

2022 Regular Session

HOUSE BILL NO. 378

BY REPRESENTATIVE MARINO

DRUGS/CONTROLLED: Adds certain substances to the Uniform Controlled Dangerous Substances Law

1 AN ACT

2 To amend and reenact R.S. 40:964(Schedule II)(A)(1)(introductory paragraph) and to enact
3 R.S. 40:964(Schedule I)(A)(80) through (99), (C)(66), (E)(12), and (F)(29), and
4 (Schedule IV)(D)(15), relative to the Uniform Controlled Dangerous Substances
5 Law; to add certain substances to Schedules I and IV; to provide relative to
6 substances of vegetable origin or chemical synthesis in Schedule II; and to provide
7 for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 40:964(Schedule II)(A)(1)(introductory paragraph) is hereby
10 amended and reenacted and R.S. 40:964(Schedule I)(A)(80) through (99), (C)(66), (E)(12),
11 and (F)(29), and (Schedule IV)(D)(15) are 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 A. Opiates. Unless specifically excepted or unless listed in another schedule,
18 any of the following opiates, including their isomers, esters, ethers, salts, or salts of
19 isomers, esters, and ethers, whenever the existence of such isomers, esters, ethers,
20 or salts is possible within the specific chemical designation:

21 * * *

- 1 (80) Phenylfentanyl (N-(1-phenethylpiperidin-4-yl)-N-phenylbenzamide)
- 2 (81) para-methylfentanyl (N-(4-methylphenyl)-N-(1-phenethylpiperidin-4-
- 3 yl)propanamide)
- 4 (82) Thiofuranylfentanyl (N-(1-phenethylpiperidin-4-yl)-N-phenylthiophene
- 5 -2-carboxamide)
- 6 (83) beta-methylfentanyl (N-phenyl-N-(1-(2-phenylpropyl)piperidin-4-
- 7 yl)propanamide)
- 8 (84) beta-phenylfentanyl (N-(1-phenethylpiperidin-4-yl)-N,3-
- 9 diphenylpropanamide)
- 10 (85) 2-fluoro-ortho-fluorofentanyl (N-(1-(2-fluorophenethyl)piperidin-4-yl)-
- 11 N-(2-fluorophenyl)propanamide)
- 12 (86) 4-methylacetylfentanyl (N-(1-(4-methylphenethyl)piperidin-4-yl)-N-
- 13 phenylacetamide)
- 14 (87) Orthomethylacetylfentanyl (N-(2-methylphenyl)-N-(1-
- 15 phenethylpiperidin-4-yl)acetamide)
- 16 (88) Orthomethylmethoxyacetylfentanyl (2-methoxy-N-(2-methylphenyl)-N-
- 17 (1-phenethylpiperidin-4-yl)acetamide)
- 18 (89) Ortho-fluoroacrylfentanyl (N-(2-fluorophenyl)-N-(1-phenethylpiperidin-
- 19 4-yl)acrylamide)
- 20 (90) Fentanyl carbamate (ethyl(1-phenethylpiperidin-4-yl)(phenyl)
- 21 carbamate)
- 22 (91) para-fluorofuranylfentanyl (N-(4-fluorophenyl)-N-(1-
- 23 phenethylpiperidin-4-yl)furan-2-carboxamide)
- 24 (92) Isotonitazene (N,N-diethyl-2-[(4-isopropoxyphenyl)methyl]-5-nitro-
- 25 1H-benzimidazole-1-ethanamine)
- 26 (93) Metonitazene (N,N-diethyl-2-[(4-methoxyphenyl)methyl]-5-nitro-1H-
- 27 benzimidazole-1-ethanamine)
- 28 (94) Butonitazene (N,N-diethyl-2-[(4-butoxyphenyl)methyl]-5-nitro-1H-
- 29 benzimidazole-1-ethanamine)

1 (95) Flunitazene (N,N-diethyl-2-(4-fluorophenyl)methyl]-5-nitro-1H-
2 benzimidazole-1-ethanamine)

3 (96) Protonitazene (N,N-diethyl-2-[(4-propoxyphenyl)methyl]-5-nitro-1H-
4 benzimidazole-1-ethanamine)

5 (97) N-pyrrolidino etonitazene (2-[(4-ethoxyphenyl)methyl]-5-nitro-1-
6 [2-(pyrrolidino-1-yl)ethyl]-1H-benzimidazole)

7 (98) Etodesnitazene (N,N-diethyl-2-[(4-ethoxyphenyl)methyl]-1H-
8 benzimidazole-1-ethanamine)

9 (99) Metodesnitazene (N,N-diethyl-2-[(4-methoxyphenyl)methyl]-1H-
10 benzimidazole-1-ethanamine)

11 * * *

12 C. Hallucinogenic substances. Unless specifically excepted or unless listed
13 in another schedule, any material, compound, mixture, or preparation, which
14 contains any quantity of the following hallucinogenic substances, or which contains
15 any of their salts, isomers, or salts of isomers, whenever the existence of such salts,
16 isomers, or salts of isomers is possible within the specific chemical designation, for
17 purposes of this Paragraph only, the term "isomer" includes the optical, position, and
18 geometric isomers:

19 * * *

20 (66) para-methoxymethamphetamine (PMMA)

21 * * *

22 E. Stimulants. Unless specifically excepted, or contained within a
23 pharmaceutical product approved by the United States federal Food and Drug
24 Administration, or unless listed in another schedule, any material, compound,
25 mixture, or preparation which contains any quantity of the following substances
26 having a stimulant effect on the central nervous system including its salts, isomers,
27 esters, or ethers and salts of isomers, esters, or ethers whenever the existence of such

1 salts, isomers, esters, or ethers and salts of isomers, esters, or ethers is possible
2 within the specific chemical designation:

3 * * *

4 (12) 4,4-dimethylaminorex (4,4-DMAR)

5 F. Synthetic cannabinoids. Unless specifically excepted, or contained within
6 a pharmaceutical product approved by the United States Food and Drug
7 Administration, or unless listed in another schedule, any material, compound,
8 mixture, or preparation, which contains any quantity of a synthetic cannabinoid
9 found to be in any of the following individual compounds or chemical groups, or any
10 of those individual compounds or groups which contain any synthetic cannabinoid
11 salts, isomers, salts of isomers, or nitrogen-heterocyclic analogs, whenever the
12 existence of such salts, isomers, salts of isomers, or nitrogen-heterocyclic analogs
13 is possible within the specific compounds or chemical groups:

14 * * *

15 (29) 1-(5-fluoropentyl)-N-(2-phenylpropan-2-yl)-1H-pyrrolo[2,3-B]

16 pyridine-3-carboxamide [5FCUMYL-P7AICA]

17 * * *

18 SCHEDULE II

19 A. Substances of vegetable origin or chemical synthesis. Unless specifically
20 excepted or unless listed in another schedule, any of the following substances
21 whether produced directly or indirectly by extraction from substances of vegetable
22 origin, or independently by means of chemical synthesis, or by a combination of
23 extraction and chemical synthesis:

24 (1) Opium and opiate, and any salt, compound, derivative, or preparation of
25 opium or opiate, excluding apomorphine, thebaine-derived butorphanol, dextrorphan,
26 nalbuphine, naldemedine, nalmefene, naloxegol, naloxone, 6β-naltrexol, ~~and~~
27 naltrexone, and samidorphan, and their respective salts, but including the following:

28 * * *

29 SCHEDULE IV

30 * * *

1 D. Stimulants. Unless specifically excepted or unless listed in another
 2 schedule, any material, compound, mixture, or preparation which contains any
 3 quantity of the following substances, including its salts, isomers, and salts of
 4 isomers:

5 * * *

6 (15) Serdexmethylphenidate

7 * * *

8 Section 2. The Louisiana State Law Institute is hereby authorized and directed to
 9 renumber the substances in R.S. 40:964(Schedule I)(A),(C), and (E) and (Schedule V)(D)
 10 to ensure that such substances are in alphabetical order.

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 378 Engrossed

2022 Regular Session

Marino

Abstract: Adds certain substances to Schedules I, II, and IV of the Uniform Controlled Dangerous Substances Law.

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 24 additional substances to Schedule I and Serdexmethylphenidate to Schedule IV.

Proposed law adds samidorphan as a Schedule II substance of vegetable origin.

(Amends R.S. 40:964(Schedule II)(A)(1)(intro. para.); Adds R.S. 40:964(Schedule I)(A)(80)-(99), (C)(66), (E)(12), and (F)(29), and (Schedule IV)(D)(15))

Summary of Amendments Adopted by House

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

1. Add the chemical names to the proposed law substances listed in Schedule I.
2. Remove seven proposed law substances from Schedule I.