

Senate Substitute for HOUSE BILL No. 2262

By Committee on Public Health and Welfare

3-30

1 AN ACT concerning ~~the uniform~~ controlled substances ~~act~~; relating to
2 substances included in schedules I, II, IV and V **of the uniform**
3 **controlled substances act; amending the definition of controlled**
4 **substances in the Kansas criminal code; excluding certain drug**
5 **products from the definition of marijuana**; amending K.S.A. 65-4107,
6 65-4111 and 65-4113 and K.S.A. ~~2020~~ 2021 Supp. 21-5701, 65-4101
7 and 65-4105 and repealing the existing sections.

8
9 *Be it enacted by the Legislature of the State of Kansas:*

10 **Section 1. K.S.A. 2021 Supp. 21-5701 is hereby amended to read as**
11 **follows: 21-5701. As used in K.S.A. 2021 Supp. 21-5701 through 21-**
12 **5717, and amendments thereto: (a) "Controlled substance" means any**
13 **drug, substance or immediate precursor included in any of the schedules**
14 **designated in K.S.A. 65-4105, 65-4107, 65-4109, 65-4111 and 65-4113,**
15 **and amendments thereto.**

16 **(b) (1) "Controlled substance analog" means a substance that is**
17 **intended for human consumption, and at least one of the following:**

18 **(A) The chemical structure of the substance is substantially similar**
19 **to the chemical structure of a controlled substance listed in or added to**
20 **the schedules designated in K.S.A. 65-4105 or 65-4107, and amendments**
21 **thereto;**

22 **(B) the substance has a stimulant, depressant or hallucinogenic**
23 **effect on the central nervous system substantially similar to the**
24 **stimulant, depressant or hallucinogenic effect on the central nervous**
25 **system of a controlled substance included in the schedules designated in**
26 **K.S.A. 65-4105 or 65-4107, and amendments thereto; or**

27 **(C) with respect to a particular individual, such individual**
28 **represents or intends the substance to have a stimulant, depressant or**
29 **hallucinogenic effect on the central nervous system substantially similar**
30 **to the stimulant, depressant or hallucinogenic effect on the central**
31 **nervous system of a controlled substance included in the schedules**
32 **designated in K.S.A. 65-4105 or 65-4107, and amendments thereto.**

33 **(2) "Controlled substance analog" does not include:**

34 **(A) A controlled substance;**

35 **(B) a substance for which there is an approved new drug**
36 **application; or**

1 (C) a substance with respect to which an exemption is in effect for
2 investigational use by a particular person under section 505 of the
3 federal food, drug, and cosmetic act, 21 U.S.C. § 355, to the extent
4 conduct with respect to the substance is permitted by the exemption.

5 (c) "Cultivate" means the planting or promotion of growth of five
6 or more plants that contain or can produce controlled substances.

7 (d) "Distribute" means the actual, constructive or attempted
8 transfer from one person to another of some item whether or not there is
9 an agency relationship. "Distribute" includes, but is not limited to, sale,
10 offer for sale or any act that causes some item to be transferred from one
11 person to another. "Distribute" does not include acts of administering,
12 dispensing or prescribing a controlled substance as authorized by the
13 pharmacy act of the state of Kansas, the uniform controlled substances
14 act or otherwise authorized by law.

15 (e) (1) "Drug" means:

16 ~~(A)~~(A) Substances recognized as drugs in the official United States
17 pharmacopeia, official homeopathic pharmacopoeia of the United States
18 or official national formulary or any supplement to any of them;

19 ~~(B)~~(B) substances intended for use in the diagnosis, cure,
20 mitigation, treatment or prevention of disease in humans or animals;

21 ~~(C)~~(C) substances, other than food, intended to affect the structure
22 or any function of the body of humans or animals; and

23 ~~(D)~~(D) substances intended for use as a component of any article
24 specified in ~~paragraph (1), (2) or (3)~~ subparagraph (A), (B) or (C).

25 ~~(2)~~ "Drug" does not include devices or their components, parts or
26 accessories.

27 (f) "Drug paraphernalia" means all equipment and materials of
28 any kind that are used, or primarily intended or designed for use in
29 planting, propagating, cultivating, growing, harvesting, manufacturing,
30 compounding, converting, producing, processing, preparing, testing,
31 analyzing, packaging, repackaging, storing, containing, concealing,
32 injecting, ingesting, inhaling or otherwise introducing into the human
33 body a controlled substance and in violation of this act. "Drug
34 paraphernalia" shall include, but is not limited to:

35 (1) Kits used or intended for use in planting, propagating,
36 cultivating, growing or harvesting any species of plant that is a
37 controlled substance or from which a controlled substance can be
38 derived;

39 (2) kits used or intended for use in manufacturing, compounding,
40 converting, producing, processing or preparing controlled substances;

41 (3) isomerization devices used or intended for use in increasing the
42 potency of any species of plant that is a controlled substance;

43 (4) testing equipment used or intended for use in identifying or in

- 1 *analyzing the strength, effectiveness or purity of controlled substances;*
- 2 *(5) scales and balances used or intended for use in weighing or*
- 3 *measuring controlled substances;*
- 4 *(6) diluents and adulterants, including, but not limited to, quinine*
- 5 *hydrochloride, mannitol, mannite, dextrose and lactose that are used or*
- 6 *intended for use in cutting controlled substances;*
- 7 *(7) separation gins and sifters used or intended for use in removing*
- 8 *twigs and seeds from or otherwise cleaning or refining marijuana;*
- 9 *(8) blenders, bowls, containers, spoons and mixing devices used or*
- 10 *intended for use in compounding controlled substances;*
- 11 *(9) capsules, balloons, envelopes, bags and other containers used or*
- 12 *intended for use in packaging small quantities of controlled substances;*
- 13 *(10) containers and other objects used or intended for use in*
- 14 *storing or concealing controlled substances;*
- 15 *(11) hypodermic syringes, needles and other objects used or*
- 16 *intended for use in parenterally injecting controlled substances into the*
- 17 *human body;*
- 18 *(12) objects used or primarily intended or designed for use in*
- 19 *ingesting, inhaling or otherwise introducing marijuana, cocaine,*
- 20 *hashish, hashish oil, phencyclidine (PCP), methamphetamine or*
- 21 *amphetamine into the human body, such as:*
- 22 *(A) Metal, wooden, acrylic, glass, stone, plastic or ceramic pipes*
- 23 *with or without screens, permanent screens, hashish heads or punctured*
- 24 *metal bowls;*
- 25 *(B) water pipes, bongs or smoking pipes designed to draw smoke*
- 26 *through water or another cooling device;*
- 27 *(C) carburation pipes, glass or other heat resistant tubes or any*
- 28 *other device used, intended to be used or designed to be used to cause*
- 29 *vaporization of a controlled substance for inhalation;*
- 30 *(D) smoking and carburation masks;*
- 31 *(E) roach clips, objects used to hold burning material, such as a*
- 32 *marijuana cigarette, that has become too small or too short to be held in*
- 33 *the hand;*
- 34 *(F) miniature cocaine spoons and cocaine vials;*
- 35 *(G) chamber smoking pipes;*
- 36 *(H) carburetor smoking pipes;*
- 37 *(I) electric smoking pipes;*
- 38 *(J) air-driven smoking pipes;*
- 39 *(K) chillums;*
- 40 *(L) bongs;*
- 41 *(M) ice pipes or chillers;*
- 42 *(N) any smoking pipe manufactured to disguise its intended*
- 43 *purpose;*

1 (O) *wired cigarette papers; or*

2 (P) *cocaine freebase kits.*

3 *"Drug paraphernalia" shall not include any products, chemicals or*
4 *materials described in K.S.A. 2021 Supp. 21-5709(a), and amendments*
5 *thereto.*

6 (g) *"Immediate precursor" means a substance that the state board*
7 *of pharmacy has found to be and by rules and regulations designates as*
8 *being the principal compound commonly used or produced primarily for*
9 *use and that is an immediate chemical intermediary used or likely to be*
10 *used in the manufacture of a controlled substance, the control of which*
11 *is necessary to prevent, curtail or limit manufacture.*

12 (h) *"Isomer" means all enantiomers and diastereomers.*

13 (i) *"Manufacture" means the production, preparation,*
14 *propagation, compounding, conversion or processing of a controlled*
15 *substance either directly or indirectly or by extraction from substances*
16 *of natural origin or independently by means of chemical synthesis or by*
17 *a combination of extraction and chemical synthesis. "Manufacture"*
18 *does not include:*

19 (1) *The preparation or compounding of a controlled substance by*
20 *an individual for the individual's own lawful use or the preparation,*
21 *compounding, packaging or labeling of a controlled substance:*

22 (A) *By a practitioner or the practitioner's agent pursuant to a*
23 *lawful order of a practitioner as an incident to the practitioner's*
24 *administering or dispensing of a controlled substance in the course of*
25 *the practitioner's professional practice; or*

26 (B) *by a practitioner or by the practitioner's authorized agent under*
27 *such practitioner's supervision for the purpose of or as an incident to*
28 *research, teaching or chemical analysis or by a pharmacist or medical*
29 *care facility as an incident to dispensing of a controlled substance; or*

30 (2) *the addition of diluents or adulterants, including, but not limited*
31 *to, quinine hydrochloride, mannitol, mannite, dextrose or lactose that*
32 *are intended for use in cutting a controlled substance.*

33 (j) *"Marijuana" means all parts of all varieties of the plant*
34 *Cannabis whether growing or not, the seeds thereof, the resin extracted*
35 *from any part of the plant and every compound, manufacture, salt,*
36 *derivative, mixture or preparation of the plant, its seeds or resin.*
37 *"Marijuana" does not include:*

38 (1) *The mature stalks of the plant, fiber produced from the stalks,*
39 *oil or cake made from the seeds of the plant, any other compound,*
40 *manufacture, salt, derivative, mixture or preparation of the mature*
41 *stalks, except the resin extracted therefrom, fiber, oil or cake or the*
42 *sterilized seed of the plant that is incapable of germination;*

43 (2) *any substance listed in schedules II through V of the uniform*

1 *controlled substances act;*

2 (3) *drug products approved by the United States food and drug*
3 *administration as of the effective date of this act;*

4 (4) *cannabidiol (other trade name: 2-[(3-methyl-6-(1-*
5 *methylethenyl)-2-cyclohexen-1-yl]-5-pentyl-1,3-benzenediol); or*

6 (4)(5) *industrial hemp as defined in K.S.A. 2021 Supp. 2-3901, and*
7 *amendments thereto, when cultivated, produced, possessed or used for*
8 *activities authorized by the commercial industrial hemp act.*

9 (k) *"Minor" means a person under 18 years of age.*

10 (l) *"Narcotic drug" means any of the following whether produced*
11 *directly or indirectly by extraction from substances of vegetable origin or*
12 *independently by means of chemical synthesis or by a combination of*
13 *extraction and chemical synthesis:*

14 (1) *Opium and opiate and any salt, compound, derivative or*
15 *preparation of opium or opiate;*

16 (2) *any salt, compound, isomer, derivative or preparation thereof*
17 *that is chemically equivalent or identical with any of the substances*
18 *referred to in paragraph (1) but not including the isoquinoline alkaloids*
19 *of opium;*

20 (3) *opium poppy and poppy straw;*

21 (4) *coca leaves and any salt, compound, derivative or preparation of*
22 *coca leaves and any salt, compound, isomer, derivative or preparation*
23 *thereof that is chemically equivalent or identical with any of these*
24 *substances, but not including decocainized coca leaves or extractions of*
25 *coca leaves that do not contain cocaine or ecgonine.*

26 (m) *"Opiate" means any substance having an addiction-forming or*
27 *addiction-sustaining liability similar to morphine or being capable of*
28 *conversion into a drug having addiction-forming or addiction-sustaining*
29 *liability. "Opiate" does not include, unless specifically designated as*
30 *controlled under K.S.A. 65-4102, and amendments thereto, the*
31 *dextrorotatory isomer of 3-methoxy-n-methylmorphinan and its salts*
32 *(dextromethorphan). "Opiate" does include its racemic and levorotatory*
33 *forms.*

34 (n) *"Opium poppy" means the plant of the species Papaver*
35 *somniferum l. except its seeds.*

36 (o) *"Person" means an individual, corporation, government or*
37 *governmental subdivision or agency, business trust, estate, trust,*
38 *partnership, association or any other legal entity.*

39 (p) *"Poppy straw" means all parts, except the seeds, of the opium*
40 *poppy, after mowing.*

41 (q) *"Possession" means having joint or exclusive control over an*
42 *item with knowledge of and intent to have such control or knowingly*
43 *keeping some item in a place where the person has some measure of*

1 *access and right of control.*

2 *(r) "School property" means property upon which is located a*
3 *structure used by a unified school district or an accredited nonpublic*
4 *school for student instruction or attendance or extracurricular activities*
5 *of pupils enrolled in kindergarten or any of the grades one through 12.*
6 *This definition shall not be construed as requiring that school be in*
7 *session or that classes are actually being held at the time of the offense*
8 *or that children must be present within the structure or on the property*
9 *during the time of any alleged criminal act. If the structure or property*
10 *meets the above definition, the actual use of that structure or property at*
11 *the time alleged shall not be a defense to the crime charged or the*
12 *sentence imposed.*

13 *(s) "Simulated controlled substance" means any product that*
14 *identifies itself by a common name or slang term associated with a*
15 *controlled substance and that indicates on its label or accompanying*
16 *promotional material that the product simulates the effect of a controlled*
17 *substance.*

18 *Sec. 2. K.S.A. 2021 Supp. 65-4101 is hereby amended to read as*
19 *follows: 65-4101. As used in this act: (a) "Administer" means the direct*
20 *application of a controlled substance, whether by injection, inhalation,*
21 *ingestion or any other means, to the body of a patient or research subject*
22 *by:*

23 *(1) A practitioner or pursuant to the lawful direction of a*
24 *practitioner; or*

25 *(2) the patient or research subject at the direction and in the*
26 *presence of the practitioner.*

27 *(b) "Agent" means an authorized person who acts on behalf of or*
28 *at the direction of a manufacturer, distributor or dispenser. It does not*
29 *include a common carrier, public warehouseman or employee of the*
30 *carrier or warehouseman.*

31 *(c) "Application service provider" means an entity that sells*
32 *electronic prescription or pharmacy prescription applications as a hosted*
33 *service where the entity controls access to the application and maintains*
34 *the software and records on its server.*

35 *(d) "Board" means the state board of pharmacy.*

36 *(e) "Bureau" means the bureau of narcotics and dangerous drugs,*
37 *United States department of justice, or its successor agency.*

38 *(f) "Controlled substance" means any drug, substance or*
39 *immediate precursor included in any of the schedules designated in*
40 *K.S.A. 65-4105, 65-4107, 65-4109, 65-4111 and 65-4113, and*
41 *amendments thereto.*

42 *(g) (1) "Controlled substance analog" means a substance that is*
43 *intended for human consumption, and at least one of the following:*

1 (A) *The chemical structure of the substance is substantially similar*
2 *to the chemical structure of a controlled substance listed in or added to*
3 *the schedules designated in K.S.A. 65-4105 or 65-4107, and amendments*
4 *thereto;*

5 (B) *the substance has a stimulant, depressant or hallucinogenic*
6 *effect on the central nervous system substantially similar to the*
7 *stimulant, depressant or hallucinogenic effect on the central nervous*
8 *system of a controlled substance included in the schedules designated in*
9 *K.S.A. 65-4105 or 65-4107, and amendments thereto; or*

10 (C) *with respect to a particular individual, such individual*
11 *represents or intends the substance to have a stimulant, depressant or*
12 *hallucinogenic effect on the central nervous system substantially similar*
13 *to the stimulant, depressant or hallucinogenic effect on the central*
14 *nervous system of a controlled substance included in the schedules*
15 *designated in K.S.A. 65-4105 or 65-4107, and amendments thereto.*

16 (2) *"Controlled substance analog" does not include:*

17 (A) *A controlled substance;*

18 (B) *a substance for which there is an approved new drug*
19 *application; or*

20 (C) *a substance with respect to which an exemption is in effect for*
21 *investigational use by a particular person under section 505 of the*
22 *federal food, drug and cosmetic act, 21 U.S.C. § 355, to the extent*
23 *conduct with respect to the substance is permitted by the exemption.*

24 (h) *"Counterfeit substance" means a controlled substance that, or*
25 *the container or labeling of which, without authorization bears the*
26 *trademark, trade name or other identifying mark, imprint, number or*
27 *device or any likeness thereof of a manufacturer, distributor or*
28 *dispenser other than the person who in fact manufactured, distributed or*
29 *dispensed the substance.*

30 (i) *"Cultivate" means the planting or promotion of growth of five*
31 *or more plants that contain or can produce controlled substances.*

32 (j) *"DEA" means the U.S. department of justice, drug enforcement*
33 *administration.*

34 (k) *"Deliver" or "delivery" means the actual, constructive or*
35 *attempted transfer from one person to another of a controlled substance,*
36 *whether or not there is an agency relationship.*

37 (l) *"Dispense" means to deliver a controlled substance to an*
38 *ultimate user or research subject by or pursuant to the lawful order of a*
39 *practitioner, including the packaging, labeling or compounding*
40 *necessary to prepare the substance for that delivery, or pursuant to the*
41 *prescription of a mid-level practitioner.*

42 (m) *"Dispenser" means a practitioner or pharmacist who*
43 *dispenses, or a physician assistant who has authority to dispense*

1 *prescription-only drugs in accordance with K.S.A. 65-28a08(b), and*
2 *amendments thereto.*

3 (n) *"Distribute" means to deliver other than by administering or*
4 *dispensing a controlled substance.*

5 (o) *"Distributor" means a person who distributes.*

6 (p) (1) *"Drug" means:*

7 (1)(A) *Substances recognized as drugs in the official United States*
8 *pharmacopeia, official homeopathic pharmacopoeia of the United States*
9 *or official national formulary or any supplement to any of them;*

10 (1)(B) *substances intended for use in the diagnosis, cure,*
11 *mitigation, treatment or prevention of disease in human or animals;*

12 (1)(C) *substances (other than food) intended to affect the structure*
13 *or any function of the body of human or animals; and*

14 (1)(D) *substances intended for use as a component of any article*
15 *specified in paragraph (1), (2) or (3) subparagraph (A), (B) or (C).*

16 (2) *"Drug" does not include devices or their components, parts or*
17 *accessories.*

18 (q) *"Immediate precursor" means a substance that the board has*
19 *found to be and by rule and regulation designates as being the principal*
20 *compound commonly used or produced primarily for use and that is an*
21 *immediate chemical intermediary used or likely to be used in the*
22 *manufacture of a controlled substance, the control of which is necessary*
23 *to prevent, curtail or limit manufacture.*

24 (r) *"Electronic prescription" means an electronically prepared*
25 *prescription that is authorized and transmitted from the prescriber to the*
26 *pharmacy by means of electronic transmission.*

27 (s) *"Electronic prescription application" means software that is*
28 *used to create electronic prescriptions and that is intended to be installed*
29 *on the prescriber's computers and servers where access and records are*
30 *controlled by the prescriber.*

31 (t) *"Electronic signature" means a confidential personalized digital*
32 *key, code, number or other method for secure electronic data*
33 *transmissions that identifies a particular person as the source of the*
34 *message, authenticates the signatory of the message and indicates the*
35 *person's approval of the information contained in the transmission.*

36 (u) *"Electronic transmission" means the transmission of an*
37 *electronic prescription, formatted as an electronic data file, from a*
38 *prescriber's electronic prescription application to a pharmacy's*
39 *computer, where the data file is imported into the pharmacy prescription*
40 *application.*

41 (v) *"Electronically prepared prescription" means a prescription*
42 *that is generated using an electronic prescription application.*

43 (w) *"Facsimile transmission" or "fax transmission" means the*

1 *transmission of a digital image of a prescription from the prescriber or*
2 *the prescriber's agent to the pharmacy. "Facsimile transmission"*
3 *includes, but is not limited to, transmission of a written prescription*
4 *between the prescriber's fax machine and the pharmacy's fax machine;*
5 *transmission of an electronically prepared prescription from the*
6 *prescriber's electronic prescription application to the pharmacy's fax*
7 *machine, computer or printer; or transmission of an electronically*
8 *prepared prescription from the prescriber's fax machine to the*
9 *pharmacy's fax machine, computer or printer.*

10 (x) *"Intermediary" means any technology system that receives and*
11 *transmits an electronic prescription between the prescriber and the*
12 *pharmacy.*

13 (y) *"Isomer" means all enantiomers and diastereomers.*

14 (z) *"Manufacture" means the production, preparation,*
15 *propagation, compounding, conversion or processing of a controlled*
16 *substance either directly or indirectly or by extraction from substances*
17 *of natural origin or independently by means of chemical synthesis or by*
18 *a combination of extraction and chemical synthesis and includes any*
19 *packaging or repackaging of the substance or labeling or relabeling of*
20 *its container, except that this term does not include the preparation or*
21 *compounding of a controlled substance by an individual for the*
22 *individual's own lawful use or the preparation, compounding, packaging*
23 *or labeling of a controlled substance:*

24 (1) *By a practitioner or the practitioner's agent pursuant to a lawful*
25 *order of a practitioner as an incident to the practitioner's administering*
26 *or dispensing of a controlled substance in the course of the*
27 *practitioner's professional practice; or*

28 (2) *by a practitioner or by the practitioner's authorized agent under*
29 *such practitioner's supervision for the purpose of or as an incident to*
30 *research, teaching or chemical analysis or by a pharmacist or medical*
31 *care facility as an incident to dispensing of a controlled substance.*

32 (aa) *"Marijuana" means all parts of all varieties of the plant*
33 *Cannabis whether growing or not, the seeds thereof, the resin extracted*
34 *from any part of the plant and every compound, manufacture, salt,*
35 *derivative, mixture or preparation of the plant, its seeds or resin. It does*
36 *not include:*

37 (1) *The mature stalks of the plant, fiber produced from the stalks,*
38 *oil or cake made from the seeds of the plant, any other compound,*
39 *manufacture, salt, derivative, mixture or preparation of the mature*
40 *stalks, except the resin extracted therefrom, fiber, oil or cake or the*
41 *sterilized seed of the plant that is incapable of germination;*

42 (2) *any substance listed in schedules II through V of the uniform*
43 *controlled substances act;*

1 (3) *drug products approved by the United States food and drug*
2 *administration as of the effective date of this act;*

3 (4) *cannabidiol (other trade name: 2-[(3-methyl-6-(1-*
4 *methylethenyl)-2-cyclohexen-1-yl]-5-pentyl-1,3-benzenediol); or*

5 (4)(5) *industrial hemp as defined in K.S.A. 2021 Supp. 2-3901, and*
6 *amendments thereto, when cultivated, produced, possessed or used for*
7 *activities authorized by the commercial industrial hemp act.*

8 (bb) *"Medical care facility" shall have the meaning ascribed to that*
9 *term in K.S.A. 65-425, and amendments thereto.*

10 (cc) *"Mid-level practitioner" means a certified nurse-midwife*
11 *engaging in the independent practice of midwifery under the*
12 *independent practice of midwifery act, an advanced practice registered*
13 *nurse issued a license pursuant to K.S.A. 65-1131, and amendments*
14 *thereto, who has authority to prescribe drugs pursuant to a written*
15 *protocol with a responsible physician under K.S.A. 65-1130, and*
16 *amendments thereto, or a physician assistant licensed under the*
17 *physician assistant licensure act who has authority to prescribe drugs*
18 *pursuant to a written agreement with a supervising physician under*
19 *K.S.A. 65-28a08, and amendments thereto.*

20 (dd) *"Narcotic drug" means any of the following whether produced*
21 *directly or indirectly by extraction from substances of vegetable origin or*
22 *independently by means of chemical synthesis or by a combination of*
23 *extraction and chemical synthesis:*

24 (1) *Opium and opiate and any salt, compound, derivative or*
25 *preparation of opium or opiate;*

26 (2) *any salt, compound, isomer, derivative or preparation thereof*
27 *that is chemically equivalent or identical with any of the substances*
28 *referred to in paragraph (1) but not including the isoquinoline alkaloids*
29 *of opium;*

30 (3) *opium poppy and poppy straw;*

31 (4) *coca leaves and any salt, compound, derivative or preparation of*
32 *coca leaves, and any salt, compound, isomer, derivative or preparation*
33 *thereof that is chemically equivalent or identical with any of these*
34 *substances, but not including decocainized coca leaves or extractions of*
35 *coca leaves that do not contain cocaine or ecgonine.*

36 (ee) *"Opiate" means any substance having an addiction-forming or*
37 *addiction-sustaining liability similar to morphine or being capable of*
38 *conversion into a drug having addiction-forming or addiction-sustaining*
39 *liability. It does not include, unless specifically designated as controlled*
40 *under K.S.A. 65-4102, and amendments thereto, the dextrorotatory*
41 *isomer of 3-methoxy-n-methylmorphinan and its salts*
42 *(dextromethorphan). It does include its racemic and levorotatory forms.*

43 (ff) *"Opium poppy" means the plant of the species Papaver*

1 *somniferum* L. except its seeds.

2 (gg) "Person" means an individual, corporation, government, or
3 governmental subdivision or agency, business trust, estate, trust,
4 partnership or association or any other legal entity.

5 (hh) "Pharmacist" means any natural person licensed under
6 K.S.A. 65-1625 et seq., and amendments thereto, to practice pharmacy.

7 (ii) "Pharmacist intern" means: (1) A student currently enrolled in
8 an accredited pharmacy program; (2) a graduate of an accredited
9 pharmacy program serving such person's internship; or (3) a graduate
10 of a pharmacy program located outside of the United States that is not
11 accredited and who had successfully passed equivalency examinations
12 approved by the board.

13 (jj) "Pharmacy prescription application" means software that is
14 used to process prescription information, is installed on a pharmacy's
15 computers and servers, and is controlled by the pharmacy.

16 (kk) "Poppy straw" means all parts, except the seeds, of the opium
17 poppy, after mowing.

18 (ll) "Practitioner" means a person licensed to practice medicine
19 and surgery, dentist, podiatrist, veterinarian, optometrist, or scientific
20 investigator or other person authorized by law to use a controlled
21 substance in teaching or chemical analysis or to conduct research with
22 respect to a controlled substance.

23 (mm) "Prescriber" means a practitioner or a mid-level practitioner.

24 (nn) "Production" includes the manufacture, planting, cultivation,
25 growing or harvesting of a controlled substance.

26 (oo) "Readily retrievable" means that records kept by automatic
27 data processing applications or other electronic or mechanized
28 recordkeeping systems can be separated out from all other records
29 within a reasonable time not to exceed 48 hours of a request from the
30 board or other authorized agent or that hard-copy records are kept on
31 which certain items are asterisked, redlined or in some other manner
32 visually identifiable apart from other items appearing on the records.

33 (pp) "Ultimate user" means a person who lawfully possesses a
34 controlled substance for such person's own use or for the use of a
35 member of such person's household or for administering to an animal
36 owned by such person or by a member of such person's household.

37 ~~Section 1.~~ Sec. 3. K.S.A. ~~2020~~ 2021 Supp. 65-4105 is hereby
38 amended to read as follows: 65-4105. (a) The controlled substances listed
39 in this section are included in schedule I and the number set forth opposite
40 each drug or substance is the DEA controlled substances code that has
41 been assigned to it.

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

1	excepted, whenever the existence of these isomers, esters, ethers and salts	
2	is possible within the specific chemical designation:	
3	(1) Acetyl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-	
4	phenylacetamide).....	9821
5	(2) Acetyl-alpha-methylfentanyl (N-[1-(1-methyl-2-phenethyl)-4-	
6	piperidinyl]-N-phenylacetamide).....	9815
7	(3) Acetylmethadol.....	9601
8	(4) Acryl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-phenylacrylamide;	
9	acryloylfentanyl).....	9811
10	(5) AH-7921 (3,4-dichloro-N-[(1-	
11	dimethylamino)cyclohexylmethyl]benzamide).....	9551
12	(6) Allylprodine.....	9602
13	(7) Alphacetylmethadol.....	9603
14	(except levo-alphacetylmethadol also known as levo-alpha-	
15	acetylmethadol, levomethadyl acetate or LAAM)	
16	(8) Alphameprodine.....	9604
17	(9) Alphamethadol.....	9605
18	(10) Alpha-methylfentanyl (N-[1-(alpha-methyl-beta-phenyl)ethyl-4-	
19	piperidyl] propionanilide; 1-(1-methyl-2-phenylethyl)-4-(N-	
20	propanilido) piperidine).....	9814
21	(11) Alpha-methylthiofentanyl (N-[1-methyl-2-(2-thienyl)ethyl-4-	
22	piperidinyl]-N-phenylpropanamide).....	9832
23	(12) Benzethidine.....	9606
24	(13) Betacetylmethadol.....	9607
25	(14) Beta-hydroxyfentanyl (N-[1-(2-hydroxy-2-phenethyl)-4-piperidinyl]-	
26	N-phenylpropanamide).....	9830
27	(15) Beta-hydroxy-3-methylfentanyl (other name: N-[1-(2-hydroxy-2-	
28	phenethyl)	
29	-3-methyl-4-piperidinyl]-N-phenylpropanamide).....	9831
30	(16) Beta-hydroxythiofentanyl (N-[1-[2-hydroxy-2-(thiophen-2-	
31	yl)ethyl]piperidin-4-yl]-N-phenylpropionamide).....	9836
32	(17) Betameprodine.....	9608
33	(18) Betamethadol.....	9609
34	(19) Betaprodine.....	9611
35	(20) Butyryl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-	
36	phenylbutyramide).....	9822
37	(21) Clonitazene.....	9612
38	(22) <i>Crotonyl fentanyl ((E)-N-(1-phenethylpiperidin-4-yl)-N-</i>	
39	<i>phenylbut-2-enamide)</i>	9844
40	(23) Cyclopentyl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-	
41	phenylcyclopentanecarboxamide).....	9847
42	(23)(24) Cyclopropyl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-	
43	phenylcyclopropanecarboxamide).....	9845

1	(24)(25) Dextromoramide.....	9613
2	(25)(26) Diampromide.....	9615
3	(26)(27) Diethylthiambutene.....	9616
4	(27)(28) DifenoXin.....	9168
5	(28)(29) Dimenoxadol.....	9617
6	(29)(30) Dimepheptanol.....	9618
7	(30)(31) Dimethylthiambutene.....	9619
8	(31)(32) Dioxaphetyl butyrate.....	9621
9	(32)(33) Dipipanone.....	9622
10	(33)(34) Ethylmethylthiambutene.....	9623
11	(34)(35) Etonitazene.....	9624
12	(35)(36) EtoXeridine.....	9625
13	(36)(37) Furanyl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-phenylfuran-	
14	2-carboxamide).....	9834
15	(37)(38) Furethidine.....	9626
16	(38)(39) Hydroxypethidine.....	9627
17	(39)(40) <i>Isotonitazene (N,N-diethyl-2-(2-(4 isopropoxybenzyl)-5-nitro-1</i>	
18	<i>H-benzimidazol-1-yl)ethan-1-amine; N,N-diethyl-2-[[4-(1-</i>	
19	<i>methylethoxy)phenyl]methyl]-5-nitro-1 H-benzimidazole-1-</i>	
20	<i>ethanamine)</i>	9614
21	(41) Isobutyryl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-	
22	phenylisobutyramide).....	9827
23	(40)(42) Ketobemidone.....	9628
24	(41)(43) Levomoramide.....	9629
25	(42)(44) Levophenacilmorphan.....	9631
26	(43)(45) Methoxyacetyl fentanyl (2-methoxy-N-(1-phenethylpiperidin-4-	
27	yl)-N-phenylacetamide).....	9825
28	(44)(46) 3-Methylfentanyl (N-[3-methyl-1-(2-phenylethyl)-4-piperidyl]-	
29	N-	
30	phenylpropanamide).....	9813
31	(45)(47) 3-Methylthiofentanyl (N-[(3-methyl-1-(2-thienyl)ethyl-4-	
32	piperidinyl]-N-phenylpropanamide).....	9833
33	(46)(48) Morpheridine.....	9632
34	(47)(49) Ocfentanil (N-(2-fluorophenyl)-2-methoxy-N-	
35	(1-phenethylpiperidin-4-yl)acetamide).....	9838
36	(48)(50) O-desmethyltramadol	
37	Some trade or other names: 2-((dimethylamino)methyl-1-(3-	
38	hydroxyphenyl)cyclohexanol;3-(2-((dimethylamino)methyl)-1-	
39	hydroxycyclohexyl)phenol	
40	(49)(51) MPPP (1-methyl-4-phenyl-4-propionoxypiperidine).....	9661
41	(50)(52) MT-45 (1-cychohexyl-4-(1,2-diphenylethyl)piperazine).....	9560
42	(51)(53) Noracymethadol.....	9633
43	(52)(54) Norlevorphanol.....	9634

1	(53) (55) Normethadone.....	9635
2	(54) (56) Norpipanone.....	9636
3	(55) (57) Ortho-fluorofentanyl (N-(2-fluorophenyl)-N-(1-	
4	phenethylpiperidin-4-yl)propionamide; 2-fluorofentanyl).....	9816
5	(56) (58) Para-chloroisobutyryl fentanyl (N-(4-chlorophenyl)-N-(1-	
6	phenethylpiperidin-4-yl)isobutyramide).....	9826
7	(57) (59) Para-fluorobutyryl fentanyl (N-(4-fluorophenyl)-N-(1-	
8	phenethylpiperidin-4-yl)butyramide).....	9823
9	(58) (60) Para-fluorofentanyl (N-(4-fluorophenyl)-N-[1-(2-phenethyl)-4-	
10	piperidinyl]propanamide).....	9812
11	(59) (61) Para-fluoroisobutyryl fentanyl (N-(4-fluorophenyl)-N-(1-	
12	phenethylpiperidin-4-yl)isobutyramide,	
13	4-fluoroisobutyryl fentanyl).....	9824
14	(60) (62) Para-methoxybutyryl fentanyl (N-(4-methoxyphenyl)-N-(1-	
15	phenethylpiperidin-4-yl)butyramide).....	9837
16	(61) (63) PEPAP (1-(2-phenethyl)-4-phenyl-4-acetoxypiperidine)....	9663
17	(62) (64) Phenadoxone.....	9637
18	(63) (65) Phenampromide.....	9638
19	(64) (66) Phenomorphan.....	9647
20	(65) (67) Phenoperidine.....	9641
21	(66) (68) Piritramide.....	9642
22	(67) (69) Proheptazine.....	9643
23	(68) (70) Properidine.....	9644
24	(69) (71) Propiram.....	9649
25	(70) (72) Racemoramide.....	9645
26	(71) (73) Tetrahydrofuranyl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-	
27	phenyltetrahydrofuran-2-carboxamide).....	9843
28	(72) (74) Thiofentanyl (N-phenyl-N-[1-(2-thienyl)ethyl-4-piperidinyl]-	
29	propanamide).....	9835
30	(73) (75) Tilidine.....	9750
31	(74) (76) Trimeperidine.....	9646
32	(75) (77) U-47700 (3,4-dichloro-N-[2-(dimethylamino)cyclohexyl]-N-	
33	methylbenzamide).....	9547
34	(76) (78) Valeryl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-	
35	phenylpentanamide).....	9840
36	(c) Any of the following opium derivatives, their salts, isomers and	
37	salts of isomers, unless specifically excepted, whenever the existence of	
38	these salts, isomers and salts of isomers is possible within the specific	
39	chemical designation:	
40	(1) Acetorphine.....	9319
41	(2) Acetyldihydrocodeine.....	9051
42	(3) Benzylmorphine.....	9052
43	(4) <i>Brorphine</i>	9098

1	(5)	Codeine methylbromide.....	9070
2	(5) (6)	Codeine-N-Oxide.....	9053
3	(6) (7)	Cyprenorphine.....	9054
4	(7) (8)	Desomorphine.....	9055
5	(8) (9)	Dihydromorphine.....	9145
6	(9) (10)	Drotebanol.....	9335
7	(10) (11)	Etorphine (except hydrochloride salt).....	9056
8	(11) (12)	Heroin.....	9200
9	(12) (13)	Hydromorphanol.....	9301
10	(13) (14)	Methyldesorphine.....	9302
11	(14) (15)	Methyldihydromorphine.....	9304
12	(15) (16)	Morphine methylbromide.....	9305
13	(16) (17)	Morphine methylsulfonate.....	9306
14	(17) (18)	Morphine-N-Oxide.....	9307
15	(18) (19)	Myrophine.....	9308
16	(19) (20)	Nicocodeine.....	9309
17	(20) (21)	Nicomorphine.....	9312
18	(21) (22)	Normorphine.....	9313
19	(22) (23)	Pholcodine.....	9314
20	(23) (24)	Thebacon.....	9315
21		(d) Any material, compound, mixture or preparation that contains any	
22		quantity of the following hallucinogenic substances, their salts, isomers	
23		and salts of isomers, unless specifically excepted, whenever the existence	
24		of these salts, isomers and salts of isomers is possible within the specific	
25		chemical designation:	
26	(1)	Alpha-ethyltryptamine 7249 Some trade or other names:	
27		etryptamine; Monase; α -ethyl-1H-indole-3-ethanamine; 3-(2-	
28		aminobutyl) indole; α -ET; and AET.	
29	(2)	4-bromo-2,5-dimethoxy-amphetamine.....	7391
30		Some trade or other names: 4-bromo-2,5-dimethoxy-alpha-	
31		methylphenethylamine; 4-bromo-2,5-DMA.	
32	(3)	2,5-dimethoxyamphetamine.....	7396
33		Some trade or other names: 2,5-dimethoxy-alpha-methyl-	
34		phenethylamine; 2,5-DMA.	
35	(4)	4-methoxyamphetamine.....	7411
36		Some trade or other names: 4-methoxy-alpha-methylphene-	
37		thylamine; paramethoxyamphetamine; PMA.	
38	(5)	5-methoxy-3,4-methylenedioxy-amphetamine.....	7401
39	(6)	4-methyl-2,5-dimethoxy-amphetamine.....	7395
40		Some trade or other names: 4-methyl-2,5-dimethoxy-alpha-	
41		methylphenethylamine; "DOM"; and "STP".	
42	(7)	3,4-methylenedioxy amphetamine.....	7400
43	(8)	3,4-methylenedioxy-methamphetamine (MDMA).....	7405

1	(9)	3,4-methylenedioxy-N-ethylamphetamine (also known as N-ethyl-	
2		alpha-methyl-3,4 (methylenedioxy) phenethylamine, N-ethyl MDA,	
3		MDE, and MDEA).....	7404
4	(10)	N-hydroxy-3,4-methylenedioxyamphetamine (also known as N-	
5		hydroxy-alpha-methyl-3,4-(methylenedioxy) phenethylamine, and	
6		N-hydroxy MDA).....	7402
7	(11)	3,4,5-trimethoxy amphetamine.....	7390
8	(12)	Bufotenine.....	7433
9		Some trade or other names: 3-(Beta-Dimethylaminoethyl)-5-	
10		hydroxyindole; 3-(2-dimethylaminoethyl)-5-indolol; N, N-	
11		dimethylserotonin; 5-hydroxy-N,N-dimethyltryptamine; mappine.	
12	(13)	Diethyltryptamine.....	7434
13		Some trade or other names: N,N-Diethyltryptamine; DET.	
14	(14)	Dimethyltryptamine.....	7435
15		Some trade or other names: DMT.	
16	(15)	Ibogaine.....	7260
17		Some trade or other names: 7-Ethyl-6,6 Beta,7,8,9,10,12,13-	
18		octahydro-2-methoxy-6,9-methano-5H-pyrido[1',2':1,2]azepino[5,4-	
19		b]indole; Tabernanthe iboga	
20	(16)	Lysergic acid diethylamide.....	7315
21	(17)	Marijuana.....	7360
22	(18)	Mescaline.....	7381
23	(19)	Parahexyl.....	7374
24		Some trade or other names: 3-Hexyl-1-hydroxy-7,8,9,10-tetrahydro-	
25		6,6,9-trimethyl-6H-dibenzo[b,d]pyran; Synhexyl.	
26	(20)	Peyote.....	7415
27		Meaning all parts of the plant presently classified botanically as	
28		Lophophora williamsii Lemaire, whether growing or not, the seeds	
29		thereof, any extract from any part of such plant, and every	
30		compound, manufacture, salts, derivative, mixture or preparation of	
31		such plant, its seeds or extracts.	
32	(21)	N-ethyl-3-piperidyl benzilate.....	7482
33	(22)	N-methyl-3-piperidyl benzilate.....	7484
34	(23)	Psilocybin.....	7437
35	(24)	Psilocyn.....	7438
36		Some trade or other names: Psilocin.	
37	(25)	Ethylamine analog of phencyclidine.....	7455
38		Some trade or other names: N-ethyl-1-phenyl-cyclo-hexylamine; (1-	
39		phenylcyclohexyl)ethylamine; N-(1-phenylcyclohexyl)ethylamine;	
40		cyclohexamine; PCE.	
41	(26)	Pyrrolidine analog of phencyclidine.....	7458
42		Some trade or other names: 1-(1-phenylcyclohexyl)-pyrrolidine;	
43		PCPy; PHP.	

- 1 (27) Thiophene analog of phencyclidine.....7470
 2 Some trade or other names: 1-[1-(2-thienyl)-cyclohexyl]-piperidine;
 3 2-thienyl analog of phencyclidine; TCP; TCP.
 4 (28) 1-[1-(2-thienyl)-cyclohexyl] pyrrolidine.....7473
 5 Some other names: TCPy.
 6 (29) 2,5-dimethoxy-4-ethylamphetamine.....7399
 7 Some trade or other names: DOET.
 8 (30) *Salvia divinorum* or *salvinorum* A; all parts of the plant presently
 9 classified botanically as *salvia divinorum*, whether growing or not,
 10 the seeds thereof, any extract from any part of such plant, and every
 11 compound, manufacture, salts, derivative, mixture or preparation of
 12 such plant, its seeds or extracts.
 13 (31) *Datura stramonium*, commonly known as gypsum weed or jimson
 14 weed; all parts of the plant presently classified botanically as *datura*
 15 *stramonium*, whether growing or not, the seeds thereof, any extract
 16 from any part of such plant, and every compound, manufacture, salts,
 17 derivative, mixture or preparation of such plant, its seeds or extracts.
 18 (32) N-benzylpiperazine.....7493
 19 Some trade or other names: BZP.
 20 (33) 1-(3-[trifluoromethylphenyl])piperazine
 21 Some trade or other names: TFMPP.
 22 (34) 4-Bromo-2,5-dimethoxyphenethylamine.....7392
 23 (35) 2,5-dimethoxy-4-(n)-propylthiophenethylamine (2C-T-7), its optical
 24 isomers, salts and salts of optical isomers.....7348
 25 (36) Alpha-methyltryptamine (other name: AMT).....7432
 26 (37) 5-methoxy-N,N-diisopropyltryptamine (5-MeO-DIPT), its isomers,
 27 salts and salts of isomers.....7439
 28 (38) 2-(2,5-Dimethoxy-4-ethylphenyl)ethanamine (2C-E).....7509
 29 (39) 2-(2,5-Dimethoxy-4-methylphenyl)ethanamine (2C-D).....7508
 30 (40) 2-(4-Chloro-2,5-dimethoxyphenyl)ethanamine (2C-C).....7519
 31 (41) 2-(4-Iodo-2,5-dimethoxyphenyl)ethanamine (2C-I).....7518
 32 (42) 2-[4-(Ethylthio)-2,5-dimethoxyphenyl]ethanamine (2C-T-2).....7385
 33 (43) 2-[4-(Isopropylthio)-2,5-dimethoxyphenyl]ethanamine (2C-T-4) 7532
 34 (44) 2-(2,5-Dimethoxyphenyl)ethanamine (2C-H).....7517
 35 (45) 2-(2,5-Dimethoxy-4-nitrophenyl)ethanamine (2C-N).....7521
 36 (46) 2-(2,5-Dimethoxy-4-(n)-propylphenyl)ethanamine (2C-P).....7524
 37 (47) 5-methoxy-N,N-dimethyltryptamine (5-MeO-DMT).....7431
 38 Some trade or other names: 5-methoxy-3-[2-(dimethylamino)
 39 ethyl]indole.
 40 (48) 2-(4-iodo-2,5-dimethoxyphenyl)-N-(2-
 41 methoxybenzyl)ethanamine.....7538
 42 Some trade or other names: 25I-NBOMe; 2C-I-NBOMe; 25I;
 43 Cimbi-5.

- 1 (49) 2-(4-chloro-2,5-dimethoxyphenyl)-N-(2-
2 methoxybenzyl)ethanamine.....7537
3 Some trade or other names: 25C-NBOMe; 2C-C-NBOMe; 25C;
4 Cimbi-82.
- 5 (50) 2-(4-bromo-2,5-dimethoxyphenyl)-N-(2-
6 methoxybenzyl)ethanamine.....7536
7 Some trade or other names: 25B-NBOMe; 2C-B-NBOMe; 25B;
8 Cimbi-36.
- 9 (51) 2-(2,5-dimethoxyphenyl)-N-(2-methoxybenzyl)ethanamine
10 Some trade or other names: 25H-NBOMe.
- 11 (52) 2-(2,5-dimethoxy-4-methylphenyl)-N-(2-methoxybenzyl)ethanamine
12 Some trade or other names: 25D-NBOMe; 2C-D-NBOMe.
- 13 (53) 2-(2,5-dimethoxy-4-nitrophenyl)-N-(2-methoxybenzyl)ethanamine
14 Some trade or other names: 25N-NBOMe, 2C-N-NBOMe.
- 15 (54) *1-(5-fluoropentyl)-N-(2-phenylpropan-2-yl)-1 H-pyrrolo[2,3-*
16 *b]pyridine-3-carboxamide (5F-CUMYL-P7AICA).....7085*
- 17 (e) Any material, compound, mixture or preparation that contains any
18 quantity of the following substances having a depressant effect on the
19 central nervous system, including its salts, isomers, and salts of isomers
20 whenever the existence of such salts, isomers, and salts of isomers is
21 possible within the specific chemical designation:
- 22 (1) Etizolam
23 Some trade or other names: (4-(2-chlorophenyl)-2-ethyl-9-methyl-
24 6H-thieno[3,2-f][1,2,4]triazolo[4,3-a][1,4]diazepine)
- 25 (2) Mecloqualone.....2572
- 26 (3) Methaqualone.....2565
- 27 (4) Gamma hydroxybutyric acid
- 28 (f) Unless specifically excepted or unless listed in another schedule,
29 any material, compound, mixture or preparation that contains any quantity
30 of the following substances having a stimulant effect on the central
31 nervous system, including its salts, isomers and salts of isomers:
- 32 (1) Aminorex.....1585
33 Some other names: Aminoxaphen 2-amino-5-phenyl-2-oxazoline or
34 4,5-dihydro-5-phenyl-2-oxazolamine
- 35 (2) Fenethylamine.....1503
- 36 (3) N-ethylamphetamine.....1475
- 37 (4) (+)cis-4-methylaminorex ((+)cis-4,5-dihydro-4-methyl-5-phenyl-2-
38 oxazolamine).....1590
- 39 (5) N,N-dimethylamphetamine (also known as N,N-alpha-trimethyl-
40 benzeneethanamine; N,N-alpha-trimethylphenethylamine).....1480
- 41 (6) Cathinone (some other names: 2-amino-1-phenol-1-propanone,
42 alpha-amino propiophenone, 2-amino propiophenone and
43 norphedrone).....1235

- 1 (7) Substituted cathinones
- 2 Any compound, except bupropion or compounds listed under a
- 3 different schedule, structurally derived from 2-aminopropan-1-one
- 4 by substitution at the 1-position with either phenyl, naphthyl, or
- 5 thiophene ring systems, whether or not the compound is further
- 6 modified in any of the following ways:
 - 7 (A) By substitution in the ring system to any extent with alkyl,
 - 8 alkylendioxy, alkoxy, haloalkyl, hydroxyl, or halide
 - 9 substituents, whether or not further substituted in the ring
 - 10 system by one or more other univalent substituents;
 - 11 (B) by substitution at the 3-position with an acyclic alkyl
 - 12 substituent;
 - 13 (C) by substitution at the 2-amino nitrogen atom with alkyl,
 - 14 dialkyl, benzyl, or methoxybenzyl groups; or
 - 15 (D) by inclusion of the 2-amino nitrogen atom in a cyclic
 - 16 structure.
- 17 (g) Any material, compound, mixture or preparation that contains any
- 18 quantity of the following substances:
 - 19 (1) N-[1-benzyl-4-piperidyl]-N-phenylpropanamide (benzylfentanyl), its
 - 20 optical isomers, salts and salts of isomers
 - 21 (2) N-[1-(2-thienyl)methyl-4-piperidyl]-N-phenylpropanamide
 - 22 (thenylfentanyl), its optical isomers, salts and salts of isomers
 - 23 (h) Any of the following cannabinoids, their salts, isomers and salts
 - 24 of isomers, unless specifically excepted, whenever the existence of these
 - 25 salts, isomers and salts of isomers is possible within the specific chemical
 - 26 designation:
 - 27 (1) Tetrahydrocannabinols.....7370
 - 28 Meaning tetrahydrocannabinols naturally contained in a plant of the
 - 29 genus Cannabis (cannabis plant), as well as synthetic equivalents of
 - 30 the substances contained in the plant, or in the resinous extractives of
 - 31 Cannabis, sp. and/or synthetic substances, derivatives, and their
 - 32 isomers with similar chemical structure and pharmacological activity
 - 33 such as the following: Delta 1 cis or trans tetrahydrocannabinol, and
 - 34 their optical isomers Delta 6 cis or trans tetrahydrocannabinol, and
 - 35 their optical isomers Delta 3,4 cis or trans tetrahydrocannabinol, and
 - 36 its optical isomers (Since nomenclature of these substances is not
 - 37 internationally standardized, compounds of these structures,
 - 38 regardless of numerical designation of atomic positions covered.),
 - 39 except tetrahydrocannabinols in any of the following:
 - 40 (A) Industrial hemp, as defined in K.S.A. ~~2020~~ 2021 Supp. 2-
 - 41 3901, and amendments thereto;
 - 42 (B) solid waste, as defined in K.S.A. 65-3402, and amendments
 - 43 thereto, and hazardous waste, as defined in K.S.A. 65-3430,

- 1 and amendments thereto, if such waste is the result of the
2 cultivation, production or processing of industrial hemp, as
3 defined in K.S.A. ~~2020~~ 2021 Supp. 2-3901, and amendments
4 thereto, and such waste contains a delta-9
5 tetrahydrocannabinol concentration of not more than 0.3%; or
6 (C) hemp products, as defined in K.S.A. ~~2020~~ 2021 Supp. 2-3901,
7 and amendments thereto, unless otherwise deemed unlawful
8 pursuant to K.S.A. ~~2020~~ 2021 Supp. 2-3908, and amendments
9 thereto.
- 10 (2) ~~Naphthoylindoles~~
11 ~~Any compound containing a 3-(1-naphthoyl)indole structure with~~
12 ~~substitution at the nitrogen atom of the indole ring by an alkyl,~~
13 ~~haloalkyl, cyanoalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl,~~
14 ~~benzyl, 1-(N-methyl-2-piperidinyl)methyl or 2-(4-morpholinyl) ethyl~~
15 ~~group, whether or not further substituted in the indole ring to any~~
16 ~~extent and whether or not substituted in the benzyl or naphthyl ring~~
17 ~~to any extent.~~
- 18 ~~(3)~~ Naphthylmethyloindoles
19 Any compound containing a 1H-indol-3-yl-(1-naphthyl)methane
20 structure with substitution at the nitrogen atom of the indole ~~ring~~
21 ~~group~~ by an alkyl, haloalkyl, cyanoalkyl, alkenyl, cycloalkylmethyl,
22 cycloalkylethyl, benzyl, 1-(N-methyl-2-piperidinyl)methyl or 2-(4-
23 morpholinyl)ethyl group whether or not further substituted ~~in~~ on the
24 indole ~~ring~~ ~~group~~ to any extent and whether or not substituted ~~in~~ on
25 the benzyl or naphthyl ring to any extent.
- 26 ~~(4)~~(3) Naphthoylpyrroles
27 Any compound containing a 3-(1-naphthoyl)pyrrole structure with
28 substitution at the nitrogen atom of the pyrrole ~~ring~~ ~~group~~ by an
29 alkyl, haloalkyl, cyanoalkyl, alkenyl, cycloalkylmethyl,
30 cycloalkylethyl, benzyl, 1-(N-methyl-2-piperidinyl)methyl or 2-(4-
31 morpholinyl)ethyl group whether or not further substituted ~~in~~ on the
32 pyrrole ~~ring~~ ~~group~~ to any extent, whether or not substituted ~~in~~ on the
33 benzyl or naphthyl ring to any extent.
- 34 ~~(5)~~(4) Naphthylmethyloindenes
35 Any compound containing a ~~naphthylidene~~ ~~indene~~
36 ~~naphthylmethyloindene~~ structure with substitution at the 3-position of
37 the indene ~~ring~~ ~~group~~ by an alkyl, haloalkyl, cyanoalkyl, alkenyl,
38 cycloalkylmethyl, cycloalkylethyl, benzyl, 1-(N-methyl-2-
39 piperidinyl)methyl or 2-(4-morpholinyl)ethyl group whether or not
40 further substituted ~~in~~ on the indene ~~ring~~ ~~group~~ to any extent, whether
41 or not substituted ~~in~~ on the benzyl or naphthyl ring to any extent.
- 42 ~~(6)~~ Phenylacetyloindoles
43 Any compound containing a 3-phenylacetyloindole structure with

- 1 substitution at the nitrogen atom of the indole ring by an alkyl,
2 haloalkyl, cyanoalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl,
3 benzyl, 1-(N-methyl-2-piperidinyl)methyl or 2-(4-morpholinyl)ethyl
4 group whether or not further substituted in the indole ring to any
5 extent, whether or not substituted in the benzyl or phenyl ring to any
6 extent.
- 7 (7)(5) Cyclohexylphenols
8 Any compound containing a 2-(3-hydroxycyclohexyl)phenol
9 structure with substitution at the 5-position of the phenolic ring by an
10 alkyl, haloalkyl, cyanoalkyl, alkenyl, cycloalkylmethyl,
11 cycloalkylethyl, 1-(N-methyl-2-piperidinyl)methyl or 2-(4-
12 morpholinyl)ethyl group whether or not substituted in
13 the cyclohexyl ring to any extent.
- 14 (8) Benzoylindoles
15 Any compound containing a 3-(benzoyl)indole structure with
16 substitution at the nitrogen atom of the indole ring by an alkyl,
17 haloalkyl, cyanoalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl,
18 benzyl, 1-(N-methyl-2-piperidinyl)methyl or 2-(4-morpholinyl)ethyl
19 group whether or not further substituted in the indole ring to any
20 extent and whether or not substituted in the benzyl or phenyl ring to
21 any extent.
- 22 (9)(6) 2,3-Dihydro-5-methyl-3-(4-morpholinylmethyl)pyrrolo[1,2,3-
23 de]-1,4-benzoxazin-6-yl]-1-naphthalenylmethanone.
24 Some trade or other names: WIN 55,212-2.
- 25 (10)(7) 9-(hydroxymethyl)-6, 6-dimethyl-3-(2-methyloctan-2-yl)-
26 6a,7,10,10a-tetrahydrobenzo[c]chromen-1-ol
27 Some trade or other names: HU-210, HU-211.
- 28 (11) Tetramethyleyelopropanoylindoles
29 Any compound containing a 3-tetramethyleyelopropanoylindole
30 structure with substitution at the nitrogen atom of the indole ring by
31 an alkyl, haloalkyl, cyanoalkyl, alkenyl, cycloalkylmethyl,
32 cycloalkylethyl, benzyl, 1-(N-methyl-2-piperidinyl)methyl, 2-(4-
33 morpholinyl)ethyl, 1-(N-methyl-2-pyrrolidinyl)methyl, 1-(N-methyl-
34 3-morpholinyl)methyl, or tetrahydropyranylmethyl group, whether or
35 not further substituted in the indole ring to any extent and whether or
36 not substituted in the benzyl or tetramethyleyelopropyl rings to any
37 extent.
- 38 (12)(8) Indole-3-carboxylate esters
39 Any compound containing a 1H-indole-3-carboxylate ester structure
40 with the ester oxygen bearing a naphthyl, quinolinyl, isoquinolinyl or
41 adamantyl group and substitution at the 1 position of the indole ring
42 by an alkyl, haloalkyl, cyanoalkyl, alkenyl, cycloalkylmethyl,
43 cycloalkylethyl, benzyl, N-methyl-2-piperidinylmethyl 1-(N-methyl-

1 2-*piperidinyl*)methyl or 2-(4-morpholinyl)ethyl group, whether or not
2 further substituted on the indole ring to any extent and whether or not
3 substituted on the naphthyl, quinolinyl, isoquinolinyl, adamantyl or
4 benzyl groups to any extent.

5 (+3)(9) Indazole-3-carboxamides

6 Any compound containing a 1H-indazole-3-carboxamide structure
7 with substitution at the nitrogen of the carboxamide by a naphthyl,
8 quinolinyl, isoquinolinyl, adamantyl, benzyl, 1-amino-1-oxoalkan-2-
9 yl or 1-alkoxy-1-oxoalkan-2-yl group and substitution at the 1
10 position of the indazole ring by an alkyl, haloalkyl, cyanoalkyl,
11 alkenyl, cycloalkylmethyl, cycloalkylethyl, benzyl, ~~N-methyl-2-~~
12 ~~piperidinylmethyl~~ 1-(*N-methyl-2-piperidinyl*)methyl, or 2-(4-
13 morpholinyl)ethyl group, whether or not further substituted on the
14 indazole ring to any extent and whether or not substituted on the
15 naphthyl, quinolinyl, isoquinolinyl, adamantyl, 1-amino-1-oxoalkan-
16 2-yl, 1-alkoxy-1-oxoalkan-2-yl or benzyl groups to any extent.

17 (+4)(10) Indole-3-carboxamides

18 Any compound containing a 1H-indole-3-carboxamide structure with
19 substitution at the nitrogen of the carboxamide by a naphthyl,
20 quinolinyl, isoquinolinyl, adamantyl, benzyl, 1-amino-1-oxoalkan-2-
21 yl or 1-alkoxy-1-oxoalkan-2-yl group and substitution at the 1
22 position of the indole ring by an alkyl, haloalkyl, cyanoalkyl,
23 alkenyl, cycloalkylmethyl, cycloalkylethyl, benzyl, ~~N-methyl-2-~~
24 ~~piperidinylmethyl~~ 1-(*N-methyl-2-piperidinyl*)methyl, or 2-(4-
25 morpholinyl)ethyl group, whether or not further substituted on the
26 indole ring to any extent and whether or not further substituted on the
27 naphthyl, quinolinyl, isoquinolinyl, adamantyl, 1-amino-1-oxoalkan-
28 2-yl, 1-alkoxy-1-oxoalkan-2-yl or benzyl groups to any extent.

29 (+5)(11) (1H-indazol-3-yl)methanones

30 Any compound containing a (1H-indazol-3-yl)methanone structure with
31 the carbonyl carbon bearing a naphthyl group and substitution at the 1
32 position of the indazole ring by an alkyl, haloalkyl, alkenyl,
33 cycloalkylmethyl, cycloalkylethyl, benzyl, ~~N-methyl-2-piperidinylmethyl~~
34 1-(*N-methyl-2-piperidinyl*)methyl, or 2-(4-morpholinyl)ethyl group,
35 whether or not further substituted on the indazole ring to any extent and
36 whether or not substituted on the naphthyl or benzyl groups to any extent.

37 (12) (1H-indol-3-yl)methanones

38 Any compound containing a (1H-indol-3-yl)methanone structure with the
39 carbonyl carbon bearing a naphthyl, quinolinyl, isoquinolinyl, adamantyl,
40 phenyl, benzyl or tetramethylcyclopropyl group and substitution at the 1
41 position of the indole ring by an alkyl, haloalkyl, cyanoalkyl, alkenyl,
42 cycloalkylmethyl, cycloalkylethyl, benzyl, 1-(*N-methyl-2-*
43 *piperidinyl*)methyl, 2-(4-morpholinyl)ethyl, 1-(*N-methyl-2-*

1 *pyrrolidinyl)methyl, 1-(N-methyl-3-morpholinyl)methyl, or*
 2 *tetrahydropyranylmethyl group, whether or not further substituted on the*
 3 *indole ring to any extent and whether or not substituted on the naphthyl,*
 4 *quinolinyl, isoquinolinyl, adamantyl, phenyl, benzyl or*
 5 *tetramethylcyclopropyl groups to any extent.*

6 Sec. ~~2~~ 4. K.S.A. 65-4107 is hereby amended to read as follows: 65-
 7 4107. (a) The controlled substances listed in this section are included in
 8 schedule II and the number set forth opposite each drug or substance is the
 9 DEA controlled substances code which has been assigned to it.

10 (b) Any of the following substances, except those narcotic drugs
 11 listed in other schedules, whether produced directly or indirectly by
 12 extraction from substances of vegetable origin or independently by means
 13 of chemical synthesis or by combination of extraction and chemical
 14 synthesis:

15 (1) Opium and opiate and any salt, compound, derivative or
 16 preparation of opium or opiate, excluding apomorphine, dextrorphan,
 17 nalbuphine, nalmefene, naloxone, *6β-naltrexol* and naltrexone and their
 18 respective salts, but including the following:

19 (A) Raw opium.....	9600
20 (B) Opium extracts.....	9610
21 (C) Opium fluid.....	9620
22 (D) Powdered opium.....	9639
23 (E) Granulated opium.....	9640
24 (F) Tincture of opium.....	9630
25 (G) Codeine.....	9050
26 (H) Ethylmorphine.....	9190
27 (I) Etorphine hydrochloride.....	9059
28 (J) Hydrocodone.....	9193
29 (K) Hydromorphone.....	9150
30 (L) Metopon.....	9260
31 (M) Morphine.....	9300
32 (N) <i>Noroxymorphone</i>	9668
33 (O) Oxycodone.....	9143
34 (⊕)(P).....	Oxymorphone
35	9652
36 (⊕)(Q).....	Thebaine
37	9333
38 (⊕)(R).....	Dihydroetorphine
39	9334
40 (⊕)(S).....	Oripavine
41	9330

42 (2) Any salt, compound, isomer, derivative or preparation thereof
 43 which is chemically equivalent or identical with any of the substances

1 referred to in paragraph (1), but not including the isoquinoline alkaloids of
 2 opium.

3 (3) Opium poppy and poppy straw.

4 (4) Coca leaves (9040) and any salt, compound, derivative or
 5 preparation of coca leaves, but not including decocainized coca leaves or
 6 extractions which do not contain cocaine (9041) or ecgonine (9180).

7 (5) Cocaine, its salts, isomers and salts of isomers (9041).

8 (6) Ecgonine, its salts, isomers and salts of isomers (9180).

9 (7) Concentrate of poppy straw (the crude extract of poppy straw in
 10 either liquid, solid or powder form which contains the phenanthrene
 11 alkaloids of the opium poppy) (9670).

12 (c) Any of the following opiates, including their isomers, esters,
 13 ethers, salts and salts of isomers, esters and ethers, whenever the existence
 14 of these isomers, esters, ethers and salts is possible within the specific
 15 chemical designation dextroprophan and levopropoxyphene excepted:

16 (1) Alfentanil.....	9737
17 (2) Alphaprodine.....	9010
18 (3) Anileridine.....	9020
19 (4) Bezitramide.....	9800
20 (5) Bulk dextropropoxyphene (nondosage forms).....	9273
21 (6) Carfentanil.....	9743
22 (7) Dihydrocodeine.....	9120
23 (8) Diphenoxylate.....	9170
24 (9) Fentanyl.....	9801
25 (10) Isomethadone.....	9226
26 (11) Levomethorphan.....	9210
27 (12) Levorphanol.....	9220
28 (13) Metazocine.....	9240
29 (14) Methadone.....	9250
30 (15) Methadone-intermediate,4-cyano-2-dimethyl amino-4,4-diphenyl 31 butane.....	9254
32 (16) Moramide-intermediate, 2-methyl-3-morpholino-1, 33 1-diphenylpropane-carboxylic acid.....	9802
34 (17) <i>Oliceridine (N-[(3-methoxythiophen-2-yl)methyl]</i> 35 <i>{2-[(9 R)-9-(pyridin-2-yl)-6-oxaspiro [4.5]decan-9-yl]ethyl}amine</i> 36 <i>fumarate)</i>	9245
37 (18) Pethidine (meperidine).....	9230
38 (18) (19) Pethidine-intermediate-A, 4-cyano-1-methyl-4- 39 phenylpiperidine.....	9232
40 (19) (20) Pethidine-intermediate-B, ethyl-4-phenyl- 41 piperidine-4-carboxylate.....	9233
42 (20) (21) Pethidine-intermediate-C, 1-methyl-4-phenyl-piperidine-4- 43 carboxylic acid.....	9234

1	(21)(22) Phenazocine.....	9715
2	(22)(23) Piminodine.....	9730
3	(23)(24) Racemethorphan.....	9732
4	(24)(25) Racemorphan.....	9733
5	(25)(26) Sufentanil.....	9740
6	(26)(27) Levo-alphaacetyl methadol.....	9648
7	Some other names: levo-alpha-acetyl methadol, levomethadyl acetate	
8	or LAAM.	
9	(27)(28) Remifentanil.....	9739
10	(28)(29) Tapentadol.....	9780
11	(29)(30) Thiafentanil.....	9729
12	(d) Any material, compound, mixture, or preparation which contains	
13	any quantity of the following substances having a potential for abuse	
14	associated with a stimulant effect on the central nervous system:	
15	(1) Amphetamine, its salts, optical isomers and salts of its optical	
16	isomers.....	1100
17	(2) Phenmetrazine and its salts.....	1631
18	(3) Methamphetamine, including its salts, isomers and salts of	
19	isomers.....	1105
20	(4) Methylphenidate.....	1724
21	(5) Lisdexamfetamine, its salts, isomers, and salts of its isomers.....	1205
22	(e) Unless specifically excepted or unless listed in another schedule,	
23	any material, compound, mixture or preparation which contains any	
24	quantity of the following substances having a depressant effect on the	
25	central nervous system, including its salts, isomers and salts of isomers	
26	whenever the existence of such salts, isomers and salts of isomers is	
27	possible within the specific chemical designation:	
28	(1) Amobarbital.....	2125
29	(2) Glutethimide.....	2550
30	(3) Secobarbital.....	2315
31	(4) Pentobarbital.....	2270
32	(5) Phencyclidine.....	7471
33	(f) Any material, compound, mixture, or preparation which contains	
34	any quantity of the following substances:	
35	(1) Immediate precursor to amphetamine and methamphetamine:	
36	(A) Phenylacetone.....	8501
37	Some trade or other names: phenyl-2-propanone; P2P; benzyl	
38	methyl ketone; methyl benzyl ketone.	
39	(2) Immediate precursors to phencyclidine (PCP):	
40	(A) 1-phenylcyclohexylamine.....	7460
41	(B) 1-piperidinocyclohexanecarbonitrile (PCC).....	8603
42	(3) Immediate precursor to fentanyl:	
43	(A) 4-anilino-N-phenethyl-4-piperidinephenethylpiperidine	

1 (ANPP).....8333

2 (B) *N-phenyl-N-(piperidin-4-yl)propionamide (norfentanyl)*....8366

3 (g) Any material, compound, mixture or preparation which contains

4 any quantity of the following hallucinogenic substance, its salts, isomers

5 and salts of isomers, unless specifically excepted, whenever the existence

6 of these salts, isomers and salts of isomers is possible within the specific

7 chemical designation:

8 (1) Dronabinol [(-)-delta-9-trans tetrahydrocannabinol] in an oral

9 solution in a drug product approved for marketing by the United

10 States food and drug administration.....7365

11 (2) Nabilone.....7379

12 [Another name for nabilone: (±)-trans-3-(1,1-dimethylheptyl)-

13 6,6a,7,8,10,10a-hexahydro-1-hydroxy-6,6-dimethyl-9H-

14 dibenzo[b,d]pyran-9-one]

15 (h) Any material, compound, mixture or preparation containing any

16 of the following narcotic drugs or any salts calculated as the free

17 anhydrous base or alkaloid, in limited quantities as set forth below:

18 (1) Not more than 300 milligrams of dihydrocodeinone (hydrocodone) or

19 any of its salts per 100 milliliters or not more than 15 milligrams per

20 dosage unit with a fourfold or greater quantity of an isoquinoline

21 alkaloid of opium.....9805

22 (2) Not more than 300 milligrams of dihydrocodeinone (hydrocodone) or

23 any of its salts per 100 milliliters or not more than 15 milligrams per

24 dosage unit with one or more active, nonnarcotic ingredients in

25 recognized therapeutic amounts.....9806

26 Sec. ~~2~~ 5. K.S.A. 65-4111 is hereby amended to read as follows: 65-

27 4111. (a) The controlled substances listed in this section are included in

28 schedule IV and the number set forth opposite each drug or substance is

29 the DEA controlled substances code that has been assigned to it.

30 (b) Any material, compound, mixture or preparation that contains any

31 quantity of the following substances including its salts, isomers and salts

32 of isomers whenever the existence of such salts, isomers and salts of

33 isomers is possible within the specific chemical designation and having a

34 potential for abuse associated with a depressant effect on the central

35 nervous system:

36 (1) Alprazolam.....2882

37 (2) Barbital.....2145

38 (3) *Brexanolone*.....2400

39 (4) Bromazepam2748

40 ~~(4)~~(5) Camazepam.....2749

41 ~~(5)~~(6) Carisoprodol.....8192

42 ~~(6)~~(7) Chloral betaine.....2460

43 ~~(7)~~(8) Chloral hydrate.....2465

1	(8) (9) Chlordiazepoxide.....	2744
2	(9) (10) Clobazam.....	2751
3	(10) (11) Clonazepam.....	2737
4	(11) (12) Clorazepate.....	2768
5	(12) (13) Clotiazepam.....	2752
6	(13) (14) Cloxazolam.....	2753
7	(14) (15) Delorazepam.....	2754
8	(15) (16) Diazepam.....	2765
9	(16) (17) Dichloralphenazone.....	2467
10	(17) (18) Estazolam.....	2756
11	(18) (19) Ethchlorvynol.....	2540
12	(19) (20) Ethinamate.....	2545
13	(20) (21) Ethyl loflazepate.....	2758
14	(21) (22) Fludiazepam.....	2759
15	(22) (23) Flunitrazepam.....	2763
16	(23) (24) Flurazepam.....	2767
17	(24) (25) Fospropofol.....	2138
18	(25) (26) Halazepam.....	2762
19	(26) (27) Haloxazolam.....	2771
20	(27) (28) Ketazolam.....	2772
21	(28) (29) <i>Lemborexant</i>	2245
22	(30) Loprazolam.....	2773
23	(29) (31) Lorazepam.....	2885
24	(30) (32) Lormetazepam.....	2774
25	(31) (33) Mebutamate.....	2800
26	(32) (34) Medazepam.....	2836
27	(33) (35) Meprobamate.....	2820
28	(34) (36) Methohexital.....	2264
29	(35) (37) Methylphenobarbital (mephobarbital).....	2250
30	(36) (38) Midazolam.....	2884
31	(37) (39) Nimetazepam.....	2837
32	(38) (40) Nitrazepam.....	2834
33	(39) (41) Nordiazepam.....	2838
34	(40) (42) Oxazepam.....	2835
35	(41) (43) Oxazolam.....	2839
36	(42) (44) Paraldehyde.....	2585
37	(43) (45) Petrichloral.....	2591
38	(44) (46) Phenobarbital.....	2285
39	(45) (47) Pinazepam.....	2883
40	(46) (48) Prazepam.....	2764
41	(47) (49) Quazepam.....	2881
42	(48) (50) <i>Remimazolam</i>	2846
43	(51) Temazepam.....	2925

1	(49) (52) Tetrazepam.....	2886
2	(50) (53) Triazolam.....	2887
3	(51) (54) Zolpidem.....	2783
4	(52) (55) Zaleplon.....	2781
5	(53) (56) Zopiclone.....	2784
6	(54) (57) 2-[(dimethylamino)methyl]-1-(3-methoxyphenyl)cyclohexanol, its	
7	salts, optical and geometric isomers and salts of these isomers	
8	(including tramadol).....	9752
9	(55) (58) Alfaxalone.....	2731
10	(56) (59) Suvorexant.....	2223
11	(c) Any material, compound, mixture, or preparation that contains	
12	any quantity of fenfluramine (1670), including its salts, isomers (whether	
13	optical, position or geometric) and salts of such isomers, whenever the	
14	existence of such salts, isomers and salts of isomers is possible. The	
15	provisions of this subsection (c) shall expire on the date fenfluramine and	
16	its salts and isomers are removed from schedule IV of the federal	
17	controlled substances act (21 U.S.C. § 812; 21 code of federal regulations	
18	1308.14).	
19	(d) Any material, compound, mixture or preparation that contains any	
20	quantity of lorcaserin (1625), including its salts, isomers and salts of such	
21	isomers, whenever the existence of such salts, isomers and salts of isomers	
22	is possible (21 U.S.C. § 812; 21 code of federal regulations 1308.14).	
23	(e) Unless specifically exempted or unless listed in another schedule,	
24	any material, compound, mixture or preparation that contains any quantity	
25	of the following substances having a stimulant effect on the central	
26	nervous system, including its salts, isomers (whether optical, position or	
27	geometric) and salts of such isomers whenever the existence of such salts,	
28	isomers and salts of isomers is possible within the specific chemical	
29	designation:	
30	(1) Cathine ((+)-norpseudoephedrine).....	1230
31	(2) Diethylpropion.....	1610
32	(3) Fencamfamin.....	1760
33	(4) Fenproporex.....	1575
34	(5) Mazindol.....	1605
35	(6) Mefenorex.....	1580
36	(7) Pemoline (including organometallic complexes and chelates thereof)	
37	1530
38	(8) Phentermine.....	1640
39	The provisions of this subsection (e)(8) shall expire on the date	
40	phentermine and its salts and isomers are removed from schedule IV of the	
41	federal controlled substances act (21 U.S.C. § 812; 21 code of federal	
42	regulations 1308.14).	
43	(9) Pipradrol.....	1750

- 1 (10) SPA((-)-1-dimethylamino-1, 2-diphenylethane).....1635
- 2 (11) Sibutramine.....1675
- 3 (12) *Solriamfetol (2-amino-3-phenylpropyl carbamate; benzenepropanol,*
- 4 *beta-amino-, carbamate (ester))*.....1650
- 5 (13) *Mondafinil*.....1680
- 6 (f) Unless specifically excepted or unless listed in another schedule,
- 7 any material, compound, mixture or preparation that contains any quantity
- 8 of the following, including salts thereof:
- 9 (1) Pentazocine.....9709
- 10 (2) Butorphanol (including its optical isomers).....9720
- 11 (3) ~~Cannabidiol, when comprising the sole active ingredient of a drug-~~
- 12 ~~product approved by the United States food and drug administration~~
- 13 ~~Some other names for cannabidiol: 2-[(1R,6R)-3-Methyl-6-(1-~~
- 14 ~~methylethenyl)-2-cyclohexen-1-yl]-5-pentyl-1,3-benzenediol~~
- 15 (4) Eluxadolone (5-[[[(2S)-2-amino-3-[4-aminocarbonyl]-2,6-
- 16 ~~dimethylphenyl]-1-oxopropyl][(1S)-1-(4-phenyl-1H-imidazol-2-~~
- 17 ~~yl)ethyl]amino]methyl]-2-methoxybenzoic acid)(including its optical~~
- 18 ~~isomers) and its salts, isomers, and salts of isomers.....9725~~
- 19 (g) Unless specifically excepted or unless listed in another schedule,
- 20 any material, compound, mixture or preparation containing any of the
- 21 following narcotic drugs, or their salts calculated as the free anhydrous
- 22 base or alkaloid, in limited quantities as set forth below:
- 23 (1) Not more than 1 milligram of difenoxin and not less than 25
- 24 micrograms of atropine sulfate per dosage unit.....9167
- 25 (2) Dextropropoxyphene (alpha-(+)-4-dimethylamino-1, 2-diphenyl-3-
- 26 methyl-2-propion-oxybutane).....9278
- 27 (h) Butyl nitrite and its salts, isomers, esters, ethers or their salts.
- 28 (i) The board may except by rule and regulation any compound,
- 29 mixture or preparation containing any depressant substance listed in
- 30 subsection (b) from the application of all or any part of this act if the
- 31 compound, mixture or preparation contains one or more active medicinal
- 32 ingredients not having a depressant effect on the central nervous system,
- 33 and if the admixtures are included therein in combinations, quantity,
- 34 proportion or concentration that vitiate the potential for abuse of the
- 35 substances that have a depressant effect on the central nervous system.
- 36 Sec. ~~4~~ 6. K.S.A. 65-4113 is hereby amended to read as follows: 65-
- 37 4113. (a) The controlled substances or drugs, by whatever official name,
- 38 common or usual name, chemical name or brand name designated, listed
- 39 in this section are included in schedule V.
- 40 (b) Any compound, mixture or preparation containing limited
- 41 quantities of any of the following narcotic drugs which also contains one
- 42 or more nonnarcotic active medicinal ingredients in sufficient proportion
- 43 to confer upon the compound, mixture or preparation valuable medicinal

- 1 qualities other than those possessed by the narcotic drug alone:
- 2 (1) Not more than 200 milligrams of codeine or any of its salts per
- 3 100 milliliters or per 100 grams.
- 4 (2) Not more than 100 milligrams of dihydrocodeine or any of its
- 5 salts per 100 milliliters or per 100 grams.
- 6 (3) Not more than 100 milligrams of ethylmorphine or any of its salts
- 7 per 100 milliliters or per 100 grams.
- 8 (4) Not more than 2.5 milligrams of diphenoxylate and not less than
- 9 25 micrograms of atropine sulfate per dosage unit.
- 10 (5) Not more than 100 milligrams of opium per 100 milliliters or per
- 11 100 grams.
- 12 (6) Not more than .5 milligram of difenoxin (9168) and not less than
- 13 25 micrograms of atropine sulfate per dosage unit.
- 14 (c) Unless specifically excepted or unless listed in another schedule,
- 15 any material, compound, mixture or preparation which contains any
- 16 quantity of the following substances having a stimulant effect on the
- 17 central nervous system, including its salts, isomers (whether optical,
- 18 position or geometric) and salts of such isomers whenever the existence of
- 19 such salts, isomers and salts of isomers is possible within the specific
- 20 chemical designation:
- 21 (1) Propylhexedrine (except when part of a compound used for nasal
- 22 decongestion which is authorized to be sold lawfully over the
- 23 counter without a prescription under the federal food, drug and
- 24 cosmetic act, so long as it is used only for such purpose).....8161
- 25 (2) Pyrovalerone.....1485
- 26 (d) Any compound, mixture or preparation containing any detectable
- 27 quantity of ephedrine, its salts or optical isomers, or salts of optical
- 28 isomers.
- 29 (e) Any compound, mixture or preparation containing any detectable
- 30 quantity of pseudoephedrine, its salts or optical isomers, or salts of optical
- 31 isomers.
- 32 (f) Unless specifically exempted or excluded or unless listed in
- 33 another schedule, any material, compound, mixture, or preparation which
- 34 contains any quantity of the following substances having a depressant
- 35 effect on the central nervous system, including its salts:
- 36 (1) Brivaracetam ((2S)-2-[(4R)-2-oxo-4-propylpyrrolidin-1-yl]
- 37 butanamide) (some trade or other names BRV; UCB-34714;
- 38 Briviact).....2710
- 39 (2) *Cenobamate [(1R)-1-(2-chlorophenyl)-2-(tetrazol-2-yl)ethyl]*
- 40 *carbamate*.....2720
- 41 (3) Ezogabine N-[2-amino-4(4-fluorobenzylamino)
- 42 -phenyl]-carbamic acid ethyl ester.....2779
- 43 (3)(4) Lacosamide [(R)-2-acetoamido-N-benzyl-3-methoxy-

1 propionamide].....2746
2 (4)(5) *Lasmiditan* [2,4,6-trifluoro-*N*-(6-(1-methylpiperidine-4-
3 *carbonyl*)pyridine-2-
4 *yl-benzamide*.....2790
5 (6) Pregabalin [(S)-3-(aminomethyl)-5-methylhexanoic acid].....2782
6 Sec. ~~5~~. 7. K.S.A. 65-4107, 65-4111 and 65-4113 and K.S.A. ~~2020~~
7 **2021** Supp. **21-5701, 65-4101 and** 65-4105 are hereby repealed.
8 Sec. ~~6~~. **8.** This act shall take effect and be in force from and after its
9 publication in the Kansas register.