

1-1 By: Coleman, et al. (Senate Sponsor - Estes) H.B. No. 2118
1-2 (In the Senate - Received from the House April 27, 2011;
1-3 April 28, 2011, read first time and referred to Committee on
1-4 Criminal Justice; May 19, 2011, reported favorably by the
1-5 following vote: Yeas 7, Nays 0; May 19, 2011, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to adding certain synthetic compounds to Penalty Group 2
1-9 of the Texas Controlled Substances Act.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Section 481.103, Health and Safety Code, is
1-12 amended by amending Subsection (a) and adding Subsection (c) to
1-13 read as follows:

1-14 (a) Penalty Group 2 consists of:

1-15 (1) any quantity of the following hallucinogenic
1-16 substances, their salts, isomers, and salts of isomers, unless
1-17 specifically excepted, if the existence of these salts, isomers,
1-18 and salts of isomers is possible within the specific chemical
1-19 designation:

1-20 alpha-ethyltryptamine;
1-21 alpha-methyltryptamine;
1-22 4-bromo-2, 5-dimethoxyamphetamine (some trade or
1-23 other names: 4-bromo-2, 5-dimethoxy-alpha-methylphenethylamine;
1-24 4-bromo-2, 5-DMA);
1-25 4-bromo-2, 5-dimethoxyphenethylamine;
1-26 Bufotenine (some trade and other names: 3-(beta-
1-27 Dimethylaminoethyl)-5-hydroxyindole; 3-(2-dimethylaminoethyl)- 5-
1-28 indolol; N, N-dimethylserotonin; 5-hydroxy-N, N-
1-29 dimethyltryptamine; mappine);
1-30 Diethyltryptamine (some trade and other
1-31 names: N, N-Diethyltryptamine, DET);
1-32 2, 5-dimethoxyamphetamine (some trade or other
1-33 names: 2, 5-dimethoxy-alpha-methylphenethylamine; 2, 5-DMA);
1-34 2, 5-dimethoxy-4-ethylamphetamine (trade or other
1-35 name: DOET);
1-36 2, 5-dimethoxy-4-(n)-propylthiophenethylamine
1-37 (trade or other name: 2C-T-7);
1-38 Dimethyltryptamine (trade or other name: DMT);
1-39 Dronabinol (synthetic) in sesame oil and
1-40 encapsulated in a soft gelatin capsule in a U.S. Food and Drug
1-41 Administration approved drug product (some trade or other names for
1-42 Dronabinol: (a6aR-trans)-6a,7,8,10a-tetrahydro- 6,6, 9-
1-43 trimethyl-3-pentyl-6H- dibenzo [b,d]pyran-1-ol or (-)-delta-9-
1-44 (trans)- tetrahydrocannabinol);
1-45 Ethylamine Analog of Phencyclidine (some trade or
1-46 other names: N-ethyl-1-phenylcyclohexylamine, (1-
1-47 phenylcyclohexyl) ethylamine, N-(1-phenylcyclohexyl) ethylamine,
1-48 cyclohexamine, PCE);
1-49 Ibogaine (some trade or other names: 7-Ethyl-6,
1-50 6, beta 7, 8, 9, 10, 12, 13-octahydro-2-methoxy-6, 9-methano-5H-
1-51 pyrido [1', 2':1, 2] azepino [5, 4-b] indole; tabernanthe iboga.);
1-52 Mescaline;
1-53 5-methoxy-N, N-diisopropyltryptamine;
1-54 5-methoxy-3, 4-methylenedioxy amphetamine;
1-55 4-methoxyamphetamine (some trade or other
1-56 names: 4-methoxy-alpha-methylphenethylamine;
1-57 paramethoxyamphetamine; PMA);
1-58 1-methyl- 4-phenyl-4-propionoxypiperidine (MPPP,
1-59 PPMP);
1-60 4-methyl-2, 5-dimethoxyamphetamine (some trade
1-61 and other names: 4-methyl-2, 5-dimethoxy-alpha-
1-62 methylphenethylamine; "DOM"; "STP");
1-63 3,4-methylenedioxy methamphetamine (MDMA, MDM);
1-64 3,4-methylenedioxy amphetamine;

2-1 3,4-methylenedioxy N-ethylamphetamine (Also
2-2 known as N-ethyl MDA);
2-3 Nabilone (Another name for nabilone: (+)-trans-
2-4 3-(1,1-dimethylheptyl)-6,6a,7,8,10,10a-hexahydro-1-hydroxy-6,
2-5 6-dimethyl-9H-dibenzo[b,d]pyran-9-one;
2-6 N-benzylpiperazine (some trade or other
2-7 names: BZP; 1-benzylpiperazine);
2-8 N-ethyl-3-piperidyl benzilate;
2-9 N-hydroxy-3,4-methylenedioxyamphetamine (Also
2-10 known as N-hydroxy MDA);
2-11 4-methylaminorex;
2-12 N-methyl-3-piperidyl benzilate;
2-13 Parahexyl (some trade or other names: 3-Hexyl-1-
2-14 hydroxy-7,8,9,10-tetrahydro-6,6,9-trimethyl-6H-dibenzo [b,d]
2-15 pyran; Synhexyl);
2-16 1-Phenylcyclohexylamine;
2-17 1-Piperidinocyclohexanecarbonitrile (PCC);
2-18 Psilocin;
2-19 Psilocybin;
2-20 Pyrrolidine Analog of Phencyclidine (some trade
2-21 or other names: 1-(1-phenylcyclohexyl)-pyrrolidine, PCPy, PHP);
2-22 Tetrahydrocannabinols, other than marihuana, and
2-23 synthetic equivalents of the substances contained in the plant, or
2-24 in the resinous extractives of Cannabis, or synthetic substances,
2-25 derivatives, and their isomers with similar chemical structure and
2-26 pharmacological activity such as:
2-27 delta-1 cis or trans tetrahydrocannabinol,
2-28 and their optical isomers;
2-29 delta-6 cis or trans tetrahydrocannabinol,
2-30 and their optical isomers;
2-31 delta-3, 4 cis or trans
2-32 tetrahydrocannabinol, and its optical isomers;
2-33 compounds of these structures, regardless of
2-34 numerical designation of atomic positions, since nomenclature of
2-35 these substances is not internationally standardized;
2-36 Thiophene Analog of Phencyclidine (some trade or
2-37 other names: 1-[1-(2-thienyl) cyclohexyl] piperidine; 2-Thienyl
2-38 Analog of Phencyclidine; TPCP, TCP);
2-39 1-pyrrolidine (some trade or other name: TCPy);
2-40 1-(3-trifluoromethylphenyl)piperazine (trade or
2-41 other name: TFMPP); and
2-42 3,4,5-trimethoxy amphetamine;
2-43 (2) Phenylacetone (some trade or other
2-44 names: Phenyl-2-propanone; P2P, Benzylmethyl ketone, methyl benzyl
2-45 ketone); ~~and~~
2-46 (3) unless specifically excepted or unless listed in
2-47 another Penalty Group, a material, compound, mixture, or
2-48 preparation that contains any quantity of the following substances
2-49 having a potential for abuse associated with a depressant or
2-50 stimulant effect on the central nervous system:
2-51 Aminorex (some trade or other
2-52 names: aminoxaphen; 2-amino-5-phenyl-2-oxazoline; 4,5-dihydro-5-
2-53 phenyl-2-oxazolamine);
2-54 Amphetamine, its salts, optical isomers, and
2-55 salts of optical isomers;
2-56 Cathinone (some trade or other names: 2-amino-1-
2-57 phenyl-1-propanone, alpha-aminopropiophenone, 2-
2-58 aminopropiophenone);
2-59 Etorphine Hydrochloride;
2-60 Fenethylamine and its salts;
2-61 Lisdexamfetamine, including its salts, isomers,
2-62 and salts of isomers;
2-63 Mecloqualone and its salts;
2-64 Methaqualone and its salts;
2-65 Methcathinone (some trade or other names: 2-
2-66 methylamino-propiofenone; alpha-(methylamino)propiofenone;
2-67 2-(methylamino)-1-phenylpropan-1-one; alpha-N-
2-68 methylaminopropiophenone; monomethylpropion; ephedrone, N-
2-69 methylcathinone; methylcathinone; AL-464; AL-422; AL-463; and UR

3-1 1431);

3-2 N-Ethylamphetamine, its salts, optical isomers,

3-3 and salts of optical isomers; and

3-4 N,N-dimethylamphetamine (some trade or other

3-5 names: N,N,alpha-trimethylbenzeneethaneamine;

3-6 N,N,alpha-trimethylphenethylamine), its salts, optical isomers,

3-7 and salts of optical isomers; and

3-8 (4) any compound structurally derived from

3-9 2-aminopropanal by substitution at the 1-position with any

3-10 monocyclic or fused-polycyclic ring system, including:

3-11 (A) compounds further modified by:

3-12 (i) substitution in the ring system to any

3-13 extent (including alkyl, alkoxy, alkylendioxy, haloalkyl, or

3-14 halide substituents), whether or not further substituted in the

3-15 ring system by other substituents;

3-16 (ii) substitution at the 3-position with an

3-17 alkyl substituent; or

3-18 (iii) substitution at the 2-amino nitrogen

3-19 atom with alkyl or dialkyl groups, or inclusion of the 2-amino

3-20 nitrogen atom in a cyclic structure; and

3-21 (B) by example, compounds such as:

3-22 4-Methylmethcathinone (Also known as

3-23 Mephedrone);

3-24 3,4-Dimethylmethcathinone (Also known as

3-25 3,4-DMMC);

3-26 3-Fluoromethcathinone (Also known as 3-FMC);

3-27 4-Fluoromethcathinone (Also known as

3-28 Flephedrone);

3-29 3,4-Methylenedioxy-N-methylcathinone (Also

3-30 known as Methylone);

3-31 3,4-Methylenedioxypropylamine (Also known

3-32 as MDPV);

3-33 alpha-Pyrrolidinopentiophenone (Also known

3-34 as alpha-PVP);

3-35 Naphthylpyrovalerone (Also known as

3-36 Naphyrone);

3-37 beta-Keto-N-methylbenzodioxolylpropylamine

3-38 (Also known as Butylone);

3-39 beta-Keto-N-methylbenzodioxolylpentanamine

3-40 (Also known as Pentylone);

3-41 beta-Keto-Ethylbenzodioxolylbutanamine

3-42 (Also known as Eutylone); and

3-43 3,4-methylenedioxy-N-ethylcathinone (Also

3-44 known as Ethylone).

3-45 (c) To the extent Subsection (a)(4) conflicts with this

3-46 subtitle or another law, the subtitle or other law prevails.

3-47 SECTION 2. This Act takes effect September 1, 2011.

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