Senate Amendments to House Bill No. 232

TO THE CLERK OF THE HOUSE:

THIS IS TO INFORM YOU THAT THE SENATE HAS ADOPTED THE AMENDMENTS SET OUT BELOW:

AMENDMENT NO. 1

PAGE 1

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

SECTION 1. Section 41-29-113, Mississippi Code of 1972, is 28 29 amended as follows: 30 41-29-113. 31 SCHEDULE I 32 Schedule I consists of the drugs and other substances, 33 by whatever official name, common or usual name, chemical name, or 34 brand name designated, that is listed in this section. 35 Opiates. Unless specifically excepted or unless listed (b) in another schedule, any of the following opiates, including their 36 37 isomers, esters, ethers, salts and salts of isomers, esters and 38 ethers, whenever the existence of these isomers, esters, ethers 39 and salts is possible within the specific chemical designation: 40 Acetyl-alpha-methylfentanyl 41 (N-[1-(1-methyl-2-phenethyl)-4-piperidinyl]-N-phenylacetamide); 42 (2) Acetylmethadol; (* * *3) Acetyl fentanyl 43 44 (N-(1-phenethylpiperidin-4-yl)-N-phenylacetamide); H. B. 232

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45
               (4)
                    Acryl fentanyl
46
    (N-(1-phenethylpiperidin-4-yl)-N-phenylacrylamide), also known as
47
    acryloylfentanyl;
               ( * * *5) AH-7921 (3,4-dichloro-N-[(1-dimethylamino)
48
49
    cyclohexylmethyl]benzamide);
50
51
               ( * * *6) Allylprodine;
               ( * * *7) Alphacetylmethadol, except
52
53
    levo-alphacetylmethadol (levo-alpha-acetylmethadol, levomethadyl
54
    acetate, or LAAM);
55
               ( * * *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
                          Betacetylmethadol;
               ( * * *13)
65
               ( * * *14) Beta-Hydroxyfentanyl
66
    (N-[1-(2-hydroxy-2-phenethyl)-4-piperidinyl]-N-phenylpropanamide);
                           Beta-Hydroxy-3-methylfentanyl
67
               ( * * * 15)
68
    (N-[1-(2-hydroxy-2-phenylethyl)-3-methyl-4-piperidinyl]-N-phenylpr
69
    opanamide);
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70
               (16)
                     Beta-Hydroxythiofentanyl
71
    (N-[1-[2-hydroxy-2-(thiophen-2-yl)ethyl]piperidin-4-yl]-N-phenylpr
72
    opionamide);
73
                           Betameprodine;
               ( * * *17)
74
                           Betamethadol;
               ( * * *18)
75
               (19) Beta-Methyl fentanyl
76
    (N-phenyl-N-(1-(2-phenylpropyl)piperidin-4-yl)propionamide), also
77
    known as \beta-methyl fentanyl;
78
               (20)
                    Beta'-Phenyl fentanyl
79
    (N-(1-phenethylpiperidin-4-yl)-N,3-diphenylpropanamide), also
80
    known as \beta'-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
                           Dextromoramide;
               ( * * *27)
92
               ( * * *28)
                           Diampromide;
93
                           Diethylthiambutene;
               ( * * *29)
94
                           Difenoxin;
               ( * * *30)
95
               ( * * *31)
                           Dimenoxadol;
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96
                            Dimepheptanol;
                 * * *32)
97
                            Dimethylthiambutene;
                 * * *33)
                            Dioxaphetyl butyrate;
98
                ( * * *34)
99
                ( * * *35)
                            Dipipanone;
100
                            Ethylmethylthiambutene;
                ( * * * 36)
101
                ( * * * *37)
                            Etonitazene;
102
                ( * * *38)
                            Etoxeridine;
103
                     Fentanyl carbamate
                (39)
104
     (ethyl(1-phenethylpiperidin-4-yl)(phenyl)carbamate);
105
                ( * * *40) Fentanyl-related substances, meaning any
     substance not otherwise listed under another schedule and for
106
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
     modifications:
110
111
                          Replacement of the phenyl portion of the
112
     phenethyl group by any monocycle, whether or not further
     substituted in or on the monocycle;
113
114
                          Substitution in or on the phenethyl group with
                     (B)
115
     alkyl, alkenyl, alkoxyl, hydroxyl, halo, haloalkyl, amino or nitro
116
     groups;
117
                     (C)
                          Substitution in or on the piperidine ring with
     alkyl, alkenyl, alkoxyl, ester, ether, hydroxyl, halo, haloalkyl,
118
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amino or nitro groups;

119

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120
                          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)
     propionamide), also known as 2'-fluoro 2-fluorofentanyl;
131
132
                     Furanyl fentanyl
                (43)
133
     (N-(1-phenethylpiperidin-4-yl)-N-phenylfuran-2-carboxamide);
134
                ( * * *44)
                           Furethidine;
135
                ( * * *45) Hydroxypethidine;
136
                (46) Isobutyryl fentanyl
     (N-(1-phenethylpiperidin-4-yl)-N-phenylisobutyramide);
137
138
                            Isotonitazene (N, N-diethyl-2-(2-(4
                ( * * * *47)
139
     isopropoxybenzyl)-5-nitro-1H-benzimidazol-1-yl)ethan-1-amine);
140
                ( * * * *48)
                           Ketobemidone (including the optical and
141
     geometric isomers);
142
                           Levomoramide;
                ( * * * 4 9)
143
                           Levophenacylmorphan;
                ( * * * *50)
144
                (51) Methoxyacetyl fentanyl
145
     (2-methoxy-N-(1-phenethylpiperidin-4-yl)-N-phenylacetamide);
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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;
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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
     (N-(4-methoxyphenyl)-N-(1-phenethylpiperidin-4-yl)butyramide);
188
189
               (74) Para-Methylfentanyl
190
     (N-(4-methylphenyl)-N-(1-phenethylpiperidin-4-yl)propionamide),
191
     also known as 4-methylfentanyl);
                ( * * *75) PEPAP
192
193
     (1-(-2-phenethyl)-4-phenyl-4-acetoxypiperidine);
194
                (***76) Phenadoxone;
195
                           Phenampromide;
                 * * *77)
196
                 * * *78) Phenomorphan;
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197
                (***79) Phenoperidine;
198
               (80) Phenyl fentanyl
     (N-(1-phenethylpiperidin-4-yl)-N-phenylbenzamide), also known as
199
200
     benzoyl fentanyl;
201
                           Piritramide;
                ( * * *81)
202
                 * * *82)
                           Proheptazine;
203
                           Properidine;
                 * * *83)
204
                           Propiram;
                 * * *84)
205
                           Racemoramide;
                ( * * *85)
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
                           Tilidine;
                ( * * *89)
215
                           Trimeperidine;
                 * * *90)
                           U-47700, (3,4-dichloro-N-
216
                ( * * * *91)
217
     [2-(dimethylamino)cyclohexyl]-N-methylbenzamide) * * *;
218
               (92) Valeryl fentanyl
219
     (N-(1-phenethylpiperidin-4-yl)-N-phenylpentanamide).
220
               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
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the existence of these salts, isomers and salts of isomers is
223
224
     possible within the specific chemical designation:
225
                     Acetorphine;
                (1)
226
                (2)
                     Acetyldihydrocodeine;
227
                (3)
                     Benzylmorphine;
228
                (4)
                     Codeine methylbromide;
229
                (5)
                     Codeine-N-Oxide;
230
                (6)
                     Cyprenorphine;
231
                     Desomorphine;
                (7)
232
                     Dihydromorphine;
                (8)
233
                     Drotebanol;
                (9)
234
                      Etorphine (except hydrochloride salt);
                (10)
235
                (11)
                     Heroin;
236
                (12)
                      Hydromorphinol;
237
                      Methyldesorphine;
                (13)
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
                      Nicomorphine;
                (21)
246
                (22)
                      Normorphine;
                      Pholcodine;
247
                (23)
248
                (24)
                      Thebacon.
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249
               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
                     4-bromo-2,5-dimethoxy-amphetamine;
                (2)
258
                     4-bromo-2,5-dimethoxyphenethylamine;
                (3)
259
                (4)
                     2,5-dimethoxyamphetamine;
260
                     2,5-dimethoxy-4-ethylamphetamine (DOET);
                (5)
261
                     2,5-dimethoxy-4-(n)-propylthiophenethylamine
                (6)
262
     (2C-T-7);
263
                (7)
                     4-methoxyamphetamine;
264
                (8)
                     5-methoxy-3,4-methylenedioxy-amphetamine;
265
                     4-methyl-2,5-dimethoxy-amphetamine;
                (9)
266
                (10) 3,4-methylenedioxy amphetamine;
267
                     3,4-methylenedioxymethamphetamine (MDMA);
                (11)
268
                     3,4-methylenedioxy-N-ethylamphetamine (also known
                (12)
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
     N-hydroxy-alpha-methyl-3,4 (methylenedioxy) phenethylamine);
273
274
                (14) 3,4,5-trimethoxy amphetamine;
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275
                (15)
                      5-methoxy-N, N-dimethyltryptamine (5-MeO-DMT);
276
                      Alpha-methyltryptamine (also known as AMT);
                (16)
277
                      Bufotenine;
                (17)
278
                (18)
                      Diethyltryptamine;
279
                (19)
                      Dimethyltryptamine;
280
                (20)
                      5-methoxy-N, N-diisopropyltryptamine (5-MeO-DIPT);
281
                (21)
                      Ibogaine;
282
                      Lysergic acid diethylamide (LSD);
                (22)
283
                      (A) Marijuana (Hemp as defined and regulated
                (23)
     under Sections 69-25-201 through 69-25-221 and Cannabidiol
284
     contained in a legend drug product approved by the Federal Food
285
286
     and Drug Administration or obtained under Section 41-29-136 are
287
     exempt under Schedule I);
288
                         Hashish;
                     (B)
289
                (24)
                     Mescaline;
290
                (25)
                     Parahexyl;
291
                (26)
                     Peyote;
292
                      N-ethyl-3-piperidyl benzilate;
                (27)
293
                (28)
                      N-methyl-3-piperidyl benzilate;
294
                (29)
                      Psilocybin;
295
                (30)
                      Psilocyn;
296
                      Tetrahydrocannabinols, meaning
                (31)
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,
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301 derivatives, and their isomers with similar chemical structure and
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- 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.
- 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

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326
     lotions (if the products do not cause THC to enter the human
327
     body);
328
                               Hemp as regulated under Sections
                          (\nabla)
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
                      Ethylamine analog of phencyclidine (PCE);
                (33)
                      Pyrrolidine analog of phencyclidine (PHP, PCPy);
335
                (34)
336
                (35)
                      Thiophene analog of phencyclidine;
337
                      1-[1-(2-thienyl)cyclohexyl] pyrrolidine (TCPy);
                (36)
338
                      4-methylmethcathinone (mephedrone);
                (37)
                      3,4-methylenedioxypyrovalerone (MDPV);
339
                (38)
                      2-(2,5-dimethoxy-4-ethylphenyl)ethanamine (2C-E);
340
                (39)
341
                (40)
                      2-(2,5-dimethoxy-4-methylphenyl)ethanamine (2C-D);
342
                      2-(4-chloro-2,5-dimethoxyphenyl)ethanamine (2C-C);
                (41)
                      2-(4-iodo-2,5-dimethoxyphenyl)ethanamine (2C-I);
343
                (42)
344
     or 2,5-dimethoxy-4-iodophenethylamine;
345
                (43) 2-[4-(ethylthio)-2,5-dimethoxyphenyl]ethanamine
346
     (2C-T-2);
347
                (44)
     2-[4-(isopropylthio)-2,5-dimethoxyphenyl]ethanamine (2C-T-4);
348
349
                (45) 2-(2,5-dimethoxyphenyl) ethanamine (2C-H);
350
                (46) 2-(2,5-dimethoxy-4-nitro-phenyl) ethanamine (2C-N);
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2-(2,5-dimethoxy-4-(n)-propylphenyl)ethanamine
352
     (2C-P);
353
                     3,4-methylenedioxy-N-methylcathinone (methylone);
                (48)
354
                (49)
355
     2-(4-bromo-2,5-dimethoxyphenyl)-N-(2-methoxybenzyl)ethanamine
356
     (25B-NBOMe; 2C-B-NBOMe; 25B; Cimbi-36);
357
                (50)
     2-(4-chloro-2,5-dimethoxyphenyl)-N-(2-methoxybenzyl)ethanamine
358
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
                    7-bromo-5-(2-chlorophenyl)-1,3-dihydro-2H-1,
365
     4-benzodiazepin-2-one (also known as Phenazepam);
366
                     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
                     Synthetic cannabinoids. Unless specifically
                (55)
371
     excepted or unless listed in another schedule, any material,
372
     compound, mixture, or preparation which contains any quantity of a
     synthetic cannabinoid found in any of the following chemical
373
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,
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(47)

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377 or salts of isomers is possible within the specific chemical
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- 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
- 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 cannabinol and
- 411 3-alkyl homologues of cannabinol 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) Quinolinyl ester indoles, being any compound
- 420 structurally derived from 1H-indole-3carboxylic acid-8-quinolinyl
- 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
                         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
     1-(5-fluoropentyl)-1H-indole-3-carboxylate, also known as NM2201
434
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
               Depressants. Unless specifically excepted or unless
           (e)
442
     listed in another schedule, any material, compound, mixture, or
     preparation which contains any quantity of the following
443
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)
                    Clonazolam,
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)

H. B. 232 PAGE 17 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
                    Methaqualone.
                (7)
464
               Stimulants. Any material, compound, mixture or
           (f)
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
                    N-benzylpiperazine (also known as BZP and
471
     1-benzylpiperazine);
472
                    Cathinone;
                (3)
473
                (4)
                    Fenethylline;
474
                (5)
                    Methcathinone;
475
                (6)
                    4-methylaminorex (also known as
476
     2-amino-4-methyl-5-phenyl-2-oxazoline);
477
                (7)
                    N-ethylamphetamine;
478
                    Any material, compound, mixture or preparation
```

which contains any quantity of N, N-dimethylamphetamine. (Other

479

```
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, alkylenedioxy, 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
                                Alpha-pyrrolidinopentiophenone
                          (iii)
508
     ("\alpha-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)
     1-(1,3-benzodioxol-5-yl)-2-(methylamino)pentan-1-one
514
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 ("\alpha-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:
          41-29-115. (a)
527
                            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
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```
531
               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
                    Opium and opiate, and any salt, compound,
                (1)
538
     derivative, or preparation of opium or opiate, excluding
539
     apomorphine, thebaine-derived butorphanol, dextrorphan,
540
     nalbuphine, naldemedine, nalmefene, naloxegol, naloxone and
     naltrexone, but including the following:
541
542
                     (i)
                         Codeine;
543
                     (ii) Dihydroetorphine;
544
                     (iii) Ethylmorphine;
545
                     (iv) Etorphine hydrochloride;
546
                     (v) Granulated opium;
547
                         Hydrocodone, whether alone or in combination
                     (vi)
     with any material, compound, mixture or preparation;
548
549
                     (vii)
                            Hydromorphone;
550
                     (viii) Metopon;
551
                     (ix) Morphine;
552
                          Opium extracts;
                     (x)
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 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 Opium poppy and poppy straw; (3) 566 (4)Coca leaves and any salt, compound, derivative, or preparation of cocaine or coca leaves, including cocaine and 567 568 ecgonine and any salt, compound, derivative, isomer, or preparation thereof which is chemically equivalent or identical 569 570 with any of these substances, but not including: 571 Decocainized coca leaves or extraction of coca (i) 572 leaves, which extractions do not contain cocaine or ecgonine; or 573 (ii) Ioflupane; 574 Concentrate of poppy straw (the crude extract of (5) 575 poppy straw in either liquid, solid or powder form which contains 576 the phenanthrene alkaloids of the opium poppy). 577 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, dextrorphan and 581 levopropoxyphene excepted:

(1)

Alfentanil;

582

```
583
                (2)
                     Alphaprodine;
584
                (3)
                     Anileridine;
                    Bezitramide;
585
                (4)
586
                     Bulk dextropropoxyphene (nondosage forms);
                (5)
587
                (6)
                     Carfentanil;
588
                (7)
                     Dihydrocodeine;
589
                (8)
                    Diphenoxylate;
590
                     Fentanyl;
                (9)
591
                (10) Isomethadone;
                     Levo-alphacetylmethadol
592
                (11)
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;
```

```
( * * *21) Pethidine-Intermediate-B,
608
609
     ethyl-4-phenylpiperidine-4-carboxylate;
610
                ( * * *22) Pethidine-Intermediate-C,
     1-methyl-4-phenylpiperidine-4-carboxylic acid;
611
612
                ( * * *23)
                            Phenazocine;
613
                ( * * *24)
                            Piminodine;
614
                ( * * *25)
                            Racemethorphan;
615
                           Racemorphan;
                ( * * *26)
616
                           Remifentanil;
                ( * * *27)
                           Sufentanil;
617
                ( * * *28)
618
                ( * * *29)
                            Tapentadol;
619
                ( * * *30)
                            Thiafentanil, methyl
620
     4-(2-methoxy-N-phenylacetamido)-1-(2-(thiophen-2-yl)ethyl)
621
     piperidine-4-carboxylate).
622
               Stimulants. Any material, compound, mixture, or
623
     preparation which contains any quantity of the following
624
     substances:
625
                     Amphetamine, its salts, optical isomers, and salts
                (1)
626
     of its optical isomers;
627
                     Phenmetrazine and its salts;
                (2)
628
                (3)
                    Any substance which contains any quantity of
629
     methamphetamine, including its salts, isomers, and salts of
630
     isomers;
631
                    Methylphenidate and its salts;
                (4)
632
                    Lisdexamfetamine, its salts, isomers and salts of
                (5)
633
     isomers.
```

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```
634
               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;
                (3) Pentobarbital:
640
641
               (4) Glutethimide.
642
               Hallucinogenic substances.
           (f)
643
                    Dronabinol oral solution
                (1)
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
               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
                    Amphetamine and methamphetamine immediate
                (1)
653
     precursor: Phenylacetone (other names include:
654
     phenyl-2-propanone; P2P; benzyl methyl ketone; and methyl benzyl
655
     ketone);
656
                    Phencyclidine immediate precursors:
                (2)
657
                     (i)
                        1-phenylcyclohexylamine;
658
                     (ii) 1-piperidinocyclohexanecarbonitrile (PCC);
```

- 659 (3) Fentanyl immediate precursor:
- 4-anilino-N-phenethyl-4-piperidine (ANPP).
- (h) Any material, compound, mixture or preparation which
- 662 contains any quantity of a Schedule II controlled substance and is
- 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.
- **SECTION 3.** Section 41-29-119, Mississippi Code of 1972, is
- 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 different in
- 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
                     Depressants. Any material, compound, mixture or
                (b)
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
                          Carisoprodol;
                     (7)
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
                           Dichloralphenazone;
                     (18)
708
                     (19)
                          Estazolam;
709
                     (20)
                           Ethchlorvynol;
710
                     (21) Ethinamate;
```

711	(:	(22)		Ethyl	loflazepate;
712	(23))	Fludia	azepam;
713	(24))	Fluni	trazepam;
714	(25))	Flura	zepam;
715	(26))	Fospr	opofol;
716	(27))	Halazepam;	
717	(28))	Haloxazolam;	
718	(29))	Ketazolam;	
719	(30))	<pre>Lemborexant;</pre>	
720	(*	*	* <u>31</u>)	Loprazolam;
721	(*	*	* <u>32</u>)	Lorazepam;
722	(*	*	* <u>33</u>)	Lormetazepam;
723	(*	*	* <u>34</u>)	Mebutamate;
724	(*	*	* <u>35</u>)	Medazepam;
725	(*	*	* <u>36</u>)	Meprobamate;
726	(*	*	* <u>37</u>)	Methohexital;
727	(*	*	* <u>38</u>)	Methylphenobarbital;
728	(*	*	* <u>39</u>)	Midazolam;
729	(*	*	* <u>40</u>)	Nimetazepam;
730	(*	*	* <u>41</u>)	Nitrazepam;
731	(*	*	* <u>42</u>)	Nordiazepam;
732	(*	*	* <u>43</u>)	Oxazepam;
733	(*	*	* <u>44</u>)	Oxazolam;
734	(*	*	* <u>45</u>)	Paraldehyde;
735	(*	*	* <u>46</u>)	Petrichloral;
736	(*	*	* <u>47</u>)	Phenobarbital;

```
737
                                  Pinazepam;
                       * * *48)
738
                                  Prazepam;
                       * * * 4 9)
739
                                  Quazepam;
                      ( * * *50)
740
                     (51)
                           Remimazolam;
741
                       * * *52)
                                  Suvorexant;
742
                       * * *53)
                                  Temazepam;
743
                         * *54)
                                  Tetrazepam;
744
                                  Triazolam;
                       * * *55)
745
                                  Zaleplon;
                      ( * * * *56)
746
                                  Zolpidem;
                      ( * * * *57)
747
                      ( * * * *58)
                                  Zopiclone.
748
                     Fenfluramine.
                (C)
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
                     Stimulants. Any material, compound, mixture or
                (e)
755
     preparation which contains any quantity of the following
756
     substances:
757
                     (1)
                          Cathine ((+/-) Norpseudoephedrine);
758
                     (2)
                          Diethylpropion;
759
                          Fencamfamin;
                     (3)
760
                          Fenproporex;
                     (4)
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
                    Other substances.
                (f)
772
                         Pentazocine;
                     (1)
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
               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,
     1308.26, 1308.32 or 1308.34, shall be exempted from the provisions
782
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
                    Not more than five-tenths (0.5) milligram of
815
     difenoxin and not less than twenty-five (25) micrograms of
     atropine sulfate per dosage unit.
816
817
               Stimulants. Unless specifically excepted or listed in
           (d)
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
               Depressants. Unless specifically exempted or excluded
822
     or unless listed in another schedule, any material, compound,
     mixture or preparation which contains any quantity of the
823
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
     [(R)-2-acetoamido-N-benzyl-3-methoxy-propionamide];
838
839
               (5) Lasmiditan [2,4,6-trifluoro-N-(6-
```

H. B. 232 PAGE 32 840 (1-methylpiperidine-4-carbonyl)pyridine-2-yl-benzamide];

841 (* * *6) Pregabalin

- [(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
- 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, <u>as</u>
- 849 <u>amended by Senate Bill No. 2095, 2022 Regular Session,</u> 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.

- than a pharmacy, to an ultimate user, a controlled substance included in Schedule III or IV, as set out in Sections 41-29-117 and 41-29-119, shall not be dispensed without a written or oral valid prescription of a practitioner. The prescription shall not be filled or refilled more than six (6) months after the date thereof or be refilled more than five (5) times, unless renewed by
- (c) A controlled substance included in Schedule V, as set out in Section 41-29-121, shall not be distributed or dispensed other than for a medical purpose.
- (d) An optometrist certified to prescribe and use
 therapeutic pharmaceutical agents under Sections 73-19-153 through
 73-19-165 shall * * * have the prescriptive authority granted in
 Section 73-19-157.
- (e) Administration by injection of any pharmaceutical product authorized in this section is expressly prohibited except when dispensed directly by a practitioner other than a pharmacy.
- (f) (1) For the purposes of this article, Title 73, Chapter 21, and Title 73, Chapter 25, Mississippi Code of 1972, as it pertains to prescriptions for controlled substances, a "valid prescription" means a prescription that is issued for a legitimate medical purpose in the usual course of professional practice by:
- (A) A practitioner who has conducted at least one (1) in-person medical evaluation of the patient, except as

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the practitioner.

- 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 (q) This section does not apply to any of the actions that
- 915 <u>are lawful under the Mississippi Medical Cannabis Act and in</u>
- 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.

Further, amend by striking the title in its entirety and inserting in lieu thereof the following:

AN ACT TO AMEND SECTION 41-29-113, MISSISSIPPI CODE OF 1972, TO INCLUDE 20 FENTANYL-RELATED SUBSTANCES, MT-45, NM2201, 5F-CUMYL-P7AICA AND PMMA AS SCHEDULE I CONTROLLED SUBSTANCES 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 CODE OF 1972, TO INCLUDE OLICERIDINE AS A SCHEDULE II CONTROLLED 8 SUBSTANCE BECAUSE OLICERIDINE HAS A CURRENTLY ACCEPTED MEDICAL USE BUT HAS A HIGH POTENTIAL FOR ABUSE THAT MAY LEAD TO SEVERE 10 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 III; TO AMEND SECTION 41-29-121, MISSISSIPPI CODE OF 1972, TO 17 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 41-29-137, MISSISSIPPI CODE OF 1972, <u>AS AMENDED BY SENATE BILL NO.</u> 23 24 2095, 2022 REGULAR SESSION, TO CONFORM TO EXISTING LAW REGARDING 25 THE PRESCRIPTIVE AUTHORITY OF OPTOMETRISTS; AND FOR RELATED 26 PURPOSES.

SS26\HB232PS.J

Eugene S. Clarke Secretary of the Senate