 Norpipanone;
- 57 Para-fluorofentanyl (N-(4-fluorophenyl)-N-[1-(2-phenethyl)-4-piperidiny] propanamide);
- 58 PEPAP(1-(2-phenethyl)-4-phenyl-4-acetoxypiperidine);
- 59 Phenadoxone;
- 60 Phenampromide;
- 61 Phenomorphan;
- 62 Phenoperidine;
- 63 Piritramide;
- 64 Proheptazine;
- 65 Properidine;
- 66 Propiram;

- 67 Racemoramide;
- 68 Thiofentanyl (N-phenyl-N-[1-(2-thienyl)ethyl-4- piperidiny]-propanamide);
- 69 Tilidine;
- 70 Trimeperidine.
- 71 (c) Opium derivatives,
- 72 Acetorphine;
- 73 Acetyldihydrocodeine;
- 74 Benzylmorphine;
- 75 Codeine methylbromide;
- 76 Codeine-N-Oxide;
- 77 Cyprenorphine;
- 78 Desomorphine;
- 79 Dihydromorphine;
- 80 Drotebanol;
- 81 Etorphine (except HCl Salt);
- 82 Heroin;
- 83 Hydromorphinol;
- 84 Methyldesorphine;
- 85 Methyldihydromorphine;
- 86 Morphine methylbromide;
- 87 Morphine methylsulfonate;
- 88 Morphine-N-Oxide;
- 89 Myrophine;
- 90 Nicocodeine;
- 91 Nicomorphine;
- 92 Normorphine;

- 93 Pholcodine;
- 94 Thebacon.
- 95 (d) Hallucinogenic substances.
- 96 Alpha-ethyltryptamine; some trade or other names: etryptamine; Monase; alpha-ethy-1H-
- 97 indole-3-ethanamine; 3-(2-aminobutyl) indole; alpha-ET; and AET;
- 98 4-bromo-2, 5-dimethoxy-amphetamine; some trade or other names: 4-bromo-2,5-
- 99 dimethoxy-alpha-methylphenethylamine; 4-bromo- 2,5-DMA;
- 100 4-Bromo-2,5-dimethoxyphenethylamine; some trade or other names: 2-(4-bromo-2,5-
- 101 dimethoxyphenyl)-1-aminoethane; alpha- desmethyl DOB; 2C-B, Nexus;
- 102 N-(2-Methoxybenzyl)-4-bromo-2, 5-dimethoxyphenethylamine. The substance has the
- 103 acronym 25B-NBOMe;
- 104 2-(4-chloro-2,5-dimethoxyphenyl)-N-(2-methoxybenzyl) ethanamine (25C-NBOMe);
- 105 2-(4-iodo-2,5-dimethoxyphenyl)-N-(2-methoxybenzyl) ethanamine (25I-NBOMe);
- 106 2,5-dimethoxyamphetamine; some trade or other names: 2,5-dimethoxy-alpha-
- 107 methylphenethylamine; 2,5-DMA;
- 108 2,5-dimethoxy-4-ethylamphet-amine; some trade or other names: DOET;
- 109 2,5-dimethoxy-4-(n)-propylthiophenethylamine (other name: 2C-T-7);
- 110 4-methoxyamphetamine; some trade or other names: 4-methoxy-alpha-
- 111 methylphenethylamine; paramethoxyamphetamine; PMA;
- 112 3-Hydroxy-phencyclidine (other name hydroxy PCP);
- 113 5-methoxy-3, 4-methylenedioxy-amphetamine;
- 114 4-methyl-2,5-dimethoxy-amphetamine; some trade and other names: 4-methyl-2,5-
- 115 dimethoxy-alpha-methylphenethylamine; "DOM"; and "STP";
- 116 3,4-methylenedioxy amphetamine;
- 117 3,4-methylenedioxymethamphetamine (MDMA);

- 118 3,4-methylenedioxy-N-ethylamphetamine (also known as (ethyl-alpha-methyl-3,4
119 (methylenedioxy) phenethylamine, N-ethyl MDA, MDE, MDEA);
120 N-hydroxy-3,4-methylenedioxyamphetamine (also known as (hydroxy-alpha-methyl-3,4
121 (methylenedioxy) phenethylamine, and (hydroxy MDA);
122 3,4,5-trimethoxy amphetamine;
123 5-methoxy-N,N-dimethyltryptamine (5-MeO-DMT);
124 Alpha-methyltryptamine (other name: AMT);
125 Bufotenine; some trade and other names: 3-(beta-Dimethylaminoethyl)-5-
126 hydroxyindole;3-(2-dimethylaminoethyl) -5-indolol; N, N-dimethylserotonin; 5-hydroxy-N,N-
127 dimethyltryptamine; mappine;
128 Diethyltryptamine; some trade and other names: N, N-Diethyltryptamine; DET;
129 Dimethyltryptamine; some trade or other names: DMT;
130 5-Methoxy-N,N-disopropyltryptamine (5-MeO-DIPT);
131 Ibogaine; some trade and other names: 7-Ethyl-6, 6 Beta, 7, 8, 9, 10, 12, 13-octahydro-2-
132 methoxy-6, 9-methano-5H- pyrido [1', 2': 1, 2] azepino [5,4-b] indole; Tabernanthe iboga;
133 Lysergic acid diethylamide;
134 Marihuana; Marijuana (Cannabis, sp.);
135 Mescaline;
136 Parahexyl-7374; some trade and other names: 3-Hexyl -1-hydroxy-7, 8, 9, 10-tetrahydro-6,
137 6, 9-trimethyl-6H-dibenzo [b,d] pyran; Synhexyl;
138 Peyote; meaning all parts of the plant presently classified botanically as *Lophophora*
139 *williamsii* Lemaire, whether growing or not, the seeds thereof, any extract from any part of such
140 plant, and every compound, manufacture, salts, immediate derivative, mixture, or preparation of
141 such plant, its seeds or extracts;
142 N-ethyl-3-piperidyl benzilate;
143 N-methyl-3-piperidyl benzilate;

144 Psilocybin;

145 Psilocyn;

146 Tetrahydrocannabinols; synthetic equivalents of the substances contained in the plant, or
147 in the resinous extractives of Cannabis, sp. and/or synthetic substances, immediate derivatives
148 and their isomers with similar chemical structure and pharmacological activity including, but not
149 limited to the following:

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

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

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

153 delta-8 Cis or trans tetrahydrocannabinol and its optical isomers; and

154 delta-10 Cis or trans tetrahydrocannabinol and its optical isomers;

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

157 Delta-8-tetrahydrocannabinol-O (delta-8-THC-0), Delta-9-tetrahydrocannabinol (delta-9-
158 THC-0) and Synthetic and non-naturally occurring cannabinoids.

159 The provisions of this section related to tetrahydrocannabinols are inapplicable to products
160 or substances lawfully manufactured, distributed, or possessed under the provisions of §19-12E-
161 1 *et seq.* and Chapter 16H of this code.

162 Ethylamine analog of phencyclidine; some trade or other names: N-ethyl-1-
163 phenylcyclohexylamine, (1-phenylcyclohexyl) ethylamine, N-(1-phenylcyclohexyl) ethylamine,
164 cyclohexamine, PCE;

165 Pyrrolidine analog of phencyclidine; some trade or other names: 1-(1-phenylcyclohexyl)-
166 pyrrolidine, PCPy, PHP;

167 Thiophene analog of phencyclidine; some trade or other names: 1-[1-(2-thienyl)-
168 cyclohexyl]-piperidine, 2-thienylanalog of phencyclidine; TPCP, TCP;

169 1[1-(2-thienyl)cyclohexyl]pyrrolidine; some other names: TCPy;

- 170 4-methylmethcathinone (Mephedrone);
- 171 3,4-methylenedioxypropylvalerone (MDPV);
- 172 2-(2,5-Dimethoxy-4-ethylphenyl)ethanamine (2C-E);
- 173 2-(2,5-Dimethoxy-4-methylphenyl)ethanamine (2C-D);
- 174 2-(4-Chloro-2,5-dimethoxyphenyl)ethanamine (2C-C);
- 175 2-(4-Iodo-2,5-dimethoxyphenyl)ethanamine (2C-I);
- 176 2-[4-(Ethylthio)-2,5-dimethoxyphenyl]ethanamine (2C-T-2);
- 177 2-[4-(Isopropylthio)-2,5-dimethoxyphenyl]ethanamine (2C-T-4);
- 178 2-(2,5-Dimethoxyphenyl)ethanamine (2C-H);
- 179 2-(2,5-Dimethoxy-4-nitro-phenyl)ethanamine (2C-N);
- 180 2-(2,5-Dimethoxy-4-(n)-propylphenyl)ethanamine (2C-P);
- 181 3,4-Methylenedioxy-N-methylcathinone (Methylone);
- 182 2,5-dimethoxy-4-(n)-propylthiophenethylamine (2C-T-7, its optical isomers, salts and
- 183 salts of isomers;
- 184 5-methoxy-N,N-dimethyltryptamine some trade or other names: 5-methoxy-3-[2-
- 185 (dimethylamino)ethyl]indole; 5-MeO-DMT(5-MeO-DMT);
- 186 Alpha-methyltryptamine (other name: AMT);
- 187 5-methoxy-N,N-diisopropyltryptamine (other name: 5-MeO-DIPT);
- 188 Synthetic Cannabinoids as follows:
- 189 2-[(1R,3S)-3-hydroxycyclohexyl]-5- (2-methyloctan-2-yl)phenol {also known as CP
- 190 47,497 and homologues};
- 191 rel-2-[(1S,3R)-3-hydroxycyclohexyl] -5-(2-methylnonan-2-yl)phenol {also known as CP
- 192 47,497-C8 homolog};
- 193 [(6aR)-9-(hydroxymethyl)-6, 6-dimethyl-3-(2-methyloctan-2-yl)-6a, 7,10,10a-
- 194 tetrahydrobenzo[c]chromen-1-ol] {also known as HU-210};
- 195 (dexanabinol);

196 (6aS,10aS)-9-(hydroxymethyl)-6,6-dimethyl-3-(2-methyloctan-2-yl)-6a,7,10,10a-
197 tetrahydrobenzol[c]chromen-1-ol {also known as HU-211};
198 1-Pentyl-3-(1-naphthoyl)indole {also known as JWH-018};
199 1-Butyl-3-(1-naphthoyl)indole {also known as JWH-073};
200 (2-methyl-1-propyl-1H-indol-3-yl)-1-naphthalenyl-methanone {also known as JWH-015};
201 (1-hexyl-1H-indol-3-yl)-1-naphthalenyl-methanone {also known as JWH-019};
202 [1-[2-(4-morpholinyl) ethyl] -1H-indol-3-yl]-1-naphthalenyl-methanone {also known as
203 JWH-200};
204 1-(1-pentyl-1H-indol-3-yl)-2-(3-hydroxyphenyl)-ethanone {also known as JWH-250};
205 2-((1S,2S,5S)-5-hydroxy-2-(3-hydroxypropyl)cyclohexyl)-5-(2-methyloctan-2-yl)phenol
206 {also known as CP 55,940};
207 (4-methyl-1-naphthalenyl) (1-pentyl-1H-indol-3-yl) -methanone {also known as JWH-122};
208 (4-methyl-1-naphthalenyl) (1-pentyl-1H-indol-3-yl) -methanone {also known as JWH-398};
209 (4-methoxyphenyl)(1-pentyl-1H-indol-3-yl)methanone {also known as RCS-4};
210 1-(1-(2-cyclohexylethyl) -1H-indol-3-yl) -2-(2-methoxyphenyl) ethanone {also known as
211 RCS-8};
212 1-pentyl-3-[1-(4-methoxynaphthoyl)]indole (JWH-081);
213 1-(5-fluoropentyl)-3-(1-naphthoyl)indole (AM2201); and
214 1-(5-fluoropentyl)-3-(2-iodobenzoyl)indole (AM694).
215 Synthetic cannabinoids:
216 CP 47,497 AND homologues, 2-[(1R,3S)-3-Hydroxycyclohexyl]-5-(2-methyloctan-2-
217 YL)phenol);
218 HU-210, [(6AR,10AR)-9-(hydroxymethyl)-6,6-dimethyl-3-(2-Methyloctan-2-YL)-6A,7,10,
219 10A-tetrahydrobenzo[C] chromen-1-OL];
220 HU-211, (dexanabinol, (6AS,10AS)-9-(hydroxymethyl)-6,6-Dimethyl-3-(2-methyloctan-2-
221 YL)-6A,7,10,10atetrahydrobenzo[C]chromen-1-OL);

- 222 JWH-018, 1-pentyl-3-(1-naphthoyl)indole;
- 223 JWH-019, 1-hexyl-3-(1-naphthoyl)indole;
- 224 JWH-073, 1-butyl-3-(1-naphthoyl)indole;
- 225 JWH-200, (1-(2-morpholin-4-ylethyl)indol-3-yl)- Naphthalen-1-ylmethanone;
- 226 JWH-250, 1-pentyl-3-(2-methoxyphenylacetyl)indole.]
- 227 Methyl 2-(1-(5-fluoropentyl)-1H-indazole-3-carboxamido)-3,3-dimethylbutanoate (5F-
- 228 ADB);
- 229 Methyl 2-(1-(5-fluoropentyl)-1H-indazole-3-carboxamido)-3-methylbutanoate (5F-AMB);
- 230 Methyl 2-(1-(4-fluorobenzyl)-1H-indazole-3-carboxamido)-3-methylbutanoate (FUB-
- 231 AMB);
- 232 N-(adamantan-1-yl)-1-(5-fluoropentyl)-1H-indazole-3-carboxamide (5F-APINACA);
- 233 N-(1-amino-3,3-dimethyl-1-oxobutan-2-yl)-1-(4-fluorobenzyl)-1H-indazole-3-carboxamide
- 234 (ADB-FUBINACA);
- 235 Methyl 2-(1-(cyclohexylmethyl)-1H-indole-3-carboxamido)-3,3-dimethylbutanoate
- 236 (MDMB-CHMICA);
- 237 Methyl 2-(1-(4-fluorobenzyl)-1H-indazole-3-carboxamido)-3,3-dimethylbutanoate
- 238 (MDMB-FUBINACA);
- 239 Tetrahydrocannabinols:
- 240 DELTA-1 CIS OR trans tetrahydrocannabinol and their Optical isomers.
- 241 DELTA-6 CIS OR trans tetrahydrocannabinol and their optical isomers.
- 242 DELTA-3,4 CIS or their trans tetrahydrocannabinol and their optical isomers.
- 243 Synthetic Phenethylamines
- 244 2-(4-iodo-2,5-dimethoxyphenyl)-N-(2-methoxybenzyl)ethanamine (25I-NBOMe/ 2C-I-
- 245 NBOMe);
- 246 2-(4-chloro-2,5-dimethoxyphenyl)-N-(2-methoxybenzyl)ethanamine (25C-NBOMe/2C-C-
- 247 NBOMe);

248 2-(4-bromo-2,5-dimethoxyphenyl)-N-(2-methoxybenzyl)ethanamine (25B-NBOMe/ 2C-B-
249 NBOMe);

250 Synthetic Opioids (including their isomers, esters, ethers, salts and salts of isomers, esters
251 and ethers):

252 N-(1-phenethylpiperidin-4-yl)-N-phenylacetamide (acetyl fentanyl);

253 furanyl fentanyl;

254 3,4-dichloro-N-[2-(dimethylamino)cyclohexyl]-N-methylbenzamide (also known as U-
255 47700);

256 N-(1-phenethylpiperidin-4-yl)-N-phenylbutyramide, also known as N-(1-
257 phenethylpiperidin-4-yl)-N-phenylbutanamide, (butyryl fentanyl);

258 N-[1-[2-hydroxy-2-(thiophen-2-yl)ethyl]piperidin-4-yl]-N-phenylpropionamide, also known
259 as N-[1-[2-hydroxy-2-(2-thienyl)ethyl]-4-piperidiny]-N-phenylpropanamide, (beta-
260 hydroxythiofentanyl);

261 N-(1-phenethylpiperidin-4-yl)-N-phenylacrylamide (acryl fentanyl);

262 N-(1-phenethylpiperidin-4-yl)-N-phenylisobutyramide (isobutyryl fentanyl);

263 N-(1-phenethylpiperidin-4-yl)-N-phenylcyclopentanecarboxamide (cyclopropyl fentanyl);

264 2-(2,4-dichlorophenyl)-N-((1S,2S)-2-(dimethylamino)cyclohexyl)-N-methylacetamide
265 (also known as U-48800);

266 Trans-3,4-dichloro-N-[2-(diethylamino)cyclohexyl]-N-methyl-benzamide (also known as
267 U-49900);

268 Trans-3,4-dichloro-N-[2-(dimethylamino)cyclohexyl]-N-methyl-benzeneacetamide (also
269 known as U-51754);

270 2-(2-(4-butoxybenzyl)-5-nitro-1H-benzimidazol-1-yl)-N,N-diethylethan-1-amine
271 (butonitazene);

272 2-(2-(4-ethoxybenzyl)-1H-benzimidazol-1-yl)-N,N-diethylethan-1-amine (etodesnitazene);

- 273 N,N-diethyl-2-(2-(4-fluorobenzyl)-5-nitro-1H-benzimidazol-1-yl)ethan-1-amine
274 (flunitazene);
275 N,N-diethyl-2-(2-(4-methoxybenzyl)-1H-benzimidazol-1-yl)ethan-1-amine
276 (metodesnitazene);
277 N,N-diethyl-2-(2-(4-methoxybenzyl)-5-nitro-1H-benzimidazol-1-yl)ethan-1-amine
278 (metonitaze);
279 2-(4-ethoxybenzyl)5-nitro-1-(2-(pyrrolidin-1-yl)ethyl)-1 H-benzimidazole (N-pyrrolidino
280 etoitazene, etonitazepyne);
281 N,N-diethyl-2-(5-nitro-2-(4-propoxybenzyl)-1H-benzimidazol-1-yl)ethan-1-amine
282 (protonitazene);
283 N-pyrrolidino etonitazene;
284 Etodesnitazene;
285 Isotonitazene;
286 Protonitazene;
287 Metonitazene;
288 Butonitazene;
289 Metodesnitazene;
290 Flunitazene;
291 Opioid Receptor Agonist
292 AH-7921 (3,4-dichloro-N-(1dimethylamino)cyclohexylmethyl]benzamide).
293 Naphthoylindoles or any compound containing a 3-(-1- Naphthoyl) indole structure with
294 substitution at the nitrogen atom of the indole ring whether or not further substituted in the indole
295 ring to any extent and whether or not substituted in the naphthyl ring to any extent. This shall
296 include the following:
297 JWH 015;
298 JWH 018;

299 JWH 019;
300 JWH 073;
301 JWH 081;
302 JWH 122;
303 JWH 200;
304 JWH 210;
305 JWH 398;
306 AM 2201; and
307 WIN 55,212.

308 Naphthylmethyloindoles or any compound containing a 1-indol-3-yl-(1-naphthyl) methane
309 structure with a substitution at the nitrogen atom of the indole ring whether or not further
310 substituted in the indole ring to any extent and whether or not substituted in the naphthyl ring to
311 any extent. This shall include, but not be limited to, JWH 175 and JWH 184.

312 Naphthoylpyrroles or any compound containing a 3-(1-Naphthoyl) pyrrole structure with
313 substitution at the nitrogen atom of the pyrrole ring whether or not further substituted in the pyrrole
314 ring to any extent and whether or not substituted in the naphthyl ring to any extent. This shall
315 include, but not be limited to, JWH 147 and JWH 307.

316 Naphthylmethyloindenes or any compound containing a Naphthylideneindene structure
317 with substitution at the 3- Position of the indene ring whether or not further substituted in the
318 indene ring to any extent and whether or not substituted in the naphthyl ring to any extent. This
319 shall include, but not be limited to, JWH 176.

320 Phenylacetyloindoles or any compound containing a 3- Phenylacetyloindole structure with
321 substitution at the nitrogen atom of the indole ring whether or not further substituted in the indole
322 ring to any extent and whether or not substituted in the phenyl ring to any extent. This shall include
323 the following:

324 RCS-8, SR-18 OR BTM-8;

325 JWH 250;

326 JWH 203;

327 JWH 251; and

328 JWH 302.

329 Cyclohexylphenols or any compound containing a 2-(3- hydroxycyclohexyl) phenol
330 structure with a substitution at the 5-position of the phenolic ring whether or not substituted in the
331 cyclohexyl ring to any extent. This shall include the following:

332 CP 47,497 and its homologues and analogs;

333 Cannabicyclohexanol; and

334 CP 55,940.

335 Benzoylindoles or any compound containing a 3-(benzoyl) indole structure with
336 substitution at the nitrogen atom of the indole ring whether or not further substituted in the indole
337 ring to any extent and whether or not substituted in the phenyl ring to any extent. This shall include
338 the following:

339 AM 694;

340 Pravadoline WIN 48,098;

341 RCS 4; and

342 AM 679.

343 [2,3-dihydro-5 methyl-3-(4-morpholinylmethyl)pyrrolo [1,2,3-DE]-1, 4-benzoxazin-6-YL]-1-
344 naphthalenymethanone. This shall include WIN 55,212-2.

345 Dibenzopyrans or any compound containing a 11-hydroxydelta 8-tetrahydrocannabinol
346 structure with substitution on the 3-pentyl group. This shall include HU-210, HU-211, JWH 051,
347 and JWH 133.

348 Adamantoylindoles or any compound containing a 3-(-1- Adamantoyl) indole structure with
349 substitution at the nitrogen atom of the indole ring whether or not further substituted in the
350 adamantoyl ring system to any extent. This shall include AM1248.

351 Tetramethylcyclopropylindoles or any compound containing A 3-
352 tetramethylcyclopropylindole structure with substitution at the nitrogen atom of the indole ring
353 whether or not further substituted in the indole ring to any extent and whether or not substituted
354 in the tetramethylcyclopropyl ring to any extent. This shall include UR-144 and XLR-11.

355 N-(1-Adamantyl)-1-pentyl-1h-indazole-3-carboxamide. This shall include AKB48.

356 Any other synthetic chemical compound that is a Cannabinoid receptor type 1 agonist as
357 demonstrated by binding studies and functional assays that is not listed in Schedules II, III, IV,
358 and V, not federal Food and Drug Administration approved drug or used within legitimate,
359 approved medical research. Since nomenclature of these substances is not internationally
360 standardized, any immediate precursor or immediate derivative of these substances shall be
361 covered.

362 Tryptamines:

363 5- methoxy- N- methyl-N-isopropyltryptamine (5-MeO-MiPT);

364 4-hydroxy-N,N-diisopropyltryptamine (4-HO-DiPT);

365 4-hydroxy-N-methyl-N-isopropyltryptamine (4-HO-MiPT);

366 4-hydroxy-N-methyl-N-ethyltryptamine (4-HO-MET);

367 4-acetoxy-N,N-diisopropyltryptamine (4-AcO-DiPT);

368 5-methoxy- α -methyltryptamine (5-MeO-AMT);

369 4-methoxy-N,N-Dimethyltryptamine (4-MeO-DMT);

370 4-hydroxy Diethyltryptamine (4-HO-DET);

371 5- methoxy- N,N- diallyltryptamine (5-MeO-DALT);

372 4-acetoxy-N,N-Dimethyltryptamine (4-AcO DMT);

373 4-hydroxy Diethyltryptamine (4-HO-DET);

374 FDU-PB-22 (1-Naphthyl 1-(4-fluorobenzyl)-1H-indole-3-carboxylate);

375 FUB-PB-22 (Quinolin-8-yl 1-(4-fluorobenzyl)-1H-indole-3-carboxylate);

376 5-Fluoro-MN-24 (1-(5-Fluoropentyl)-N-(naphthalen-1-yl)-1H-indole-3-carboxamide);

- 377 MN-24 (N-(naphthalen-1-yl)-1-pentyl-1H-indole-3-carboxamide);
- 378 SDB-005 (Naphthalen-1-yl 1-pentyl-1H-indazole-3-carboxylate);
- 379 SDB-006 (1-Pentyl-N-(phenylmethyl)-1H-indole-3-carboxamide);
- 380 Methyl-Ethylaminopentiophenone;
- 381 FUB-AMB (Methyl(1-(4-fluorobenzyl)-1H-indazole-3-carbonyl)-L-valinate);
- 382 5-Fluoro-SDB-005 Indole (Naphthalen-1-yl 1-(5-fluoropentyl)-1H-indole-3-carboxylate);
- 383 5F-AB-PINACA (N-(1-Amino-3-methyl-1-oxobutan-2-yl)-1-(5-fluoropentyl)-1H-indazole-3-
- 384 carboxamide);
- 385 MMB-CHMICA (Methyl 2-(1-(cyclohexylmethyl)-1H-indole-3-carboxamido)-3-
- 386 methylbutanoat);
- 387 MN-24 (N-(naphthalen-1-yl)-1-pentyl-1H-indole-3-carboxamide);
- 388 SDB-005 (Naphthalen-1-yl 1-pentyl-1H-indazole-3-carboxylate);
- 389 SDB-006 (1-Pentyl-N-(phenylmethyl)-1H-indole-3-carboxamide);
- 390 Ethcathinone (2-(ethylamino)-1-phenyl-1-propanone, monohydrochloride);
- 391 Methyl-Ethylaminopentiophenone;
- 392 FUB-AMB (Methyl(1-(4-fluorobenzyl)-1H-indazole-3-carbonyl)-L-valinate);
- 393 5-Fluoro-SDB-005 Indole (Naphthalen-1-yl 1-(5-fluoropentyl)-1H-indole-3-carboxylate);
- 394 5F-AB-PINACA (N-(1-Amino-3-methyl-1-oxobutan-2-yl)-1-(5-fluoropentyl)-1H-indazole-
- 395 3- carboxamide);
- 396 MMB-CHMICA (Methyl 2-(1-(cyclohexylmethyl)-1H-indole-3-carboxamido)-3-
- 397 methylbutanoat);
- 398 Bromazolam (8-bromo-1-methyl-6-phenyl-4H-[1,2,4]triazolo[4,3-a][1,4]benzodiazepine);
- 399 Clonazolam (6-(2-chlorophenyl)-1-methyl-8-nitro-4 H-[1,2,4]triazolo[4,3-
- 400 a][1,4]benzodiazepine);
- 401 Cloniprazepam (5-(2-chlorophenyl)-1-(cyclopropylmethyl)-1,3-dihydro-7-nitro-2H-1,4-
- 402 benzodiazepin-2-one);

- 403 Etizolam (4-(2-chlorophenyl)-2-ethyl-9-methyl-6H-thieno[3,2-f] [1,2,4]triazolo[4,3-
404 a][1,4]diazepine);
- 405 Flualprazolam (8-chloro-6-(2-fluorophenyl)-1-methyl-4H-[1,2,4]triazolo[4,3-
406 a][1,4]benzodiazepine);
- 407 Flubromazepam (7-bromo-5-(2-fluorophenyl)-1,3-dihydro-2H-1,4-benzodiazepin-2-one);
- 408 Flubromazolam (8-bromo-6-(2-fluorophenyl)-1-methyl-4H-[1,2,4]triazolo[4,3-
409 a][1,4]benzodiazepine);
- 410 Flunitrazolam (6-(2-fluorophenyl)-1-methyl-8-nitro-4H-benzo[f][1,2,4]triazolo[4,3-
411 a][1,4]diazepine);
- 412 Nifoxipam (5-(2-fluorophenyl)-1,3-dihydro-3-hydroxy-7-nitro-2H-1,4-benzodiazepin-2-
413 one) ;
- 414 Nitrazolam (1-methyl-8-nitro-6-phenyl-4H-[1,2,4]triazolo[4,3-a][1,4]benzodiazepine); and
- 415 Pyrazolam (8-bromo-1-methyl-6-(2-pyridinyl)-4H-[1,2,4]triazolo[4,3-
416 a][1,4]benzodiazepine).
- 417 (e) Depressants.
- 418 4-CN-CUMYL-BUTINACA (1-(4-Cyanobutyl)-N-(2-phenylpropan-2- yl)-1H-indazole-3-
419 carboxamide);
- 420 Alpha-Phenylacetoacetonitrile (3-Oxo-2-phenylbutanenitrile);
- 421 2-Fluoro Deschloroketamine (2-(2-Fluorophenyl)-2-(methylamino)-cyclohexanone,
422 monohydrochloride);
- 423 4-MEAP (2-(Ethylamino)-1-(4-methylphenyl)pentan-1-one);
- 424 Mecloqualone;
- 425 Methaqualone;
- 426 Bromazolam (8-bromo-1-methyl-6-phenyl-4H-[1,2,4]triazolo[4,3-a][1,4]benzodiazepine);
- 427 Clonazolam (6-(2-chlorophenyl)-1-methyl-8-nitro-4 H-[1,2,4]triazolo[4,3
428 a][1,4]benzodiazepine);

429 Cloniprazepam (5-(2-chlorophenyl)-1-(cyclopropylmethyl)-1,3-dihydro-7-nitro-2H-1,4-
430 benzodiazepin-2-one);

431 Etizolam (4-(2-chlorophenyl)-2-ethyl-9-methyl-6H-thieno[3,2-f] [1,2,4]triazolo[4,3-
432 a][1,4]diazepine);

433 Flualprazolam (8-chloro-6-(2-fluorophenyl)-1-methyl-4H-[1,2,4]triazolo[4,3-
434 a][1,4]benzodiazepine);

435 Flubromazepam (7-bromo-5-(2-fluorophenyl)-1,3-dihydro-2H-1,4-benzodiazepin-2-one);

436 Flubromazolam (8-bromo-6-(2-fluorophenyl)-1-methyl-4H-[1,2,4]triazolo[4,3-
437 a][1,4]benzodiazepine);

438 Flunitrazolam (6-(2-fluorophenyl)-1-methyl-8-nitro-4H-benzo[f][1,2,4]triazolo[4,3-
439 a][1,4]diazepine);

440 Nifoxipam (5-(2-fluorophenyl)-1,3-dihydro-3-hydroxy-7-nitro-2H-1,4-benzodiazepin-2-
441 one);

442 Nitrazolam (1-methyl-8-nitro-6-phenyl-4H-[1,2,4]triazolo[4,3-a][1,4]benzodiazepine);

443 Pyrazolam (8-bromo-1-methyl-6-(2-pyridinyl)-4H-[1,2,4]triazolo[4,3-
444 a][1,4]benzodiazepine);

445 Declazepam (7-Chloro-5-(2-chlorophenyl)-1-methyl-1,3-dihydro-2H-1,4-benzodiazepin-2-
446 one); and

447 Deschloroetizolam (2-Ethyl-9-methyl-4-phenyl-6H-thieno[3,2- f][1,2,4]triazolo[4,3-
448 a][1,4]diazepine);

449 (f) Stimulants.

450 Aminorex; some other names: aminoxaphen; 2-amino-5- phenyl-2-oxazoline; or 4,5-
451 dihydro-5-phenyl-2-oxazolamine;

452 Cathinone; some trade or other names: 2-amino-1-phenyl-1- propanone, alpha-
453 aminopropiophenone, 2-aminopropiophenone and norephedrone;

454 Fenethylamine;

455 Methcathinone, its immediate precursors and immediate derivatives, its salts, optical
456 isomers and salts of optical isomers; some other names: (2-(methylamino)-propiophenone; alpha-
457 (methylamino)propiophenone; 2-(methylamino)-1-phenylpropan-1- one; alpha—
458 methylaminopropiophenone; monomethylpropion; 3,4-methylenedioxypropylvalerone and/or
459 mephedrone; 3,4-methylenedioxypropylvalerone (MPVD); ephedrone; N-methylcathinone;
460 methylcathinone; AL-464; AL-422; AL- 463 and UR1432;
461 (+-) cis-4-methylaminorex; ((+)-cis-4,5-dihydro-4-methyl- 5-phenyl-2-oxazolamine);
462 N-ethylamphetamine;
463 N,N-dimethylamphetamine; also known as N,N-alpha- trimethyl-benzeneethanamine;
464 N,N-alpha-trimethylphenethylamine;
465 Alpha-pyrrolidinopentiophenone, also known as alpha-PVP, optical isomers, salts and
466 salts of isomers;
467 Substituted amphetamines:
468 2-Fluoroamphetamine;
469 3-Fluoroamphetamine;
470 4-Fluoroamphetamine;
471 2-chloroamphetamine;
472 3-chloroamphetamine;
473 4-chloroamphetamine;
474 2-Fluoromethamphetamine;
475 3-Fluoromethamphetamine;
476 4-Fluoromethamphetamine;
477 4-chloromethamphetamine;
478 Ethcathinone (2-(ethylamino)-1-phenyl-1-propanone, monohydrochloride);
479 Alpha-PHP (1-Phenyl-2-(pyrrolidin-1-yl)hexan-1-one);
480 MPHP (1-(4-Methylphenyl)-2-(pyrrolidin-1-yl)hexan-1-one);

481 PV8 (1-Phenyl-2-(pyrrolidin-1-yl)heptan-1-one);
482 4-Chloro-Alpha-PVP (1-(4-chlorophenyl)-2-(pyrrolidin-1-yl)pentan-1-one);
483 N-Ethylhexedrone (2-(Ethylamino)-1-phenylhexan-1-one);
484 Methoxetamine (2-(Ethylamino)-2-(3-methoxyphenyl)-cyclohexanone); and
485 3-Fluorophenmetrazine (2-(3-Fluorophenyl)-3-methylmorpholine);
486 (g) Temporary listing of substances subject to emergency scheduling. Any material,
487 compound, mixture, or preparation which contains any quantity of the following substances:
488 N-[1-benzyl-4-piperidyl]-N-phenylpropanamide (benzylfentanyl), its optical isomers, salts,
489 and salts of isomers;
490 N-[1-(2-thienyl)methyl-4-piperidyl]-N-phenylpropanamide (thénylfentanyl), its optical
491 isomers, salts, and salts of isomers.
492 N-benzylpiperazine, also known as BZP;
493 Cyclopentyl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-phenylcyclopentanecarboxamide);
494 4-fluorobutyryl fentanyl (N-(4-fluorophenyl)-N-[1-(2-phenylethyl)piperidin-4-yl]-
495 butyramide);
496 Isobutyryl fentanyl (2-methyl-N-phenyl-N-[1-(2-phenylethyl)piperidin-4-yl]-propanamide);
497 Methoxyacetyl fentanyl (2-methoxy-N-phenyl-N-[1-(2-phenylethyl)piperidin-4-yl]-
498 acetamide);
499 3-methylbutyryl fentanyl (N-[3-methyl-1-(2-phenylethyl)piperidin-4-yl]-N-
500 phenylbutyramide);
501 4-methoxybutyryl fentanyl (N-(4-methoxyphenyl)-N-(1-phenethylpiperidin-4-
502 yl)butyramide);
503 Ocfentanil (N-(2-fluorophenyl)-2-methoxy-N-[1-(2-phenylethyl)piperidin-4-yl]-acetamide);
504 Tetrahydrofuran fentanyl (N-(1-phenethylpiperidin-4-yl)-N-phenyltetrahydrofuran-2-
505 carboxamide); and
506 Valeryl fentanyl (N-phenyl-N-[1-(2-phenylethyl)piperidin-4-yl]pentanamide).

507 (h) The following controlled substances are included in Schedule I:

508 Synthetic Cathinones or any compound, except bupropion or compounds listed under a
509 different schedule, or compounds used within legitimate and approved medical research,
510 structurally derived from 2- Aminopropan-1-one by substitution at the 1-position with Monocyclic
511 or fused polycyclic ring systems, whether or not the compound is further modified in any of the
512 following ways:

513 By substitution in the ring system to any extent with Alkyl, alkylenedioxy, alkoxy, haloalkyl,
514 hydroxyl, or halide Substituents whether or not further substituted in the ring system by one or
515 more other univalent substituents;

516 By substitution at the 3-position with an acyclic alkyl substituent;

517 By substitution at the 2-amino nitrogen atom with alkyl, dialkyl, benzyl or methoxybenzyl
518 groups;

519 By inclusion of the 2-amino nitrogen atom in a cyclic structure; or

520 Any other synthetic chemical compound that is a Cannabinoid receptor type 1 agonist as
521 demonstrated by binding studies and functional assays that is not listed in Schedules II, III, IV,
522 and V, not federal Food and Drug Administration approved drug or used within legitimate,
523 approved medical research.

§60A-2-206. Schedule II.

1 (a) Schedule II consists of the drugs and other substances, by whatever official name,
2 common or usual name, chemical name or brand name designated, listed in this section. Unless
3 specifically excepted or unless listed in another schedule, any material, compound, mixture, or
4 preparation which contains any quantity of the following substances, including their isomers,
5 esters, ethers, salts and salts of isomers, esters, and ethers, whenever the existence of such
6 isomers, esters, ethers, and salts is possible within the specific chemical designation.

7 (b) *Substances, vegetable origin or chemical synthesis.* — Unless specifically excepted or
8 unless listed in another schedule, any of the following substances whether produced directly or

9 indirectly by extraction from substances of vegetable origin, or independently by means of
10 chemical synthesis, or by a combination of extraction and chemical synthesis:

11 Opium and opiate, and any salt, compound, derivative, or preparation of opium or opiate
12 excluding apomorphine, thebaine-derived butorphanol, dextrorphan, nalbuphine, nalmefene,
13 naloxone and naltrexone, and their respective salts, but including the following:

14 Raw opium;

15 Opium extracts;

16 Opium fluid;

17 Powdered opium;

18 Granulated opium;

19 Tincture of opium;

20 Codeine;

21 Dihydroetorphine;

22 Ethylmorphine;

23 Etorphine hydrochloride;

24 Hydrocodone;

25 Hydromorphone;

26 Metopon;

27 Morphine;

28 Oripavine;

29 Oxycodone;

30 Oxymorphone; and

31 Thebaine;

32 Any salt, compound, derivative, or preparation thereof which is chemically equivalent or
33 identical with any of the substances referred to in subdivision (1) of this subsection, except that
34 these substances shall not include the isoquinoline alkaloids of opium;

35 Opium poppy and poppy straw;

36 Coca leaves and any salt, compound, derivative, or preparation of coca leaves (including
37 cocaine and ecgonine and their salts, isomers, derivatives, and salts of isomers and derivatives),
38 and any salt, compound, derivative or preparation thereof which is chemically equivalent or
39 identical with any of these substances, except that the substances shall not include decocainized
40 coca leaves or extractions of coca leaves, which extractions do not contain cocaine or ecgonine;

41 Concentrate of poppy straw (the crude extract of poppy straw in either liquid, solid, or
42 powder form which contains the phenanthrene alkaloids of the opium poppy).

43 (c) Opiates.

44 Alfentanil;

45 Alphaprodine;

46 Anileridine;

47 Bezitramide;

48 Bulk dextropropoxyphene (nondosage forms);

49 Carfentanil;

50 Dihydrocodeine;

51 Diphenoxylate;

52 Fentanyl;

53 Isomethadone;

54 Levo-alpha-acetylmethadol; some other names: levo-alpha-acetylmethadol, levomethadyl
55 acetate, LAAM;

56 Levomethorphan;

57 Levorphanol;

58 Metazocine;

59 Methadone;

60 Methadone-Intermediate, 4-cyano-2-dimethylamino-4, 4-diphenyl butane;

- 61 Moramide-Intermediate, 2-methyl-3-morpholino-1;
62 Norfentanyl;
63 Oliceridine;
64 1-diphenylpropane-carboxylic acid;
65 Pethidine; (meperidine);
66 Pethidine-Intermediate-A, 4-cyano-1-methyl-4- phenylpiperidine;
67 Pethidine-Intermediate-B, ethyl-4-phenylpiperidine-4-carboxylate;
68 Pethidine-Intermediate-C, 1-methyl-4-phenylpiperidine-4-carboxylic acid;
69 Phenazocine;
70 Piminodine;
71 Racemethorphan;
72 Racemorphan;
73 Remifentanyl;
74 Sufentanyl;
75 Tapentadol; and
76 Thiafentanyl (4-(methoxycarbonyl)-4-(N-phenmethoxyacetamido)-1-2-
77 (thienyl)ethylpiperidine), including its isomers, esters, ethers, salts and salts of isomers, esters
78 and ethers.
- 79 (d) Stimulants.
- 80 Amphetamine, its salts, optical isomers, and salts of its optical isomers;
81 Methamphetamine, its salts, isomers, and salts of its isomers;
82 Methylphenidate;
83 Phenmetrazine and its salts; and
84 Lisdexamfetamine.
- 85 (e) Depressants.
- 86 Amobarbital;

87 Glutethimide;
88 Pentobarbital;
89 Phencyclidine; and
90 Secobarbital.

91 (f) Hallucinogenic substances:

92 Dronabinol [(-)-delta-9-trans tetrahydrocannabinol] if in an FDA approved oral solution;

93 and

94 Nabilone: [Another name for nabilone: (+-)-trans-3-(1, 1-dimethylheptyl)-6, 6a, 7, 8, 10,
95 10a-hexahydro-1-hydroxy-6, 6-dimethyl-9H-dibenzo [b,d] pyran-9-one].

96 (g) Immediate precursors. Unless specifically excepted or unless listed in another
97 schedule, any material, compound, mixture, or preparation which contains any quantity of the
98 following substances:

99 Immediate precursor to amphetamine and methamphetamine:

100 Phenylacetone;

101 Some trade or other names: phenyl-2-propanone; P2P; benzyl methyl ketone; methyl
102 benzyl ketone;

103 Immediate precursors to phencyclidine (PCP):

104 1-phenylcyclohexylamine; and

105 1-piperidinocyclohexanecarbonitrile (PCC).

106 Immediate precursor to fentanyl:

107 4-anilino-N-phenethyl-4-piperidine (ANPP).

§60A-2-210. Schedule IV.

1 (a) Schedule IV shall consist of the drugs and other substances, by whatever official name,
2 common or usual name, chemical name, or brand name designated, listed in this section. Unless
3 specifically excepted or unless listed in another schedule, any material, compound, mixture, or
4 preparation which contains any quantity of the following substances, including their isomers,

5 esters, ethers, salts and salts of isomers, esters, and ethers, whenever the existence of such
6 isomers, esters, ethers, and salts is possible within the specific chemical designation.

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

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

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

15 (c) *Depressants.*

16 Alprazolam;

17 Barbital;

18 Bromazepam;

19 Camazepam;

20 Carisoprodol;

21 Chloral betaine;

22 Chloral hydrate;

23 Chlordiazepoxide;

24 Clobazam;

25 Clonazepam;

26 Clorazepate;

27 Clotiazepam;

28 Cloxazolam;

29 Delorazepam;

30 Diazepam;

- 31 Dichloralphenazone;
- 32 Estazolam;
- 33 Ethchlorvynol;
- 34 Ethinamate;
- 35 Ethyl loflazepate;
- 36 Fludiazepam;
- 37 Flunitrazepam;
- 38 Flurazepam;
- 39 Fospropofol;
- 40 Halazepam;
- 41 Haloxazolam;
- 42 Ketazolam;
- 43 Lemborexant.
- 44 Loprazolam;
- 45 Lorazepam;
- 46 Lormetazepam;
- 47 Mebutamate;
- 48 Medazepam;
- 49 Meprobamate;
- 50 Methohexital;
- 51 Methylphenobarbital (mephobarbital);
- 52 Midazolam;
- 53 Nimetazepam;
- 54 Nitrazepam;
- 55 Nordiazepam;
- 56 Oxazepam;

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- 57 Oxazolam;
- 58 Paraldehyde;
- 59 Petrichloral;
- 60 Phenobarbital;
- 61 Pinazepam;
- 62 Prazepam;
- 63 Quazepam;
- 64 Remimazolam.
- 65 Temazepam;
- 66 Tetrazepam;
- 67 Triazolam;
- 68 Xylazine;
- 69 Zaleplon;
- 70 Zolpidem;
- 71 Zopiclone; and
- 72 Suvorexant ((7R)-4-(5-chloro-1,3-benzoxazol-2-yl)-7-methyl-1,4-diazepan-1-yl] [5-
- 73 methyl-2-(2H-1,2,3-triazol-2-yl)phenyl]methanone).
- 74 (d) Any material, compound, mixture, or preparation which contains any quantity of
- 75 Fenfluramine and Dexfenfluramine.
- 76 (e) Stimulants.
- 77 Cathine ((+)-norpseudoephedrine);
- 78 Diethylpropion;
- 79 Fencamfamin;
- 80 Fenproporex;
- 81 Mazindol;
- 82 Mefenorex;

- 83 Modafinil;
- 84 Pemoline (including organometallic complexes and chelates thereof);
- 85 Phentermine;
- 86 Pipradrol;
- 87 Serdexmethylphenidate;
- 88 Sibutramine;
- 89 SPA ((-)-1-dimethylamino-1,2-diphenylethane); and
- 90 Eluxadolone (5-[[[(2S)-2-amino-3-[4-aminocarbonyl]-2,6-dimethylphenyl]-1-oxopropyl
- 91 [(1S)-1-(4-phenyl-1H-imidazol-2-yl)ethyl]amino]methyl]-2-methoxybenzoic acid);
- 92 (f) Other substances.
- 93 Pentazocine;
- 94 Butorphanol;
- 95 Tramadol (2-[(dimethylamino)methyl]-1-(3-methoxyphenyl) cyclohexanol); and
- 96 Amyl nitrite, butyl nitrite, isobutyl nitrite, and the other organic nitrites are controlled
- 97 substances and no product containing these compounds as a significant component shall be
- 98 possessed, bought, or sold other than pursuant to a bona fide prescription or for industrial or
- 99 manufacturing purposes.

§60A-2-212. Schedule V.

1 (a) Schedule V shall consist of the drugs and other substances, by whatever official name,

2 common or usual name, chemical name, or brand name designated, listed in this section. Unless

3 specifically excepted or unless listed in another schedule, any material, compound, mixture or

4 preparation which contains any quantity of the following substances, including their isomers,

5 esters, ethers, salts and salts of isomers, esters and ethers, whenever the existence of such

6 isomers, esters, ethers and salts is possible within the specific chemical designation.

7 (b) Narcotic drugs containing nonnarcotic active medicinal ingredients. Any compound,

8 mixture or preparation containing any of the following narcotic drugs or their salts calculated as

9 the free anhydrous base or alkaloid in limited quantities as set forth below, which shall include
10 one or more nonnarcotic active medicinal ingredients in sufficient proportion to confer upon the
11 compound, mixture or preparation valuable medicinal qualities other than those possessed by the
12 narcotic drug alone.

13 Not more than 200 milligrams of codeine per 100 milliliters or per 100 grams;

14 Not more than 100 milligrams of dihydrocodeine per 100 milliliters or per 100 grams;

15 Not more than 100 milligrams of ethylmorphine per 100 milliliters or per 100 grams;

16 Not more than 2.5 milligrams of diphenoxylate and not less than 25 micrograms of atropine
17 sulfate per dosage unit;

18 Not more than 100 milligrams of opium per 100 milliliters or per 100 grams; and

19 Not more than 0.5 milligrams of difenoxin and not less than 25 micrograms of atropine
20 sulfate per dosage unit.

21 (c) Stimulants:

22 Pyrovalerone.

23 (d) Any compound, mixture, or preparation containing as its single active ingredient
24 ephedrine, pseudoephedrine, or phenylpropanolamine, their salts or optical isomers, or salts of
25 optical isomers except products which are for pediatric use primarily intended for administration
26 to children under the age of 12: *Provided*, That neither the offenses set forth in section four
27 hundred one, article four of this chapter, nor the penalties therein, shall be applicable to ephedrine,
28 pseudoephedrine or phenylpropanolamine which shall be subject to the provisions of article ten
29 of this chapter.

30 (e) Depressants:

31 Ezogabine [N-[2-amino-4-fluorobenzylamino)-phenyl]-carbamic acid ethyl ester];

32 Lacosamide [(R)-2-acetoamido- N -benzyl-3-methoxy-propionamide]; and

33 Brivaracetam ((2S)-2-[(4R)-2-oxo-4-propylpyrrolidin-1-yl] butanamide) (also referred to as
34 BRV; UCB-34714; Briviact).

- 35 (f) Other substances:
- 36 Gabapentin;
- 37 Pregabalin;
- 38 Cenobamate; and
- 39 Lasmiditan.

The Clerk of the Senate and the Clerk of the House of Delegates hereby certify that the foregoing bill is correctly enrolled.


Clerk of the Senate

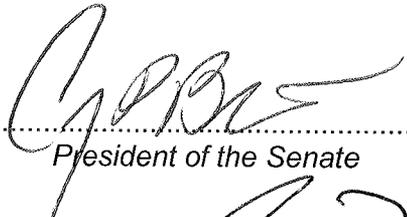

Clerk of the House of Delegates

Originated in the Senate.

In effect 90 days from passage.

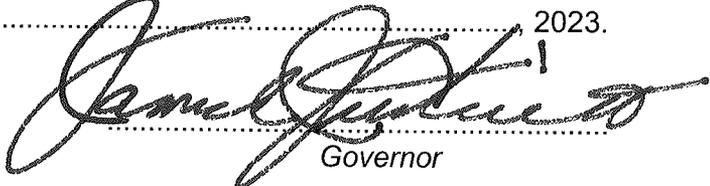
2023 MAR 29 P 5:27
OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

FILED


President of the Senate


Speaker of the House of Delegates

The within is approved this the 29th
Day of March, 2023.


Governor

PRESENTED TO THE GOVERNOR

MAR 16 2023

Time 11:03 am