

2015 Regular Session

HOUSE BILL NO. 174

BY REPRESENTATIVE LEBAS

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

CONTROLLED SUBSTANCES: Provides with respect to the scheduling of controlled dangerous substances

1 AN ACT

2 To enact R.S. 40:964(Schedule I)(G), (Schedule IV)(A)(3) and (B)(45.5) and to repeal R.S.  
3 40:964(Schedule III)(D)(1)(c) and (d) and R.S. 40:989.3, relative to the Uniform  
4 Controlled Dangerous Substances Law; to add certain substances to Schedules I and  
5 IV; to provide with respect to classifications in Schedule III; to reschedule certain  
6 products containing hydrocodone; to repeal the crime of unlawful distribution of  
7 products containing Mitragyna speciosa to a minor; and to provide for related  
8 matters.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 40:964(Schedule I)(G), (Schedule IV)(A)(3) and (B)(45.5) are  
11 hereby enacted to read as follows:

12 §964. Composition of schedules

13 Schedules I, II, III, IV, and V shall, unless and until added to pursuant to R.S.  
14 40:962, consist of the following drugs or other substances, by whatever official  
15 name, common or usual name, chemical name, or brand name designated:

16 SCHEDULE I

17 \* \* \*

18 G. Miscellaneous. Unless specifically excepted or contained within a  
19 pharmaceutical product approved by the United States Food and Drug  
20 Administration, or unless listed in another schedule, any material, compound,

1 mixture, or preparation which contains any quantity of the following substances  
2 including its salts, isomers, or salts of isomers, whenever the existence of such salts,  
3 isomers, or salts of isomers is possible within the specific chemical designation:

4 (1) Mitragynine

5 (2) 7-Hydroxy-mitragynine

6 \* \* \*

7 SCHEDULE IV

8 A. Narcotic drugs

9 \* \* \*

10 (3) 2-[(dimethylamino)methyl]-1-(3-methoxyphenyl)cyclohexanol, its salts,  
11 optical and geometric isomers and salts of these isomers (including tramadol).

12 B. Depressants

13 Unless specifically excepted or unless listed in another schedule, any  
14 material, compound, mixture, or preparation containing any quantity of the following  
15 substances, including its salts, isomers, and salts of isomers, whenever the existence  
16 of such salts, isomers, and salts of isomers is possible within the specific chemical  
17 designation:

18 \* \* \*

19 (45.5) Suvorexant

20 \* \* \*

21 Section 2. R.S. 40:964(Schedule III)(D)(1)(c) and (d) and R.S. 40:989.3 are hereby  
22 repealed in their entirety.

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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)]

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HB 174 Original

2015 Regular Session

LeBas

**Abstract:** Adds certain substances to Schedules I and IV.

Present law 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 adds two substances to Schedule I (including mitragynine) and two substances to Schedule IV.

Present law provides for the crime of unlawful distribution of products containing *Mitragyna speciosa* to a minor.

Proposed law repeals this provision of present law.

Present law provides that hydrocodone is a Schedule II drug, but is a Schedule III drug when found in combination with other substances.

Proposed law repeals the Schedule III classification for hydrocodone combination products to make La. law consistent with federal scheduling classifications.

(Adds R.S. 40:964(Schedule I)(G), (Schedule IV)(A)(3) and (B)(45.5); Repeals R.S. 40:964(Schedule III)(D)(1)(c) and (d) and R.S. 40:989.3)