

By: Representative Yancey

To: Drug Policy

HOUSE BILL NO. 232
(As Sent to Governor)

1 AN ACT TO AMEND SECTION 41-29-113, MISSISSIPPI CODE OF 1972,
 2 TO INCLUDE 20 FENTANYL-RELATED SUBSTANCES, MT-45, NM2201,
 3 5F-CUMYL-P7AICA AND PMMA AS SCHEDULE I CONTROLLED SUBSTANCES
 4 BECAUSE THESE DRUGS HAVE NO LEGITIMATE MEDICAL USE AND HAVE A HIGH
 5 POTENCY WITH GREAT POTENTIAL TO CAUSE HARM; TO ALPHABETIZE CERTAIN
 6 SUBSTANCES TO CONFORM THE LIST OF SCHEDULE I OPIATES TO THE CODE
 7 OF FEDERAL REGULATIONS; TO AMEND SECTION 41-29-115, MISSISSIPPI
 8 CODE OF 1972, TO INCLUDE OLICERIDINE AS A SCHEDULE II CONTROLLED
 9 SUBSTANCE BECAUSE OLICERIDINE HAS A CURRENTLY ACCEPTED MEDICAL USE
 10 BUT HAS A HIGH POTENTIAL FOR ABUSE THAT MAY LEAD TO SEVERE
 11 PSYCHOLOGICAL OR PHYSICAL DEPENDENCE; TO AMEND SECTION 41-29-119,
 12 MISSISSIPPI CODE OF 1972, TO INCLUDE LEMBOREXANT AND REMIMAZOLAM
 13 AS SCHEDULE IV CONTROLLED SUBSTANCES BECAUSE THESE DRUGS HAVE A
 14 CURRENTLY ACCEPTED MEDICAL USE AND A LOW POTENTIAL FOR ABUSE THAT
 15 MAY LEAD TO LIMITED PHYSICAL DEPENDENCE OR PSYCHOLOGICAL
 16 DEPENDENCE RELATIVE TO THE DRUGS OR OTHER SUBSTANCES IN SCHEDULE
 17 III; TO AMEND SECTION 41-29-121, MISSISSIPPI CODE OF 1972, TO
 18 INCLUDE CENOBAMATE AND LASMIDITAN AS SCHEDULE V CONTROLLED
 19 SUBSTANCES BECAUSE THESE DRUGS HAVE A CURRENTLY ACCEPTED MEDICAL
 20 USE AND A LOW POTENTIAL FOR ABUSE THAT MAY LEAD TO LIMITED
 21 PHYSICAL DEPENDENCE OR PSYCHOLOGICAL DEPENDENCE RELATIVE TO THE
 22 DRUGS OR OTHER SUBSTANCES IN SCHEDULE IV; TO AMEND SECTION
 23 41-29-137, MISSISSIPPI CODE OF 1972, AS AMENDED BY SENATE BILL NO.
 24 2095, 2022 REGULAR SESSION, TO CONFORM TO EXISTING LAW REGARDING
 25 THE PRESCRIPTIVE AUTHORITY OF OPTOMETRISTS; AND FOR RELATED
 26 PURPOSES.

27 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

28 **SECTION 1.** Section 41-29-113, Mississippi Code of 1972, is
 29 amended as follows:

30 41-29-113.



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SCHEDULE I

(a) Schedule I consists of the drugs and other substances, by whatever official name, common or usual name, chemical name, or brand name designated, that is listed in this section.

(b) **Opiates.** Unless specifically excepted or unless listed in another schedule, any of the following opiates, including their isomers, esters, ethers, salts and salts of isomers, esters and ethers, whenever the existence of these isomers, esters, ethers and salts is possible within the specific chemical designation:

(1) Acetyl-alpha-methylfentanyl
(N-[1-(1-methyl-2-phenethyl)-4-piperidinyl]-N-phenylacetamide);

(2) Acetylmethadol;
(* * *3) Acetyl fentanyl
(N-(1-phenethylpiperidin-4-yl)-N-phenylacetamide);

(4) Acryl fentanyl
(N-(1-phenethylpiperidin-4-yl)-N-phenylacrylamide), also known as
acryloylfentanyl;

(* * *5) AH-7921 (3,4-dichloro-N-[(1-dimethylamino) cyclohexylmethyl]benzamide);

* * *

(* * *6) Allylprodine;
(* * *7) Alphacetylmethadol, except
levo-alphacetylmethadol (levo-alpha-acetylmethadol, levomethadyl acetate, or LAAM);

(* * *8) Alphameprodine;



56 (* * *9) Alphamethadol;

57 (* * *10) Alpha-Methylfentanyl

58 (N-[1-alpha-methyl-beta-phenyl)ethyl-4-piperidyl]propionanilide;

59 1-(1-methyl-2-phenylethyl)-4-(N-propanilido)piperidine);

60 (* * *11) Alpha-Methylthiofentanyl

61 (N-[1-methyl-2-(2-thienyl)ethyl-4-piperidinyl]-N-phenylpropanamide

62);

63 (* * *12) Benzethidine;

64 (* * *13) Betacetylmethadol;

65 (* * *14) Beta-Hydroxyfentanyl

66 (N-[1-(2-hydroxy-2-phenethyl)-4-piperidinyl]-N-phenylpropanamide);

67 (* * *15) Beta-Hydroxy-3-methylfentanyl

68 (N-[1-(2-hydroxy-2-phenylethyl)-3-methyl-4-piperidinyl]-N-phenylpr

69 opamide);

70 (16) Beta-Hydroxythiofentanyl

71 (N-[1-[2-hydroxy-2-(thiophen-2-yl)ethyl]piperidin-4-yl]-N-phenylpr

72 opionamide);

73 (* * *17) Betameprodine;

74 (* * *18) Betamethadol;

75 (19) Beta-Methyl fentanyl

76 (N-phenyl-N-(1-(2-phenylpropyl)piperidin-4-yl)propionamide), also

77 known as β -methyl fentanyl;

78 (20) Beta'-Phenyl fentanyl

79 (N-(1-phenethylpiperidin-4-yl)-N,3-diphenylpropanamide), also

80 known as β' -phenyl fentanyl or 3-phenylpropanoyl fentanyl;



81 (* * *21) Betaprodine;
82 (* * *22) Butyrl fentanyl
83 (N-(1-phenethylpiperidin-4-yl)-N-phenylbutyramide);
84 (* * *23) Clonitazene;
85 (24) Crotonyl fentanyl
86 ((E)-N-(1-phenethylpiperidin-4-yl)-N-phenylbut-2-enamide);
87 (25) Cyclopentyl fentanyl
88 (N-(1-phenethylpiperidin-4-yl)-N-phenylcyclopentanecarboxamide);
89 (26) Cyclopropyl fentanyl
90 (N-(1-phenethylpiperidin-4-yl)-N-phenylcyclopropanecarboxamide);
91 (* * *27) Dextromoramide;
92 (* * *28) Diampromide;
93 (* * *29) Diethylthiambutene;
94 (* * *30) Difenoquin;
95 (* * *31) Dimenoxadol;
96 (* * *32) Dimepheptanol;
97 (* * *33) Dimethylthiambutene;
98 (* * *34) Dioxaphetyl butyrate;
99 (* * *35) Dipipanone;
100 (* * *36) Ethylmethylthiambutene;
101 (* * *37) Etonitazene;
102 (* * *38) Etoxadine;
103 (39) Fentanyl carbamate
104 (ethyl(1-phenethylpiperidin-4-yl)(phenyl)carbamate);



105 (* * * 40) Fentanyl-related substances, meaning any
106 substance not otherwise listed under another schedule and for
107 which no exemption or approval is in effect under Section 505 of
108 the Federal Food, Drug, and Cosmetic Act [21 USC 355] that is
109 structurally related to fentanyl by one or more of the following
110 modifications:

111 (A) Replacement of the phenyl portion of the
112 phenethyl group by any monocycle, whether or not further
113 substituted in or on the monocycle;

114 (B) Substitution in or on the phenethyl group with
115 alkyl, alkenyl, alkoxy, hydroxyl, halo, haloalkyl, amino or nitro
116 groups;

117 (C) Substitution in or on the piperidine ring with
118 alkyl, alkenyl, alkoxy, ester, ether, hydroxyl, halo, haloalkyl,
119 amino or nitro groups;

120 (D) Replacement of the aniline ring with any
121 aromatic monocycle whether or not further substituted in or on the
122 aromatic monocycle; and/or

123 (E) Replacement of the N-propionyl group by
124 another acyl group.

125 * * *

126 (41) 4-Fluoroisobutyryl fentanyl
127 (N-(4-fluorophenyl)-N-(1-phenethylpiperidin-4-yl)isobutyramide),
128 also known as para-fluoroisobutyryl fentanyl);



129 (42) 2'-Fluoro ortho-fluorofentanyl
130 (N-(1-(2-fluorophenethyl)piperidin-4-yl)-N-(2-fluorophenyl)
131 propionamide), also known as 2'-fluoro 2-fluorofentanyl;
132 (43) Furanyl fentanyl
133 (N-(1-phenethylpiperidin-4-yl)-N-phenylfuran-2-carboxamide);
134 (* * *44) Furethidine;
135 (* * *45) Hydroxypethidine;
136 (46) Isobutyryl fentanyl
137 (N-(1-phenethylpiperidin-4-yl)-N-phenylisobutyramide);
138 (* * *47) Isotonitazene (N,N-diethyl-2-(2-(4
139 isopropoxybenzyl)-5-nitro-1H-benzimidazol-1-yl)ethan-1-amine);
140 (* * *48) Ketobemidone (including the optical and
141 geometric isomers);
142 (* * *49) Levomoramide;
143 (* * *50) Levophenacetylmorphan;
144 (51) Methoxyacetyl fentanyl
145 (2-methoxy-N-(1-phenethylpiperidin-4-yl)-N-phenylacetamide);
146 (52) 4'-Methyl acetyl fentanyl
147 (N-(1-(4-methylphenethyl)piperidin-4-yl)-N-phenylacetamide);
148 (* * *53) 3-Methylfentanyl
149 (N-[3-methyl-1-(2-phenylethyl)-4-piperidyl]-N-phenylpropanamide);
150 (* * *54) 3-Methylthiofentanyl (N-[3-methyl-1-
151 (2-thienylethyl)-4-piperidinyl]-N-phenylpropanamide);
152 (* * *55) Morpheridine;



153 (* * *56) MPPP
154 (1-methyl-4-phenyl-4-propionoxypiperidine);
155 (* * *57) * * * MT-45
156 (1-cyclohexyl-4-(1,2-diphenylethyl)piperazine);
157 (* * *58) Noracymethadol;
158 (* * *59) Norlevorphanol;
159 (* * *60) Normethadone;
160 (* * *61) Norpipanone;
161 (62) Ocfentanil (N-(2-fluorophenyl)-2-methoxy-N-
162 (1-phenethylpiperidin-4-yl)acetamide);
163 (63) Ortho-Fluoroacryl fentanyl
164 (N-(2-fluorophenyl)-N-(1-phenethylpiperidin-4-yl)acrylamide);
165 (64) Ortho-Fluorobutyryl fentanyl
166 (N-(2-fluorophenyl)-N-(1-phenethylpiperidin-4-yl)butyramide), also
167 known as 2-fluorobutyryl fentanyl;
168 (65) Ortho-Fluorofentanyl
169 (N-(2-fluorophenyl)-N-(1-phenethylpiperidin-4-yl)propionamide),
170 also known as 2-fluorofentanyl;
171 (66) Ortho-Fluoroisobutyryl fentanyl
172 (N-(2-fluorophenyl)-N-(1-phenethylpiperidin-4-yl)isobutyramide);
173 (67) Ortho-Methyl acetylfentanyl
174 (N-(2-methylphenyl)-N-(1-phenethylpiperidin-4-yl)acetamide), also
175 known as 2-methyl acetylfentanyl;
176 (68) Ortho-Methyl methoxyacetyl fentanyl
177 (2-methoxy-N-(2-methylphenyl)-N-(1-phenethylpiperidin-4-yl)



178 acetamide), also known as 2-methyl methoxyacetyl fentanyl;
179 (69) Para-Chloroisobutyryl fentanyl
180 (N-(4-chlorophenyl)-N-(1-phenethylpiperidin-4-yl)isobutyramide);
181 (70) Para-Fluorobutyryl fentanyl
182 (N-(4-fluorophenyl)-N-(1-phenethylpiperidin-4-yl)butyramide);
183 (* * *71) Para-Fluorofentanyl (N-(4-fluorophenyl)
184 -N-[1-(2-phenylethyl)-4-piperidinyl]propanamide);
185 (72) Para-Fluoro furanyl fentanyl N-(4-fluorophenyl)-N-
186 (1-phenethylpiperidin-4-yl)furan-2-carboxamide);
187 (73) Para-Methoxybutyryl fentanyl
188 (N-(4-methoxyphenyl)-N-(1-phenethylpiperidin-4-yl)butyramide);
189 (74) Para-Methylfentanyl
190 (N-(4-methylphenyl)-N-(1-phenethylpiperidin-4-yl)propionamide),
191 also known as 4-methylfentanyl);
192 (* * *75) PEPAP
193 (1-(-2-phenethyl)-4-phenyl-4-acetoxypiperidine);
194 (* * *76) Phenadoxone;
195 (* * *77) Phenampromide;
196 (* * *78) Phenomorphan;
197 (* * *79) Phenoperidine;
198 (80) Phenyl fentanyl
199 (N-(1-phenethylpiperidin-4-yl)-N-phenylbenzamide), also known as
200 benzoyl fentanyl;
201 (* * *81) Piritramide;
202 (* * *82) Proheptazine;



203 (* * *83) Properidine;
204 (* * *84) Propiram;
205 (* * *85) Racemoramide;
206 (86) Tetrahydrofuranyl fentanyl
207 (N-(1-phenethylpiperidin-4-yl)-N-phenyltetrahydrofuran-2-
208 carboxamide);
209 (* * *87) Thiofentanyl
210 (N-phenyl-N-[1-(2-thienyl)ethyl-4-piperidinyl]propanamide);
211 (88) Thiofuranyl fentanyl
212 (N-(1-phenethylpiperidin-4-yl)-N-phenylthiophene-2-carboxamide),
213 also known as 2-thiofuranyl fentanyl or thiophene fentanyl;
214 (* * *89) Tilidine;
215 (* * *90) Trimeperidine;
216 (* * *91) U-47700, (3,4-dichloro-N-
217 [2-(dimethylamino)cyclohexyl]-N-methylbenzamide) * * *;
218 (92) Valeryl fentanyl
219 (N-(1-phenethylpiperidin-4-yl)-N-phenylpentanamide).

220 (c) **Opium derivatives.** Unless specifically excepted or
221 unless listed in another schedule, any of the following opium
222 derivatives, their salts, isomers and salts of isomers, whenever
223 the existence of these salts, isomers and salts of isomers is
224 possible within the specific chemical designation:

- 225 (1) Acetorphine;
226 (2) Acetyldihydrocodeine;
227 (3) Benzylmorphine;



- 228 (4) Codeine methylbromide;
- 229 (5) Codeine-N-Oxide;
- 230 (6) Cyprenorphine;
- 231 (7) Desomorphine;
- 232 (8) Dihydromorphine;
- 233 (9) Drotebanol;
- 234 (10) Etorphine (except hydrochloride salt);
- 235 (11) Heroin;
- 236 (12) Hydromorphanol;
- 237 (13) Methyldesorphine;
- 238 (14) Methyldihydromorphine;
- 239 (15) Monoacetylmorphine;
- 240 (16) Morphine methylbromide;
- 241 (17) Morphine methylsulfonate;
- 242 (18) Morphine-N-Oxide;
- 243 (19) Myrophine;
- 244 (20) Nicocodeine;
- 245 (21) Nicomorphine;
- 246 (22) Normorphine;
- 247 (23) Pholcodine;
- 248 (24) Thebacon.

249 (d) **Hallucinogenic substances.** Unless specifically excepted
250 or unless listed in another schedule, any material, compound,
251 mixture or preparation which contains any quantity of the
252 following substances, their salts, isomers (whether optical,



253 positional, or geometric) and salts of isomers, whenever the
254 existence of these salts, isomers and salts of isomers is possible
255 within the specific chemical designation:

- 256 (1) Alpha-ethyltryptamine;
- 257 (2) 4-bromo-2,5-dimethoxy-amphetamine;
- 258 (3) 4-bromo-2,5-dimethoxyphenethylamine;
- 259 (4) 2,5-dimethoxyamphetamine;
- 260 (5) 2,5-dimethoxy-4-ethylamphetamine (DOET);
- 261 (6) 2,5-dimethoxy-4-(n)-propylthiophenethylamine
262 (2C-T-7);
- 263 (7) 4-methoxyamphetamine;
- 264 (8) 5-methoxy-3,4-methylenedioxy-amphetamine;
- 265 (9) 4-methyl-2,5-dimethoxy-amphetamine;
- 266 (10) 3,4-methylenedioxy amphetamine;
- 267 (11) 3,4-methylenedioxymethamphetamine (MDMA);
- 268 (12) 3,4-methylenedioxy-N-ethylamphetamine (also known
269 as N-ethyl-alpha-methyl-3,4(methylenedioxy)phenethylamine, N-ethyl
270 MDA, MDE, MDEA);
- 271 (13) N-hydroxy-3,4-methylenedioxyamphetamine (also
272 known as N-hydroxy MDA, N-OHMDA, and
273 N-hydroxy-alpha-methyl-3,4(methylenedioxy)phenethylamine);
- 274 (14) 3,4,5-trimethoxy amphetamine;
- 275 (15) 5-methoxy-N,N-dimethyltryptamine (5-MeO-DMT);
- 276 (16) Alpha-methyltryptamine (also known as AMT);
- 277 (17) Bufotenine;



278 (18) Diethyltryptamine;
279 (19) Dimethyltryptamine;
280 (20) 5-methoxy-N,N-diisopropyltryptamine (5-MeO-DIPT);
281 (21) Ibogaine;
282 (22) Lysergic acid diethylamide (LSD);
283 (23) (A) Marijuana (Hemp as defined and regulated
284 under Sections 69-25-201 through 69-25-221 and Cannabidiol
285 contained in a legend drug product approved by the Federal Food
286 and Drug Administration or obtained under Section 41-29-136 are
287 exempt under Schedule I);
288 (B) Hashish;
289 (24) Mescaline;
290 (25) Parahexyl;
291 (26) Peyote;
292 (27) N-ethyl-3-piperidyl benzilate;
293 (28) N-methyl-3-piperidyl benzilate;
294 (29) Psilocybin;
295 (30) Psilocyn;
296 (31) Tetrahydrocannabinols, meaning
297 tetrahydrocannabinols contained in a plant of the genus Cannabis
298 (cannabis plant), as well as the synthetic equivalents of the
299 substances contained in the cannabis plant, or in the resinous
300 extractives of such plant, and/or synthetic substances,
301 derivatives, and their isomers with similar chemical structure and



302 pharmacological activity to those substances contained in the
303 plant such as the following:

304 (A) 1 cis or trans tetrahydrocannabinol;

305 (B) 6 cis or trans tetrahydrocannabinol;

306 (C) 3,4 cis or trans tetrahydrocannabinol.

307 (Since nomenclature of these substances is not
308 internationally standardized, compounds of these structures,
309 regardless of atomic positions, are covered.)

310 ("Tetrahydrocannabinols" excludes dronabinol and nabilone.)

311 For purposes of this paragraph, tetrahydrocannabinols do not
312 include hemp or hemp products regulated under Sections 69-25-201
313 through 69-25-221.

314 However, the following products are exempted from control:

315 (i) THC-containing industrial products made
316 from cannabis stalks (e.g., paper, rope and clothing);

317 (ii) Processed cannabis plant materials used
318 for industrial purposes, such as fiber retted from cannabis stalks
319 for use in manufacturing textiles or rope;

320 (iii) Animal feed mixtures that contain
321 sterilized cannabis seeds and other ingredients (not derived from
322 the cannabis plant) in a formula designed, marketed and
323 distributed for nonhuman consumption;

324 (iv) Personal care products that contain oil
325 from sterilized cannabis seeds, such as shampoos, soaps, and body



326 lotions (if the products do not cause THC to enter the human
327 body);

328 (v) Hemp as regulated under Sections
329 69-25-201 through 69-25-221; and

330 (vi) Any product derived from the hemp plant
331 designed for human ingestion and/or consumption that is approved
332 by the United States Food and Drug Administration;

333 (32) Phencyclidine;

334 (33) Ethylamine analog of phencyclidine (PCE);

335 (34) Pyrrolidine analog of phencyclidine (PHP, PCPy);

336 (35) Thiophene analog of phencyclidine;

337 (36) 1-[1-(2-thienyl)cyclohexyl] pyrrolidine (TCPy);

338 (37) 4-methylmethcathinone (mephedrone);

339 (38) 3,4-methylenedioxypropylvalerone (MDPV);

340 (39) 2-(2,5-dimethoxy-4-ethylphenyl)ethanamine (2C-E);

341 (40) 2-(2,5-dimethoxy-4-methylphenyl)ethanamine (2C-D);

342 (41) 2-(4-chloro-2,5-dimethoxyphenyl)ethanamine (2C-C);

343 (42) 2-(4-iodo-2,5-dimethoxyphenyl)ethanamine (2C-I);

344 or 2,5-dimethoxy-4-iodophenethylamine;

345 (43) 2-[4-(ethylthio)-2,5-dimethoxyphenyl]ethanamine

346 (2C-T-2);

347 (44)

348 2-[4-(isopropylthio)-2,5-dimethoxyphenyl]ethanamine (2C-T-4);

349 (45) 2-(2,5-dimethoxyphenyl)ethanamine (2C-H);

350 (46) 2-(2,5-dimethoxy-4-nitro-phenyl)ethanamine (2C-N);



351 (47) 2-(2,5-dimethoxy-4-(n)-propylphenyl)ethanamine
352 (2C-P);
353 (48) 3,4-methylenedioxy-N-methylcathinone (methydone);
354 (49)
355 2-(4-bromo-2,5-dimethoxyphenyl)-N-(2-methoxybenzyl)ethanamine
356 (25B-NBOMe; 2C-B-NBOMe; 25B; Cimbi-36);
357 (50)
358 2-(4-chloro-2,5-dimethoxyphenyl)-N-(2-methoxybenzyl)ethanamine
359 (25C-NBOMe; 2C-C-NBOMe; 25C; Cimbi-82);
360 (51)
361 2-(4-iodo-2,5-dimethoxyphenyl)-N-(2-methoxybenzyl)ethanamine or
362 N-[(2-methoxyphenyl)methyl]ethanamine (25I-NBOMe; 2C-I-NBOMe; 25I;
363 Cimbi-5);
364 (52) 7-bromo-5-(2-chlorophenyl)-1,3-dihydro-2H-1,
365 4-benzodiazepin-2-one (also known as Phenazepam);
366 (53) 7-(2-chlorophenyl)-4-ethyl-13-methyl-3-thia-1,8,
367 11,12-tetraazatricyclo[8.3.0.0]trideca-2(6),4,7,10,12-pentaene
368 (also known as Etizolam);
369 (54) Salvia divinorum;
370 (55) Synthetic cannabinoids. Unless specifically
371 excepted or unless listed in another schedule, any material,
372 compound, mixture, or preparation which contains any quantity of a
373 synthetic cannabinoid found in any of the following chemical
374 groups, whether or not substituted to any extent, or any of those
375 groups which contain any synthetic cannabinoid salts, isomers, or



376 salts of isomers, whenever the existence of such salts, isomers,
377 or salts of isomers is possible within the specific chemical
378 designation, including all synthetic cannabinoid chemical
379 analogues in such groups:

380 (A) (6aR,10aR)-9-(hydroxymethyl)-6,
381 6-dimethyl-3-(2-methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo[c]
382 chromen-1-ol (also known as HU-210 or
383 1,1-dimethylheptyl-11-hydroxy-delta8-tetrahydrocannabinol);

384 (B) Naphthoylindoles and naphthylmethylindoles,
385 being any compound structurally derived from 3-(1-naphthoyl)indole
386 or 1H-indol-3-yl-(1-naphthyl)methane, whether or not substituted
387 in the indole ring to any extent, or in the naphthyl ring to any
388 extent;

389 (C) Naphthoylpyrroles, being any compound
390 structurally derived from 3-(1-naphthoyl)pyrrole, whether or not
391 substituted in the pyrrole ring to any extent, or in the naphthyl
392 ring to any extent;

393 (D) Naphthylmethylindenes, being any compound
394 structurally derived from 1-(1-naphthylmethyl)indene, whether or
395 not substituted in the indene ring to any extent or in the
396 naphthyl ring to any extent;

397 (E) Phenylacetylindoles, being any compound
398 structurally derived from 3-phenylacetylindole, whether or not
399 substituted in the indole ring to any extent or in the phenyl ring
400 to any extent;



401 (F) Cyclohexylphenols, being any compound
402 structurally derived from 2-(3-hydroxycyclohexyl)phenol, whether
403 or not substituted in the cyclohexyl ring to any extent or in the
404 phenolic ring to any extent;

405 (G) Benzoylindoles, whether or not substituted in
406 the indole ring to any extent or in the phenyl ring to any extent;

407 (H) Adamantoylindoles, whether or not substituted
408 in the indole ring to any extent or in the adamantoyl ring system
409 to any extent;

410 (I) Tetrahydro derivatives of cannabinal and
411 3-alkyl homologues of cannabinal or of its tetrahydro derivatives,
412 except where contained in cannabis or cannabis resin;

413 (J) 3-Cyclopropylmethanone indole or
414 3-Cyclobutylmethanone indole or 3-Cyclopentylmethanone indole by
415 substitution at the nitrogen atom of the indole ring, whether or
416 not further substituted in the indole ring to any extent, whether
417 or not substituted on the cyclopropyl, cyclobutyl or cyclopentyl
418 rings to any extent;

419 (K) Quinoliny ester indoles, being any compound
420 structurally derived from 1H-indole-3carboxylic acid-8-quinoliny
421 ester, whether or not substituted in the indole ring to any extent
422 or the quinolone ring to any extent;

423 (L) 3-carboxamide-1H-indazoles, whether or not
424 substituted in the indazole ring to any extent and substituted to
425 any degree on the carboxamide nitrogen and



426 3-carboxamide-1H-indoles, whether or not substituted in the indole
427 ring to any extent and substituted to any degree on the
428 carboxamide nitrogen;

429 (M) Cycloalkanemethanone Indoles, whether or not
430 substituted at the nitrogen atom on the indole ring, whether or
431 not further substituted in the indole ring to any extent, whether
432 or not substituted on the cycloalkane ring to any extent * * *;

433 (56) Naphthalen-1-yl
434 1-(5-fluoropentyl)-1H-indole-3-carboxylate, also known as NM2201
435 or CBL2201;

436 (57) 1-(5-fluoropentyl)-N-(2-phenylpropan-2-yl)-1H-
437 pyrrolo[2,3-b]pyridine-3-carboxamide, also known as
438 5F-CUMYL-P7AICA;

439 (58) 1-(4-methoxyphenyl)-N-methylpropan-2-amine, also
440 known as para-methoxymethamphetamine or PMMA.

441 (e) **Depressants.** Unless specifically excepted or unless
442 listed in another schedule, any material, compound, mixture, or
443 preparation which contains any quantity of the following
444 substances having a depressant effect on the central nervous
445 system, including their salts, isomers, and salts of isomers,
446 whenever the existence of such salts, isomers, and salts of
447 isomers is possible within the specific chemical designation:

448 (1) Clonazepam,
449 6-(2-chlorophenyl)-1-methyl-8-nitro-4H-[1,2,4]triazolo[4,3-a][1,4]
450 benzodiazepine;



451 (2) Flualprazolam,
452 8-chloro-6-(2-fluorophenyl)-1-methyl-4H-[1,2,4]triazolo[4,3-a][1,4
453]benzodiazepine;

454 (3) Flubromazepam,
455 7-bromo-5-(2-fluorophenyl)-1,3-dihydro-2H-1,4-benzodiazepin-2-one;

456 (4) Flubromazolam,
457 8-bromo-6-(2-fluorophenyl)-1-methyl-4H-[1,2,4]triazolo[4,3-a][1,4]
458 benzodiazepin;

459 (5) Gamma-hydroxybutyric acid (other names include:
460 GHB, gamma-hydroxybutyrate; 4-hydroxybutyrate; 4-hydroxybutanoic
461 acid; sodium oxybate; sodium oxybutyrate);

462 (6) Mecloqualone;

463 (7) Methaqualone.

464 (f) **Stimulants.** Any material, compound, mixture or
465 preparation which contains any quantity of the following central
466 nervous system stimulants including optical salts, isomers and
467 salts of isomers unless specifically excepted or unless listed in
468 another schedule:

469 (1) Aminorex;

470 (2) N-benzylpiperazine (also known as BZP and
471 1-benzylpiperazine);

472 (3) Cathinone;

473 (4) Fenethylamine;

474 (5) Methcathinone;



475 (6) 4-methylaminorex (also known as
476 2-amino-4-methyl-5-phenyl-2-oxazoline);
477 (7) N-ethylamphetamine;
478 (8) Any material, compound, mixture or preparation
479 which contains any quantity of N,N-dimethylamphetamine. (Other
480 names include: N,N,-alpha-trimethyl-benzeneethanamine and
481 N,N-alpha-trimethylphenethylamine);

482 (9) **Synthetic cathinones.** (A) Unless listed in
483 another schedule, any compound other than bupropion that is
484 structurally derived from 2-Amino-1-phenyl-1-propanone by
485 modification in any of the following ways:

486 (i) By substitution in the phenyl ring to any
487 extent with alkyl, alkoxy, alkylendioxy, haloalkyl or halide
488 substituents, whether or not further substituted in the phenyl
489 ring by one or more other univalent substituents;

490 (ii) By substitution at the 3-position with
491 an alkyl substituent;

492 (iii) By substitution at the nitrogen atom
493 with alkyl or dialkyl groups, or by inclusion of the nitrogen atom
494 in a cyclic structure.

495 (B) The compounds covered in this paragraph (9)
496 include, but are not limited to, any material, compound, mixture
497 or preparation which contains any quantity of a synthetic
498 cathinone found in any of the following compounds, whether or not
499 substituted to any extent, or any of these compounds which contain



500 any synthetic cathinone, or salts, isomers, or salts of isomers,
501 whenever the existence of such salts, isomers or salts of isomers
502 is possible, unless specifically excepted or listed in another
503 schedule:

504 (i) 4-methyl-N-ethylcathinone ("4-MEC");

505 (ii) 4-methyl-alpha-pyrrolidinopropiophenone
506 ("4-MePPP");

507 (iii) Alpha-pyrrolidinopentiophenone
508 (" α -PVP");

509 (iv)

510 1-(1,3-benzodioxol-5-yl)-2-(methylamino)butan-1-one ("butylone");

511 (v) 2-(methylamino)-1-phenylpentan-1-one
512 ("pentedrone");

513 (vi)

514 1-(1,3-benzodioxol-5-yl)-2-(methylamino)pentan-1-one

515 ("pentylone");

516 (vii) 4-fluoro-N-methylcathinone ("4-FMC");

517 (viii) 3-fluoro-N-methylcathinone ("3-FMC");

518 (ix)

519 1-(naphthalen-2-yl)-2-(pyrrolidin-1-yl)pentan-1-one ("naphyrone");

520 (x) Alpha-pyrrolidinobutiophenone (" α -PBP");

521 and

522 (xi)

523 1-(1,3-benzodioxol-5-yl)-2-(ethylamino)-pentan-1-one

524 (N-ethylpentylone, ephylone).



525 **SECTION 2.** Section 41-29-115, Mississippi Code of 1972, is
526 amended as follows:

527 41-29-115. (a) The controlled substances listed in this
528 section, by whatever official name, common or usual name, chemical
529 name, or brand name designated, are included in Schedule II.

530 **SCHEDULE II**

531 (b) **Substances, vegetable origin or chemical synthesis.**

532 Unless specifically excepted or unless listed in other schedules,
533 any of the following substances, whether produced directly or
534 indirectly by extraction from substances of vegetable origin, or
535 independently by means of chemical synthesis, or by combination of
536 extraction and chemical synthesis:

537 (1) Opium and opiate, and any salt, compound,
538 derivative, or preparation of opium or opiate, excluding
539 apomorphine, thebaine-derived butorphanol, dextrophan,
540 nalbuphine, naldemedine, nalmeferene, naloxegol, naloxone and
541 naltrexone, but including the following:

- 542 (i) Codeine;
- 543 (ii) Dihydroetorphine;
- 544 (iii) Ethylmorphine;
- 545 (iv) Etorphine hydrochloride;
- 546 (v) Granulated opium;
- 547 (vi) Hydrocodone, whether alone or in combination
548 with any material, compound, mixture or preparation;
- 549 (vii) Hydromorphone;



- 550 (viii) Metopon;
- 551 (ix) Morphine;
- 552 (x) Opium extracts;
- 553 (xi) Opium fluid extracts;
- 554 (xii) Oripavine;
- 555 (xiii) Oxycodone;
- 556 (xiv) Oxymorphone;
- 557 (xv) Powdered opium;
- 558 (xvi) Raw opium;
- 559 (xvii) Thebaine;
- 560 (xviii) Tincture of opium;
- 561 (2) Any salt, compound, isomer, derivative, or
- 562 preparation thereof which is chemically equivalent or identical
- 563 with any of the substances referred to in paragraph (1), but not
- 564 including the isoquinoline alkaloids of opium;
- 565 (3) Opium poppy and poppy straw;
- 566 (4) Coca leaves and any salt, compound, derivative, or
- 567 preparation of cocaine or coca leaves, including cocaine and
- 568 ecgonine and any salt, compound, derivative, isomer, or
- 569 preparation thereof which is chemically equivalent or identical
- 570 with any of these substances, but not including:
- 571 (i) Decocainized coca leaves or extraction of coca
- 572 leaves, which extractions do not contain cocaine or ecgonine; or
- 573 (ii) Ioflupane;



574 (5) Concentrate of poppy straw (the crude extract of
575 poppy straw in either liquid, solid or powder form which contains
576 the phenanthrene alkaloids of the opium poppy).

577 (c) **Opiates.** Any of the following opiates, including their
578 isomers, esters, ethers, salts, and salts of isomers, whenever the
579 existence of these isomers, esters, ethers and salts is possible
580 within the specified chemical designation, dextrophan and
581 levopropoxyphene excepted:

- 582 (1) Alfentanil;
- 583 (2) Alphaprodine;
- 584 (3) Anileridine;
- 585 (4) Bezitramide;
- 586 (5) Bulk dextropropoxyphene (nondosage forms);
- 587 (6) Carfentanil;
- 588 (7) Dihydrocodeine;
- 589 (8) Diphenoxylate;
- 590 (9) Fentanyl;
- 591 (10) Isomethadone;
- 592 (11) Levo-alpha-acetylmethadol
593 (levo-alpha-acetylmethadol, levomethadyl acetate, LAAM);
- 594 (12) Levomethorphan;
- 595 (13) Levorphanol;
- 596 (14) Metazocine;
- 597 (15) Methadone;



598 (16) Methadone-intermediate,
599 4-cyano-2-dimethylamino-4,4-diphenyl butane;
600 (17) Moramide-intermediate,
601 2-methyl-3-morpholino-1,1-diphenylpropane-carboxylic acid;
602 (18) Oliceridine
603 (N-[(3-methoxythiophen-2-yl)methyl]({2-[(9R)-9-(pyridin-2-yl)-6-
604 oxaspiro[4.5]decan-9-yl]ethyl})) amine);
605 (* * *19) Pethidine (meperidine);
606 (* * *20) Pethidine-Intermediate-A,
607 4-cyano-1-methyl-4-phenylpiperidine;
608 (* * *21) Pethidine-Intermediate-B,
609 ethyl-4-phenylpiperidine-4-carboxylate;
610 (* * *22) Pethidine-Intermediate-C,
611 1-methyl-4-phenylpiperidine-4-carboxylic acid;
612 (* * *23) Phenazocine;
613 (* * *24) Piminodine;
614 (* * *25) Racemethorphan;
615 (* * *26) Racemorphan;
616 (* * *27) Remifentanil;
617 (* * *28) Sufentanil;
618 (* * *29) Tapentadol;
619 (* * *30) Thiafentanil, methyl
620 4-(2-methoxy-N-phenylacetamido)-1-(2-(thiophen-2-yl)ethyl)
621 piperidine-4-carboxylate).



622 (d) **Stimulants.** Any material, compound, mixture, or
623 preparation which contains any quantity of the following
624 substances:

625 (1) Amphetamine, its salts, optical isomers, and salts
626 of its optical isomers;

627 (2) Phenmetrazine and its salts;

628 (3) Any substance which contains any quantity of
629 methamphetamine, including its salts, isomers, and salts of
630 isomers;

631 (4) Methylphenidate and its salts;

632 (5) Lisdexamfetamine, its salts, isomers and salts of
633 isomers.

634 (e) **Depressants.** Unless specifically exempted or unless
635 listed in another schedule, any material, compound, mixture, or
636 preparation which contains any quantity of the following
637 substances:

638 (1) Amobarbital;

639 (2) Secobarbital;

640 (3) Pentobarbital;

641 (4) Glutethimide.

642 (f) **Hallucinogenic substances.**

643 (1) Dronabinol oral solution

644 [(-)-delta-9-trans-tetrahydrocannabinol (delta-9-THC)];



645 (2) Nabilone [other names include:
646 (+/-)-trans-3-(1,1-dimethylheptyl)-6,6a,7,8,10,10a-
647 hexahydro-1-hydroxy-6,6-dimethyl-9H-dibenzo(b,d)pyran-9-one].

648 (g) **Immediate precursors.** Unless specifically excepted or
649 unless listed in another schedule, any material, compound,
650 mixture, or preparation which contains any quantity of the
651 following substances:

652 (1) Amphetamine and methamphetamine immediate
653 precursor: Phenylacetone (other names include:
654 phenyl-2-propanone; P2P; benzyl methyl ketone; and methyl benzyl
655 ketone);

656 (2) Phencyclidine immediate precursors:

657 (i) 1-phenylcyclohexylamine;

658 (ii) 1-piperidinocyclohexanecarbonitrile (PCC);

659 (3) Fentanyl immediate precursor:

660 4-anilino-N-phenethyl-4-piperidine (ANPP).

661 (h) Any material, compound, mixture or preparation which
662 contains any quantity of a Schedule II controlled substance and is
663 listed as an exempt substance in 21 CFR, Section 1308.24 or
664 1308.32, shall be exempted from the provisions of the Uniform
665 Controlled Substances Law.

666 **SECTION 3.** Section 41-29-119, Mississippi Code of 1972, is
667 amended as follows:

668 41-29-119. (A) The controlled substances listed in this
669 section are included in Schedule IV.



670 **SCHEDULE IV**

671 (a) **Narcotic drugs.** Unless specifically excepted or
672 unless listed in another schedule, any material, compound, mixture
673 or preparation which contains limited quantities of the following
674 narcotic drugs, or any salts thereof:

675 (1) Not more than one (1) milligram of difenoxin
676 and not less than twenty-five (25) micrograms of atropine sulfate
677 per dosage unit;

678 (2) Dextropropoxyphene, including its salts
679 (Darvon, Darvon-N; also found in Darvon compound and Darvocet-N,
680 etc.);

681 (3)
682 2-[(dimethylamino)methyl]-1-(3-methoxyphenyl)cyclohexanol, its
683 salts, optical and geometric isomers and salts of these isomers
684 (including tramadol).

685 (b) **Depressants.** Any material, compound, mixture or
686 preparation which contains any quantity of the following
687 substances:

- 688 (1) Alfaxalone;
689 (2) Alprazolam;
690 (3) Barbital;
691 (4) Brexanolone;
692 (5) Bromazepam;
693 (6) Camazepam;
694 (7) Carisoprodol;



- 695 (8) Chloral betaine;
- 696 (9) Chloral hydrate;
- 697 (10) Chlordiazepoxide and its salts, but does not
698 include chlordiazepoxide hydrochloride and clidinium bromide or
699 chlordiazepoxide and esterified estrogens;
- 700 (11) Clobazam;
- 701 (12) Clonazepam;
- 702 (13) Clorazepate;
- 703 (14) Clotiazepam;
- 704 (15) Cloxazolam;
- 705 (16) Delorazepam;
- 706 (17) Diazepam;
- 707 (18) Dichloralphenazone;
- 708 (19) Estazolam;
- 709 (20) Ethchlorvynol;
- 710 (21) Ethinamate;
- 711 (22) Ethyl loflazepate;
- 712 (23) Fludiazepam;
- 713 (24) Flunitrazepam;
- 714 (25) Flurazepam;
- 715 (26) Fospropofol;
- 716 (27) Halazepam;
- 717 (28) Haloxazolam;
- 718 (29) Ketazolam;
- 719 (30) Lemborexant;



720 (* * *31) Loprazolam;
721 (* * *32) Lorazepam;
722 (* * *33) Lormetazepam;
723 (* * *34) Mebutamate;
724 (* * *35) Medazepam;
725 (* * *36) Meprobamate;
726 (* * *37) Methohexital;
727 (* * *38) Methylphenobarbital;
728 (* * *39) Midazolam;
729 (* * *40) Nimetazepam;
730 (* * *41) Nitrazepam;
731 (* * *42) Nordiazepam;
732 (* * *43) Oxazepam;
733 (* * *44) Oxazolam;
734 (* * *45) Paraldehyde;
735 (* * *46) Petrichloral;
736 (* * *47) Phenobarbital;
737 (* * *48) Pinazepam;
738 (* * *49) Prazepam;
739 (* * *50) Quazepam;
740 (51) Remimazolam;
741 (* * *52) Suvorexant;
742 (* * *53) Temazepam;
743 (* * *54) Tetrazepam;
744 (* * *55) Triazolam;



745 (* * *56) Zaleplon;
746 (* * *57) Zolpidem;
747 (* * *58) Zopiclone.

748 (c) **Fenfluramine.**

749 (d) **Lorcaserin.** Any material, compound, mixture, or
750 preparation which contains any quantity of Lorcaserin, including
751 its salts, isomers, and salts of such isomers, whenever the
752 existence of such salts, isomers, and salts of isomers is
753 possible.

754 (e) **Stimulants.** Any material, compound, mixture or
755 preparation which contains any quantity of the following
756 substances:

- 757 (1) Cathine ((+/-) Norpseudoephedrine);
- 758 (2) Diethylpropion;
- 759 (3) Fencamfamin;
- 760 (4) Fenproporex;
- 761 (5) Mazindol;
- 762 (6) Mefenorex;
- 763 (7) Modafinil;
- 764 (8) Pemoline (including any organometallic
765 complexes and chelates thereof);
- 766 (9) Phentermine;
- 767 (10) Pipradrol;
- 768 (11) Sibutramine;
- 769 (12) Solriamfetol;



770 (13) SPA ((-)-1-dimethylamino-1,2-diphenylethane).

771 (f) **Other substances.**

772 (1) Pentazocine;

773 (2) Butorphanol (including its optical isomers);

774 (3) Eluxadoline

775 (5-[[[(2S)-2-amino-3-[4-aminocarbonyl)-2,6-dimethylphenyl]-1-oxopr
776 opyl][(1S)-1-(4-phenyl-1H-imidazol-2-yl)ethyl]amino]methyl]-2-meth
777 oxybenzoic acid); (including its optical isomers) and its salts,
778 isomers, and salts of isomers.

779 (B) Any material, compound, mixture or preparation which
780 contains any quantity of a Schedule IV controlled substance and is
781 listed as an exempt substance in 21 CFR, Section 1308.22, 1308.24,
782 1308.26, 1308.32 or 1308.34, shall be exempted from the provisions
783 of the Uniform Controlled Substances Law.

784 **SECTION 4.** Section 41-29-121, Mississippi Code of 1972, is
785 amended as follows:

786 41-29-121.

787 **SCHEDULE V**

788 (a) Schedule V consists of the drugs and other substances,
789 by whatever official name, common or usual name, chemical name, or
790 brand name designated, listed in this section.

791 (b) Narcotic drugs. [Reserved]

792 (c) **Narcotic drugs containing nonnarcotic active medicinal**
793 **ingredients.** Any compound, mixture or preparation containing any
794 of the following narcotic drugs, or their salts calculated as the



795 free anhydrous base or alkaloid, in limited quantities as set
796 forth below, which also contains one or more nonnarcotic active
797 medicinal ingredients in sufficient proportion to confer upon the
798 compound, mixture or preparation valuable medicinal qualities
799 other than those possessed by the narcotic drug alone:

800 (1) Not more than two hundred (200) milligrams of
801 codeine, or any of its salts, per one hundred (100) milliliters or
802 per one hundred (100) grams;

803 (2) Not more than one hundred (100) milligrams of
804 dihydrocodeine, or any of its salts, per one hundred (100)
805 milliliters or per one hundred (100) grams;

806 (3) Not more than one hundred (100) milligrams of
807 ethylmorphine, or any of its salts, per one hundred (100)
808 milliliters or per one hundred (100) grams;

809 (4) Not more than two and five-tenths (2.5) milligrams
810 of diphenoxylate and not less than twenty-five (25) micrograms of
811 atropine sulphate per dosage unit;

812 (5) Not more than one hundred (100) milligrams of opium
813 per one hundred (100) milliliters or per one hundred (100) grams;

814 (6) Not more than five-tenths (0.5) milligram of
815 difenoxin and not less than twenty-five (25) micrograms of
816 atropine sulfate per dosage unit.

817 (d) **Stimulants.** Unless specifically excepted or listed in
818 another schedule, any material, compound, mixture or preparation



819 which contains any quantity of the following substance, including
820 its salts, isomers and salts of isomers: Pyrovalerone.

821 (e) **Depressants.** Unless specifically exempted or excluded
822 or unless listed in another schedule, any material, compound,
823 mixture or preparation which contains any quantity of the
824 following substances having a depressant effect on the central
825 nervous system, including their salts, isomers and salts of
826 isomers:

827 (1) Brivaracetam
828 ((2S)-2-[(4R)-2-oxo-4-propylpyrrolidin-1-yl] butanamide) (also
829 referred to as BRV; UCB-34714; Briviact);

830 (2) Cenobamate
831 ([(1R)-1-(2-chlorophenyl)-2-tetrazol-2-yl]ethyl) carbamate;
832 2H-tetrazole-2-ethanol, alpha-(2-chlorophenyl)-, carbamate
833 (ester), (alphaR)-; carbamic acid (R)-(+)-1-(2-chlorophenyl)
834 -2-(2H-tetrazol-2-yl)ethyl ester);

835 (* * *3) Ezogabine [N-[2-amino-4-(4-
836 fluorobenzylamino)-phenyl]-carbamic acid ethyl ester];

837 (* * *4) Lacosamide
838 [(R)-2-acetoamido-N-benzyl-3-methoxy-propionamide];

839 (5) Lasmiditan [2,4,6-trifluoro-N-(6-
840 (1-methylpiperidine-4-carbonyl)pyridine-2-yl-benzamide];

841 (* * *6) Pregabalin
842 [(S)-3-(aminomethyl)-5-methylhexanoic acid].



843 (f) Any material, compound, mixture or preparation which
844 contains any quantity of a Schedule V controlled substance and is
845 listed as an exempt substance in 21 CFR, Section 1308.22, 1308.24,
846 1308.26, 1308.32 or 1308.34, shall be exempted from the provisions
847 of the Uniform Controlled Substances Law.

848 **SECTION 5.** Section 41-29-137, Mississippi Code of 1972, as
849 amended by Senate Bill No. 2095, 2022 Regular Session, is amended
850 as follows:

851 41-29-137. (a) (1) Except when dispensed directly by a
852 practitioner, other than a pharmacy, to an ultimate user, no
853 controlled substance in Schedule II, as set out in Section
854 41-29-115, may be dispensed without the written valid prescription
855 of a practitioner. A practitioner shall keep a record of all
856 controlled substances in Schedule I, II and III administered,
857 dispensed or professionally used by him otherwise than by
858 prescription.

859 (2) In emergency situations, as defined by rule of the
860 State Board of Pharmacy, Schedule II drugs may be dispensed upon
861 the oral valid prescription of a practitioner, reduced promptly to
862 writing and filed by the pharmacy. Prescriptions shall be
863 retained in conformity with the requirements of Section 41-29-133.
864 No prescription for a Schedule II substance may be refilled unless
865 renewed by prescription issued by a licensed medical doctor.

866 (b) Except when dispensed directly by a practitioner, other
867 than a pharmacy, to an ultimate user, a controlled substance



868 included in Schedule III or IV, as set out in Sections 41-29-117
869 and 41-29-119, shall not be dispensed without a written or oral
870 valid prescription of a practitioner. The prescription shall not
871 be filled or refilled more than six (6) months after the date
872 thereof or be refilled more than five (5) times, unless renewed by
873 the practitioner.

874 (c) A controlled substance included in Schedule V, as set
875 out in Section 41-29-121, shall not be distributed or dispensed
876 other than for a medical purpose.

877 (d) An optometrist certified to prescribe and use
878 therapeutic pharmaceutical agents under Sections 73-19-153 through
879 73-19-165 shall * * * have the prescriptive authority granted in
880 Section 73-19-157.

881 (e) Administration by injection of any pharmaceutical
882 product authorized in this section is expressly prohibited except
883 when dispensed directly by a practitioner other than a pharmacy.

884 (f) (1) For the purposes of this article, Title 73, Chapter
885 21, and Title 73, Chapter 25, Mississippi Code of 1972, as it
886 pertains to prescriptions for controlled substances, a "valid
887 prescription" means a prescription that is issued for a legitimate
888 medical purpose in the usual course of professional practice by:

889 (A) A practitioner who has conducted at least one
890 (1) in-person medical evaluation of the patient, except as
891 otherwise authorized by Section 41-29-137.1; or

892 (B) A covering practitioner.



893 (2) (A) "In-person medical evaluation" means a medical
894 evaluation that is conducted with the patient in the physical
895 presence of the practitioner, without regard to whether portions
896 of the evaluation are conducted by other health professionals.

897 (B) "Covering practitioner" means a practitioner
898 who conducts a medical evaluation other than an in-person medical
899 evaluation at the request of a practitioner who has conducted at
900 least one (1) in-person medical evaluation of the patient or an
901 evaluation of the patient through the practice of telemedicine
902 within the previous twenty-four (24) months and who is temporarily
903 unavailable to conduct the evaluation of the patient.

904 (3) A prescription for a controlled substance based
905 solely on a consumer's completion of an online medical
906 questionnaire is not a valid prescription.

907 (4) Nothing in this subsection (f) shall apply to:

908 (A) A prescription issued by a practitioner
909 engaged in the practice of telemedicine as authorized under state
910 or federal law; or

911 (B) The dispensing or selling of a controlled
912 substance pursuant to practices as determined by the United States
913 Attorney General by regulation.

914 (g) This section does not apply to any of the actions that
915 are lawful under the Mississippi Medical Cannabis Act and in
916 compliance with rules and regulations adopted thereunder.



917 **SECTION 6.** This act shall take effect and be in force from
918 and after its passage.

