

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 315

BY HEALTH AND WELFARE COMMITTEE

AN ACT

RELATING TO CONTROLLED SUBSTANCES; AMENDING SECTION 37-2705, IDAHO CODE, TO
REVISE THE LIST OF SCHEDULE I CONTROLLED SUBSTANCES.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 37-2705, Idaho Code, be, and the same is hereby
amended to read as follows:

37-2705. SCHEDULE I. (a) The controlled substances listed in this section are included in schedule I.

(b) Any of the following opiates, including their isomers, esters, ethers, salts, and salts of isomers, esters, and ethers, unless specifically excepted, 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);

(5) Allylprodine;

(56) Alphacetylmethadol (except levo-alphacetylmethadol also known as levo-alpha-acetylmethadol, levomethadyl acetate or LAAM);

(67) Alphameprodine;

(78) Alphamethadol;

(89) Alpha-methylfentanyl;

(910) Alpha-methylthiofentanyl (N-[1-methyl-2-(2-thienyl)ethyl-4-piperidinyl]-N-phenylpropanamide);

(101) Benzethidine;

(112) Betacetylmethadol;

(123) Beta-hydroxyfentanyl (N-[1-(2-hydroxy-2-phenethyl)-4-piperidinyl]-N-phenylpropanamide);

(134) Beta-hydroxy-3-methylfentanyl (N-(1-(2-hydroxy-2-phenethyl)-3methyl-4-piperidinyl)-N-phenylpropanamide);

(145) Betameprodine;

(156) Betamethadol;

(167) Betaprodine;

(178) Clonitazene;

(189) Cyclopentyl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-phenylcyclopentanecarboxamide);

(1920) Cyclopropyl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-phenylcyclopropanecarboxamide);

(201) Dextromoramide;

1 (212) Diampromide;
 2 (223) Diethylthiambutene;
 3 (234) Difenoxin;
 4 (245) Dimenoxadol;
 5 (256) Dimepheptanol;
 6 (267) Dimethylthiambutene;
 7 (278) Dioxaphetyl butyrate;
 8 (289) Dipipanone;
 9 (2930) Ethylmethylthiambutene;
 10 (301) Etonitazene;
 11 (312) Etoxeridine;
 12 (323) Fentanyl-related substances. "Fentanyl-related substances"
 13 means any substance not otherwise listed and for which no exemption or
 14 approval is in effect under section 505 of the federal food, drug, and
 15 cosmetic act, 21 U.S.C. 355, and that is structurally related to fen-
 16 tanyl by one (1) or more of the following modifications:
 17 i. Replacement of the phenyl portion of the phenethyl group by any
 18 monocycle, whether or not further substituted in or on the monocy-
 19 cle;
 20 ii. Substitution in or on the phenethyl group with alkyl, alkenyl,
 21 alkoxy, hydroxyl, halo, haloalkyl, amino, or nitro groups;
 22 iii. Substitution in or on the piperidine ring with alkyl,
 23 alkenyl, alkoxy, ester, ether, hydroxyl, halo, haloalkyl, amino,
 24 or nitro groups;
 25 iv. Replacement of the aniline ring with any aromatic monocycle,
 26 whether or not further substituted in or on the aromatic monocy-
 27 cle; and/or
 28 v. Replacement of the N-propionyl group by another acyl group;
 29 (34) 4-Fluoroisobutyryl fentanyl (N-(4-fluorophenyl)-N-(1-
 30 phenethylpiperidin-4-yl)isobutyramide);
 31 (35) Furanyl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-phenylfuran-
 32 2-carboxamide);
 33 (336) Furethidine;
 34 (347) Hydroxypethidine;
 35 (358) Isobutyryl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-
 36 phenylisobutyramide);
 37 (369) Ketobemidone;
 38 (3740) Levomoramide;
 39 (3841) Levophenacylmorphane;
 40 (3942) 3-Methylfentanyl;
 41 (403) 3-methylthiofentanyl (N-[(3-methyl-1-(2-thienyl)ethyl-4-pip-
 42 eridiny]l)-N-phenylpropanamide);
 43 (414) Morpheridine;
 44 (425) MPPP (1-methyl-4-phenyl-4-propionoxypiperidine);
 45 (436) MT-45 (1-cyclohexyl-4-(1,2-diphenylethyl)piperazine);
 46 (447) Noracymethadol;
 47 (458) Norlevorphanol;
 48 (469) Normethadone;
 49 (4750) Norpipanone;

- 1 (4851) Ocfentanil (N-(2-fluorophenyl)-2-methoxy-N-(1-
2 phenethylpiperidin-4-yl) acetamide);
3 (4952) Para-chloroisobutyryl fentanyl (N-(4-chlorophenyl)-N-(1-
4 phenethylpiperidin-4-yl) isobutyramide);
5 (503) Para-fluorobutyryl fentanyl (N-(4-fluorophenyl)-N-(1-
6 phenethylpiperidin-4-yl) butyramide);
7 (514) Para-fluorofentanyl (N-(4-fluorophenyl)-N-[1-(2-phenethyl)-4-
8 piperidinyl] propanamide);
9 (525) Para-methoxybutyryl fentanyl (N-(4-methoxyphenyl)-N-(1-
10 phenethylpiperidin-4-yl) butyramide);
11 (536) PEPAP (1-(2-phenethyl)-4-phenyl-4-acetoxypiperidine);
12 (547) Phenadoxone;
13 (558) Phenampromide;
14 (569) Phenomorphan;
15 (5760) Phenoperidine;
16 (5861) Piritramide;
17 (5962) Proheptazine;
18 (603) Properidine;
19 (614) Propiram;
20 (625) Racemoramide;
21 (66) Tetrahydrofuranyl fentanyl (N-(1-phenethylpiperidine-4-yl)-N-
22 phenyltetrahydrofuran-2-carboxamide);
23 (637) Thiofentanyl (N-phenyl-N-[1-(2-thienyl)ethyl-4-piperidinyl]-
24 propanamide);
25 (648) Tilidine;
26 (659) Trimeperidine;
27 (6670) u-47700 (3,4-Dichloro-N-[2-(dimethylamino)cyclohexyl]-N-
28 methylbenzamide);
29 (671) Valeryl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-phenylpen-
30 tanamide).
- 31 (c) Any of the following opium derivatives, their salts, isomers and
32 salts of isomers, unless specifically excepted, whenever the existence of
33 these salts, isomers and salts of isomers is possible within the specific
34 chemical designation:
- 35 (1) Acetorphine;
 - 36 (2) Acetyldihydrocodeine;
 - 37 (3) Benzylmorphine;
 - 38 (4) Codeine methylbromide;
 - 39 (5) Codeine-N-Oxide;
 - 40 (6) Cyprenorphine;
 - 41 (7) Desomorphine;
 - 42 (8) Dihydromorphine;
 - 43 (9) Drotebanol;
 - 44 (10) Etorphine (except hydrochloride salt);
 - 45 (11) Heroin;
 - 46 (12) Hydromorphanol;
 - 47 (13) Methyldesorphine;
 - 48 (14) Methyldihydromorphine;
 - 49 (15) Morphine methylbromide;
 - 50 (16) Morphine methylsulfonate;

- 1 (17) Morphine-N-Oxide;
- 2 (18) Myrophine;
- 3 (19) Nicocodeine;
- 4 (20) Nicomorphine;
- 5 (21) Normorphine;
- 6 (22) Pholcodine;
- 7 (23) Thebacon.

8 (d) Hallucinogenic substances. Any material, compound, mixture or
9 preparation which contains any quantity of the following hallucinogenic
10 substances, their salts, isomers and salts of isomers, unless specifically
11 excepted, whenever the existence of these salts, isomers, and salts of iso-
12 mers is possible within the specific chemical designation (for purposes of
13 this paragraph only, the term "isomer" includes the optical, position and
14 geometric isomers):

- 15 (1) Dimethoxyphenethylamine, or any compound not specifically
16 excepted or listed in another schedule that can be formed from
17 dimethoxyphenethylamine by replacement of one (1) or more hydrogen
18 atoms with another atom(s), functional group(s) or substructure(s)
19 including, but not limited to, compounds such as DOB, DOC, 2C-B,
20 25B-NBOMe;
- 21 (2) Methoxyamphetamine or any compound not specifically excepted or
22 listed in another schedule that can be formed from methoxyamphetamine
23 by replacement of one (1) or more hydrogen atoms with another atom(s),
24 functional group(s) or substructure(s) including, but not limited to,
25 compounds such as PMA and DOM;
- 26 (3) 5-methoxy-3,4-methylenedioxy-amphetamine;
- 27 (4) 5-methoxy-N,N-diisopropyltryptamine;
- 28 (5) Amphetamine or methamphetamine with a halogen substitution on the
29 benzyl ring, including compounds such as fluorinated amphetamine and
30 fluorinated methamphetamine;
- 31 (6) 3,4-methylenedioxy amphetamine;
- 32 (7) 3,4-methylenedioxymethamphetamine (MDMA);
- 33 (8) 3,4-methylenedioxy-N-ethylamphetamine (also known as N-et-
34 hyl-alpha-methyl-3,4 (methylenedioxy) phenethylamine, and N-et-
35 hyl MDA, MDE, MDEA);
- 36 (9) N-hydroxy-3,4-methylenedioxyamphetamine (also known as N-hyd-
37 roxy-alpha-methyl-3,4(methylenedioxy) phenethylamine, and N-hyd-
38 roxy MDA);
- 39 (10) 3,4,5-trimethoxy amphetamine;
- 40 (11) 5-methoxy-N,N-dimethyltryptamine (also known as 5-methoxy-3-2[2-
41 (dimethylamino)ethyl]indole and 5-MeO-DMT);
- 42 (12) Alpha-ethyltryptamine (some other names: etryptamine, 3-(2-am-
43 inobutyl) indole);
- 44 (13) Alpha-methyltryptamine;
- 45 (14) Bufotenine;
- 46 (15) Diethyltryptamine (DET);
- 47 (16) Dimethyltryptamine (DMT);
- 48 (17) Ibogaine;
- 49 (18) Lysergic acid diethylamide;
- 50 (19) Marijuana;

- 1 (20) Mescaline;
 2 (21) Parahexyl;
 3 (22) Peyote;
 4 (23) N-ethyl-3-piperidyl benzilate;
 5 (24) N-methyl-3-piperidyl benzilate;
 6 (25) Psilocybin;
 7 (26) Psilocyn;
 8 (27) Tetrahydrocannabinols or synthetic equivalents of the substances
 9 contained in the plant, or in the resinous extractives of Cannabis, sp.
 10 and/or synthetic substances, derivatives, and their isomers with simi-
 11 lar chemical structure such as the following:
- 12 i. Tetrahydrocannabinols:
- 13 a. Δ^1 cis or trans tetrahydrocannabinol, and their opti-
 14 cal isomers, excluding dronabinol in sesame oil and encapsu-
 15 lated in either a soft gelatin capsule or in an oral solution
 16 in a drug product approved by the U.S. Food and Drug Adminis-
 17 tration.
- 18 b. Δ^6 cis or trans tetrahydrocannabinol, and their optical
 19 isomers.
- 20 c. $\Delta^{3,4}$ cis or trans tetrahydrocannabinol, and its optical
 21 isomers. (Since nomenclature of these substances is not in-
 22 ternationally standardized, compounds of these structures,
 23 regardless of numerical designation of atomic positions are
 24 covered.)
- 25 d. [(6aR,10aR)-9-(hydroxymethyl)-6,6-dimethyl-3-(2methyl-
 26 octan-2-yl)-6a,7,10,10a-tetrahydrobenzo[c]chromen-
 27 1-ol)], also known as 6aR-trans-3-(1,1-dimethylhep-
 28 tyl)-6a,7,10,10a-tetrahydro-1-hydroxy-6,6-dimethyl-6H-
 29 dibenzo[b,d]pyran-9-methanol (HU-210) and its geometric
 30 isomers (HU211 or dexanabinol).
- 31 ii. The following synthetic drugs:
- 32 a. Any compound structurally derived from (1H-indole-3-
 33 yl)(cycloalkyl, cycloalkenyl, aryl)methanone, or (1H-in-
 34 dole-3-yl)(cycloalkyl, cycloalkenyl, aryl)methane, or
 35 (1H-indole-3-yl)(cycloalkyl, cycloalkenyl, aryl), methyl
 36 or dimethyl butanoate, amino-methyl (or dimethyl)-1-oxobu-
 37 tan-2-yl) carboxamide by substitution at the nitrogen atoms
 38 of the indole ring or carboxamide to any extent, whether or
 39 not further substituted in or on the indole ring to any ex-
 40 tent, whether or not substituted to any extent in or on the
 41 cycloalkyl, cycloalkenyl, aryl ring(s) (substitution in the
 42 ring may include, but is not limited to, heteroatoms such as
 43 nitrogen, sulfur and oxygen).
- 44 b. N-(1-amino-3-methyl-1-oxobutan-2-yl)-1-(5-fluo-
 45 ropentyl)-1 H-indazole-3-carboxamide (5F-AB-PINACA).
- 46 c. 1-(1.3-benzodioxol-5-yl)-2-(ethylamino)-pentan-1-one
 47 (N-ethylpentylone, ephylone).
- 48 d. 1-(4-cyanobutyl)-N-(2-phenylpropan-2-yl)-1 H-inda-
 49 zole-3-carboxamide (4-cn-cumyl-BUTINACA).

- 1 e. Ethyl 2-(1-(5-fluoropentyl)-1H-indazole-3-carboxam-
2 ido)-3,3-dimethylbutanoate * (5f-edmbpinaca).
- 3 f. (1-(4-fluorobenzyl)-1H-indol-3-yl)(2,2,3,3-tetram-
4 ethylcyclopropyl)methanone (fub-144).
- 5 g. 1-(5-fluoropentyl)-N-(2-phenylpropan-2-yl)-1H-inda-
6 zole-3-carboxamide (5f-cumyl-pinaca; sgt25).
- 7 h. (1-(5-fluoropentyl)-N-(2-phenylpropan-2-yl)-1
8 H-pyrrolo[2.3-B]pyridine-3-carboxamide (5fcumyl-P7AICA).
- 9 i. Methyl 2-(1-(cyclohexylmethyl)-1H-indole-3-carboxam-
10 ido)-3-methylbutanoate (MMB-CHMICA, AMB-CHMICA).
- 11 j. Methyl 2-(1-(5-fluoropentyl)-1H-indole-3-carboxam-
12 ido)-3,3-dimethylbutanoate (5f-mdmbpica).
- 13 k. N-(adamantan-1-yl)-1-(4-fluorobenzyl)-1H-indazole-3-
14 carboxamide (fub-akb48; fub-apinaca).
- 15 l. Naphthalen-1-yl 1-(5-fluoropentyl)-1H-indole-3-car-
16 boxylate (NM2201; CBL2201).
- 17 m. Any compound structurally derived from 3-(1-naphthyl)pyrrole by substitution at the nitrogen atom of the pyrrole ring to any extent, whether or not further substituted in the pyrrole ring to any extent, whether or not substituted in the naphthyl ring to any extent.
- 18 en. Any compound structurally derived from 1-(1-naphthylmethyl)indene by substitution at the 3-position of the indene ring to any extent, whether or not further substituted in the indene ring to any extent, whether or not substituted in the naphthyl ring to any extent.
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- 22 do. Any compound structurally derived from 3-phenylacetylindole by substitution at the nitrogen atom of the indole ring to any extent, whether or not further substituted in the indole ring to any extent, whether or not substituted in the phenyl ring to any extent.
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- 27 ep. Any compound structurally derived from 2-(3-hydroxycyclohexyl)phenol by substitution at the 5-position of the phenolic ring to any extent, whether or not substituted in the cyclohexyl ring to any extent.
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- 1 (28) Ethylamine analog of phencyclidine: N-ethyl-1-phenylcyclohexylamine (1-phenylcyclohexyl) ethylamine; N-(1-phenylcyclohexyl) ethylamine, cyclohexamine, PCE;
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4 (29) Pyrrolidine analog of phencyclidine: 1-(phenylcyclohexyl) -
5 pyrrolidine, PCPy, PHP;
- 6 (30) Thiophene analog of phencyclidine 1-[1-(2-thienyl)-cyclohexyl]-
7 piperidine, 2-thienylanalog of phencyclidine, TPCP, TCP;
- 8 (31) 1-[1-(2-thienyl) cyclohexyl] pyrrolidine another name: TCPy;
- 9 (32) Spores or mycelium capable of producing mushrooms that contain
10 psilocybin or psilocin.
- 11 (e) Unless specifically excepted or unless listed in another schedule,
12 any material, compound, mixture or preparation which contains any quantity
13 of the following substances having a depressant effect on the central ner-
14 vous system, including its salts, isomers, and salts of isomers whenever the
15 existence of such salts, isomers, and salts of isomers is possible within the
16 specific chemical designation:
- 17 (1) Gamma hydroxybutyric acid (some other names include GHB; gam-
18 ma-hydroxybutyrate, 4-hydroxybutyrate; 4-hydroxybutanoic acid; sod-
19 ium oxybate; sodium oxybutyrate);
- 20 (2) Flunitrazepam (also known as "R2," "Rohypnol");
- 21 (3) Mecloqualone;
- 22 (4) Methaqualone.
- 23 (f) Stimulants. Unless specifically excepted or unless listed in an-
24 other schedule, any material, compound, mixture, or preparation which con-
25 tains any quantity of the following substances having a stimulant effect on
26 the central nervous system, including its salts, isomers, and salts of iso-
27 mers:
- 28 (1) Aminorex (some other names: aminoxaphen, 2-amino-5-phenyl-2-ox-
29 azoline, or 4,5-dihydro-5-phenyl-2-oxazolamine);
- 30 (2) Cathinone (some other names: 2-amino-1-phenol-1-propanone, alp-
31 ha-aminopropiophenone, 2-aminopropiophenone and norephedrone);
- 32 (3) Substituted cathinones. Any compound, except bupropion or com-
33 pounds listed under a different schedule, structurally derived from
34 2-aminopropan-1-one by substitution at the 1-position with either
35 phenyl, naphthyl or thiophene ring systems, whether or not the compound
36 is further modified in any of the following ways:
- 37 i. By substitution in the ring system to any extent with alkyl,
38 alkylendioxy, alkoxy, haloalkyl, hydroxyl or halide sub-
39 stituents, whether or not further substituted in the ring system
40 by one (1) or more other univalent substituents;
- 41 ii. By substitution at the 3-position with an acyclic alkyl sub-
42 stituent;
- 43 iii. By substitution at the 2-amino nitrogen atom with alkyl,
44 dialkyl, benzyl or methoxybenzyl groups, or by inclusion of the
45 2-amino nitrogen atom in a cyclic structure.
- 46 (4) Alpha-pyrrolidinoheptaphenone* (PV8);
- 47 (5) Alpha-pyrrolidinohexanophenone* (a-php);
- 48 (6) 4-chloro-alpha-pyrrolidinovalerophenone* (4chloro-a-pvp);
- 49 (7) Fenethylamine;

1 (58) Methcathinone (some other names: 2-(methyl-amino)-propioph-
2 enone, alpha-(methylamino)-propiophenone, N-methylcathinone, AL-
3 464, AL-422, AL-463 and UR1423);
4 (69) (+/-)cis-4-methylaminorex [(+/-)cis-4,5-dihydro-4-meth-
5 yl-5-phenyl-2-oxazolamine];
6 (10) 4-methyl-alpha-ethylaminopentiophenone* (4meap);
7 (11) 4'-methyl-alpha-pyrrolidinohexiophenone* (mphp);
8 (712) N-benzylpiperazine (also known as: BZP, 1-benzylpiperazine);
9 (813) N-ethylamphetamine;
10 (14) N-ethylhexedrone*;
11 (915) N,N-dimethylamphetamine (also known as: N,N-alpha-trimethyl-
12 benzeneethanamine).