SENATE BILL NO. 68

INTRODUCED BY KENNEDY BY REQUEST OF THE BOARD OF PHARMACY

| | | IN THE SENATE |
|-------------|------|---|
| JANUARY 11, | 1991 | INTRODUCED AND REFERRED TO COMMITTEE ON JUDICIARY. |
| | | FIRST READING. |
| JANUARY 22, | 1991 | COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED. |
| JANUARY 23, | 1991 | PRINTING REPORT. |
| | | SECOND READING, DO PASS. |
| JANUARY 24, | 1991 | ENGROSSING REPORT. |
| • | | THIRD READING, PASSED. AYES, 50; NOES, 0. |
| | | TRANSMITTED TO HOUSE. |
| | 1 | N THE HOUSE |
| JANUARY 25, | 1991 | INTRODUCED AND REFERRED TO COMMITTEE ON JUDICIARY. |
| | | FIRST READING. |
| FEBRUARY 5, | 1991 | COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED. |
| FEBRUARY 7, | 1991 | SECOND READING, CONCURRED IN. |
| FEBRUARY 8, | 1991 | THIRD READING, CONCURRED IN. AYES, 93; NOES, 0. |
| | | RETURNED TO SENATE. |
| | I | N THE SENATE |
| FEBRUARY 9, | 1991 | RECEIVED FROM HOUSE. |

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

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Senate BILL NO. 68
1
                                                                                      fc+(d) alphacetylmethadol:
     INTRODUCED BY Kome
2
                                                                                      td)(e) alphameprodine;
                 BY REQUEST OF THE BOARD OF PHARMACY
3
                                                                              3
                                                                                      te+(f) alphamethadol;
 4
                                                                             4
                                                                                      (f)(g) alpha-methylfentanyl
 5
     A BILL FOR AN ACT ENTITLED: "AN ACT UPDATING THE DANGEROUS
                                                                             5
                                                                                   (N=[1=(alpha-methyl=beta-phenyl)ethyl=4-piperidyl]
     DRUG SCHEDULES TO CONFORM TO THE CONTROLLED SUBSTANCES
                                                                                   propionanilide: 1-(1-methyl-2-phenylethyl)-4-(N-propanilido)
 7
     CONTAINED IN FEDERAL REGULATIONS; AND AMENDING SECTIONS
                                                                                   piperidine):
 8
      50-32-222, 50-32-224, 50-32-226, 50-32-229, AND 50-32-232,
                                                                                      fg)(h) benzethidine;
 9
     MCA."
                                                                                       (h)(i) betacetylmethadol;
10
                                                                            10
                                                                                      (j) beta-hydroxyfentanyl;
      BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
11
                                                                            11
                                                                                       (k) beta-hydroxy-3-methylfentanyl;
12
         Section 1. Section 50-32-222, MCA, is amended to read:
                                                                            12
                                                                                       (i)(1) betameprodine;
13
          "50-32-222. Specific dangerous drugs included in
                                                                            13
                                                                                       (j)(m) betamethadol;
14
      Schedule I. Schedule I consists of the drugs and other
                                                                            14
                                                                                       (k)(n) betaprodine;
15
      substances, by whatever official, common, usual, chemical,
                                                                            15
                                                                                       (1)(0) clonitazene;
                                                                            16
16
      or brand name designated, listed in this section.
                                                                                       (m)(p) dextromoramide;
17
          (1) Opiates. Unless specifically excepted or listed in
                                                                            17
                                                                                       tn+(q) diampromide:
                                                                            18
                                                                                       fet(r) diethylthiambutene;
18
      another schedule, any of the following opiates, including
      its isomers, esters, ethers, salts, and salts of isomers,
                                                                            19
                                                                                       (p)(s) difenoxin;
19
      esters, and ethers whenever the existence of such isomers,
                                                                            20
                                                                                       fq)(t) dimenoxadol;
20
21
      esters, ethers, and salts is possible within the specific
                                                                             21
                                                                                       fr)(u) dimepheptanol;
22
      chemical designation:
                                                                             2.2
                                                                                       ts)(v) dimethylthiambutene;
                                                                             23
23
          (a) acetyl-alpha-methylfentanyl;
                                                                                       tt)(w) dioxaphetyl butyrate;
24
          (b) acetylmethadol;
                                                                                       tut(x) dipipanone;
                                                                             25
25
          (b)(c) allylprodine;
                                                                                       t∀);Y) ethylmothylchiambutene;
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| 1 | <pre>(w)(z) etonitazene;</pre> | 1 | tqq)(yy) racemoramide; |
|----|---|----|---|
| 2 | (x)(aa) etoxeridine; | 2 | (rr)-sufentanil; |
| 3 | <pre>(y)(bb) furethidine;</pre> | 3 | <pre>(zz) thiofentanyl;</pre> |
| 4 | <pre>(z)(cc) hydroxypethidine;</pre> | 4 | (ss)(aaa) tilidine; and |
| 5 | <pre>taa)(dd) ketobemidone;</pre> | 5 | <pre>(tt)(bbb) trimeperidine.</pre> |
| 6 | <pre>(bb)(ee) levomoramide;</pre> | 6 | (2) Opium derivatives. Unless specifically excepted or |
| 7 | <pre>teet(ff) levophenacylmorphan;</pre> | 7 | listed in another schedule, any of the following opium |
| 8 | (gg) 3-methylfentanyl; | 8 | derivatives, its salts, isomers, and salts of isomers |
| 9 | <pre>(hh) 3-methylthiofentanyl;</pre> | 9 | whenever the existence of such salts, isomers, and salts of |
| 10 | <pre>(dd)(ii) morpheridine;</pre> | 10 | isomers is possible within the specific chemical |
| 11 | <pre>(jj) MPPP (1-methyl-4-phenyl-4-propionoxypiperidine);</pre> | 11 | designation: |
| 12 | <pre>(ee) (kk) noracymethadol;</pre> | 12 | (a) acetorphine; |
| 13 | (ff)(11) norlevorphanol; | 13 | (b) acetyldihydrocodeine; |
| 14 | (99)(mm) normethadone; | 14 | (c) benzylmorphine; |
| 15 | <pre>(hh)(nn) norpipanone;</pre> | 15 | (d) codeine methylbromide; |
| 16 | (oo) para-fluorofentanyl; | 16 | (e) codeine-n-oxide; |
| 17 | <pre>(pp) PEPAP(1-(-2-phenethyl)-4-phenyl-4-acetoxypiperidine);</pre> | 17 | <pre>(f) cyprenorphine;</pre> |
| 18 | (ii) (qq) phenadoxone; | 18 | (g) desomorphine; |
| 19 | <pre>fjj)(rr) phenampromide;</pre> | 19 | (h) dihydromorphine; |
| 20 | (kk)(ss) phenomorphan; | 20 | (i) drotebanol; |
| 21 | <pre>(11)(tt) phenoperidine;</pre> | 21 | (j) etorphine; |
| 22 | <pre>(mm) (uu) piritramide;</pre> | 22 | (k) heroin; |
| 23 | <pre>(nn)(vv) proheptazine;</pre> | 23 | (1) hydromorphinol; |
| 24 | <pre>foo)(ww) properidine;</pre> | 24 | <pre>(m) methyldesorphine;</pre> |
| 25 | <pre>tppf(xx) propiram;</pre> | 25 | (n) methyldibydromorphine; |
| | | | |

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1
1
              morphine methylbromide;
                                                                                        th+(j) ibogaine;
         (0)
                                                                                        (i)(k) lysergic acid diethylamide;
2
         (p)
              morphine methylsulfonate;
              morphine-n-oxide;
                                                                                        fjt(1) marijuana;
3
         (p)
                                                                                        (k)(m) mescaline;
4
         (r)
              myrophine;
5
              nicocodeine;
                                                                                         (n) parahexyl;
         (S)
                                                                                        (1)(o) peyote;
6
              nicomorphine;
7
         (u)
              normorphine;
                                                                                         (p) PCE (N-ethyl-1-phenylcyclohexylamine);
                                                                                8
                                                                                         (q) PHP 1-(1-phenylcyclohexyl)pyrrolidine (pcp analog);
8
         (v)
              pholcodine; and
                                                                                         (m)(r) n-ethyl-3-piperidyl benzilate;
              thebacon.
9
                               substances. Unless specifically
                                                                               10
                                                                                         fn+(s) n-methyl-3-piperidyl benzilate;
              Hallucinogenic
10
         (3)
     excepted or listed in another schedule, any material,
                                                                              11
11
                                                                                         <del>(t)</del>
                                                                                                psilocybin;
     compound, mixture, or preparation that contains any quantity
                                                                              12
                                                                                                psilocyn;
12
                                                                                         (u) (q)
     of the following hallucinogenic substances or any of its
                                                                               13
                                                                                         (q)(v) tetrahydrocannabinols;
13
      salts, isomers, and salts of isomers whenever the existence
                                                                               14
                                                                                         (+)(w) 2,5-dimethoxyamphetamine;
14
      of such salts, isomers, and salts of isomers is possible
                                                                               15
                                                                                         (s) 4-bromo-2,5-dimethoxy-amphetamine;
15
                                                                               16
16
      within the specific chemical designation:
                                                                                         (t)(y) 4-methoxyamphetamine;
                                                                              17
17
          (a) 3,4-methylenedioxy amphetamine;
                                                                                         tu_{T}(z) ethylamine analog of phencyclidine;
                                                                               18
          (b) 3,4-methylenedioxymethamphetamine (MDMA);
                                                                                         tv)(aa) pyrrolidine analog of phencyclidine; and
18:
          tb)(c) 5-methoxy-3,4-methylenedioxy amphetamine;
                                                                               19
                                                                                         tw)(bb) thiophene analog of phencyclidine.
19
          (e)(d) 3,4,5-trimethoxy amphetamine;
                                                                               20
                                                                                         (4) Depressants. Unless specifically excepted or listed
20
                                                                               21
          (d)(e) bufotenine;
                                                                                     in another schedule, any material, compound, mixture, or
21
                                                                               22
          (f) doet (2,5-dime hoxy-4-ethalamphetamine);
                                                                                     preparation that contains any quantity of the following
22
          te)(g) diethyltryptamine;
                                                                               2.3
23
                                                                                     substance having a depressant effect on the central nervous
          (f)(h) dimethyltryptamine;
                                                                               24
                                                                                     system, including its salts, isomers, and salts of isomers
24
          tqt(i) 4-methyl-2,5-dimethoxy-amphetamine;
                                                                               25
25
                                                                                     whenever the existence of such salts, isomers, and salts of
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- isomers is possible within the specific chemical designation:
- 3 (a) mecloqualone; and
- 4 (b) methaqualone.

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- 5 (5) Stimulants. Unless specifically excepted or listed 6 in another schedule, any material, compound, mixture, or 7 preparation that contains any quantity of the following 8 substances having a stimulant effect on the central nervous 9 system, including its salts, isomers, and salts of isomers:
 - (a) fenethylline; and
- (b) n-ethylamphetamine.
- 12 (6) For purposes of subsection (3) only, the term
 13 "isomer" includes the optical, position, and geometric
 14 isomers.
 - (7) If prescription or administration is authorized by the Pederal Pood, Drug and Cosmetic Act, then any material, compound, mixture, or preparation containing tetrahydrocannabinols listed in subsection (3) shall automatically be reschediled from Schedule I to Schedule II."
- Section 2. Section 50-32-224, MCA, is amended to read:
- 22 "50-32-224. Specific dangerous drugs included in 23 Schedule II. Schedule II consists of the drugs and other 24 substances, by whatever official, common, usual, chemical,
- 25 or brand name designated, listed in this section.

- 1 (1) Substances, vegetable origin or chemical synthesis.
 2 Unless specifically excepted or listed in another schedule,
 3 any of the following substances, whether produced directly
 4 or indirectly by extraction from substances of vegetable
- origin, independently by means of chemical synthesis, or by
- $\mathbf{6}$ a combination of extraction and chemical synthesis:
- 7 (a) opium and opiate and any salt, compound, 8 derivative, or preparation of opium or opiate, excluding
- 9 apomorphine, dextrorphan, nalbuphine, naloxone, and
- 10 naltrexone and their respective salts, but including the
- following:
- 12 (i) raw opium;
- 13 (ii) opium extracts;
- 14 (iii) opium fluid extracts;
- 15 (iv) powdered opium;
- 16 (v) granulated opium;
- 17 (vi) tincture of opium:
- 18 (vii) codeine;
- 19 (viii) ethylmorphine;
- 20 (ix) etorphine hydrochloride;
- 21 (x) hydrocodone;
- 22 (xi) hydromorphone;
- 23 (xii) metopon;
- 24 (xiii) morphine;
- 25 (xiv) oxycodone;

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1 (xv) oxymorphone; and 1 alfentanil; (b) alphaprodine; 2 (xvi) thebaine; 2 (b) any salt, compound, derivative, or preparation 3 (b)(c) anileridine; 3 thereof that is chemically equivalent or identical with any (e)(d) bezitramide; 4 of the substances referred to in subsection (1)(a) of this 5 (d)(e) dihydrocodeine; 5 section, except that these substances do not include the (e)(f) diphenoxylate; 6 (f)(g) fentanyl; 7 isoguinoline alkaloids of opium; (g)(h) isomethadone; (c) opium poppy and poppy straw; 8 (d) coca leaves and any salt, compound, derivative, or 9 9 (h)(i) levomethorphan; 10 preparation of coca leaves, and any salt, compound, 10 (i) levorphanol; 11 derivative, or preparation thereof that is chemically 11 +j+(k) metazocine; equivalent or identical with any of these substances, except 12 12 (k)(1) methadone; that these substances do not include decocainized coca (1)(m) methadone-intermediate, 13 13 14 leaves or extraction of coca leaves, which extractions do 14 4-cyano-2-dimethylamino-4, 4-diphenyl butane; (m)(n) moramide-intermediate, 2-methyl-3-morpholino-1, 15 not contain cocaine or ecgonine; and 15 (e) concentrate of poppy straw, the crude extract of 16 16 1-diphenylpropane-carboxylic acid; poppy straw in either liquid, solid, or powder form that 17 17 (n)(o) pethidine (i peridine); contains the phenanthrene alkaloids of the opium poppy. (o)(p) pethidine-intermediate-A, 18 18 (2) Opiates. Unless specifically excepted or listed in 19 19 4-cyano-1-methyl-4-phenylpiperidine; another schedule, any of the following opiates, including (p)(q) pethidine-intermediate-B, 20 20 its isomers, esters, ethers, salts, and salts of isomers, 21 ethyl-4-phenylpiperidine-4-carboxylate; 21 22 esters, and ethers whenever the existence of such isomers, 22 (q)(r) pethidine-intermediate-C, 23 esters, ethers, and salts is possible within the specific 23 1-methyl-4-phenylpiperidine-4-carboxylic acid; (r)(s) phenazocine; chemical designation, dextrorphan and levopropoxyphene 24 24

25

25

excepted:

(s)(t) piminodine;

23

24

25

- (t)(u) racemethorphan; 1 2 fut(v) racemorphan; and (w) sufentanil; and 3 t∀)(x) bulk dextropropoxyphene (nondosage forms). (3) Stimulants. Unless specifically excepted or listed in another schedule, any material, compound, mixture, or 7 preparation that contains any quantity of the following 8 substances having a stimulant effect on the central nervous system: 9 (a) amphetamine, its salts, optical isomers, and salts 10 1.1 of its optical isomers; 12 (b) phenmetrazine and its salts; 13 (c) methamphetamine, its salts, isomers, and salts of 14 its isomers; and 15 (d) methylphenidate. 16 (4) Depressants. Unless specifically excepted or listed in another schedule, any material, compound, mixture, or 1.7 preparation that contains any quantity of the following 18 substances having a depressant effect on the central nervous 19 system, including its salts, isomers, and salts of isomers 20 whenever the existence of such salts, isomers, and salts of 21 isomers is possible within the specific chemical 22 23 designation: (a) amobarbital; 24
- fet pentobarbital; td+(c) phencyclidine; and 3 te)(d) secobarbital. (5) Immediate precursors. Unless specifically excepted or listed in another schedule, any material, compound, mixture, or preparation that contains any quantity of the following substances: (a) immediate precursor to amphetamine and methamphetamine: 10 (i) phenylacetone; 11 (b) immediate precursors to phenovolidine (PCP): 1.2 (i) 1-phenylcyclohexylamine; and 13 (ii) 1-piperidinocyclohexanecarbonitrile (PCC). (6) Hallucinogenic substances: 14 15 (a) dronabinol (synthetic) in sesame oil 16 encapsulated in a soft gelatin capsule in a federal food and 17 drug administration-approved drug product; and 18 (b) nabilone." 19 Section 3. Section 50-32-226, MCA, is amended to read: 20 "50~32-226. Specific dangerous digs included in 21 Schedule III. Schedule III consists of the drugs and other

(b) methaqualone;

25

substances, by whatever official, common, usual, chemical,

in another schedule, any material, compound, mixture, or

(1) Stimulants, Unless specifically excepted or listed

or brand name designated, listed in this section.

- preparation that contains any quantity of the following
 substances having a stimulant effect on the central nervous
 system, including its salts, isomers (whether optical,
 position, or geometric), and salts of such isomers whenever
 the existence of such salts, isomers, and salts of isomers
 is possible within the specific chemical designation:
- 7 (a) benzphetamine;

- (b) chlorphentermine;
- 9 (c) clortermine; and
- 10 (d) phendimetrazine.
- 12 in another schedule, any material, compound, mixture, or
 13 preparation that contains any quantity of the following
 14 substances having a depressant effect on the central nervous
 15 system:
- 16 (a) any substance that contains any quantity of a 17 derivative of barbituric acid or any salt thereof;
- 18 (b) chlorhexadol;
- 19 (c) glutethimide;
- 20 (d) lysergic acid;
- 21 (e) lysergic acid amide;
- 22 (f) methyprylon;
- 23 (g) sulfondiethylmethane;
- 24 (h) sulfonethylmethane;
- 25 (i) sulfonmethane;

- (j) tiletamine and zolazepam or any of their salts;
- 2 (k) any compound, mixture, or preparation containing 3 amobarbital, secobarbital, or pentobarbital or any salt of 4 any of these drugs and one or more other active medicinal 5 ingredients that are not listed in any schedule; and
- 6 (k)(1) any suppository dosage form containing
 7 amobarbital, secobarbital, or pentobarbital or any salt of
 8 any of these drugs approved by the federal food and drug
 9 administration for marketing only as a suppository.
- 10 (3) Nalorphine.

- 11 (4) Narcotic drugs. Unless specifically excepted or
 12 listed in another schedule, any material, compound, mixture,
 13 or preparation containing any of the following narcotic
 14 drugs or its salts calculated as the free anhydrous base or
 15 alkaloid in the following limited quantities:
- (a) not more than 1.8 grams of codeine per 100milliliters or not more than 90 milligrams per dosage unit,
- 18 with an equal or greater quantity of an isoquinoline
- 19 alkaloid of opium;
- 20 (b) not more than 1.8 grams of codeine per 100
- 21 milliliters or not more than 90 milligrams per dosage unit,
- 22 with one or more active, nonnarcotic ingredients in
- 23 recognized therapeutic amounts;
- 24 (c) not more than 300 milligrams of dihydrocodeinone
- 25 per 100 milliliters or not more than 15 milligrams per

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dosage unit, with a fourfold or greater quantity of an isoquinoline alkaloid of opium;

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- (d) not more than 300 milligrams of dihydrocodeinone per 100 milliliters or not more than 15 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;
- (e) not more than 1.8 grams of dihydrocodeine per 100 milliliters or not more than 90 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;
- (f) not more than 300 milligrams of ethylmorphine per 100 milliliters or not more than 15 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;
- (g) not more than 500 milligrams of opium per 100 milliliters or per 100 grams or not more than 25 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts; or
- (h) not note than **50** milligrams of morphine per 100 milliliters or per 100 grams, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts."
- Section 4. Section 50-32-229, MCA, is atended to read:
 "50-32-229. Specific dangerous drugs included in
 Schedule IV. Schedule IV consists of the drugs and other
 substances, by whatever official, common, usual, chemical,

- or brand name designated, listed in this section.
- 2 (1) Narcotic drugs. Unless specifically excepted or
 3 listed in another schedule, any material, compound, mixture,
 4 or preparation containing any of the following narcotic
 5 drugs or its salts calculated as the free anhydrous base or
 6 alkaloid in the following limited quantities:
- 7 (a) not more than 1 milligram of different and not less8 than 25 micrograms of atropine sulfate per dosage unit; and
- 9 (b) dextropropoxyphene (alpha-(+)-4-dimethylamino 10 1,2-diphenyl-3-methyl-2-propionoxybutane).
- 12 in another schedule, any material, compound, mixture, or
 13 preparation that contains any quantity of the following
 14 substances, including its salts, isomers, and salts of
 15 isomers whenever the existence of such salts, isomers, and
 16 salts of isomers is possible within the specific chemical
 17 designation:
 - (a) alprazolam;
- 19 (b) barbital;

- 20 (c) bromazepam;
- 21 (d) camazepam;
- 23 (d)(f) chloral hydrate;
- 24 tet(g) chlordiazepoxile;
- 25 (h) clobaram;

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1
1
         (f)(i) clonazepam;
                                                                                        (gg) midazolam;
2
         (g)(j) clorazepate;
                                                                                        (hh) nimetazepam;
3
         (k) clotiazepam;
                                                                                        (ii) nitrazepam;
                                                                                        (jj) nordiazepam;
4

 cloxazolam;

                                                                                        fr)(kk) oxazepam;
 5
         (m) delorazepam;
         th)(n) diazepam;
                                                                                        (11) oxazolam;
                                                                                        (s)(mm) paraldehyde;
 7
         (o) estazolam;
 8
         (i)(p) ethchlorvynol;
                                                                                        ft (nn) petrichloral;
                                                                                        fu)(00) phenobarbital;
 9
          (i) (q) ethinamate;
                                                                              10
          (r) ethyl loflazepate;
                                                                                        (pp) pinazepam;
10
                                                                              11
          (s) fludiazepam;
                                                                                        (v) (qq) prazepam; and
11
                                                                              12
12
          (t) flunitrazepam;
                                                                                        (rr) quazepam;
                                                                              13
13
          tk+(u) flurazepam;
                                                                                        (w)(ss) temazepam;
                                                                              14
                                                                                        (tt) tetrazepam; and
14
          tlt(v) halazepam;
                                                                              15
15
                                                                                        (uu) triazolam.
          (w) haloxazolam;
                                                                              16
                                                                                        (3) Fenfluramine. Any material, compound, mixture, or
16
          (x) ketazolam;
                                                                              17
                                                                                    preparation that contains any quantity of the following
17
          (y) loprazolam;
                                                                              18
                                                                                    substance, including its salts, isomers (whether optical,
          tm (z) lorazepam;
18
                                                                              19
                                                                                    position, or geometric), and salts of such isomers whenever
19
          (aa) lormetazepam;
                                                                              20
                                                                                    the existence of such salts, isomers, and salts of isomers
20
          fn + (bb) mebutamate;
                                                                              21
                                                                                    is possible:
21
          (cc) medazepam;
                                                                              22
                                                                                        (a) fenfluramine.
22
          (dd) meprobamate;
                                                                              23
                                                                                        (4) Stimulants. Unless specifically excepted or listed
23
          (e) methohexital;
                                                                              24
                                                                                    in another schedule, any material, compound, mixture, or
24
          (p)--meprobamate;
          tq)(ff) methylphenobarbital (mephobarbital);
                                                                                    preparation that contains any quantity of the following
25
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-17-

- substances having a stimulant effect on the central nervous system, including its salts, isomers, and salts of isomers:
- 3 (a) cathine;

2

- 4 (b) diethylpropion;
- 5 (c) fencamfamin;
- 6 (d) fenproporex;
- 8 (f) mefenorex;
- 9 (c)(g) pemoline, including organometallic complexes and chelates thereof:
- 12 (e)(i) pipradrol; and
- 13 (f)(j) SPA ((-)-1-dimethylamino-1,2-diphenylethane).
- 14 (5) Other substances. Unless specifically excepted or 15 listed in another schedule, any material, compound, mixture, 16 or preparation that contains any quantity of the following
- 17 substances, including its salts:
- 18 (a) pentazocine."
- 19 Section 5. Section 50-32-232, MCA, is amended to read:
- 20 "50-32-232. Specific dangerous drugs included in 21 Schedule V. Schedule V consists of the drugs and other 22 substances, by whatever official, common, usual, chemical,
- 23 or brand name designated, listed in this section.
- 24 (1) Narcetic drugs containing nonnarcetic active 25 medicinal ingredients. Any compound, mixture, or preparation

- 1 containing any of the following narcotic drugs or its salts
- 2 calculated as the free anhydrous base or alkaloid in limited
- 3 quantities as set forth in subsections (1)(a) through
- 4 (1)(f), which include one or more nonnarcotic, active
- 5 medicinal ingredients in sufficient proportion to confer
- 6 upon the compound, mixture, or preparation valuable
- 7 medicinal qualities other than those possessed by narcotic
- 8 drugs alone:
- 9 (a) not more than 200 milligrams of codeine per 100
- 10 milliliters or per 100 grams;
- 11 (b) not more than 100 milligrams of dihydrocodeine per
- 12 100 milliliters or per 100 grams;
- 13 (c) not more than 100 milligrams of ethylmorphine per
- 14 100 milliliters or per 100 grams;
- 15 (d) not more than 2.5 milligrams of diphenoxylate and
- 16 not less than 25 micrograms of atropine sulfate per dosage
- 17 unit;
- 18 (e) not more than 100 milligrams of opium per 100
- 19 milliliters or per 100 grams; and
- 20 (f) not more than 0.5 milligram of difenoxin and not
- 21 less than 25 micrograms of atropine sulfate per dosage unit.
- 22 (2) boperamide Buprenorphine.
- 23 (3) Propylhexedrine.
- 24 (4) Pyrovalerone."

- End-

APPROVED BY COMMITTEE ON JUDICIARY

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Senate BILL NO. 68
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2
     INTRODUCED BY Kan
3
                 BY REQUEST OF THE BOARD OF PHARMACY
 4
     A BILL FOR AN ACT ENTITLED: "AN ACT UPDATING THE DANGEROUS
 5
 6
     DRUG SCHEDULES TO CONFORM TO THE CONTROLLED SUBSTANCES
 7
     CONTAINED IN FEDERAL REGULATIONS; AND AMENDING SECTIONS
     50-32-222, 50-32-224, 50-32-226, 50-32-229, AND 50-32-232,
 8
     MCA."
 9
10
11
     BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
12
         Section 1. Section 50-32-222, MCA, is amended to read:
13
         *50-32-222. Specific dangerous drugs
                                                 included in
14
      Schedule I. Schedule I consists of the drugs and other
15
      substances, by whatever official, common, usual, chemical,
      or brand name designated, listed in this section.
16
         (1) Opiates. Unless specifically excepted or listed in
17
18
      another schedule, any of the following opiates, including
19
      its isomers, esters, ethers, salts, and salts of isomers,
20
      esters, and ethers whenever the existence of such isomers,
      esters, ethers, and salts is possible within the specific
21
22
      chemical designation:
23
          (a) acetyl-alpha-methylfentanyl;
24
          (b) acetylmethadol;
25
          (b)(c) allylprodine;
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1
          te)(d) alphacetylmethadol;
 2
          td (e) alphameprodine;
 3
          fe)(f) alphamethadol;
 4
          (f)(g) alpha-methylfentanyl
 5
      (N-[1-(alpha-methyl-beta-phenyl)ethyl-4-piperidyl]
 6
      propionanilide; 1-(l-methyl-2-phenylethyl)-4-(N-propanilido)
 7
      piperidine);
 8
          tg)(h) benzethidine;
 9
          fh;(i) betacetylmethadol;
10
          (j) beta-hydroxyfentanyl;
11
          (k) beta-hydroxy-3-methylfentanyl;
12
          (i)(1) betameprodine;
13
          fj)(m) betamethadol;
14
          (k)(n) betaprodine;
15
          flt(0) clonitazene;
16
          (m)(p) dextromoramide;
17
          fn)(q) diampromide;
18
          fo)(r) diethylthiambutene;
19
          (s) difenoxin;
20
          (q)(t) dimenoxadol;
21
                 dimepheptanol;
          (r)(u)
22
          fs (v) dimethylthiambutene;
23
          (t)(w) dioxaphetyl butyrate;
24
          (u)(x)
                  dipipanone;
25
          (∀)(Y) ethylmethylthiambutene;
```

| 1 | <pre>(w)(z) etonitazene;</pre> | 1 | (qq)(yy) racemoramide; |
|----|---|----|---|
| 2 | <pre>(x)(aa) etoxeridine;</pre> | 2 | <pre>frr)-sufentanil;</pre> |
| 3 | <pre>(y)(bb) furethidine;</pre> | 3 | (zz) thiofentanyl; |
| 4 | <pre>(z)(cc) hydroxypethidine;</pre> | 4 | (ss)(aga) tilidine; and |
| 5 | <pre>{aa} (dd) ketobemidone;</pre> | 5 | (tt)(bbb) trimeperidine. |
| 6 | <pre>fbb)(ee) levomoramide;</pre> | 6 | (2) Opium derivatives. Unless specifically excepted or |
| 7 | <pre>tee}(ff) levophenacylmorphan;</pre> | 7 | listed in another schedule, any of the following opium |
| 8 | (gg) 3-methylfentanyl; | 8 | derivatives, its salts, isomers, and salts of isomers |
| 9 | <pre>(hh) 3-methylthiofentanyl;</pre> | 9 | whenever the existence of such salts, isomers, and salts of |
| 10 | <pre>(dd)(ii) morpheridine;</pre> | 10 | isomers is possible within the specific chemical |
| 11 | <pre>(jj) MPPP (1-methyl-4-phenyl-4-propionoxypiperidine);</pre> | 11 | designation: |
| 12 | <pre>tee)(kk) noracymethadol;</pre> | 12 | (a) acetorphine; |
| 13 | <pre>(ff)(11) norlevorphanol;</pre> | 13 | (b) acetyldihydrocodeine; |
| 14 | tgg) (mm) normethadone; | 14 | (c) benzylmorphine; |
| 15 | <pre>thh)(nn) norpipanone;</pre> | 15 | (d) codeine methylbromide; |
| 16 | <pre>(00) para-fluorofentanyl;</pre> | 16 | (e) codeine-n-oxide; |
| 17 | <pre>(pp) PEPAP(1-(-2-phenethyl)-4-phenyl-4-acetoxypiperidine);</pre> | 17 | (f) cyprenorphine; |
| 18 | <pre>tity[qq) phenadoxone;</pre> | 18 | (g) desomorphine; |
| 19 | <pre>tjj)(rr) phenampromide;</pre> | 19 | (h) dihydromorphine; |
| 20 | <pre>tkk)(ss) phenomorphan;</pre> | 20 | (i) drotebanol; |
| 21 | <pre>flf)(tt) phenoperidine;</pre> | 21 | (j) etorphine; |
| 22 | <pre>fmm)(uu) piritramide;</pre> | 22 | (k) heroin; |
| 23 | <pre>(nn)(vv) proheptazine;</pre> | 23 | (1) hydromorphinol; |
| 24 | <pre>foot(ww) properidine;</pre> | 24 | (m) methyldesorphine; |
| 25 | tpp)(xx) propiram; | 25 | (n) methyldihydromorphine; |
| | | | |

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1
             morphine methylbromide;
                                                                              1
                                                                                       th+(j) ibogaine;
                                                                                       fit(k) lysergic acid diethylamide;
2
             morphine methylsulfonate;
                                                                               2
                                                                               3
3
             morphine-n-oxide;
                                                                                        fj (1) marijuana;
             myrophine;
                                                                                        tk)(m) mescaline;
5
             nicocodeine;
                                                                                        (n) parahexyl;
                                                                               6
6
          (t) nicomorphine;
                                                                                        (1)(0) peyote;
                                                                               7
7
             normorphine;
                                                                                        (p) PCE (N-ethyl-1-phenylcyclohexylamine);
                                                                               8
В
              pholcodine; and
                                                                                        (q) PHP 1-(1-phenylcyclohexyl)pyrrolidine (pcp analog);
                                                                               9
9
              thebacon.
                                                                                        tm)(r) n-ethyl-3-piperidyl benzilate;
              Hallucinogenic substances. Unless specifically
                                                                              10
                                                                                        (n)(s) n-methyl-3-piperidyl benzilate;
10
          (3)
     excepted or listed in another schedule, any material,
11
                                                                              11
                                                                                        {0}(t) psilocybin;
     compound, mixture, or preparation that contains any quantity
                                                                              12
12
                                                                                        (p)(u) psilocyn;
     of the following hallucinogenic substances or any of its
                                                                              13
13
                                                                                        (q)(v) tetrahydrocannabinols;
      salts, isomers, and salts of isomers whenever the existence
                                                                              14
                                                                                        (r)(w) 2,5-dimethoxyamphetamine;
14
      of such salts, isomers, and salts of isomers is possible
15
                                                                              15
                                                                                        (*) 4-bromo-2,5-dimethoxy-amphetamine;
                                                                              16
16
      within the specific chemical designation:
                                                                                        (t)(y) 4-methoxyamphetamine;
                                                                              17
17
          (a) 3,4-methylenedioxy amphetamine;
                                                                                        (u)(2) ethylamine analog of phencyclidine;
          (b) 3,4-methylenedioxymethamphetamine (MDMA);
                                                                              18
16
                                                                                        (∀)(aa) pyrrolidine analog of phencyclidine; and
19
          tb)(c) 5-methoxy-3,4-methylenedioxy amphetamine;
                                                                              19
                                                                                        (w)(bb) thiophene analog of phencyclidine.
                                                                              20
          (c)(d) 3,4,5-trimethoxy amphetamine;
                                                                                        (4) Depressants. Unless specifically excepted or listed
20
                                                                              21
          (d)(e) bufotenine;
21
                                                                                    in another schedule, any material, compound, mixture, or
          (f) doet (2,5-dime'hoxy-4-ethalamphetamine);
                                                                              22
22
                                                                                    preparation that contains any quantity of the following
23
          (e)(g) diethyltryptamine;
                                                                              23
                                                                                    substance having a depressant effect on the central nervous
24
          (f)(h) dimethyltryptamine;
                                                                              24
                                                                                    system, including its salts, isomers, and salts of isomers
          fg)(i) 4-methyl-2,5-dimethoxy-amphetamine;
                                                                              25
                                                                                    whenever the existence of such salts, isomers, and salts of
25
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- specific 1 isomers possible within the chemical 2 designation:
- 3 (a) mecloqualone; and
- (b) methaqualone.

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- (5) Stimulants. Unless specifically excepted or listed in another schedule, any material, compound, mixture, or preparation that contains any quantity of the following substances having a stimulant effect on the central nervous system, including its salts, isomers, and salts of isomers:
- 10 (a) fenethylline; and
- (b) n-ethylamphetamine. 11
- (6) For purposes of subsection (3) only, the term 12 13 "isomer" includes the optical, position, and geometric 14 isomers.
 - (7) If prescription or administration is authorized by the Federal Pood, Drug and Cosmetic Act, then any material, preparation containing compound, mixture, tetrahydrocannabinols listed in subsection (3) shall automatically be rescheduled from Schedule I to Schedule 11."
- Section 2. Section 50-32-224, MCA, is amended to read: 21
- "50-32-224. Specific dangerous drugs included in 22 23 24

or brand name designated, listed in this section.

Schedule II. Schedule II consists of the drugs and other substances, by whatever official, common, usual, chemical,

- 1 (1) Substances, vegetable origin or chemical synthesis. 2 Unless specifically excepted or listed in another schedule, 3 any of the following substances, whether produced directly or indirectly by extraction from substances of vegetable
- origin, independently by means of chemical synthesis, or by a combination of extraction and chemical synthesis:
- 7 (a) opium and opiate and any salt, compound, 8 derivative, or preparation of opium or opiate, excluding 9 apomorphine, dextrorphan, nalbuphine, naloxone, and 10 naltrexone and their respective salts, but including the
- following: 11 12 (i) raw opium;
- 13 (ii) opium extracts;
- 14 (iii) opium fluid extracts;
- 15 (iv) powdered opium;
- 16 (v) granulated opium;
- 17 (vi) tincture of opium;
- 18 (vii) codeine;
- 19 (viii) ethylmorphine;
- 20 (ix) etorphine hydrochloride;
- 21 (x) hydrocodone;
- 22 (xi) hydromorphone;
- 23 (xii) metopon;
- 24 (xiii) morphine;
- 25 (xiv) oxycodone;

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1 (xv) oxymorphone; and (a) alfentanil; 2 (xvi) thebaine; (b) alphaprodine; 2 (b) any salt, compound, derivative, or preparation 3 3 {b}(c) anileridine; thereof that is chemically equivalent or identical with any (d) bezitramide; of the substances referred to in subsection (1)(a) of this 5 dihydrocodeine; +d}(e) section, except that these substances do not include the 6 (e)(f) diphenoxylate; 7 isoquinoline alkaloids of opium; 7 (f)(g) fentanyl; 8 (c) opium poppy and poppy straw; (g)(h) isomethadone; 9 (d) coca leaves and any salt, compound, derivative, or 9 (h)(i) levomethorphan; 10 preparation of coca leaves, and any salt, compound. (i)(j) levorphanol; 10 derivative, or preparation thereof that is chemically 11 +j+(k) metazocine; 11 equivalent or identical with any of these substances, except 12 12 +k+(1) methadone; 13 that these substances do not include decocainized coca 13 fl)(m) methadone-intermediate, leaves or extraction of coca leaves, which extractions do 4-cyano-2-dimethylamino-4, 4-diphenyl butane; 14 14 (m)(n) moramide-intermediate, 2-methyl-3-morpholino-1, 15 not contain cocaine or ecgonine; and 15 16 (e) concentrate of poppy straw, the crude extract of 1-diphenylpropane-carboxylic acid; 16 17 poppy straw in either liquid, solid, or powder form that 17 (n)(o) pethidine (n peridine); 18 contains the phenanthrene alkaloids of the opium poppy. 18 (o)(p) pethidine-intermediate-A, 19 (2) Opiates. Unless specifically excepted or listed in 19 4-cyano-1-methyl-4-phenylpiperidine; another schedule, any of the following opiates, including 20 20 (p)(q) pethidine-intermediate-B, 21 its isomers, esters, ethers, salts, and salts of isomers, ethyl-4-phenylpiperidine-4-carboxylate; 21 22 esters, and ethers whenever the existence of such isomers, 22 (q)(r) pethidine-intermediate-C, 23 esters, ethers, and salts is possible within the specific 2.3 1-methyl-4-phenylpiperidine-4-carboxylic acid; chemical designation, dextrorphan and levopropoxyphene 24 24 (r)(s) phenazocine;

25

25

excepted:

(s)(t) piminodine;

23

24

25

- 1 ft}(u) racemethorphan; fu)(v) racemorphan; and 2 3 (w) sufentanil; and fv)(x) bulk dextropropoxyphene (nondosage forms). (3) Stimulants. Unless specifically excepted or listed 5 in another schedule, any material, compound, mixture, or 7 preparation that contains any quantity of the following substances having a stimulant effect on the central nervous 9 system: (a) amphetamine, its salts, optical isomers, and salts 10 11 of its optical isomers; 12 (b) phenmetrazine and its salts; 13 (c) methamphetamine, its salts, isomers, and salts of 14 its isomers; and 15 (d) methylphenidate. (4) Depressants. Unless specifically excepted or listed 16 17 in another schedule, any material, compound, mixture, or preparation that contains any quantity of the following 18 19 substances having a depressant effect on the central nervous 20 system, including its salts, isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of 21 isomers is possible within the specific chemical 22 23 designation: 24 (a) amobarbital;
- 1 (e) pentobarbital; (d)(c) phencyclidine; and te)(d) secobarbital. 3 (5) Immediate precursors. Unless specifically excepted or listed in another schedule, any material, compound, mixture, or preparation that contains any quantity of the 7 following substances: 8 (a) immediate precursor amphetamine and 9 methamphetamine: 10 (i) phenylacetone; 11 (b) immediate precursors to phencyclidine (PCP): 12 (i) 1-phenylcyclohexylamine; and 13 (ii) 1-piperidinocyclohexanecarbonitrile (PCC). 14 (6) Hallucinogenic substances: 15 (a) dronabinol (synthetic) in sesame oil 16 encapsulated in a soft gelatin capsule in a federal food and 17 drug administration-approved drug product; and 18 (b) nabilone." 19 Section 3. Section 50-32-226, MCA, is amended to read: 20 *50-32-226. Specific dangerous daugs included in 21 Schedule III. Schedule III consists of the drugs and other

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(b) methaqualone;

in another schedule, any material, compound, mixture, or

substances, by whatever official, common, usual, chemical,

(1) Stimulants. Unless specifically excepted or listed

or brand name designated, listed in this section.

- preparation that contains any quantity of the following substances having a stimulant effect on the central nervous system, including its salts, isomers (whether optical, position, or geometric), and salts of such isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation:
- 7 (a) benzphetamine;
- 8 (b) chlorphentermine;
- 9 (c) clortermine; and
- 10 (d) phendimetrazine.
- 12 in another schedule, any material, compound, mixture, or
 13 preparation that contains any quantity of the following
 14 substances having a depressant effect on the central nervous
 15 system:
- (a) any substance that contains any quantity of a derivative of barbituric acid or any salt thereof;
- 18 (b) chlorhexadol;
- 19 (c) glutethimide;
- 20 (d) lysergic acid;
- 21 (e) lysergic acid amide;
- 22 (f) methyprylon;
- 23 (g) sulfondiethylmethane;
- 24 (h) sulfonethylmethane;
- 25 (i) sulfonmethane;

- 1 (j) tiletamine and zolazepam or any of their salts;
- 2 (k) any compound, mixture, or preparation containing
 3 amobarbital, secobarbital, or pentobarbital or any salt of
 4 any of these drugs and one or more other active medicinal
 5 ingredients that are not listed in any schedule; and
- 10 (3) Nalorphine.
- 11 (4) Narcotic drugs. Unless specifically excepted or
 12 listed in another schedule, any material, compound, mixture,
 13 or preparation containing any of the following narcotic
 14 drugs or its salts calculated as the free anhydrous base or
 15 alkaloid in the following limited quantities:
- 16 (a) not more than 1.8 grams of codeine per 100
 17 milliliters or not more than 90 milligrams per dosage unit,
 18 with an equal or greater quantity of an isoquinoline
 19 alkaloid of opium;
- 20 (b) not more than 1.8 grams of codeine per 100
 21 milliliters or not more than 90 milligrams per dosage unit,
 22 with one or more active, nonnarcotic ingredients in
 23 recognized therapeutic amounts;
- 24 (c) not more than 300 milligrams of dihydrocodeinone
 25 per 100 milliliters or not more than 15 milligrams per

- dosage unit, with a fourfold or greater quantity of an 1 2 isoquinoline alkaloid of opium;
- (d) not more than 300 milligrams of dihydrocodeinone per 100 milliliters or not more than 15 milligrams per dosage unit, with one or more active, nonnarcotic 5 6 ingredients in recognized therapeutic amounts;

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- (e) not more than 1.8 grams of dihydrocodeine per 100 milliliters or not more than 90 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;
- (f) not more than 300 milligrams of ethylmorphine per 100 milliliters or not more than 15 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in 14 recognized therapeutic amounts;
 - (q) not more than 500 milligrams of opium per 100 milliliters or per 100 grams or not more than 25 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts; or
 - (h) not more than 50 milligrams of morphine per 100 milliliters or per 100 grams, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts."
- 22 Section 4. Section 50-32-229, MCA, is amended to read: *50-32-229. Specific dangerous drugs included in 23 Schedule IV. Schedule IV consists of the drugs and other 24 substances, by whatever official, common, usual, chemical, 25

1 or brand name designated, listed in this section.

alkaloid in the following limited quantities:

- 2 (1) Narcotic drugs. Unless specifically excepted or 3 listed in another schedule, any material, compound, mixture, or preparation containing any of the following narcotic 5 drugs or its salts calculated as the free anhydrous base or
 - (a) not more than 1 milligram of difenoxin and not less than 25 micrograms of atropine sulfate per dosage unit; and
- 9 (b) dextropropoxyphene (alpha-(+)-4-dimethylamino 10 1,2-diphenyl-3-methyl-2-propionoxybutane).
- 11 (2) Depressants. Unless specifically excepted or listed 12 in another schedule, any material, compound, mixture, or 13 preparation that contains any quantity of the following 14 substances, including its salts, isomers, and salts of 15 isomers whenever the existence of such salts, isomers, and 16 salts of isomers is possible within the specific chemical 17 designation:
- 18 (a) alprazolam;
- 19 (b) barbital:

7

- 20 (c) bromazepam;
- 21 (d) camazepam;
- 22 (e) chloral betaine;
- 23 (d)(f) chloral hydrate;
- 24 (e)(q) chlordiazepoxide;
- 25 (h) clobazam;

```
1
1
         (f)(i) clonazepam;
                                                                                        (gg) midazolam;
                                                                               2
2
         {g}(j) clorazepate;
                                                                                        (hh) nimetazepam;
                                                                               3
3
         (k) clotiazepam;
                                                                                        (ii) nitrazepam;
4
         (1) cloxazolam;
                                                                               4
                                                                                        (jj) nordiazepam;
                                                                               5
 5
         (m) delorazepam;
                                                                                        fr)(kk) oxazepam;
                                                                               6
 6
         th)(n) diazepam;
                                                                                        (11) oxazolam;
7
                                                                               7
         (o) estazolam;
                                                                                        (s)(mm) paraldehyde;
 8
         ti)(p) ethchlorvynol;
                                                                                        ft)(nn) petrichloral;
 9
                                                                               9
         (†j)(q) ethinamate;
                                                                                        ful(oo) phenobarbital;
                                                                              10
10
          (r) ethyl loflazepate;
                                                                                        (pp) pinazepam;
                                                                              11
11
          (s) fludiazepam;
                                                                                        tv)(qq) prazepam; and
         (t) flunitrazepam;
                                                                              12
12
                                                                                        (rr) quazepam;
13
                                                                              13
                                                                                        tw)(ss) temazepam;
         (k)(u) flurazepam;
                                                                              14
14
         (1)(v) halazepam;
                                                                                        (tt) tetrazepam; and
                                                                              15
15
                                                                                        (uu) triazolam.
          (w) haloxazolam;
                                                                              16
16
          (x) ketazolam;
                                                                                        (3) Fenfluramine. Any material, compound, mixture, or
17
                                                                              17
                                                                                    preparation that contains any quantity of the following
          (y) loprazolam;
                                                                              18
                                                                                    substance, including its salts, isomers (whether optical,
18
          (m)(z) lorazepam;
                                                                              19
19
          (aa) lormetazepam;
                                                                                    position, or geometric), and salts of such isomers whenever
                                                                              20
20
          tnt(bb) mebulamate;
                                                                                    the existence of such salts, isomers, and salts of isomers
21
                                                                              21
                                                                                    is possible:
          (cc) medazepam;
22
                                                                              22
                                                                                        (a) fenfluramine.
          (dd) meprobamate;
                                                                              23
23
                                                                                        (4) Stimulants. Unless specifically excepted or listed
          to(ee) methohexital;
                                                                              24
24
                                                                                    in another schedule, any material, compound, mixture, or
          tp}--meprobamate;
                                                                              25
25
                                                                                    preparation that contains any quantity of the following
          fq)(ff) methylphenobarbital (mephobarbital);
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- substances having a stimulant effect on the central nervous
 system, including its salts, isomers, and salts of isomers:
- 3 (a) cathine;
- (b) diethylpropion;
- 5 (c) fencamfamin;
- 6 (d) fenproporex;
- 7 (b)(e) mazindol;
- 8 (f) mefenorex;
- 11 (d)(h) phentermine;
- 12 (e)(i) pipradrol; and
- 13 (f)(j) SPA ((-)-1-dimethylamino-1,2-diphenylethane).
- 14 (5) Other substances. Unless specifically excepted or 15 listed in another schedule, any material, compound, mixture, 16 or preparation that contains any quantity of the following
- 17 substances, including its salts:
- 18 (a) pentazocine."
- Section 5. Section 50-32-232, MCA, is amended to read:
- 20 **50-32-232. Specific dangerous drugs included in 21 Schedule V. Schedule V consists of the drugs and other
- 22 substances, by whatever official, common, usual, chemical,
- or brand name designated, listed in this section.
- 24 (1) Narcotic drugs containing nonnarcotic active 25 medicinal ingredients. Any compound, mixture, or preparation

- containing any of the following narcotic drugs or its salts
- 2 calculated as the free anhydrous base or alkaloid in limited
- 3 quantities as set forth in subsections (1)(a) through
- 4 (1)(f), which include one or more nonnarcotic, active
- 5 medicinal ingredients in sufficient proportion to confer
- 6 upon the compound, mixture, or preparation valuable
- 7 medicinal qualities other than those possessed by narcotic
- 8 drugs alone:
- 9 (a) not more than 200 milligrams of codeine per 100
- 10 milliliters or per 100 grams;
- 11 (b) not more than 100 milligrams of dihydrocodeine per
- 12 100 milliliters or per 100 grams;
- 13 (c) not more than 100 milligrams of ethylmorphine per
- 14 100 milliliters or per 100 grams;
- 15 (d) not more than 2.5 milligrams of diphenoxylate and
- 16 not less than 25 micrograms of atropine sulfate per dosage
- 17 unit;
- 18 (e) not more than 100 milligrams of opium per 100
- 19 milliliters or per 100 grams; and
- 20 (f) not more than 0.5 milligram of difenoxin and not
- 21 less than 25 micrograms of atropine sulfate per dosage unit.
- 22 (2) Loperamide Buprenorphine.
- 23 (3) Propylhexedrine.
- 24 (4) Pyrovalerone."

-End-

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Senate BILL NO. 68
1
                                                                             1
                                                                                      fc)(d) alphacetylmethadol;
     INTRODUCED BY Kam
2
                                                                             2
                                                                                      (d)(e) alphameprodine;
                 BY REQUEST OF THE BOARD OF PHARMACY
 3
                                                                             3
                                                                                      fe}(f) alphamethadol;
                                                                                      (f)(q) alpha-methylfentanyl
 5
     A BILL FOR AN ACT ENTITLED: "AN ACT UPDATING THE DANGEROUS
                                                                             5
                                                                                  (N-[1-(alpha-methyl-beta-phenyl)ethyl-4-piperidyl]
     DRUG SCHEDULES TO CONFORM TO THE CONTROLLED SUBSTANCES
 6
                                                                                  propionanilide; 1-(1-methyl-2-phenylethyl)-4-(N-propanilido)
 7
     CONTAINED IN FEDERAL REGULATIONS: AND AMENDING SECTIONS
                                                                             7
                                                                                  piperidine);
     50-32-222, 50-32-224, 50-32-226, 50-32-229, AND 50-32-232,
                                                                             8
                                                                                      (g)(h) benzethidine;
     MCA."
 9
                                                                             9
                                                                                      (h)(i) betacetylmethadol;
10
                                                                            10
                                                                                      (j) beta-hydroxyfentanyl;
11
     BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
                                                                            11
                                                                                      (k) beta-hydroxy-3-methylfentanyl;
12
         Section 1. Section 50-32-222, MCA, is amended to read:
                                                                            12
                                                                                      (i)(1) betameprodine;
13
         "50-32-222. Specific dangerous drugs
                                                   included
                                                                            13
                                                                                      fj)(m) betamethadol;
     Schedule I. Schedule I consists of the drugs and other
                                                                            14
14
                                                                                      {k}(n) betaprodine;
     substances, by whatever official, common, usual, chemical,
                                                                            15
                                                                                      (1)(0) clonitazene;
15
                                                                            16
      or brand name designated, listed in this section.
                                                                                      {m}(p) dextromoramide;
16
17
         (1) Opiates. Unless specifically excepted or listed in
                                                                            17
                                                                                      fn (q) diampromide;
18
      another schedule, any of the following opiates, including
                                                                            18
                                                                                      (o)(r) diethylthiambutene;
19
      its isomers, esters, ethers, salts, and salts of isomers,
                                                                            19
                                                                                      tp)(s) difenoxin;
20
      esters, and ethers whenever the existence of such isomers,
                                                                            20
                                                                                      fq)(t) dimenoxadol;
21
      esters, ethers, and salts is possible within the specific
                                                                            21
                                                                                      tr}(u) dimepheptanol;
22
      chemical designation:
                                                                            22
                                                                                              dimethylthiambutene;
                                                                                      (v) (e)
23
                                                                            23
          (a) acetyl-alpha-methylfentanyl;
                                                                                      (t)(w) dioxaphetyl butyrate;
          (b) acetylmethadol;
                                                                             24
24
                                                                                      tw)(x) dipipanone;
25
          fb)(c) allylprodine;
                                                                             25
                                                                                      tv)(y) ethylmethylthiambutene;
```

ana legislative Council

THIRD READING

| 1 | <pre>tw)(z) etonitazene;</pre> | 1 | fqq)(yy) racemoramide; |
|----|---|----|---|
| 2 | <pre>(x)(aa) etoxeridine;</pre> | 2 | <pre>frrj-sufentanil;</pre> |
| 3 | (y)(bb) furethidine; | 3 | <pre>(zz) thiofentanyl;</pre> |
| 4 | <pre>(z)(cc) hydroxypethidine;</pre> | 4 | <pre>tss)(aaa) tilidine; and</pre> |
| 5 | <pre>taa)(dd) ketobemidone;</pre> | 5 | <pre>ftt)(bbb) trimeperidine.</pre> |
| 6 | <pre>tbbt(ee) levomoramide;</pre> | 6 | (2) Opium derivatives. Unless specifically excepted or |
| 7 | <pre>teet(ff) levophenacylmorphan;</pre> | 7 | listed in another schedule, any of the following opium |
| 8 | (gg) 3-methylfentanyl; | 8 | derivatives, its salts, isomers, and salts of isomers |
| 9 | (hh) 3-methylthiofentanyl; | 9 | whenever the existence of such salts, isomers, and salts of |
| 10 | <pre>(dd)(ii) morpheridine;</pre> | 10 | isomers is possible within the specific chemical |
| 11 | <pre>(jj) MPPP (1-methy1-4-pheny1-4-propionoxypiperidine);</pre> | 11 | designation: |
| 12 | <pre>(kk) noracymethadol;</pre> | 12 | (a) acetorphine; |
| 13 | <pre>fff(11) norlevorphanol;</pre> | 13 | <pre>(b) acetyldihydrocodeine;</pre> |
| 14 | tgg) (mm) normethadone; | 14 | (c) benzylmorphine; |
| 15 | (hh)(nn) norpipanone; | 15 | (d) codeine methylbromide; |
| 16 | (oo) para-fluorofentanyl; | 16 | (e) codeine-n-oxide; |
| 17 | <pre>(pp) PEPAP(1-(-2-phenethyl)-4-phenyl-4-acetoxypiperidine);</pre> | 17 | (f) cyprenorphine; |
| 18 | <pre>(±i)(qq) phenadoxone;</pre> | 18 | (g) desomorphine; |
| 19 | <pre>fjj}(rr) phenampromide;</pre> | 19 | (h) dihydromorphine; |
| 20 | <pre>tkk)(ss) phenomorphan;</pre> | 20 | (i) drotebanol; |
| 21 | <pre>{}!}(tt) phenoperidine;</pre> | 21 | (j) etorphine; |
| 22 | (mm)(uu) piritramide; | 22 | (k) heroin; |
| 23 | <pre>fmm)(vv) proheptazine;</pre> | 23 | (1) hydromorphinol; |
| 24 | <pre>foot(ww) properidine;</pre> | 24 | <pre>(m) methyldesorphine;</pre> |
| 25 | tpp)(xx) propiram; | 25 | <pre>(n) methyldihydromorphine;</pre> |
| | | | |

```
(o) morphine methylbromide;
                                                                               1
1
                                                                                        th; (j) ibogaine;
                                                                               2
2
             morphine methylsulfonate;
                                                                                        (i)(k) lysergic acid diethylamide;
3
                                                                               3
                                                                                        tj}(1) marijuana;
             morphine-n-oxide;
                                                                               4
                                                                                        tk}(m) mescaline;
             myrophine;
5
             nicocodeine;
                                                                               5
                                                                                        (n) parahexyl;
              nicomorphine;
                                                                               6
                                                                                        (1)(0) peyote;
7
                                                                               7
              normorphine;
                                                                                        (p) PCE (N-ethyl-1-phenylcyclohexylamine);
8
              pholcodine; and
                                                                               8
                                                                                        (q) PHP 1-(1-phenylcyclohexyl)pyrrolidine (pcp analog);
                                                                               9
9
                                                                                        {m}(r) n-ethyl-3-piperidyl benzilate;
          (w)
              thebacon.
         (3) Hallucinogenic substances. Unless specifically
10
                                                                              10
                                                                                        {n}(s) n-methyl-3-piperidyl benzilate;
     excepted or listed in another schedule, any material,
                                                                              11
11
                                                                                        (0)(t) psilocybin;
     compound, mixture, or preparation that contains any quantity
                                                                              12
12
                                                                                        (p)(u) psilocyn;
13
     of the following hallucinogenic substances or any of its
                                                                              13
                                                                                        {q}(v) tetrahydrocannabinols;
14
      salts, isomers, and salts of isomers whenever the existence
                                                                              14
                                                                                        frf(w) 2,5-dimethoxyamphetamine;
15
      of such salts, isomers, and salts of isomers is possible
                                                                              15
                                                                                        (s)(x) 4-bromo-2,5-dimethoxy-amphetamine;
16
                                                                              16
      within the specific chemical designation:
                                                                                        (t)(y) 4-methoxyamphetamine;
17
          (a) 3,4-methylenedioxy amphetamine;
                                                                              17
                                                                                        (u)(z) ethylamine analog of phencyclidine;
31
          (b) 3,4-methylenedioxymethamphetamine (MDMA);
                                                                              18
                                                                                        (v)(aa) pyrrolidine analog of phencyclidine; and
19
          (b)(c) 5-methoxy-3,4-methylenedioxy amphetamine;
                                                                              19
                                                                                        twt(bb) thiophene analog of phencyclidine.
20
          (e)(d) 3,4,5-trimethoxy amphetamine;
                                                                              20
                                                                                        (4) Depressants. Unless specifically excepted or listed
21
          {d}(e) bufotenine;
                                                                              21
                                                                                    in another schedule, any material, compound, mixture, or
22
          (f) doet (2,5-dime'hoxy-4-ethalamphetamine);
                                                                              22
                                                                                    preparation that contains any quantity of the following
23
          (e)(g) diethyltryptamine;
                                                                              23
                                                                                    substance having a depressant effect on the central nervous
24
          (f)(h) dimethyltryptamine;
                                                                              24
                                                                                    system, including its salts, isomers, and salts of isomers
25
          fgf(i) 4-methyl-2,5-dimethoxy-amphetamine;
                                                                              25
                                                                                    whenever the existence of such salts, isomers, and salts of
```

- 1 isomers is possible within the specific chemical
 2 designation:
 3 (a) mecloqualone; and
 4 (b) methagualone.
 - (5) Stimulants. Unless specifically excepted or listed in another schedule, any material, compound, mixture, or preparation that contains any quantity of the following substances having a stimulant effect on the central nervous system, including its salts, isomers, and salts of isomers:
- 10 (a) fenethylline; and

7

8

- (b) n-ethylamphetamine.
- 12 (6) For purposes of subsection (3) only, the term
 13 "isomer" includes the optical, position, and geometric
 14 isomers.
- 15 (7) If prescription or administration is authorized by
 16 the Federal Food, Drug and Cosmetic Act, then any material,
 17 compound, mixture, or preparation containing
 18 tetrahydrocannabinols listed in subsection (3) shall
 19 automatically be rescheduled from Schedule I to Schedule
- automatically be rescheduled from Schedule I to Schedule
 II."

 Section 2. Section 50-32-224, MCA, is amended to read:

 "50-32-224. Specific dangerous drugs included in
 Schedule II. Schedule II consists of the drugs and other
 substances, by whatever official, common, usual, chemical,
 or brand name designated, listed in this section.

- 1 (1) Substances, vegetable origin or chemical synthesis.
 2 Unless specifically excepted or listed in another schedule,
 3 any of the following substances, whether produced directly
 4 or indirectly by extraction from substances of vegetable
 5 origin, independently by means of chemical synthesis, or by
 6 a combination of extraction and chemical synthesis:
- 7 (a) opium and opiate and any salt, compound,
 8 derivative, or preparation of opium or opiate, excluding
 9 apomorphine, dextrorphan, nalbuphine, naloxone, and
 10 naltrexone and their respective salts, but including the
 11 following:
- 12 (i) raw opium;
- 13 (ii) opium extracts;
- 14 (iii) opium fluid extracts;
- 15 (iv) powdered opium;
- 16 (v) granulated opium;
- 17 (vi) tincture of opium;
- 18 (vii) codeine;
- 19 (viii) ethylmorphine;
- 20 (ix) etorphine hydrochloride;
- 21 (x) hydrocodone;
- 22 (xi) hydromorphone;
- 23 (xii) metopon;
- 24 (xiii) morphine;
- 25 (xiv) oxycodone;

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(xv) oxymorphone; and
                                                                                       (a) alfentanil;
1
                                                                              1
                                                                                       (b) alphaprodine;
2
         (xvi) thebaine;
                                                                              2
         (b) any salt, compound, derivative, or preparation
                                                                                       {b}(c) anileridine;
3
                                                                              3
4
      thereof that is chemically equivalent or identical with any
                                                                              4
                                                                                       (d) (e)
                                                                                               bezitramide:
5
      of the substances referred to in subsection (1)(a) of this
                                                                                               dihydrocodeine;
                                                                              5
                                                                                       td)(e)
      section, except that these substances do not include the
6
                                                                                       <del>(e)</del>(f)
                                                                                               diphenoxylate;
                                                                              6
      isoquinoline alkaloids of opium;
7
                                                                              7
                                                                                               fentanyl;
                                                                                       (P) f 3 t
8
         (c) opium poppy and poppy straw;
                                                                              8
                                                                                       (g)(h)
                                                                                               isomethadone;
9
          (d) coca leaves and any salt, compound, derivative, or
                                                                                               levomethorphan;
                                                                                        (h)(i)
10
      preparation of coca leaves, and any salt,
                                                        compound,
                                                                                               levorphanol;
                                                                              10
                                                                                        (i) {±+
      derivative, or preparation thereof that is chemically
                                                                                               metazocine;
11
                                                                             11.
                                                                                       <del>( j )</del> (k )
12
      equivalent or identical with any of these substances, except
                                                                              12
                                                                                        (k)(1) methadone;
      that these substances do not include decocainized coca
13
                                                                              13
                                                                                        fl+(m) methadone-intermediate,
14
      leaves or extraction of coca leaves, which extractions do
                                                                                    4-cyano-2-dimethylamino-4, 4-diphenyl butane;
                                                                              14
15
      not contain cocaine or ecgonine; and
                                                                                        tm)(n) moramide-intermediate, 2-methyl-3-morpholino-1,
                                                                              15
          (e) concentrate of poppy straw, the crude extract of
16
                                                                              16
                                                                                    1-diphenylpropane-carboxylic acid;
17
      poppy straw in either liquid, solid, or powder form that
                                                                              17
                                                                                        fn)(0) pethidine (n peridine);
      contains the phenanthrene alkaloids of the opium poppy.
18
                                                                              18
                                                                                        (o)(p) pethidine-intermediate-A,
19
          (2) Opiates. Unless specifically excepted or listed in
                                                                              19
                                                                                    4-cyano-1-methyl-4-phenylpiperidine;
20
      another schedule, any of the following opiates, including
                                                                              20
                                                                                        (p)(q) pethidine-intermediate-B,
21
      its isomers, esters, ethers, salts, and salts of isomers,
                                                                              21
                                                                                    ethyl-4-phenylpiperidine-4-carboxylate;
                                                                                        fqf(r) pethidine-intermediate-C,
22
      esters, and ethers whenever the existence of such isom rs,
                                                                              22
23
      esters, ethers, and salts is possible within the specific
                                                                              23
                                                                                    1-methyl-4-phenylpiperidine-4-carboxylic acid;
24
      chemical
                designation, dextrorphan and levopropoxyphene
                                                                              24
                                                                                        fr)(s) phenazocine;
```

25

25

excepted:

(s)(t) piminodine;

24

25

- ft+(u) racemethorphan; 1 ful(v) racemorphan; and 2 (w) sufentanil; and 3 (v)(x) bulk dextropropoxyphene (nondosage forms). (3) Stimulants. Unless specifically excepted or listed 5 in another schedule, any material, compound, mixture, or 6 preparation that contains any quantity of the following 7 substances having a stimulant effect on the central nervous 8 9 system: (a) amphetamine, its salts, optical isomers, and salts 10 11 of its optical isomers; (b) phenmetrazine and its salts; 12 (c) methamphetamine, its salts, isomers, and salts of 13 its isomers: and 14 15 (d) methylphenidate. (4) Depressants. Unless specifically excepted or listed 16 in another schedule, any material, compound, mixture, or 17 preparation that contains any quantity of the following 18 substances having a depressant effect on the central nervous 19 system, including its salts, isomers, and salts of isomers 20 whenever the existence of such salts, isomers, and salts of 21 isomers is possible within the specific chemical 22 designation: 23 (a) amobarbital; 24 25 (b) methaqualone;
- fct pentobarbital; (d)(c) phencyclidine; and (e)(d) secobarbital. 3 (5) Immediate precursors. Unless specifically excepted or listed in another schedule, any material, compound, mixture, or preparation that contains any quantity of the following substances: 8 (a) immediate precursor Ło amphetamine and 9 methamphetamine: 10 (i) phenylacetone; (b) immediate precursors to phencyclidine (PCP): 11 12 (i) 1-phenylcyclohexylamine; and 13 (ii) 1-piperidinocyclohexanecarbonitrile (PCC). 14 (6) Hallucinogenic substances: 15 (a) dronabinol (synthetic) in sesame oil and 16 encapsulated in a soft gelatin capsule in a federal food and 17 drug administration-approved drug product; and 18 (b) nabilone." Section 3. Section 50-32-226, MCA, is amended to read: 19 *50-32-226. Specific dangerous daugs included in 20 Schedule III. Schedule III consists of the drugs and other 21 22 substances, by whatever official, common, usual, chemical,

in another schedule, any material, compound, mixture, or

(1) Stimulants, Unless specifically excepted or listed

or brand name designated, listed in this section.

- preparation that contains any quantity of the following substances having a stimulant effect on the central nervous system, including its salts, isomers (whether optical, position, or geometric), and salts of such isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation:
- 7 (a) benzphetamine;
- 8 (b) chlorphentermine;
- 9 (c) clortermine; and
- 10 (d) phendimetrazine.
- 12 in another schedule, any material, compound, mixture, or
 13 preparation that contains any quantity of the following
 14 substances having a depressant effect on the central nervous
 15 system:
 - (a) any substance that contains any quantity of a derivative of barbituric acid or any salt thereof;
 - (b) chlorhexadol;
- 19 (c) glutethimide;

17

- 20 (d) lysergic acid;
- 21 (e) lysergic acid amide;
- 22 (f) methyprylon;
- 23 (g) sulfondiethylmethane;
- 24 (h) sulfonethylmethane;
- 25 (i) sulfonmethane;

- 1 (j) tiletamine and zolazepam or any of their salts;
- 2 (k) any compound, mixture, or preparation containing
 3 amobarbital, secobarbital, or pentobarbital or any salt of
 4 any of these drugs and one or more other active medicinal
 5 ingredients that are not listed in any schedule; and
- 6 (k)(1) any suppository dosage form containing
 7 amobarbital, secobarbital, or pentobarbital or any salt of
 8 any of these drugs approved by the federal food and drug
 9 administration for marketing only as a suppository.
- 10 (3) Nalorphine.
- 11 (4) Narcotic drugs. Unless specifically excepted or
 12 listed in another schedule, any material, compound, mixture,
 13 or preparation containing any of the following narcotic
 14 drugs or its salts calculated as the free anhydrous base or
 15 alkaloid in the following limited quantities:
- 16 (a) not more than 1.8 grams of codeine per 100
 17 milliliters or not more than 90 milligrams per dosage unit,
 18 with an equal or greater quantity of an isoquinoline
 19 alkaloid of opium;
- 20 (b) not more than 1.8 grams of codeine per 100
 21 milliliters or not more than 90 milligrams per dosage unit,
 22 with one or more active, nonnarcotic ingredients in
 23 recognized therapeutic amounts;
- 24 (c) not more than 300 milligrams of dihydrocodeinone
 25 per 100 milliliters or not more than 15 milligrams per

dosage unit, with a fourfold or greater quantity of an isoquinoline alkaloid of opium;

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21

- (d) not more than 300 milligrams of dihydrocodeinone per 100 milliliters or not more than 15 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;
- (e) not more than 1.8 grams of dihydrocodeine per 100 milliliters or not more than 90 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;
- (f) not more than 300 milligrams of ethylmorphine per 100 milliliters or not more than 15 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;
- (g) not more than 500 milligrams of opium per 100 milliliters or per 100 grams or not more than 25 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts; or
- (h) not more than 50 milligrams of morphine per 100 milliliters or per 100 grams, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts."
- Section 4. Section 50-32-229, MCA, is amended to read:

 "50-32-229. Specific dangerous drugs included in

 Schedule IV. Schedule IV consists of the drugs and other

 substances, by whatever official, common, usual, chemical,

- 1 or brand name designated, listed in this section.
- 2 (1) Narcotic drugs. Unless specifically excepted or
 3 listed in another schedule, any material, compound, mixture,
 4 or preparation containing any of the following narcotic
 5 drugs or its salts calculated as the free anhydrous base or
 6 alkaloid in the following limited quantities:
 - (a) not more than 1 milligram of difenoxin and not less than 25 micrograms of atropine sulfate per dosage unit; and

(2) Depressants. Unless specifically excepted or listed

- 9 (b) dextropropoxyphene (alpha-(+)-4~dimethylamino 10 1,2-diphenyl-3-methyl-2-propionoxybutane).
- in another schedule, any material, compound, mixture, or preparation that contains any quantity of the following substances, including its salts, isomers, and salts of
- isomers whenever the existence of such salts, isomers, and
- 16 salts of isomers is possible within the specific chemical
- 17 designation:

7

- 18 (a) alprazolam;
- 19 (b) barbital;
- 20 (c) bromazepam;
- 21 (d) camazepam;
- 22 (c)(e) chloral betaine;
- 23 (d)(f) chloral hydrate;
- 25 (h) clobazam;

```
1
1
         (f)(i) clonazepam;
                                                                                        (gg) midazolam;
                                                                               2
2
         fgf(j) clorazepate;
                                                                                        (hh) nimetazepam;
                                                                               3
3
         (k) clotiazepam;
                                                                                        (ii) nitrazepam;
                                                                               4
4
         (1) cloxazolam;
                                                                                        (jj) nordiazepam;
                                                                               5
5
              delorazepam;
                                                                                        fr)(kk) oxazepam;
 6
         (h)(n) diazepam;
                                                                                        (11) oxazolam;
                                                                               7
7
                                                                                        (s)(mm) paraldehyde;
         (o) estazolam;
 8
         (i)(p) ethchlorvynol;
                                                                                        (t)(nn) petrichloral;
                                                                               9
9
         fjf(q) ethinamate;
                                                                                        fu)(oo) phenobarbital;
10
          (r) ethyl loflazepate;
                                                                              10
                                                                                        (pp) pinazepam;
                                                                              11
11
          (s) fludiazepam;
                                                                                        tv)(qq) prazepam; and
                                                                              12
12
          (t) flunitrazepam;
                                                                                        (rr) quazepam;
13
                                                                              13
         tk)(u) flurazepam;
                                                                                        tw)(ss) temazepam;
14
                                                                              14
          (tł)(v) halazepam;
                                                                                        (tt) tetrazepam; and
15
                                                                              15
          (w) haloxazolam;
                                                                                        (uu) triazolam.
                                                                              16
16
          (x) ketazolam;
                                                                                        (3) Fenfluramine. Any material, compound, mixture, or
                                                                              17
17
          (y) loprazolam;
                                                                                    preparation that contains any quantity of the following
                                                                              18
                                                                                    substance, including its salts, isomers (whether optical,
18
          (m)(z) lorazepam;
                                                                              19
19
          (aa) lormetazepam;
                                                                                    position, or geometric), and salts of such isomers whenever
20
                                                                              20
                                                                                    the existence of such salts, isomers, and salts of isomers
          tn+(bb) mebutamate;
21
                                                                              21
                                                                                    is possible:
          (cc) medazepam;
22
          (dd) meprobamate;
                                                                              22
                                                                                        (a) fenfluramine.
23
                                                                              2.3
          fof(ee) methodexital;
                                                                                        (4) Stimulants. Unless specifically excepted or listed
24
          (p)--meprobamate;
                                                                              24
                                                                                    in another schedule, any material, compound, mixture, or
25
                                                                              25
          tq)(ff) methylphenobarbital (mephobarbital);
                                                                                    preparation that contains any quantity of the following
```

- substances having a stimulant effect on the central nervous
 system, including its salts, isomers, and salts of isomers:
 - (a) <u>cathine;</u>

- (b) diethylpropion;
- 5 (c) fencamfamin;
- 5 (d) fenproporex;
- (f) mefenorex;
- fe)(g) pemoline, including organometallic complexes and
 chelates thereof;
- 12 tet(i) pipradrol; and
- 13 fff(j) SPA ((-)-1-dimethylamino-1,2-diphenylethane).
- 14 (5) Other substances. Unless specifically excepted or
- 15 listed in another schedule, any material, compound, mixture,
- or preparation that contains any quantity of the following
- 17 substances, including its salts:
- 18 (a) pentazocine."
- 19 Section 5. Section 50-32-232, MCA, is amended to read:
- 20 *50-32-232. Specific dangerous drugs included in
- 21 Schedule V. Schedule V consists of the drugs and other
- 22 substances, by whatever official, common, usual, chemical,
- or brand name designated, listed in this section.
- 24 (1) Narcotic drugs containing nonnarcotic active
- 25 medicinal ingredients. Any compound, mixture, or preparation

- 1 containing any of the following narcotic drugs or its salts
- 2 calculated as the free anhydrous base or alkaloid in limited
- 3 quantities as set forth in subsections (1)(a) through
- 4 (1)(f), which include one or more nonnarcotic, active
- 5 medicinal ingredients in sufficient proportion to confer
- 6 upon the compound, mixture, or preparation valuable
- 7 medicinal qualities other than those possessed by narcotic
- 8 drugs alone:
- 9 (a) not more than 200 milligrams of codeine per 100
- 10 milliliters or per 100 grams;
- 11 (b) not more than 100 milligrams of dihydrocodeine per
- 12 100 milliliters or per 100 grams;
- 13 (c) not more than 100 milligrams of ethylmorphine per
- 14 100 milliliters or per 100 grams;
- 15 (d) not more than 2.5 milligrams of diphenoxylate and
- 16 not less than 25 micrograms of atropine sulfate per dosage
- 17 unit;
- 18 (e) not more than 100 milligrams of opium per 100
- 19 milliliters or per 100 grams; and
- 20 (f) not more than 0.5 milligram of difenoxin and not
- 21 less than 25 micrograms of atropine sulfate per dosage unit.
- 22 (2) boperamide Buprenorphine.
- 23 (3) Propylhexedrine.
- 24 (4) Pyrovalerone."

-End-

```
1
                          SENATE BILL NO. 68
                                                                              1
                                                                                       te>(d) alphacetylmethadol;
2
                        INTRODUCED BY KENNEDY
                                                                              2
                                                                                       (d)(e) alphameprodine;
3
                 BY REQUEST OF THE BOARD OF PHARMACY
                                                                                       (e)(f) alphamethadol;
                                                                                       (f)(q) alpha-methylfentanyl
     A BILL FOR AN ACT ENTITLED: "AN ACT UPDATING THE DANGEROUS
                                                                                    (N-[1-(alpha-methyl-beta-phenyl)ethyl-4-piperidyl]
                                                                                    propionanilide; 1-(1-methyl-2-phenylethyl)-4-(N-propanilido)
     DRUG SCHEDULES TO CONFORM TO THE CONTROLLED SUBSTANCES
                                                                              6
     CONTAINED IN FEDERAL REGULATIONS; AND AMENDING SECTIONS
                                                                              7
                                                                                    piperidine);
     50-32-222, 50-32-224, 50-32-226, 50-32-229, AND 50-32-232,
                                                                               8
                                                                                       tg)(h) benzethidine;
9
     MCA."
                                                                               9
                                                                                        (h)(i) betacetylmethadol;
10
                                                                              10
                                                                                        (j) beta-hydroxyfentanyl;
11
     BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
                                                                              11
                                                                                        (k) beta-hydroxy-3-methylfentanyl;
                                                                              12
                                                                                        (i)(l) betameprodine;
12
         Section 1. Section 50-32-222, MCA, is amended to read:
                                                                              13
                                                                                        fit(m) betamethadol;
13
          *50-32-222. Specific dangerous drugs
                                                  included in
                                                                                        (k)(n) betaprodine;
                                                                              14
14
      Schedule I. Schedule I consists of the drugs and other
                                                                              15
                                                                                        (1)(0) clonitazene;
15
      substances, by whatever official, common, usual, chemical,
                                                                              16
                                                                                               dextromoramide;
                                                                                        tm+(p)
16
      or brand name designated, listed in this section.
                                                                              17
                                                                                        (n)(q) diampromide;
17
          (1) Opiates. Unless specifically excepted or listed in
                                                                              18
                                                                                        (o)(r) diethylthiambutene;
18
      another schedule, any of the following opiates, including
                                                                              19
                                                                                        {p}(s) difenoxin;
19
      its isomers, esters, ethers, salts, and salts of isomers,
                                                                              20
                                                                                        tq)(t) dimenoxadol;
20
      esters, and ethers whenever the existence of such isomers,
                                                                              21
                                                                                        (\tau)(u) dimepheptanol;
21
      esters, ethers, and salts is possible within the specific
                                                                              22
                                                                                        (s)(v) dimethylthiambutene;
22
      chemical designation:
                                                                              23
                                                                                        (t)(w) dioxaphetyl butyrate;
23
              acetyl-alpha-methylfentanyl;
                                                                              24
                                                                                        (u)(x) dipipanone;
24
          (b) acetylmethadol;
                                                                              25
                                                                                        (v)(y) ethylmethylthiambutene;
25
          tb)(c) allylprodine;
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1
                                                                                          tqqt(yy) racemoramide;
1
          (w)(z) etonitazene;
                                                                                 2
                                                                                          trrt-sufentanil;
 2
          (x)(aa) etoxeridine;
                                                                                 3
                                                                                          (ZZ) thiofentanyl;
 3
          (y)(bb) furethidine;
                                                                                          (ss)(aaa) tilidine; and
 4
          (#)(cc) hydroxypethidine;
                                                                                 5
                                                                                          (tt)(bbb) trimeperidine.
 5
          taa + (dd) ketobemidone;
                                                                                 6
                                                                                          (2) Opium derivatives. Unless specifically excepted or
          fbb)(ee) levomoramide;
                                                                                      listed in another schedule, any of the following opium
7
          tee)(ff) levophenacylmorphan;
                                                                                      derivatives, its salts, isomers, and salts of isomers
 8
          (gg) 3-methylfentanyl;
                                                                                      whenever the existence of such salts, isomers, and salts of
9
          (hh) 3-methylthiofentanyl;
                                                                                10
                                                                                      isomers is
                                                                                                     possible
                                                                                                                within
10
                                                                                                                         the
                                                                                                                               specific
                                                                                                                                          chemical
          {dd}(ii) morpheridine;
                                                                               11
                                                                                      designation:
11
          (jj) MPPP (1-methyl-4-phenyl-4-propionoxypiperidine);
                                                                               12
                                                                                               acetorphine;
12
          fee (kk) noracymethadol;
                                                                               13
                                                                                               acetyldihydrocodeine:
13
          fff)(11) norlevorphanol;
                                                                                14
                                                                                               benzylmorphine;
14
          fgg)(mm) normethadone;
                                                                                15
                                                                                               codeine methylbromide;
15
          thh;(nn) norpipanone;
                                                                                16
                                                                                               codeine-n-oxide;
16
          (00) para-fluorofentanyl;
                                                                               17
                                                                                               cyprenorphine;
17
          (pp) PEPAP(1-(-2-phenethyl)-4-phenyl-4-acetoxypiperidine);
                                                                               18
                                                                                               desomorphine;
18
          tii)(qq) phenadoxone;
                                                                               19
                                                                                               dihydromorphine;
19
          (jj)(rr) phenampromide;
                                                                                20
                                                                                          (i)
                                                                                               drotebanol;
20
          (kk)(ss) phenomorphan;
                                                                                21
                                                                                          (i)
                                                                                               etorphine;
21
          (±±)(tt) phenoperidine;
                                                                                22
                                                                                               heroin;
                                                                                          (k)
22
          {mm}(uu) piritramide;
                                                                                23
                                                                                               hydromorphinol;
23
          fnn)(vv) proheptazine;
                                                                                24
                                                                                               methyldesorphine;
24
          too)(ww) properidine;
                                                                                25
                                                                                               methyldihydromorphine;
25
          tpp)(xx) propiram;
```

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1
                                                                                       +h+(j) ibogaine;
1
             morphine methylbromide;
                                                                                       +i+(k) lysergic acid diethylamide;
2
              morphine methylsulfonate;
         (D)
                                                                              3
                                                                                       (j)(1) marijuana;
3
         (a)
              morphine-n-oxide;
                                                                                       (k)(m) mescaline;
         (r)
              myrophine:
                                                                              5
                                                                                       (n) parahexyl;
              nicocodeine:
         (S)
                                                                              6
                                                                                       (1)(0) peyote;
         (t)
              nicomorphine;
                                                                                       (p) PCE (N-ethyl-1-phenylcyclohexylamine);
                                                                              7
 7
         (u)
              normorphine:
                                                                                       (q) PHP 1-(1-phenylcyclohexyl)pyrrolidine (pcp analog);
 я
              pholcodine: and
         (V)
                                                                              9
                                                                                       {m}(r) n-ethyl-3-piperidyl benzilate;
9
         (w)
              thebacon.
                                                                             10
                                                                                       fn+(s) n-methyl-3-piperidyl benzilate;
10
         (3) Hallucinogenic
                               substances. Unless specifically
                                                                             11
                                                                                       (e)(t) psilocybin;
      excepted or listed in another schedule, any material,
11
                                                                                       tp (u) psilocyn;
                                                                             12
12
      compound, mixture, or preparation that contains any quantity
                                                                             13
                                                                                       (q)(v) tetrahydrocannabinols;
13
      of the following hallucinogenic substances or any of its
                                                                             14
                                                                                       (r)(w) 2,5-dimethoxyamphetamine;
14
      salts, isomers, and salts of isomers whenever the existence
                                                                                       (s) 4-bromo-2,5-dimethoxy-amphetamine;
                                                                             15
15
      of such salts, isomers, and salts of isomers is possible
                                                                             16
                                                                                       (t)(y) 4-methoxyamphetamine;
16
      within the specific chemical designation:
                                                                             17
                                                                                       tu;(z) ethylamine analog of phencyclidine;
17
          (a) 3,4-methylenedioxy amphetamine;
                                                                             18
                                                                                       (aa) pyrrolidine analog of phencyclidine; and
18
          (b) 3,4-methylenedioxymethamphetamine (MDMA);
                                                                             19
                                                                                       tw)(bb) thiophene analog of phencyclidine.
19
         fbf(c) 5-methoxy-3,4-methylenedioxy amphetamine:
                                                                              20
                                                                                       (4) Depressants. Unless specifically excepted or listed
20
         fe)(d) 3,4,5-trimethoxy amphetamine;
                                                                              21
                                                                                   in another schedule, any material, compound, mixture, or
21
          (d)(e) bufotenine;
                                                                                   preparation that contains any quantity of the following
                                                                              22
22
          (f) doet (2,5-dimethoxy-4-ethalamphetamine);
23
                                                                              23
                                                                                   substance having a depressant effect on the central nervous
          (e)(g) diethyltryptamine;
                                                                              24
                                                                                    system, including its salts, isomers, and salts of isomers
24
          (f)(h) dimethyltryptamine;
                                                                              25
                                                                                    whenever the existence of such salts, isomers, and salts of
25
          (g)(i) 4-methyl-2,5-dimethoxy-amphetamine;
```

- 1 isomers is possible within the specific chemical
 2 designation:
- 3 (a) mecloqualone; and
- (b) methaqualone.
- 5 (5) Stimulants. Unless specifically excepted or listed
 6 in another schedule, any material, compound, mixture, or
 7 preparation that contains any quantity of the following
 8 substances having a stimulant effect on the central nervous
 9 system, including its salts, isomers, and salts of isomers:
- 10 (a) fenethylline; and
- 11 (b) n-ethylamphetamine.

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- 12 (6) For purposes of subsection (3) only, the term
 13 "isomer" includes the optical, position, and geometric
 14 isomers.
 - (7) If prescription or administration is authorized by the Federal Food, Drug and Cosmetic Act, then any material, compound, mixture, or preparation containing tetrahydrocannabinols listed in subsection (3) shall automatically be rescheduled from Schedule I to Schedule II."
- Section 2. Section 50-32-224, MCA, is amended to read:

 "50-32-224. Specific dangerous drugs included in

 Schedule II. Schedule II consists of the drugs and other

 substances, by whatever official, common, usual, chemical,

 or brand name designated, listed in this section.

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- 1 (1) Substances, vegetable origin or chemical synthesis.
 2 Unless specifically excepted or listed in another schedule,
 3 any of the following substances, whether produced directly
 4 or indirectly by extraction from substances of vegetable
 5 origin, independently by means of chemical synthesis, or by
 6 a combination of extraction and chemical synthesis:
- 7 (a) opium and opiate and anv salt, compound, 8 derivative, or preparation of opium or opiate, excluding 9 apomorphine, dextrorphan, nalbuphine, naloxone, and 10 naltrexone and their respective salts, but including the 11 following:
- 12 (i) raw opium;
- 13 (ii) opium extracts;
- 14 (iii) opium fluid extracts;
- 15 (iv) powdered opium;
- 16 (v) granulated opium;
- 17 (vi) tincture of opium;
- 18 (vii) codeine:
- 19 (viii) ethylmorphine;
- 20 (ix) etorphine hydrochloride;
- 21 (x) hydrocodone:
- 22 (xi) hydromorphone:
- 23 (xii) metopon;
- 24 (xiii) morphine;
- 25 (xiv) oxycodone:

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(xv) oxymorphone; and
                                                                             1
                                                                                      (a) alfentanil;
1
                                                                             2
2
         (xvi) thebaine;
                                                                                      (b) alphaprodine;
         (b) any salt, compound, derivative, or preparation
                                                                                      tb)(c) anileridine;
3
                                                                             3
     thereof that is chemically equivalent or identical with any
                                                                                      te (d) bezitramide;
4
     of the substances referred to in subsection (1)(a) of this
                                                                                      (d)(e) dihydrocodeine;
                                                                             5
5
     section, except that these substances do not include the
6
                                                                              6
                                                                                      (e)(f) diphenoxylate;
7
     isoguinoline alkaloids of opium;
                                                                             7
                                                                                      (f)(g) fentanyl;
         (c) opium poppy and poppy straw;
                                                                              R
                                                                                      (q)(h) isomethadone;
8
         (d) coca leaves and any salt, compound, derivative, or
                                                                              9
                                                                                      fh;(i) levomethorphan;
9
     preparation of coca leaves, and any salt,
                                                                             10
                                                                                      tit(j) levorphanol;
10
     derivative, or preparation thereof that is chemically
                                                                                      (i)(k) metazocine;
                                                                             11
11
     equivalent or identical with any of these substances, except
                                                                             12
                                                                                      (k)(1) methadone;
12
      that these substances do not include decocainized coca
                                                                             13
                                                                                      (1)(m) methadone-intermediate,
13
     leaves or extraction of coca leaves, which extractions do
                                                                                   4-cyano-2-dimethylamino-4, 4-diphenyl butane;
14
                                                                             14
      not contain cocaine or ecgonine; and
                                                                                      fmf(n) moramide-intermediate, 2-methyl-3-morpholino-1,
                                                                             15
15
          (e) concentrate of poppy straw, the crude extract of
                                                                             16
                                                                                   1-diphenylpropane-carboxylic acid;
16
      poppy straw in either liquid, solid, or powder form that
                                                                             17
                                                                                      fnf(0) pethidine (meperidine);
17
      contains the phenanthrene alkaloids of the opium poppy.
                                                                                       to)(p) pethidine-intermediate-A,
                                                                             18
18
          (2) Opiates. Unless specifically excepted or listed in
                                                                             19
                                                                                   4-cyano-1-methyl-4-phenylpiperidine;
19
      another schedule, any of the following opiates, including
                                                                             20
                                                                                       (q) pethidine-intermediate-B,
20
      its isomers, esters, ethers, salts, and salts of isomers,
21
                                                                             21
                                                                                   ethyl-4-phenylpiperidine-4-carboxylate;
      esters, and ethers whenever the existence of such isomers,
                                                                             22
                                                                                       (q)(r) pethidine-intermediate-C,
22
      esters, ethers, and salts is possible within the specific
                                                                             23
                                                                                   1-methyl-4-phenylpiperidine-4-carboxylic acid;
23
                designation, dextrorphan and levopropoxyphene
                                                                             24
                                                                                       fr)(s) phenazocine;
```

25

(s)(t) piminodine;

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24

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chemical

excepted:

ft+(u) racemethorphan; 1 fu)(v) racemorphan; and 2 (w) sufentanil; and 3 $\{v\}(x)$ bulk dextropropoxyphene (nondosage forms). (3) Stimulants. Unless specifically excepted or listed 5 in another schedule, any material, compound, mixture, or 6 preparation that contains any quantity of the following 7 substances having a stimulant effect on the central nervous 8 9 system: (a) amphetamine, its salts, optical isomers, and salts 10 11 of its optical isomers; (b) phenmetrazine and its salts; 12 (c) methamphetamine, its salts, isomers, and salts of 13 14 its isomers; and 15 (d) methylphenidate. (4) Depressants. Unless specifically excepted or listed 16 in another schedule, any material, compound, mixture, or 17 preparation that contains any quantity of the following 18 substances having a depressant effect on the central nervous 19 system, including its salts, isomers, and salts of isomers 20 whenever the existence of such salts, isomers, and salts of 21 isomers is possible within the specific chemical 22 23 designation: (a) amobarbital; 24

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(b) methaquatone;

1 +c+ pentobarbital; td)(c) phencyclidine; and (e)(d) secobarbital. (5) Immediate precursors. Unless specifically excepted or listed in another schedule, any material, compound, mixture, or preparation that contains any quantity of the following substances: (a) immediate precursor amphetamine and to methamphetamine: 10 (i) phenylacetone: 11 (b) immediate precursors to phencyclidine (PCP): 12 (i) 1-phenylcyclohexylamine; and 13 (ii) 1-piperidinocyclohexanecarbonitrile (PCC). 14 (6) Hallucinogenic substances: 15 (a) dronabinol (synthetic) in sesame oil and 16 encapsulated in a soft gelatin capsule in a federal food and drug administration-approved drug product; and 17 18 (b) nabilone." 19 Section 3. Section 50-32-226, MCA, is amended to read: 20 *50-32-226. Specific dangerous drugs included in 21 Schedule III. Schedule III consists of the drugs and other substances, by whatever official, common, usual, chemical, 22 23 or brand name designated, listed in this section.

24

25

in another schedule, any material, compound, mixture, or

(1) Stimulants. Unless specifically excepted or listed

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- preparation that contains any quantity of the following substances having a stimulant effect on the central nervous system, including its salts, isomers (whether optical, position, or geometric), and salts of such isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation:
- 7 (a) benzphetamine;
- 8 (b) chlorphentermine;
- 9 (c) clortermine; and
- 10 (d) phendimetrazine.
- 12 in another schedule, any material, compound, mixture, or
 13 preparation that contains any quantity of the following
 14 substances having a depressant effect on the central nervous
 15 system:
- (a) any substance that contains any quantity of a derivative of barbituric acid or any salt thereof;
- 18 (b) chlorhexadol;
- 19 (c) glutethimide;
- 20 (d) lysergic acid;
- 21 (e) lysergic acid amide;
- 22 (f) methyprylon;
- 23 (g) sulfondiethylmethane;
- 24 (h) sulfonethylmethane;
- 25 (i) sulfonmethane;

- 1 (j) tiletamine and zolazepam or any of their salts;
- 2 (k) any compound, mixture, or preparation containing 3 amobarbital, secobarbital, or pentobarbital or any salt of 4 any of these drugs and one or more other active medicinal 5 ingredients that are not listed in any schedule; and
- 6 (k)(1) any suppository dosage form containing
 7 amobarbital, secobarbital, or pentobarbital or any salt of
 8 any of these drugs approved by the federal food and drug
 9 administration for marketing only as a suppository.
- 10 (3) Nalorphine.
- 11 (4) Narcotic drugs. Unless specifically excepted or
 12 listed in another schedule, any material, compound, mixture,
 13 or preparation containing any of the following narcotic
 14 drugs or its salts calculated as the free anhydrous base or
 15 alkaloid in the following limited quantities:
- 16 (a) not more than 1.8 grams of codeine per 100
 17 milliliters or not more than 90 milligrams per dosage unit,
 18 with an equal or greater quantity of an isoquinoline
 19 alkaloid of opium:
- 20 (b) not more than 1.8 grams of codeine per 100
 21 milliliters or not more than 90 milligrams per dosage unit,
- 22 with one or more active, nonnarcotic ingredients in
- 23 recognized therapeutic amounts;
- 24 (c) not more than 300 milligrams of dihydrocodeinone 25 per 100 milliliters or not more than 15 milligrams per

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dosage unit, with a fourfold or greater quantity of an isoquinoline alkaloid of opium;

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- (d) not more than 300 milligrams of dihydrocodeinone per 100 milliliters or not more than 15 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;
- (e) not more than 1.8 grams of dihydrocodeine per 100 milliliters or not more than 90 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;
- (f) not more than 300 milligrams of ethylmorphine per 100 milliliters or not more than 15 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;
- (g) not more than 500 milligrams of opium per 100 milliliters or per 100 grams or not more than 25 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts; or
- (h) not more than 50 milligrams of morphine per 100 milliliters or per 100 grams, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts."
- Section 4. Section 50-32-229, MCA, is amended to read:
- 23 *50-32-229. Specific dangerous drugs included in 24 Schedule IV. Schedule IV consists of the drugs and other 25 substances, by whatever official, common, usual, chemical,

- or brand name designated, listed in this section.
- 2 (1) Narcotic drugs. Unless specifically excepted or
 3 listed in another schedule, any material, compound, mixture,
 4 or preparation containing any of the following narcotic
 5 drugs or its salts calculated as the free anhydrous base or
 6 alkaloid in the following limited quantities:
- 7 (a) not more than 1 milligram of difenoxin and not less 8 than 25 micrograms of atropine sulfate per dosage unit; and
- 9 (b) dextropropoxyphene (alpha-(+)-4-dimethylamino 10 1,2-diphenyl-3-methyl-2-propionoxybutane).
- 11 (2) Depressants. Unless specifically excepted or listed 12 in another schedule, any material, compound, mixture, or 13 preparation that contains any quantity of the following 14 substances, including its salts, isomers, and salts of 15 isomers whenever the existence of such salts, isomers, and 16 salts of isomers is possible within the specific chemical 17 designation:
- 18 (a) alprazolam:
- 19 (b) barbital;
- 20 (c) bromazepam;
- 21 (d) camazepam;

- 25 (h) clobazam;

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| (f)(i) clonazepam; | 1 | (gg) midazolam; |
|---|---|---|
| (g)(j) clorazepate; | 2 | (hh) nimetazepam; |
| (k) clotiazepam; | 3 | (ii) nitrazepam; |
| (1) cloxazolam; | 4 | <pre>(jj) nordiazepam;</pre> |
| (m) delorazepam; | 5 | <pre>tr)(kk) oxazepam;</pre> |
| <pre>th)(n) diazepam;</pre> | 6 | (11) oxazolam; |
| (o) estazolam; | 7 | (s) (mm) paraldehyde; |
| (±)(p) ethchlorvynol; | 8 | <pre>(t+)(nn) petrichloral;</pre> |
| tj)(q) ethinamate; | 9 | <pre>tu)(oo) phenobarbital;</pre> |
| (r) ethyl loflazepate; | 10 | (pp) pinazepam; |
| (s) fludiazepam; | 11 | (v) (qq) prazepam; and |
| (t) flunitrazepam; | 12 | (rr) quazepam; |
| <pre>fk)(u) flurazepam;</pre> | 13 | <pre>twf(ss) temazepam;</pre> |
| t l)(v) halazepam; | 14 | (tt) tetrazepam; and |
| (w) haloxazolam; | 15 | (uu) triazolam. |
| (x) ketazolam; | 16 | (3) Fenfluramine. Any material, compound, mixture, or |
| (y) loprazolam; | 17 | preparation that contains any quantity of the following |
| <pre>tm + (z) lorazepam;</pre> | 18 | substance, including its salts, isomers (whether optical, |
| (aa) lormetazepam; | 19 | position, or geometric), and salts of such isomers whenever |
| <pre>tn)(bb) mebutamate;</pre> | 20 | the existence of such salts, isomers, and salts of isomers |
| (cc) medazepam; | 21 | is possible: |
| (dd) meprobamate; | 22 | (a) fenfluramine. |
| <pre>tof(ee) methohexital;</pre> | 23 | (4) Stimulants. Unless specifically excepted or listed |
| +p}meprobamate; | 24 | in another schedule, any material, compound, mixture, or |
| <pre>(q)(ff) methylphenobarbital (mephobarbital);</pre> | 25 | preparation that contains any quantity of the following |
| | <pre>(#)(i) clorazepate; (k) clotiazepam; (l) cloxazolam; (m) delorazepam; (th)(n) diazepam; (o) estazolam; (i)(p) ethchlorvynol; (i)(q) ethinamate; (r) ethyl loflazepate; (s) fludiazepam; (t) flunitrazepam; (t) flunitrazepam; (t) flunazepam; (v) haloxazolam; (x) ketazolam; (y) loprazolam; (m)(z) lorazepam; (aa) lormetazepam; (h)(bb) mebutamate; (cc) medazepam; (dd) meprobamate; (to)(ee) methohexital; (tp)meprobamate;</pre> | test(i) clorazepate; 2 (k) clotiazepam; 3 (l) cloxazolam; 4 (m) delorazepam; 5 th)(n) diazepam; 6 (o) estazolam; 7 ti)(p) ethchlorvynol; 8 ti)(q) ethinamate; 9 (r) ethyl loflazepate; 10 (s) fludiazepam; 11 (t) flunitrazepam; 12 tk)(u) flurazepam; 13 ti)(v) haloxazolam; 15 (x) ketazolam; 16 (y) loprazolam; 17 tm)(z) lorazepam; 18 (aa) lormetazepam; 19 tn)(bb) mebutamate; 20 (cc) medazepam; 21 (dd) meprobamate; 22 to)(ee) methohexital; 23 tp)meprobamate; 24 |

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- substances having a stimulant effect on the central nervous 1 system, including its salts, isomers, and salts of isomers: 2 3 (a) cathine; (b) diethylpropion; (c) fencamfamin; (d) fenproporex; 6 (b)(e) mazindol; 7 (f) mefenorex; tet(g) pemoline, including organometallic complexes and 9 chelates thereof; 10 (d)(h) phentermine; 11 tet(i) pipradrol; and 12 ff)(j) SPA ((-)-1-dimethylamino-1,2-diphenylethane). 13 (5) Other substances. Unless specifically excepted or 14 listed in another schedule, any material, compound, mixture, 15 or preparation that contains any quantity of the following 16 substances, including its salts: 17 (a) pentazocine." 18 Section 5. Section 50-32-232, MCA, is amended to read: 19 "50-32-232. Specific dangerous drugs included in 20 Schedule V. Schedule V consists of the drugs and other 21 substances, by whatever official, common, usual, chemical, 22 or brand name designated, listed in this section. 23
- 1 containing any of the following narcotic drugs or its salts 2 calculated as the free anhydrous base or alkaloid in limited 3 quantities as set forth in subsections (1)(a) through (1)(f), which include one or more nonnarcotic, active medicinal ingredients in sufficient proportion to confer upon the compound, mixture, or preparation valuable medicinal qualities other than those possessed by narcotic drugs alone: 9 (a) not more than 200 milligrams of codeine per 100 10 milliliters or per 100 grams: 11 (b) not more than 100 milligrams of dihydrocodeine per 12 100 milliliters or per 100 grams; 13 (c) not more than 100 milligrams of ethylmorphine per 14 100 milliliters or per 100 grams: 15 (d) not more than 2.5 milligrams of diphenoxylate and 16 not less than 25 micrograms of atropine sulfate per dosage 17 unit: 18 (e) not more than 100 milligrams of opium per 100 19 milliliters or per 100 grams; and 20 (f) not more than 0.5 milligram of difenoxin and not less than 25 micrograms of atropine sulfate per dosage unit. 21 22 (2) boperamide Buprenorphine. 23 (3) Propylhexedrine.

(4) Pyrovalerone."

24

25

(1) Narcotic drugs containing nonnarcotic active

medicinal ingredients. Any compound, mixture, or preparation