

1-1 By: Taylor of Collin S.B. No. 1583
1-2 (In the Senate - Filed March 12, 2015; March 23, 2015, read
1-3 first time and referred to Committee on Health and Human Services;
1-4 May 4, 2015, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 9, Nays 0; May 4, 2015, sent
1-6 to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	Schwertner	X		
1-10	Kolkhorst	X		
1-11	Campbell	X		
1-12	Estes	X		
1-13	Perry	X		
1-14	Rodríguez	X		
1-15	Taylor of Collin	X		
1-16	Uresti	X		
1-17	Zaffirini	X		

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 1583 By: Taylor of Collin

1-19 A BILL TO BE ENTITLED
1-20 AN ACT

1-21 relating to classifying synthetic cannabinoid or cathinone as a
1-22 Schedule I controlled substance under the Texas Controlled
1-23 Substances Act; affecting the prosecution of a criminal offense.

1-24 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-25 SECTION 1. Subchapter B, Chapter 481, Health and Safety
1-26 Code, is amended by adding Section 481.038 to read as follows:

1-27 Sec. 481.038. SYNTHETIC CANNABINOID OR CATHINONE.

1-28 (a) Schedule I includes any synthetic cannabinoid or cathinone
1-29 designer drug that is not regulated by the United States Food and
1-30 Drug Administration or by the laws of this state but that is similar
1-31 by structure or pharmacological effect to a Schedule I or II
1-32 controlled substance that is regulated under federal law or the
1-33 laws of this state. For purposes of this section, a substance is
1-34 similar by structure or pharmacological effect to a Schedule I or II
1-35 controlled substance if the substance contains a majority of
1-36 functional features in a similar chemical structural arrangement or
1-37 otherwise mimics the pharmacological effect of a Schedule I or II
1-38 controlled substance.

1-39 (b) Any compound of a designer drug described by Subsection

1-40 (a) that is manufactured, formulated, sold, distributed, or
1-41 marketed with the intent to circumvent the law under this chapter or
1-42 federal law is a Schedule I controlled substance.

1-43 (c) Examples of synthetic cannabinoid designer drugs
1-44 include substances that are generated using a three-component
1-45 pharmacophore model. Synthetic cannabinoid designer drugs that
1-46 contain one or more components of a controlled substance in
1-47 Schedule I or II under federal or state law are analogues of
1-48 Schedule I or II controlled substances.

1-49 (d) Nothing in this section affects an exemption provided
1-50 under state law to a person who possesses for a lawful purpose a
1-51 chemical formula defined as a controlled substance.

1-52 SECTION 2. This Act takes effect September 1, 2015.

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