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**HOUSE BILL NO. 1926**

House Amendments in [ ] — January 27, 1997

A *BILL to amend and reenact §§ 54.1-3446 and 54.1-3452 of the Code of Virginia, relating to reclassification of flunitrazepam.*

Patrons—Watts, Christian, Connally, Cooper, Crittenden, Crouch, Cunningham, Darner, Drake, Keating, Puller, Rhodes and Van Landingham; Senator: Whipple

Referred to Committee on Health, Welfare and Institutions

**Be it enacted by the General Assembly of Virginia:**

1. That §§ 54.1-3446 and 54.1-3452 of the Code of Virginia are amended and reenacted as follows: § 54.1-3446. Schedule I.

The controlled substances listed in this section are included in Schedule I:

1. 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:

Acetylmethadol;  
 Allylprodine;  
 Alphamethylfentanyl;  
 Alphacetylmethadol (except levo-alphacetylmethadol, also known as levo-alpha-acetylmethadol, levomethadyl acetate, or LAAM);  
 Alphameprodine;  
 Alphamethadol;  
 Benzethidine;  
 Betacetylmethadol;  
 Betameprodine;  
 Betamethadol;  
 Betaprodine;  
 Clonitazene;  
 Dextromoramide;  
 Diampromide;  
 Diethylthiambutene;  
 Difenoxyin;  
 Dimenoxadol;  
 Dimepheptanol;  
 Dimethylthiambutene;  
 Dioxaphetylbutyrate;  
 Dipipanone;  
 Ethylmethylthiambutene;  
 Etonitazene;  
 Etoxidine;  
 [ *Flunitrazepam* ]  
 Furethidine;  
 Hydroxypethidine;  
 Ketobemidone;  
 Levomoramide;  
 Levophenacetylmorphan;  
 Morpheridine;  
 Noracymethadol;  
 Norlevorphanol;  
 Normethadone;  
 Norpipanone;  
 Phenadoxone;  
 Phenampromide;  
 Phenomorphan;  
 Phenoperidine;  
 Piritramide;  
 Proheptazine;

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60 Properidine;

61 Propiram;

62 Racemoramide;

63 Trimeperidine.

64 2. Any of the following opium derivatives, their salts, isomers and salts of isomers, unless  
65 specifically excepted, whenever the existence of these salts, isomers and salts of isomers is possible  
66 within the specific chemical designation:

67 Acetorphine;

68 Acetyldihydrocodeine;

69 Benzylmorphine;

70 Codeine methylbromide;

71 Codeine-N-Oxide;

72 Cyprenorphine;

73 Desomorphine;

74 Dihydromorphine;

75 Drotebanol;

76 Etorphine;

77 Heroin;

78 Hydromorphanol;

79 Methyldesorphine;

80 Methyldihydromorphine;

81 Morphine methylbromide;

82 Morphine methylsulfonate;

83 Morphine-N-Oxide;

84 Myrophine;

85 Nicocodeine;

86 Nicomorphine;

87 Normorphine;

88 Phocloidine;

89 Thebacon.

90 3. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture,  
91 or preparation, which contains any quantity of the following hallucinogenic substances, or which  
92 contains any of its salts, isomers, and salts of isomers, whenever the existence of such salts, isomers,  
93 and salts of isomers is possible within the specific chemical designation (for purposes of this subdivision  
94 only, the term "isomer" includes the optical, position, and geometric isomers):

95 Alpha-ethyltryptamine (some trade or other names: Monase;a-ethyl-1H-indole-3-ethanamine;  
96 3-[2-aminobutyl] indole; a-ET; AET);

97 4-Bromo-2,5-dimethoxyphenethylamine (some trade or other names:  
98 2-[4-bromo-2,5-dimethoxyphenyl]-1-aminoethane;alpha-desmethyl DOB;2C-B; Nexus);

99 3,4-methylenedioxy amphetamine;

100 5-methoxy-3,4-methylenedioxy amphetamine;

101 3,4,5-trimethoxy amphetamine;

102 Bufotenine;

103 Diethyltryptamine;

104 Dimethyltryptamine;

105 4-methyl-2,5-dimethoxyamphetamine;

106 2,5-dimethoxy-4-ethylamphetamine (DOET);

107 Ibogaine;

108 Lysergic acid diethylamide;

109 Mescaline;

110 Parahexyl (some trade or other names: 3-Hexyl-1-hydroxy-7, 8, 9, 10-tetrahydro-6, 6,  
111 9-trimethyl-6H-dibenzo [b,d] pyran; Synhexyl);

112 Peyote;

113 N-ethyl-3-piperidyl benzilate;

114 N-methyl-3-piperidyl benzilate;

115 Psilocybin;

116 Psilocyn;

117 Tetrahydrocannabinols, except as present in marijuana and dronabinol in sesame oil and encapsulated  
118 in a soft gelatin capsule in a drug product approved by the U.S. Food and Drug Administration;

119 Hashish oil (some trade or other names: hash oil; liquid marijuana; liquid hashish);

120 2,5-dimethoxyamphetamine (some trade or other names: 2,5-dimethoxy-a-methylphenethylamine;

121 2,5-DMA);

- 122 4-bromo-2,5-dimethoxyamphetamine (some trade or other names:  
 123 4-bromo-2,5-dimethoxy-a-methylphenethylamine; 4-bromo-2,5-DMA);  
 124 4-methoxyamphetamine (some trade or other names: 4-methoxy-a-methylphenethylamine;  
 125 paramethoxyamphetamine; PMA);  
 126 N-ethyl analog of phencyclidine;  
 127 Pyrrolidine analog of phencyclidine;  
 128 Thiophene analog of phencyclidine.  
 129 4. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture  
 130 or preparation which contains any quantity of the following substances having a depressant effect on the  
 131 central nervous system, including its salts, isomers and salts of isomers whenever the existence of such  
 132 salts, isomers and salts of isomers is possible within the specific chemical designation:  
 133 [ *Flunitrazepam*; ]  
 134 Mecloqualone;  
 135 Methaqualone.  
 136 5. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture  
 137 or preparation which contains any quantity of the following substances having a stimulant effect on the  
 138 central nervous system, including its salts, isomers and salts of isomers:  
 139 Aminorex (some trade or other names; aminoxaphen; 2-amino-5-phenyl-2-oxazoline; 4,  
 140 5-dihydro-5-phenyl-2-oxazolamine);  
 141 Fenethylamine;  
 142 Ethylamphetamine;  
 143 Cathinone (some trade or other names: 2-amino-1-phenyl-1-propanone, alpha-aminopropiophenone,  
 144 2-aminopropiophenone, and norephedrone);  
 145 Methcathinone (some other names: 2-(methylamino)-propionophenone; alpha-(methylamino)  
 146 propiophenone; 2-(methylamino)-1-phenylpropan-1-one; alpha-N-methylaminopropiophenone;  
 147 monomethylpropion; ephedrone; N-methylcathinone; methylcathinone; AL-464; AL-422; AL-463 and UR  
 148 1432).  
 149 6. Any material, compound, mixture or preparation containing any quantity of the following  
 150 substances:  
 151 3-methylfentanyl-(N-[3-methyl-1-(2-phenylethyl)-4-piperidyl]-N-phenylpropanamide), its optical and  
 152 geometric isomers, salts, and salts of isomers;  
 153 3,4-methylenedioxymethamphetamine (MDMA), its optical, positional and geometric isomers, salts  
 154 and salts of isomers;  
 155 1-methyl-4-phenyl-4-propionoxypiperidine (MPPP), its optical isomers, salts and salts of isomers;  
 156 1-(2-phenylethyl)-4-phenyl-4-acetyloxypiperidine (PEPAP), its optical isomers, salts and salts of  
 157 isomers;  
 158 N-[1-(1-methyl-2-phenyl)ethyl-4-piperidyl]-N-phenylacetamide (acetyl-alpha-methylfentanyl), its  
 159 optical isomers, salts and salts of isomers;  
 160 N-[1-(1-methyl-2-(2-thienyl)ethyl-4-piperidyl)-N-phenylpropanamide (alpha-methylthiofentanyl), its  
 161 optical isomers, salts and salts of isomers;  
 162 N-[1-benzyl-4-piperidyl]-N-phenylpropanamide (benzylfentanyl), its optical isomers, salts and salts of  
 163 isomers;  
 164 N-[1-(2-hydroxy-2-phenyl)ethyl-4-piperidyl]-N-phenylpropanamide (beta-hydroxyfentanyl), its optical  
 165 isomers, salts and salts of isomers;  
 166 N-[3-methyl-1-(2-hydroxy-2-phenyl)ethyl-4-piperidyl]-N-phenylpropanamide  
 167 (beta-hydroxy-3-methylfentanyl), its optical and geometric isomers, salts and salts of isomers;  
 168 N-[3-methyl-1-(2-(2-thienyl)ethyl-4-piperidyl)-N-phenylpropanamide (3-methylthiofentanyl), its optical  
 169 and geometric isomers, salts and salts of isomers;  
 170 N-[1-(2-thienyl)methyl-4-piperidyl]-N-phenylpropanamide (thiofentanyl), its optical isomers, salts  
 171 and salts of isomers;  
 172 N-[1-(2-(2-thienyl)ethyl-4-piperidyl)-N-phenylpropanamide (thiofentanyl), its optical isomers, salts and  
 173 salts of isomers.  
 174 § 54.1-3452. Schedule IV.  
 175 The controlled substances listed in this section are included in Schedule IV unless specifically  
 176 excepted or listed in another schedule:  
 177 1. Any material, compound, mixture, or preparation which contains any quantity of the following  
 178 substances having a potential for abuse associated with a depressant effect on the central nervous  
 179 system:  
 180 Alprazolam;  
 181 Barbitol;  
 182 Bromazepam;

- 183** Camazepam;  
**184** Chloral betaine;  
**185** Chloral hydrate;  
**186** Chlordiazepoxide;  
**187** Clobazam;  
**188** Clonazepam;  
**189** Clorazepate;  
**190** Clotiazepam;  
**191** Cloxazolam;  
**192** Delorazepam;  
**193** Diazepam;  
**194** Estazolam;  
**195** Ethchlorvynol;  
**196** Ethinamate;  
**197** Ethyl loflazepate;  
**198** Fludiazepam;  
**199** Flunitrazepam;  
**200** Flurazepam;  
**201** Halazepam;  
**202** Haloxazolam;  
**203** Ketazolam;  
**204** Loprazolam;  
**205** Lorazepam;  
**206** Lormetazepam;  
**207** Mebutamate;  
**208** Medazepam;  
**209** Methohexital;  
**210** Meprobamate;  
**211** Methylphenobarbital;  
**212** Midazolam;  
**213** Nimetazepam;  
**214** Nitrazepam;  
**215** Nordiazepam;  
**216** Oxazepam;  
**217** Oxazolam;  
**218** Paraldehyde;  
**219** Pentazocine;  
**220** Petrichloral;  
**221** Phenobarbital;  
**222** Pinazepam;  
**223** Prazepam;  
**224** Quazepam;  
**225** Temazepam;  
**226** Tetrazepam;  
**227** Triazolam;  
**228** Zolpidem.
- 229** 2. Any compound, mixture or preparation which contains any quantity of the following substances  
**230** including any salts or isomers thereof:  
**231** Fenfluramine.
- 232** 3. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture,  
**233** or preparation which contains any quantity of the following substances having a stimulant effect on the  
**234** central nervous system, including its salts, isomers (whether optical, position, or geometric), and salts of  
**235** such isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the  
**236** specific chemical designation:
- 237** Cathine (+)-norpseudoephedrine;  
**238** Diethylpropion;  
**239** Fencamfamin;  
**240** Fenproporex;  
**241** Mazindol;  
**242** Mefenorex;  
**243** Phentermine;  
**244** Pemoline (including organometallic complexes and chelates thereof);

245 Pipradrol;

246 SPA (-)-1-dimethylamino-1,2-diphenylethane.

247 4. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture,  
248 or preparation containing any of the following narcotic drugs, or their salts calculated as the free  
249 anhydrous base or alkaloid, in limited quantities as set forth below:

250 Dextropropoxyphene (alpha-(+)-4-dimethylamino-1,2-diphenyl-3-methyl-2-propionoxy butane);

251 Not more than 1 milligram of difenoxin and not less than 25 micrograms of atropine sulfate per  
252 dosage unit.

253 5. The Board may except by regulation any compound, mixture, or preparation containing any  
254 depressant substance listed in subdivision 1 from the application of all or any part of this chapter if the  
255 compound, mixture, or preparation contains one or more active medicinal ingredients not having a  
256 depressant effect on the central nervous system, and if the admixtures are included therein in  
257 combinations, quantity, proportion, or concentration that vitiate the potential for abuse of the substances  
258 which have a depressant effect on the central nervous system.

259 **2. That the provisions of this act may result in a net increase in periods of imprisonment in state**  
260 **correctional facilities. Pursuant to § 30-19.1:4, the estimated amount of the necessary appropriation**  
261 **is \$ 0.**

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