

HCS#2 HB 1472 -- CONTROLLED SUBSTANCES

SPONSOR: Bruns (Franz)

COMMITTEE ACTION: Voted "do pass" by the Committee on Public Safety by a vote of 8 to 0.

This substitute changes the laws regarding the designation of controlled substances. In its main provisions, the substitute:

- (1) Adds the following to the list of Schedule I:
 - (a) 1-pentyl-3-(1-naphthoyl)indole, commonly known as K2;
 - (b) Dexanabinol, (6aS,10aS)-9-(hydroxymethyl)-6,6-dimethyl-3-(2-methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo[c]chromen-1-ol, commonly known as HU211;
 - (c) 5-MeO-DMT or 5-methoxy-N,N-dimethyltryptamine, its isomers, salts, and salts of isomers;
 - (d) Phenol, CP 47, 497 & homologues, or 2-[(1R,3S)-3-hydroxycyclohexyl]-5-(2-methyloctan-2-yl)phenol, where side chain n=5, and homologues where side chain n=4,6, or 7; and
 - (e) 1-butyl-3(1-naphthoyl)indole;
- (2) Adds the following to the list of Schedule II:
 - (a) Any material, compound, mixture, or preparation which contains any quantity of amyl nitrite or butyl nitrate; and
 - (b) Tapentadol;
- (3) Adds the following to the list of Schedule III:
 - (a) Boldione;
 - (b) Dexoxymethyltestosterone; and
 - (c) 19-nor-4,9(10)-androstadienedione;
- (4) Adds Fospropofol to the list of Schedule IV; and
- (5) Adds the following to the list of Schedule V:
 - (a) Lacosamide; and
 - (b) Pregabalin.

The substitute contains an emergency clause.

FISCAL NOTE: No impact on state funds in FY 2011, FY 2012, and FY 2013.

PROPOSERS: Supporters say that K2 is becoming prolific on the streets and in our schools. K2 is an herbal compound that mimics marijuana and can be 10 times stronger. It is important that this compound be designated as a controlled substance so law enforcement can prevent an epidemic of dependency and the criminal element associated with it.

Testifying for the bill were Representative Franz; and Penney Rector, MCSA-School Administration Coalition.

OPPOSERS: Those who oppose the bill say that no substance should be criminalized without verifiable evidence that it causes harm to an individual.

Testifying against the bill was American Civil Liberties Union of Eastern Missouri.

OTHERS: Others testifying on the bill say K2 is a synthetic cannabinoid. There are several different ingredients such as HU-210 and JWH-018 that should be considered Schedule I controlled substances.

Testifying on the bill were Ethan Ahern; and Department of Health and Senior Services.