HLS 17RS-323 ENGROSSED

2017 Regular Session

HOUSE BILL NO. 225

1

BY REPRESENTATIVE PEARSON

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

CONTROLLED SUBSTANCES: Provides relative to certain substances in the Uniform Controlled Dangerous Substances Law

AN ACT

2	To amend and reenact R.S. 40:961(25) and to enact R.S. 40:964(Schedule I)(A)(57) through
3	(60), (D)(5), (Schedule II)(B)(29), (F)(2), and (Schedule V)(D)(4) and (F)(1),
4	relative to the Uniform Controlled Dangerous Substances Law; to amend the
5	definition of marijuana; to add certain substances to Schedules I, II, and V; and to
6	provide for related matters.
7	Be it enacted by the Legislature of Louisiana:
8	Section 1. R.S. 40:961(25) is hereby amended and reenacted and R.S.
9	40:964(Schedule I)(A)(57) through (60), (D)(5), (Schedule II)(B)(29), (F)(2), and (Schedule
10	V)(D)(4) and (F)(1) are hereby enacted to read as follows:
11	§961. Definitions
12	As used in this Part, the following terms shall have the meaning ascribed to
13	them in this Section unless the context clearly indicates otherwise:
14	* * *
15	(25) "Marijuana" means all parts of plants of the genus Cannabis, whether
16	growing or not; the seeds thereof; the resin extracted from any part of such plant; and
17	every compound, manufacture, salt, derivative, mixture, or preparation of such plant,
18	its seeds or resin, but shall not include the mature stalks of such plant, fiber produced
19	from such stalks, oil or cake made from the seeds of such plant, any other compound,

CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

1	manufacture, salt, derivative, mixture, or preparation of such mature stalks (except
2	the resin extracted therefrom), fiber, oil, or cake, or the sterilized seed of such plant
3	which is incapable of germination, or cannabidiol when contained in a drug product
4	approved by the United States Food and Drug Administration.
5	* * *
6	§964. Composition of schedules
7	Schedules I, II, III, IV, and V shall, unless and until added to pursuant to R.S.
8	40:962, consist of the following drugs or other substances, by whatever official
9	name, common or usual name, chemical name, or brand name designated:
10	SCHEDULE I
11	A. Opiates. Unless specifically excepted or unless listed in another schedule,
12	any of the following opiates, including their isomers, esters, ethers, salts, or salts of
13	isomers, esters, and ethers, whenever the existence of such isomers, esters, ethers,
14	or salts is possible within the specific chemical designation:
15	* * *
16	*(57) U-47700 (3,4-dichloro-N-[2-(dimethylamino)cyclohexyl]-N-
17	methylbenzamide)
18	*(58) Furanylfentanyl (N-phenyl-N-[1-(2-phenylethyl)piperidin-4-yl]furan-
19	2-carboxamide)
20	*(59) Acrylfentanyl (N-[1-(2-phenylethyl)piperidin-4-yl]-N-
21	phenylacrylamide)
22	*(60) 3,4-Dichloro-N-[[1-(dimethylamino)cyclohexyl]methyl]-benzamide
23	(AH-7921)
24	* * *
25	D. Depressants. Unless specifically excepted or unless listed in another
26	schedule, any material, compound, mixture, or preparation which contains any
27	quantity of the following substances having a depressant effect on the central
28	nervous system, including its salts, isomers, and salts of isomers whenever the

1	existence of such salts, isomers, and salts of isomers is possible within the specific
2	chemical designation:
3	* * *
4	(5) Etizolam
5	* * *
6	SCHEDULE II
7	* * *
8	B. Opiates. Unless specifically excepted or unless listed in another schedule,
9	any of the following opiates, including its isomers, esters, ethers, salts, and salts of
10	isomers, esters, ethers, and salts is possible within the specific chemical designation,
11	dextrorphan and levopropoxyphene excepted:
12	* * *
13	(29) Thiafentanil
14	* * *
15	F. Hallucinogenic substances:
16	* * *
17	(2) Dronabinol [delta-9-trans tetrahydrocannabinol] in an oral solution in a
18	drug product approved for marketing by the United States Food and Drug
19	Administration.
20	* * *
21	SCHEDULE V
22	* * *
23	D. Depressants. Unless specifically exempted or excluded or unless listed
24	in another schedule, any material, compound, mixture, or preparation which contains
25	any quantity of the following substances having a depressant effect on the central
26	nervous system, including its salts:
27	* * *

l	(4) Brivaracetam (2-[2-oxo-4-propylpyrrolidin-1-yl]butanamide), also
2	referred to as BRV; UCB-34714; Briviact.
3	* * *
4	F. Hallucinogens
5	(1) (2-[3-Methyl-6-(1-methylethenyl)-2-cyclohexen-1-yl]-5-pentyl-1,3-
6	benzenediol) cannabidiol when contained in a drug product approved by the United
7	States Food and Drug Administration.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 225 Engrossed

2017 Regular Session

Pearson

Abstract: Adds an exception to the definition of marijuana and adds certain substances to Schedules I, II, and V of the Uniform Controlled Dangerous Substances Law.

<u>Present law</u> provides for the definition of "marijuana" which means all parts of plants of the genus Cannabis, whether growing or not; the seeds thereof; the resin extracted from any part of such plant; and every compound, manufacture, salt, derivative, mixture, or preparation of such plant, its seeds or resin, but does not include the mature stalks of such plant, fiber produced from such stalks, oil or cake made from the seeds of such plant, any other compound, manufacture, salt, derivative, mixture, or preparation of such plant, any other compound, manufacture, salt, derivative, mixture, or preparation of such mature stalks (except the resin extracted therefrom), fiber, oil, or cake, or the sterilized seed of such plant which is incapable of germination.

<u>Proposed law</u> adds an exception to the <u>present law</u> definition of "marijuana" for cannabidiol when it is contained in a drug product approved by the U.S. Food and Drug Administration.

<u>Present law</u> provides for the designation of controlled dangerous substances into Schedules I, II, III, IV, and V based upon the substances' potential for addiction and abuse.

Proposed law retains present law.

<u>Proposed law</u> adds U-47700, Furanylfentanyl, Acrylfentanyl, Etizolam, and AH-7921 to Schedule I.

Proposed law adds Thiafentanil and Dronabinol to Schedule II.

Proposed law adds Brivaracetam and Cannabidiol to Schedule V.

(Amends R.S. 40:961(25); Adds R.S. 40:964(Schedule I)(A)(57-60), (D)(5), (Schedule II)(B)(29), (F)(2), and (Schedule V)(D)(4) and (F)(1))

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Summary of Amendments Adopted by House

The Committee Amendments Proposed by <u>House Committee on Administration of Criminal Justice</u> to the <u>original</u> bill:

- 1. Add an exception to the <u>present law</u> definition of "marijuana" for cannabidiol when it is contained in a drug product approved by the U.S. Food and Drug Administration.
- 2. Add AH-7921 to Schedule I.
- 3. Add Dronabinol to Schedule II.
- 4. Add Cannabidiol to Schedule V.