STATE OF NEW YORK

5357--A

Cal. No. 1147

2017-2018 Regular Sessions

IN SENATE

March 22, 2017

Introduced by Sens. HANNON, GALLIVAN, HELMING, LARKIN, MURPHY, O'MARA, RANZENHOFER, RITCHIE -- (at request of the Department of Health) -- read twice and ordered printed, and when printed to be committed to the Committee on Health -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, passed by Senate and delivered to the Assembly, recalled, vote reconsidered, restored to third reading, amended and ordered reprinted, retaining its place in the order of third reading

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 two new paragraphs 56 and 57 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-phenyldectamide (Acetyl Fentanyl).

§ 2. 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**~~] **9-methano-5H-pyrido** {1',2':1,2} azepino {5,4-b} indole: tabernanthe iboga.

§ 3. Subdivision (d) of schedule I of section 3306 of the public health law is amended by adding thirty-five new paragraphs 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, and 70 to read as follows:

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

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

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(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-pentyl-1H-indazole-3-carboxamide. Some trade or other names: APINACA, AKB 48.
(56) quinolin-8-yl 1-pentyl-1H-indole-3-carboxylate. Some trade or other names: PB-22 and QUPIC.
(57) quinolin-8-yl 1-(5-fluoropentyl)-1H-indole-3-carboxylate. Some trade or other names: 5-fluoro-PB-22 and 5F-PB-22.
(58) N-(1-amino-3-methyl-1-oxobutan-2-yl)-1-(4-fluorobenzyl)- 1H-indazole-3-carboxamide. Some trade or other names: AB-FUBINACA.
(59) N-(1-amino-3,3-dimethyl-1-oxobutan-2-yl)-1-pentyl-1H-indazole-3-carboxamide. Some trade or other names: ADB-PINACA.
(60) 4-methyl-N-ethylcathinone. Some trade or other names: 4-MEC.
(61) 4-methyl-alpha-pyrrolidinopropiophenone. Some trade or other names: 4-MePPP.
(62) alpha-pyrrolidinopentiophenone. Some trade or other names: 2-PVP.
(63) 1-(1,3-benzodioxol-5-yl)-2-(methylamino)butan-1-one. Some trade or other names: butylone and bk-MBDB.
(64) 2-(methylamino)-1-phenylpentan-1-one. Some trade or other names: pentedrone.
(65) 1-(1,3-benzodioxol-5-yl)-2-(methylamino)pentan-1-one. Some trade or other names: pentylone and bk-MBDP.

(66) 4-fluoro-N-methylcathinone. Some trade or other names: 4-FMC and flephedrone.

(67) 3-fluoro-N-methylcathinone. Some trade or other names: 3-FMC.

(68) 1-(naphthalen-2-yl)-2-(pyrrolidin-1-yl)pentan-1-one. Some trade or other names: naphyrone.

(69) alpha-pyrrolidinobutiophenone. Some trade or other names: 2-PBP.

(70) 1-pentyl-3-(1-naphthoyl)indole. Some trade or other names: JWH-018 and AM678.

§ 4. 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) Thiafentanil (4-(methoxycarbonyl)-4-(N- phenmethoxyacetamido)-1-[~~2-(thienyl)ethyl~~]piperidine).

§ 5. Paragraph 63 of subdivision (h) of schedule II of section 3306 of the public health law is renumbered paragraph 65 and two new paragraphs 63 and 64 are added to read as follows:

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

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

§ 6. 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.

§ 7. 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.

§ 8. 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:

(1) Pentazocine.

(2) Butorphanol (including its optical isomers).

(3) Tramadol in any quantities.

(4) Lorcaserin.

(5) Eluxadoline.

§ 9. 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.

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