STATE OF NEW YORK

5357

2017-2018 Regular Sessions

IN SENATE

March 22, 2017

Introduced by Sen. HANNON -- (at request of the Department of Health) -- read twice and ordered printed, and when printed to be committed to the Committee on Health

AN ACT to amend the public health law, in relation to adding substances to the schedules of controlled substances

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Subdivision (b) of schedule I of section 3306 of the public health law is amended by adding nine new paragraphs 56, 57, 58, 59, 60, 61, 62, 63 and 64 to read as follows:

(56) 3,4-dichloro-N-{(1-dimethylamino)cyclohexylmethyl}benzamide. Some trade or other names: AH-7921.

(57) N-(1-phenethylpiperidin-4-yl)-N-phenlyacetamide (Acetyl Fentanyl).

(58) -(1-phenethylpiperidin-4-yl)-N-phenylbutyramide (Butyryl Fentanyl).

(59) N-{1-{2-hydroxy-2-(thiophen-2-yl)ethyl}piperidin-4-yl}- N-phenylpropionamide (Beta-Hydroxythiofentanyl).

(60) N-(1-phenethylpiperdin-4-yl)-N-phenylfuran-2-carboxamide (Furanyl Fentanyl).

(61) N-phenyl-N-{1-(2-phenylethyl)-4-piperidinyl}-pentanamide (Valeryl Fentanyl, Pentanoyl Fentanyl, Pentanyl Fentanyl).

(62) U-47700(3,4-dichloro-N-(2-(dimethylamino)cyclohexyl)-N-methyl-benzamide)yl.

(63) 4-chloro-N-{1-{2-(4-nitrophenyl)ethyl}-2-piperidinylidene}-benzenesulfonamide (W18).

(64) Any controlled substance listed in 21 U.S.C. § 812, Schedule I(a), that is not otherwise listed in this schedule.

§ 2. Subdivision (c) of schedule I of section 3306 of the public health law, is amended by adding a new paragraph 24 to read as follows:

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

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(24) Any controlled substance listed in 21 U.S.C. § 812, Schedule I(b), that is not otherwise listed in this schedule.

§ 3. Paragraph 11 of subdivision (d) of schedule I of section 3306 of the public health law, as added by chapter 664 of the laws of 1985, is amended to read as follows:

(11) [~~Ibogane~~] Ibogaine Some trade and other names: 7-ethyl-6, 6&, 7, 8, 9, 10, 12, 13-octahydro-2-methoxy-6, 9-methano-5h-pyrido {1',2':1,2} azepino {5,4-b} indole: tabernanthe iboga.

§ 4. Subdivision (d) of schedule I of section 3306 of the public health law is amended by adding twenty-one new paragraphs 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55 and 56 to read as follows:

(36) 5-methoxy-N,N-dimethyltryptamine.

(37) Alpha-methyltryptamine. Some trade or other names: AMT.

(38) 5-methoxy-N,N-diisopropyltryptamine. Some trade or other names: 5-MeO-DIPT.

(39) 5-(1,1-dimethylheptyl)-2-{(1R,3S)-3-hydroxycyclohexyl}-phenol. Some trade or other names: CP-47,497.

(40) 5-(1,1-dimethyloctyl)-2-{(1R,3S)-3-hydroxycyclohexyl}-phenol. Some trade or other names: cannabicyclohexanol or CP-47,497 C8-homolog.

(41) 1-butyl-3-(1-naphthoyl)indole. Some trade or other names: JWH-073.

(42) 1-hexyl-3-(1-naphthoyl)indole. Some trade or other names: JWH-019.

(43) 1-{2-(4-morpholinyl)ethyl}-3-(1-naphthoyl)indole. Some trade or other names: JWH-200.

(44) 1-pentyl-3-(2-methoxyphenylacetyl)indole. Some trade or other names: JWH-250.

(45) 1-pentyl-3-{1-(4-methoxynaphthoyl)}indole. Some trade or other names: JWH-081.

(46) 1-pentyl-3-(4-methyl-1-naphthoyl)indole. Some trade or other names: JWH-122.

(47) 1-pentyl-3-(4-chloro-1-naphthoyl)indole. Some trade or other names: JWH-398.

(48) 1-(5-fluoropentyl)-3-(1-naphthoyl)indole. Some trade or other names: AM2201.

(49) 1-(5-fluoropentyl)-3-(2-iodobenzoyl)indole. Some trade or other names: AM694.

(50) 1-pentyl-3-{(4-methoxy)-benzoyl}indole. Some trade or other names: SR-19 and RCS-4.

(51) 1-cyclohexylethyl-3-(2-methoxyphenylacetyl)indole. Some trade or other names: SR-18 and RCS-8.

(52) 1-pentyl-3-(2-chlorophenylacetyl)indole. Some trade or other names: JWH-203.

(53) (1-pentyl-1H-indol-3-yl)(2,2,3,3-tetramethylcyclopropyl) methanone. Some trade or other names: UR-144.

(54) {1-(5-fluoro-pentyl)-1H-indol-3-yl}(2,2,3,3-tetramethylcyclopropyl) methanone. Some trade or other names: 5-fluoro-UR-144,XLR11.

(55) N-(1-adamantyl)-1-pently-1H-indazole-3-carboxamide. Some trade or other names: APINACA, AKB 48.

(56) Any controlled substance listed in 21 U.S.C. § 812, schedules I(c) or I(d), that is not otherwise listed in this schedule.

§ 5. Subdivision (e) of schedule I of section 3306 of the public health law is amended by adding a new paragraph 25 to read as follows:

(25) Any controlled substance listed in 21 U.S.C. § 812, Schedules III(b) or IV, that is not otherwise listed in this section.

§ 6. Subdivision (c) of schedule II of section 3306 of the public health law is amended by adding a new paragraph 29 to read as follows:

(29) Any controlled substance listed in 21 U.S.C. § 812 Schedules II, III(d) or V, that is not otherwise listed in this section.

§ 7. Subdivision (d) of schedule II of section 3306 of the public health law is amended by adding a new paragraph 6 to read as follows:

(6) Any controlled substance listed in 21 U.S.C. § 812, Schedule III(a), that is not otherwise listed in this section.

§ 8. Subdivision (h) of schedule II of section 3306 of the public health law is amended by adding two new paragraphs 64 and 65 to read as follows:

(64) Methasterone (2{alpha}17{alpha}-dimethyl-5{alpha}-androstan-17{beta}-ol-3-one).

(65) Prostanozol (17{beta}-hydroxy-5{alpha}-androstano{3,2-c}pyrazole).

§ 9. Subdivision (c) of schedule III of section 3306 of the public health law, is amended by adding a new paragraph 15 to read as follows:

(15) Perampanel.

§ 10. Subdivision (c) of schedule IV of section 3306 of the public health law is amended by adding two new paragraphs 54 and 55 to read as follows:

(54) Alfaxalone.

(55) Suvorexant.

§ 11. Subdivision (f) of schedule IV of section 3306 of the public health law, as added by chapter 664 of the laws of 1985, paragraph 2 as added by chapter 457 of the laws of 2006 and paragraph 3 as added by section 14 of part C of chapter 447 of the laws of 2012, is amended to read as follows:

(f) Other substances. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture or preparation which contains any quantity of the following substances, including its salts**, isomers, and salts, of such isomers, whenever the existence of such salts, isomers, and salts of isomers is possible**:

(1) Pentazocine.

(2) Butorphanol (including its optical isomers).

(3) Tramadol in any quantities.

(4) Lorcaserin.

(5) Eluxadoline.

§ 12. Subdivision (d) of schedule V of section 3306 of the public health law is amended by adding a new paragraph 4 to read as follows:

(4) Brivaracetam.

§ 13. This act shall take effect on the ninetieth day after it shall have become a law.