

By: Representative McKnight

To: Drug Policy

HOUSE BILL NO. 1038

1 AN ACT TO AMEND SECTION 41-29-117, MISSISSIPPI CODE OF 1972,  
2 TO ADD KRATOM TO SCHEDULE III OF THE UNIFORM CONTROLLED SUBSTANCES  
3 ACT; AND FOR RELATED PURPOSES.

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

5 **SECTION 1.** Section 41-29-117, Mississippi Code of 1972, is  
6 amended as follows:

7 41-29-117. (A) The controlled substances listed in this  
8 section are included in Schedule III.

9 **SCHEDULE III**

10 (a) **Stimulants.** Any material, compound, mixture, or  
11 preparation which contains any quantity of the following  
12 substances or their salts, isomers, or salts of isomers, of the  
13 following substances:

- 14 (1) Benzphetamine;
- 15 (2) Chlorphentermine;
- 16 (3) Clortermine;
- 17 (4) Phendimetrazine.



18 (b) **Depressants.** Unless listed in another schedule,  
19 any material, compound, mixture, or preparation which contains any  
20 quantity of the following substances:

21 (1) Any substance which contains any quantity of a  
22 derivative of barbituric acid, or any salt of a derivative of  
23 barbituric acid, except those substances which are specifically  
24 listed in other schedules;

25 (2) Unless specifically excepted or unless listed  
26 in another schedule, any compound, mixture or preparation  
27 containing any of the following substances or any salt of the  
28 substances specifically included in this subsection (2) and one or  
29 more other active medicinal ingredients which are not listed in  
30 any other schedule:

31 (i) Amobarbital;

32 (ii) Secobarbital;

33 (iii) Pentobarbital;

34 (3) Any suppository dosage form containing any of  
35 the following substances or any salt of any of the substances  
36 specifically included in this subsection (3) approved by the Food  
37 and Drug Administration for marketing only as a suppository:

38 (i) Amobarbital;

39 (ii) Secobarbital;

40 (iii) Pentobarbital;

41 (4) Chlorhexadol;

42 (5) Embutramide;



43 (6) Any drug product containing  
44 gamma-hydroxybutyric acid, including its salts, isomers and salts  
45 of isomers, for which an application is approved under Section 505  
46 of the Federal Food, Drug and Cosmetic Act;

47 (7) Ketamine; its salts, isomers, and salts of  
48 isomers; other names include  
49 (+)-2-(2-chlorophenyl)-2-(methylamino)cyclohexanone;

50 (8) Lysergic acid;

51 (9) Lysergic acid amide;

52 (10) Methyprylon;

53 (11) Perampanel; its salts, isomers, and salts of  
54 isomers;

55 (12) Sulfondiethylmethane;

56 (13) Sulfonethylmethane;

57 (14) Sulfonmethane;

58 (15) Tiletamine and zolazepam or any salt thereof;

59 other names for the tiletamine and zolazepam combination product

60 include: telazol; other names for tiletamine include:

61 2-(ethylamino)-2-(2-thienyl)-cyclohexanone; other names for

62 zolazepam include: 4-(2-fluorophenyl)-6,8-dihydro 1,3,

63 8-trimethylpyrazolo-[3,4-e](1,4)-diazepin-7(1H)-one, flupyrazapon.

64 (c) Nalorphine.

65 (d) Any material, compound, mixture or preparation

66 which contains any quantity of ephedrine or pseudoephedrine,

67 except for any product that contains any quantity of



68 pseudoephedrine or ephedrine that is sold subject to the quantity  
69 restrictions authorized in Section 73-21-124.

70 (e) **Narcotic drugs.** Any material, compound, mixture,  
71 or preparation containing limited quantities of any of the  
72 following narcotic drugs, or any salts thereof:

73 (1) Not more than one and eight-tenths (1.8) grams  
74 of codeine, or any of its salts, per one hundred (100) milliliters  
75 or not more than ninety (90) milligrams per dosage unit, with an  
76 equal or greater quantity of an isoquinoline alkaloid of opium;

77 (2) Not more than one and eight-tenths (1.8) grams  
78 of codeine, or any of its salts, per one hundred (100) milliliters  
79 or not more than ninety (90) milligrams per dosage unit, with one  
80 or more active, nonnarcotic ingredients in recognized therapeutic  
81 amounts;

82 (3) Not more than one and eight-tenths (1.8) grams  
83 of dihydrocodeine, or any of its salts, per one hundred (100)  
84 milliliters or not more than ninety (90) milligrams per dosage  
85 unit, with one or more active, nonnarcotic ingredients in  
86 recognized therapeutic amounts;

87 (4) Not more than three hundred (300) milligrams  
88 of ethylmorphine, or any of its salts, per one hundred (100)  
89 milliliters or not more than fifteen (15) milligrams per dosage  
90 unit, with one or more active, nonnarcotic ingredients in  
91 recognized therapeutic amounts;



92 (5) Not more than five hundred (500) milligrams of  
93 opium per one hundred (100) milliliters or per one hundred (100)  
94 grams, or not more than twenty-five (25) milligrams per dosage  
95 unit, with one or more active, nonnarcotic ingredients in  
96 recognized therapeutic amounts;

97 (6) Not more than fifty (50) milligrams of  
98 morphine, or any of its salts, per one hundred (100) milliliters  
99 or per one hundred (100) grams with one or more active,  
100 nonnarcotic ingredients in recognized therapeutic amounts.

101 (f) **Anabolic steroids.** Unless specifically exempted or  
102 listed in another schedule, any material, compound, mixture or  
103 preparation containing any quantity of any of the following  
104 anabolic steroids (any drug or hormonal substance chemically and  
105 pharmacologically related to testosterone other than estrogens,  
106 progestins, corticosteroids and dehydroepiandrosterone):

107 (1) 3beta,17-dihydroxy-5a-androstane;

108 (2) 3alpha,17beta-dihydroxy-5a-androstane;

109 (3) 5alpha-androstan-3,17-dione;

110 (4) 1-androstenediol  
111 (3beta,17beta-dihydroxy-5alpha-androst-1-ene);

112 (5) 1-androstenediol  
113 (3alpha,17beta-dihydroxy-5alpha-androst-1-ene);

114 (6) 4-androstenediol  
115 (3beta,17beta-dihydroxy-androst-4-ene);



116 (7) 5-androstenediol  
117 (3beta,17beta-dihydroxy-androst-5-ene);  
118 (8) 1-androstenedione ([5alpha]-androst-1-en-3,  
119 17-dione);  
120 (9) 4-androstenedione (androst-4-en-3,17-dione);  
121 (10) 5-androstenedione (androst-5-en-3,17-dione);  
122 (11) Bolasterone  
123 (7alpha,17alpha-dimethyl-17beta-hydroxyandrost-4-en-3-one);  
124 (12) Boldenone  
125 (17beta-hydroxyandrost-1,4,-diene-3-one);  
126 (13) Boldione (androsta-1,4-diene-3,17-dione);  
127 (14) Calusterone  
128 (7beta,17alpha-dimethyl-17beta-hydroxyandrost-4-en-3-one);  
129 (15) Clostebol  
130 (4-chloro-17beta-hydroxyandrost-4-en-3-one);  
131 (16) Dehydrochloromethyltestosterone  
132 (4-chloro-17beta-hydroxy-17alpha-methylandrost-1,4-dien-3-one);  
133 (17) Desoxymethyltestosterone  
134 (17alpha-methyl-5alpha-androst-2-en-17beta-ol, also known as  
135 madol);  
136 (18) Delta1-dihydrotestosterone (also known as  
137 1-testosterone) (17beta-hydroxy-5alpha-androst-1-en-3-one);  
138 (19) 4-dihydrotestosterone  
139 (17beta-hydroxy-androstan-3-one);



140 (20) Drostanolone  
141 (17beta-hydroxy-2alpha-methyl-5alpha-androstan-3-one);  
142 (21) Ethylestrenol  
143 (17alpha-ethyl-17beta-hydroxyestr-4-ene);  
144 (22) Fluoxymesterone  
145 (9-fluoro-17alpha-methyl-11beta,  
146 17beta-dihydroxyandrost-4-en-3-one);  
147 (23) Formebolone  
148 (2-formyl-17alpha-methyl-11alpha,17beta-dihydroxyandrost-1,  
149 4-dien-3-one);  
150 (24) Furazabol  
151 (17alpha-methyl-17beta-hydroxyandrostano[2,3-c]-furazan);  
152 (25) 13 beta-ethyl-17alpha-hydroxy on-4-en-3-one;  
153 (26) 4-hydroxy testosterone  
154 (4,17beta-dihydroxyandrost-4-en-3-one);  
155 (27) 4-hydroxy-19-nortestosterone  
156 (4,17beta-dihydroxy-estr-4-en-3-one);  
157 (28) Mestanolone  
158 (17alpha-methyl-17beta-hydroxy-5-androstan-3-one);  
159 (29) Metergoline  
160 (alpha-methyl-17beta-hydroxy-[5alpha]-androstan-3-one);  
161 (30) Methandienone  
162 (17alpha-methyl-17beta-hydroxyandrost-1,4-dien-3-one);  
163 (31) Methandriol (17alpha-methyl-beta,  
164 17beta-dihydroxyandrost-5-ene);



165 (32) Metatron (2[alpha],  
166 17[alpha]-dimethyl-5[alpha]-androstan-17[beta]-ol-3-one;  
167 (33) Methenolone  
168 (1-methyl-17beta-hydroxy-5alpha-androst-1-en-3-one);  
169 (34) 17alpha-methyl-beta,  
170 17beta-dihydroxy-5a-androstane;  
171 (35) 17alpha-methyl-alpha,  
172 17beta-dihydroxy-5a-androstane;  
173 (36) 17alpha-methyl-beta,  
174 17beta-dihydroxyandrost-4-ene;  
175 (37) 17alpha-methyl-4-hydroxy nandrolone  
176 (17alpha-methyl-4-hydroxy-17beta-hydroxyestr-4-en-3-one);  
177 (38) Methyltrienolone  
178 (17alpha-methyl-17beta-hydroxyester-4,9(10)-dien-3-one);  
179 (39) Methyltrienolone  
180 (17alpha-methyl-17beta-hydroxyester-4,9-11-triene-3-one);  
181 (40) Methyltestosterone  
182 (17alpha-methyl-17beta-hydroxyandrost-4-en-3-one);  
183 (41) Mableton  
184 (7alpha,17alpha-dimethyl-17beta-hydroxyestr-4-en-3-one);  
185 (42) 17alpha-methyl-Delta1-dihydrotestosterone (17P  
186 beta-hydroxy-17alpha-methyl-5alpha-androst-1-en-3-one) (also known  
187 as 17-alpha-methyl-1-testosterone);  
188 (43) Nandrolone (17beta-hydroxyestr-4-en-3-one);





189 (44) 19-nor-4-androstenediol  
190 (3beta,17beta-hydroxyester-4-ene);  
191 (45) 19-nor-4-androstenediol  
192 (Gambetta-hydroxyester-4-ene);  
193 (46) 19-nor-5-androstenediol  
194 (3beta,17beta-hydroxyester-5-ene);  
195 (47) 19-nor-5-androstenediol  
196 (3alpha,17beta-hydroxyester-5-ene);  
197 (48) 19-nor-4,9(10)-androstadiene Dione  
198 (estr-4,9(10)-diene-3,17-dione,  
199 19-norandrosta-4,9(10)-diene-3,17-dione);  
200 (49) 19-nor-4-androstenedione  
201 (estr-4-en-3,17-dione);  
202 (50) 19-nor-5-androstenedione  
203 (estr-5-en-3,17-dione);  
204 (51) Norbolethone  
205 (13beta,17alpha-diethyl-17beta-hydroxygon-4-en-3-one);  
206 (52) Norclostebol  
207 (4-chloro-17beta-hydroxyestr-4-en-3-one);  
208 (53) Norethandrolone  
209 (17alpha-ethyl-17beta-hydroxyestr-4-en-3-one);  
210 (54) Normethandrolone  
211 (17alpha-methyl-17beta-hydroxyestr-4-en-3-one);  
212 (55) Oxandrolone  
213 (17alpha-methyl-17beta-hydroxy-2-oxa-[5alpha]-androstan-3-one);



214 (56) Oxymesterone  
215 (17alpha-methyl-4,17beta-dihydroxyandrost-4-en-3-one);  
216 (57) Oxymetholone  
217 (17alpha-methyl-2-hydroxymethylene-17beta-hydroxy-[5alpha]-  
218 androstan-3-one);  
219 (58) Prostanazol  
220 (17[beta]-hydroxy-5[alpha]-androstan[3,2-c]pyrazole)  
221 (59) Stanozolol  
222 (17alpha-methyl-17beta-hydroxy-[5alpha]-androst-2-eno[3,2-c]-  
223 pyrazole);  
224 (60) Stenbolone  
225 (17beta-hydroxy-2-methyl-[5alpha]-androst-1-en-3-one);  
226 (61) Testolactone  
227 (13-hydroxy-3-oxo-13,17-secoandrosta-1,4-dien-17-oic acid  
228 lactone);  
229 (62) Testosterone  
230 (17beta-hydroxyandrost-4-en-3-one);  
231 (63) Tetrahydrogestrinone  
232 (13beta,17alpha-diethyl-17beta-hydroxygon-4,9,11-trien-3-one);  
233 (64) Trenbolone  
234 (17beta-hydroxyestr-4,9,11-trien-3-one);  
235 (65) Any salt, ester, or ether of a drug or  
236 substance described in this paragraph. Except such term does not  
237 include an anabolic steroid that is expressly intended for  
238 administration through implants to cattle or other nonhuman



239 species and that has been approved by the Secretary of Health and  
240 Human Services for such administration. If any person prescribes,  
241 dispenses, or distributes such steroid for human use, the person  
242 shall be considered to have prescribed, dispensed or distributed  
243 an anabolic steroid within the meaning of this paragraph.

244 (g) Any material, compound, mixture or preparation  
245 which contains any quantity of buprenorphine or its salts.

246 (h) Dronabinol (synthetic) in sesame oil and  
247 encapsulated in a soft gelatin capsule in a United States Food and  
248 Drug Administration approved drug product.

249 (i) Any material, compound, mixture, or preparation  
250 which contains any quantity of Tianeptine  
251 (7-((3-chloro-6-methyl-5,5-dioxido-6,11-dihydrodibenzo[c,f][1,2]th  
252 iazepin-11-yl)amino)heptanoic acid) or its salts, isomers, salts  
253 of isomers, sulfate, free acid or derivative thereof.

254 (j) Mitragynine; and

255 (k) 7-hydroxymitragynine.

256 (B) Any material, compound, mixture or preparation which  
257 contains any quantity of a Schedule III controlled substance other  
258 than butalbital, and is listed as an exempt substance in 21 CFR,  
259 Section 1308.22, 1308.24, 1308.26, 1308.32 or 1308.34, shall be  
260 exempted from the provisions of the Uniform Controlled Substances  
261 Law.

262 **SECTION 2.** This act shall take effect and be in force from  
263 and after July 1, 2024.

