



NATIONAL CONFERENCE *of* STATE LEGISLATURES

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State Legislation on Synthetic Cannabinoids
Pending on January 18, 2011

As of January 18, 2011, 21 states had legislation pending to modify existing laws or create new laws relating to synthetic cannabinoids.

2011 PENDING LEGISLATION

Alaska H 7

Classifies certain synthetic cannabinoids as schedule IIA controlled substances.

Alaska S 17

Classifies certain synthetic cannabinoids as schedule IIA controlled substances.

Arkansas S 2

Amends the schedule VI substances regarding drugs in the criminal code; declares an emergency.

Arizona H 2167

Relates to definition of dangerous drugs; relates to synthetic.

Florida H 39

Relates to controlled substances; defines term homologue for purposes of Florida Comprehensive Drug Abuse Prevention and Control Act; includes certain hallucinogenic substances on list of controlled substances in Schedule I; reenacts provisions to incorporate amendment.

Florida S 336

Revises the list of controlled substances included in Schedules I, II, III, IV, and V.

Florida S 204

Relates to controlled substances; defines the term homologue for purposes of the Florida Comprehensive Drug Abuse Prevention and Control Act; includes certain hallucinogenic substances on the list of controlled substances in Schedule I; reenacts specified provisions relating to prohibited acts and penalties regarding controlled substances and the offense severity chart of the Criminal Punishment Code.

Iowa H 33

Adds hallucinogenic substances to the list of schedule I controlled substances; adds salvia divinorum and salvinorin A to the list of schedule I controlled substances; adds certain synthetic cannabinoids to the list of schedule I controlled substances in addition to the tetrahydrocannabinols and synthetic equivalents listed in schedule I.

Iowa S 35

Adds certain synthetic cannabinoids to the list of schedule I controlled substances; adds certain synthetic cannabinoids, also known as K2, to the list of schedule I controlled substances in addition to the tetrahydrocannabinols and synthetic equivalents listed in schedule I under Code section 124.204; A schedule I



controlled substance is considered to have a high potential for abuse and no medical purpose in treatment in the United States.

Iowa SSB 1016

Revises the lists of drugs on the controlled substances schedules, and provides penalties; removes marijuana from schedule I and reclassifies it as a schedule II controlled substance; strikes references to the authority of the board of pharmacy to adopt rules for the use of marijuana or tetrahydrocannabinols for medicinal purposes.

Iowa HSB 5

Adds hallucinogenic substances to the list of schedule I controlled substances; adds salvia divinorum and salvinorin A", also known as divinorin A to the list of schedule I controlled substances; adds certain synthetic cannabinoids, also known as "K2", to the list of schedule I controlled substances in addition to the tetrahydrocannabinols and synthetic equivalents listed in schedule I under Code section 124.204(4)(u); A schedule I controlled substance is considered to have a high potential.

Indiana S 152

Relates to synthetic cannabinoids; defines synthetic cannabinoid and makes possessing, dealing in, manufacturing, or delivering a synthetic cannabinoid equivalent to possessing, dealing in, manufacturing, or delivering marijuana, hash oil, or hashish; makes conforming amendments and corrections.

Indiana S 5

Relates to synthetic cannabinoids; defines synthetic cannabinoid and makes possessing, dealing in, manufacturing, or delivering a synthetic cannabinoid equivalent to possessing, dealing in, manufacturing, or delivering marijuana, hash oil, or hashish; makes conforming amendments.

Indiana H 1102

Relates to possession or manufacture of synthetic cannabinoid; defines synthetic cannabinoid and makes possessing, dealing in, manufacturing, or delivering a synthetic cannabinoid equivalent to possessing, dealing in, manufacturing, or delivering marijuana, hash oil, or hashish; makes conforming amendments.

Indiana H 1277

Prohibits sale of synthetic cannabinoids; defines "synthetic cannabinoid" and makes dealing in, manufacturing, or delivering a synthetic cannabinoid equivalent to possessing, dealing in, manufacturing, or delivering marijuana, hash oil, or hashish; enhances the penalty based on the same weights used to enhance the penalty for dealing in, manufacturing, or delivering hash oil or hashish; makes conforming amendments and a technical correction.

Indiana S 448

elates to spice; defines "synthetic cannabinoid" and makes possessing, dealing in, manufacturing, or delivering a synthetic cannabinoid equivalent to possessing, dealing in, manufacturing, or delivering marijuana, hash oil, or hashish; makes conforming amendments.

Indiana S 57

Relates to synthetic cannabinoids; defines synthetic cannabinoid and makes possessing, dealing in, manufacturing, or delivering a synthetic cannabinoid equivalent to possessing, dealing in, manufacturing, or delivering marijuana, hash oil, or hashish; makes conforming amendments.

Indiana H 1315



Relates to spice and salvia divinorum; defines synthetic cannabinoid and makes possessing, dealing in, manufacturing, or delivering a synthetic cannabinoid or salvia divinorum equivalent to possessing, dealing in, manufacturing, or delivering marijuana, hash oil, or hashish; makes conforming amendments and a technical correction.

Kentucky H 121

Relates to crimes and punishments and declaring an emergency; bans possession, trafficking, or manufacture of 3,4-methylenedioxypyrovalerone the primary ingredient of a drug with a street name "dove"; amend various sections of KRS Chapters 217 and 218A and KRS 530.064 relating to unlawful transaction with a minor to conform.

Minnesota H 57

Relates to public safety; establishes the crimes of sale or possession of synthetic cannabinoids; provides for a penalty.

Minnesota S 7

Relates to public safety; adds synthetic marijuana to the list of Schedule I controlled substances; prescribes criminal penalties.

Mississippi S 2163

Conforms the punishment for the illegal possession, manufacture and sale of synthetic cannabinoids to the punishment for the illegal possession, manufacture and sale of marihuana.

Mississippi S 2226

Includes cathinone derivatives in Schedule I; clarifies the punishment for offenses involving synthetic cannabinoids; clarifies the punishment for offenses involving synthetic cannabinoids.

Mississippi H 518

Includes synthetic Cannabinoids in schedule I.

Mississippi S 2369

Relates to cathinone derivatives in schedule I and to clarify the punishment for offenses involving synthetic cannabinoids; clarifies the punishment for offenses involving synthetic cannabinoids.

Mississippi H 869

Amends existing code, to include cathinone derivatives in Schedule I and to clarify the punishment for offenses involving synthetic cannabinoids; clarifies the punishment for offenses involving synthetic cannabinoids.

Montana H 185

Bans synthetic marijuana; relates to crimes; relates to alcohol and drugs.

North Dakota S 2119

Relates to the scheduling of controlled substances; modifies provisions of the controlled substance schedule relating to certain substances, including tetrahydrocannabinols and synthetic cannabinoids.

New Jersey A 2644

Adds certain cannabis-like chemical substances to list of controlled dangerous substances.

New Jersey S 2606



Adds certain cannabis-like chemical substances to list of controlled dangerous substances.

New York S 1834

Prohibits sale or distribution of any product containing a synthetic cannabinoid; defines the chemical compounds which constitute a synthetic cannabinoid; imposes a civil penalty of not more than \$500 for a violation thereof; creates defenses based on over the counter drugs approved by the federal food and drug administration or lack of knowledge that the product contained a synthetic cannabinoid.

Oregon H 2462

Directs State Board of Pharmacy to classify certain synthetic cannabinoid compounds as Schedule I controlled substances; declares emergency, effective on passage.

Oregon H 2709

Directs State Board of Pharmacy to classify certain synthetic cannabinoid compounds as Schedule I controlled substances; declares emergency, effective on passage.

South Carolina H 3137

Relates to materials, compounds, mixtures, and preparations classified as schedule i drugs, add synthetic cannabis to the list of schedule I drugs.

South Carolina H 3144

Relates to materials, compounds, mixtures, and preparations classified as schedule i drugs, add synthetic cannabis to the list of schedule I drugs.

South Carolina S 78

Relates to materials, compounds, mixtures, and preparations classified as schedule I drugs; adds synthetic cannabis to the list of schedule I drugs.

Texas H 49

Relates to the addition of certain synthetic derivatives of marihuana to Penalty Group 2 of the Texas Controlled Substances Act.

Texas H 108

Relates to the addition of a synthetic derivative of marihuana to Penalty Group 2 of the Texas Controlled Substances Act.

Texas H 597

Relates to adding certain synthetic cannabinoids to Penalty Group 2 of the Texas Controlled Substances Act.

Texas S 331

Relates to adding certain synthetic cannabinoids to Penalty Group 2 of the Texas Controlled Substances Act.

Utah H 23

Modifies provisions relating to the Utah Controlled Substances Act by creating a controlled class of listed synthetic cannabinoid substances found in products often referred to as spice.

Utah H 200

Modifies the Criminal Code prohibiting the sale, distribution, and other activities relating to products containing a synthetic cannabinoid to any person under 19 years of age; provides advertising restrictions for



products containing a synthetic cannabinoid; prohibits a person from providing a product containing a synthetic cannabinoid to any person under 19 years of age.

Virginia H 1243

Creates a new category for synthetic marijuana as a series of controlled substances listed in Schedule 1 of the Drug Control Act, notwithstanding the provisions regarding punishment for possession and distribution of controlled substances listed in Schedule 1, punishment for possession and distribution of synthetic marijuana is largely in accord with the provisions for actual marijuana.

Virginia H 1427

Creates a new category for synthetic marijuana as a series of controlled substances listed in Schedule 1 of the Drug Control Act, notwithstanding the provisions regarding punishment for possession and distribution of controlled substances listed in Schedule 1, punishment for possession and distribution of synthetic marijuana is largely in accord with the provisions for actual marijuana.

Virginia H 1434

Creates a new category for synthetic marijuana as a series of controlled substances listed in Schedule 1 of the Drug Control Act notwithstanding the provisions regarding punishment for possession and distribution of controlled substances listed in Schedule 1, punishment for possession and distribution of synthetic marijuana is largely in accord with the provisions for actual marijuana.

Virginia H 1473

Creates a new category for synthetic marijuana as a series of controlled substances listed in Schedule 1 of the Drug Control Act; relates that notwithstanding the provisions regarding punishment for possession and distribution of controlled substances listed in Schedule 1, punishment for possession and distribution of synthetic marijuana is largely in accord with the provisions for actual marijuana.

Virginia H 1481

Creates a new category for synthetic marijuana as a series of controlled substances listed in Schedule 1 of the Drug Control Act; relates that the provisions regarding punishment for possession and distribution of controlled substances listed in Schedule 1, punishment for possession and distribution of synthetic marijuana is largely in accord with the provisions for actual marijuana.

Virginia H 1778

Creates a new category for synthetic marijuana as a series of controlled substances listed in Schedule 1 (Section 54.1-3446) of the Drug Control Act ([Section] 54.1-3400 et seq.); provides that the provisions regarding punishment for possession and distribution of controlled substances listed in Schedule 1, punishment for possession and distribution of synthetic marijuana is largely in accord with the provisions for actual marijuana.

Virginia H 1878

Creates a new category for synthetic marijuana as a series of controlled substances listed in Schedule 1 of the Drug Control Act; provides that the provisions regarding punishment for possession and distribution of controlled substances listed in Schedule 1, punishment for possession and distribution of synthetic marijuana is largely in accord with the provisions for actual marijuana.

Virginia H 2049

Creates a new category for synthetic marijuana as a series of controlled substances listed in Schedule 1 (Section 54.1-3446) of the Drug Control Act ([Section] 54.1-3400 et seq.); notwithstanding the provisions regarding punishment for possession and distribution of controlled substances listed in Schedule 1, punishment for



possession and distribution of synthetic marijuana is largely in accord with the provisions for actual marijuana.

Virginia S 745

Creates a new category for synthetic marijuana as a series of controlled substances listed in Schedule 1 of the Drug Control Act, notwithstanding the provisions regarding punishment for possession and distribution of controlled substances listed in Schedule 1, punishment for possession and distribution of synthetic marijuana is largely in accord with the provisions for actual marijuana.

Virginia S 746

Creates a new category for synthetic marijuana as a series of controlled substances listed in Schedule 1 of the Drug Control Act, notwithstanding the provisions regarding punishment for possession and distribution of controlled substances listed in Schedule 1, punishment for possession and distribution of synthetic marijuana is largely in accord with the provisions for actual marijuana.

Virginia S 748

Creates a new category for synthetic marijuana as a series of controlled substances listed in Schedule 1 of the Drug Control Act, notwithstanding the provisions regarding punishment for possession and distribution of controlled substances listed in Schedule 1, punishment for possession and distribution of synthetic marijuana is largely in accord with the provisions for actual marijuana.

Virginia S 749

Creates a new category for synthetic marijuana as a series of controlled substances listed in Schedule 1 of the Drug Control Act, notwithstanding the provisions regarding punishment for possession and distribution of controlled substances listed in Schedule 1, punishment for possession and distribution of synthetic marijuana is largely in accord with the provisions for actual marijuana.

Virginia S 926

Creates a new category for synthetic marijuana as a series of controlled substances listed in Schedule I (Section 54.1-3446) of the Drug Control Act ([Section] 54.1-3400 et seq.); Notwithstanding the provisions regarding punishment for possession and distribution of controlled substances listed in Schedule I, punishment for possession and distribution of synthetic marijuana is largely in accord with the provisions for actual marijuana.

Virginia S 1082

Adds synthetic marijuana (known as K2 and Spice and various other names) to Schedule I of the Drug Control Act.

Virginia S 1186

Creates a new category for synthetic marijuana as a series of controlled substances listed in Schedule 1 (Section 54.1-3446) of the Drug Control Act ([Section] 54.1-3400 et seq.); Notwithstanding the provisions regarding punishment for possession and distribution of controlled substances listed in Schedule 1, punishment for possession and distribution of synthetic marijuana is largely in accord with the provisions for actual marijuana; provides that has an emergency clause.

Virginia S 1373

Creates a new category for synthetic cannabinoids as a series of controlled substances listed in Schedule I (Section 54.1-3446) of the Drug Control Act ([Section] 54.1-3400 et seq.); Notwithstanding the provisions regarding punishment for possession and distribution of controlled substances listed in Schedule I,



punishment for possession and distribution of synthetic cannabinoids is largely in accord with the provisions for actual marijuana.

Washington S 5101

Places certain synthetic cannabinoids into schedule I of the uniform controlled substances act.

West Virginia H 2505

Adds synthetic cannabinoids and hallucinogens and stimulants to the Schedule I list of controlled substances (K2).

West Virginia S 63

Extends number of prohibited products included in definition of salvia divinorum.

Wyoming H 62

Relates to the Wyoming Controlled Substances Act; conforms punctuation and spelling in the act to terminology in federal law; adds and deleting substances in the various schedules of the act as specified; amends registration requirements as specified; amends methamphetamine precursor sales restrictions to match federal requirements; specifies penalties; authorizes a person to sign a consent for a third party to receive prescription tracking reports; specifies applicability of new registration requirements.

Wyoming S 59

Relates to the Wyoming Controlled Substances Act; adds specified controlled substances to schedule I of the act; authorizes additional positions.