

**HOUSE COMMITTEE AMENDMENTS**

2019 Regular Session

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 452 by Representative Turner

1 AMENDMENT NO. 1

2 On page 1, line 1, after "(Schedule I)(G)" delete the remainder of the line, insert a comma  
3 ", " and insert the following:

4 "(Schedule II)(G), (Schedule III)(H), (Schedule IV)(F), and (Schedule V)(G) and to  
5 repeal R.S. 40:989.3, relative to the Uniform"

6 AMENDMENT NO. 2

7 On page 1, line 3, change "Schedules I" to "the Uniform Controlled Dangerous Substances  
8 Law"

9 AMENDMENT NO. 3

10 On page 1, line 5, after "minor;" and before "and" insert "to provide for special effective  
11 dates;"

12 AMENDMENT NO. 4

13 On page 1, line 7, after "Section 1." delete the remainder of the line and insert the following:

14 "R.S. 40:964(Schedule I)(G), (Schedule II)(G) is hereby enacted to read as follows:"

15 AMENDMENT NO. 5

16 On page 2, between lines 2 and 3, insert the following

17 "Section 2. R.S. 40:964(Schedule II)(G) is hereby enacted to read as follows:

18 §964. Composition of schedules

19 Schedules I, II, III, IV, and V shall, unless and until added to pursuant to R.S.  
20 40:962, consist of the following drugs or other substances, by whatever official  
21 name, common or usual name, chemical name, or brand name designated:

22 \* \* \*  
23 SCHEDULE II  
24 \* \* \*

25 G. Miscellaneous. Unless specifically excepted or contained within a  
26 pharmaceutical product approved by the United States Food and Drug  
27 Administration, or unless listed in another schedule, any material, compound,  
28 mixture, or preparation which contains any quantity of the following substances  
29 including its salts, isomers, or salts of isomers, whenever the existence of such salts,  
30 isomers, or salts of isomers is possible within the specific chemical designation:

31 (1) Mitragynine  
32 (2) 7-Hydroxy-mitragynine  
33 \* \* \*

34 Section 3. R.S. 40:964(Schedule III)(H) is hereby enacted to read as follows:

35 §964. Composition of schedules

36 Schedules I, II, III, IV, and V shall, unless and until added to pursuant to R.S.  
37 40:962, consist of the following drugs or other substances, by whatever official  
38 name, common or usual name, chemical name, or brand name designated:

39 \* \* \*

SCHEDULE III

\* \* \*

H. Miscellaneous. Unless specifically excepted or contained within a pharmaceutical product approved by the United States Food and Drug Administration, or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances including its salts, isomers, or salts of isomers, whenever the existence of such salts, isomers, or salts of isomers is possible within the specific chemical designation:

- (1) Mitragynine
- (2) 7-Hydroxy-mitragynine

\* \* \*

Section 4. R.S. 40:964(Schedule IV)(F) is hereby enacted to read as follows:

§964. Composition of schedules

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

\* \* \*

SCHEDULE IV

\* \* \*

F. Miscellaneous. Unless specifically excepted or contained within a pharmaceutical product approved by the United States Food and Drug Administration, or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances including its salts, isomers, or salts of isomers, whenever the existence of such salts, isomers, or salts of isomers is possible within the specific chemical designation:

- (1) Mitragynine
- (2) 7-Hydroxy-mitragynine

\* \* \*

Section 5. R.S. 40:964(Schedule V)(G) is hereby enacted to read as follows:

§964. Composition of schedules

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

\* \* \*

SCHEDULE V

\* \* \*

G. Miscellaneous. Unless specifically excepted or contained within a pharmaceutical product approved by the United States Food and Drug Administration, or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances including its salts, isomers, or salts of isomers, whenever the existence of such salts, isomers, or salts of isomers is possible within the specific chemical designation:

- (1) Mitragynine
- (2) 7-Hydroxy-mitragynine"

AMENDMENT NO. 6

On page 2, line 3, change "Section 2." to "Section 6."

AMENDMENT NO. 7

On page 2, after line 3, insert the following:

"Section 7.(A) The provisions of Section 1 of this Act shall become effective if and when the Drug Enforcement Administration of the United States classifies Mitragynine as a Schedule I Controlled Dangerous Substance.

(B) The provisions of Section 2 of this Act shall become effective if and when the Drug Enforcement Administration of the United States classifies Mitragynine as a Schedule II Controlled Dangerous Substance.

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

1 (C) The provisions of Section 3 of this Act shall become effective if and  
2 when the Drug Enforcement Administration of the United States classifies  
3 Mitragynine as a Schedule III Controlled Dangerous Substance.

4 (D) The provisions of Section 4 of this Act shall become effective if and  
5 when the Drug Enforcement Administration of the United States classifies  
6 Mitragynine as a Schedule IV Controlled Dangerous Substance.

7 (E) The provisions of Section 5 of this Act shall become effective if and  
8 when the Drug Enforcement Administration of the United States classifies  
9 Mitragynine as a Schedule V Controlled Dangerous Substance.

10 Section 8. The provisions of Section 6 of this Act shall become effective if  
11 and when Section 1, 2, 3, 4, or 5 of this Act becomes effective.

12 Section 9. The provisions of this Section and Sections 7 and 8 of this Act  
13 shall become effective August 1, 2019."