

AMENDMENTS TO LB 844

(Amendments to E & R amendments, ER8180)

Introduced by McDonald, 41.

1 1. Insert the following new section:

2 Section 1. Section 28-405, Revised Statutes Supplement,
3 2007, is amended to read:

4 28-405 The following are the schedules of controlled
5 substances referred to in the Uniform Controlled Substances Act:

6 Schedule I

7 (a) Any of the following opiates, including their
8 isomers, esters, ethers, salts, and salts of isomers, esters, and
9 ethers, unless specifically excepted, whenever the existence of
10 such isomers, esters, ethers, and salts is possible within the
11 specific chemical designation:

12 (1) Acetylmethadol;

13 (2) Allylprodine;

14 (3) Alphacetylmethadol, except levo-alphacetylmethadol
15 which is also known as levo-alpha-acetylmethadol, levomethadyl
16 acetate, and LAAM;

17 (4) Alphameprodine;

18 (5) Alphamethadol;

19 (6) Benzethidine;

20 (7) Betacetylmethadol;

21 (8) Betameprodine;

22 (9) Betamethadol;

- 1 (10) Betaprodine;
- 2 (11) Clonitazene;
- 3 (12) Dextromoramide;
- 4 (13) Difenoquin;
- 5 (14) Diampromide;
- 6 (15) Diethylthiambutene;
- 7 (16) Dimenoxadol;
- 8 (17) Dimepheptanol;
- 9 (18) Dimethylthiambutene;
- 10 (19) Dioxaphetyl butyrate;
- 11 (20) Dipipanone;
- 12 (21) Ethylmethylthiambutene;
- 13 (22) Etonitazene;
- 14 (23) Etozeridine;
- 15 (24) Furethidine;
- 16 (25) Hydroxypethidine;
- 17 (26) Ketobemidone;
- 18 (27) Levomoramide;
- 19 (28) Levophenacymorphan;
- 20 (29) Morpheridine;
- 21 (30) Noracymethadol;
- 22 (31) Norlevorphanol;
- 23 (32) Normethadone;
- 24 (33) Norpipanone;
- 25 (34) Phenadoxone;
- 26 (35) Phenampromide;
- 27 (36) Phenomorphan;

- 1 (37) Phenoperidine;
- 2 (38) Piritramide;
- 3 (39) Proheptazine;
- 4 (40) Properidine;
- 5 (41) Propiram;
- 6 (42) Racemoramide;
- 7 (43) Trimeperidine;
- 8 (44) Alpha-methylfentanyl,
- 9 N-(1-(alpha-methyl-beta-phenyl)ethyl-4-piperidyl) propionanilide,
- 10 1-(1-methyl-2-phenylethyl)-4-(N-propanilido) piperidine;
- 11 (45) Tilidine;
- 12 (46) 3-Methylfentanyl,
- 13 N-(3-methyl-1-(2-phenylethyl)-4-piperidyl)-N-phenylpropanamide, its
- 14 optical and geometric isomers, salts, and salts of isomers;
- 15 (47) 1-methyl-4-phenyl-4-propionoxypiperidine (MPPP), its
- 16 optical isomers, salts, and salts of isomers;
- 17 (48) PEPAP
- 18 (1-(2-phenethyl)-4-phenyl-4-acetoxypiperidine), its optical
- 19 isomers, salts, and salts of isomers;
- 20 (49) Acetyl-alpha-methylfentanyl
- 21 (N-(1-(1-methyl-2-phenethyl)-4-piperidinyl)-N-phenylacetamide), its
- 22 optical isomers, salts, and salts of isomers;
- 23 (50) Alpha-methylthiofentanyl
- 24 (N-(1-methyl-2-(2-thienyl)ethyl-4-piperidinyl)-N-phenylpropanamide),
- 25 its optical isomers, salts, and salts of isomers;
- 26 (51) Benzylfentanyl
- 27 (N-(1-benzyl-4-piperidyl)-N-phenylpropanamide), its optical

1 isomers, salts, and salts of isomers;

2 (52) Beta-hydroxyfentanyl (N-(1-(2-hydroxy-2-
3 phenethyl)-4-piperidinyl)-N-phenylpropanamide), its optical
4 isomers, salts, and salts of isomers;

5 (53) Beta-hydroxy-3-methylfentanyl (other name:
6 N-(1-(2-hydroxy-2-phenethyl)-3-methyl-4-piperidinyl)-N-
7 phenylpropanamide), its optical and geometric isomers, salts, and
8 salts of isomers;

9 (54) 3-methylthiofentanyl
10 (N-(3-methyl-1-(2-thienyl)ethyl-4-piperidinyl)-N-phenylpropanamide),
11 its optical and geometric isomers, salts, and salts of isomers;

12 (55)
13 N-(1-(2-thienyl)methyl-4-piperidyl)-N-phenylpropanamide
14 (thenylfentanyl), its optical isomers, salts, and salts of isomers;

15 (56) Thiofentanyl
16 (N-phenyl-N-(1-(2-thienyl)ethyl-4-piperidinyl)-propanamide), its
17 optical isomers, salts, and salts of isomers; and

18 (57) Para-fluorofentanyl
19 (N-(4-fluorophenyl)-N-(1-(2-phenethyl)-4-piperidinyl)propanamide),
20 its optical isomers, salts, and salts of isomers.

21 (b) Any of the following opium derivatives, their salts,
22 isomers, and salts of isomers, unless specifically excepted,
23 whenever the existence of such salts, isomers, and salts of
24 isomers is possible within the specific chemical designation:

25 (1) Acetorphine;

26 (2) Acetyldihydrocodeine;

27 (3) Benzylmorphine;

- 1 (4) Codeine methylbromide;
- 2 (5) Codeine-N-Oxide;
- 3 (6) Cyprenorphine;
- 4 (7) Desomorphine;
- 5 (8) Dihydromorphine;
- 6 (9) Drotebanol;
- 7 (10) Etorphine, except hydrochloride salt;
- 8 (11) Heroin;
- 9 (12) Hydromorphenol;
- 10 (13) Methyldesorphine;
- 11 (14) Methyldihydromorphine;
- 12 (15) Morphine methylbromide;
- 13 (16) Morphine methylsulfonate;
- 14 (17) Morphine-N-Oxide;
- 15 (18) Myrophine;
- 16 (19) Nicocodeine;
- 17 (20) Nicomorphine;
- 18 (21) Normorphine;
- 19 (22) Pholcodine; and
- 20 (23) Thebacon.
- 21 (c) Any material, compound, mixture, or preparation which
- 22 contains any quantity of the following hallucinogenic substances,
- 23 their salts, isomers, and salts of isomers, unless specifically
- 24 excepted, whenever the existence of such salts, isomers, and salts
- 25 of isomers is possible within the specific chemical designation,
- 26 and, for purposes of this subdivision only, isomer shall include
- 27 the optical, position, and geometric isomers:

1 (1) Bufotenine. Trade and other names shall include,
2 but are not limited to: 3-(B-Dimethylaminoethyl)-5-hydroxyindole;
3 3-(2-dimethylaminoethyl)-5-indolol; N,N-dimethylserotonin;
4 5-hydroxy-N,N-dimethyltryptamine; and mappine;

5 (2) Diethyltryptamine. Trade and other names shall
6 include, but are not limited to: N,N-diethyltryptamine; and DET;

7 (3) Dimethyltryptamine. Trade and other names shall
8 include, but are not limited to: DMT;

9 (4) 4-bromo-2,5-dimethoxyamphetamine. Trade and other
10 names shall include, but are not limited to: 4-bromo-2,
11 5-dimethoxy-a-methylphenethylamine; and 4-bromo-2,5-DMA;

12 (5) 4-methoxyamphetamine. Trade and other names shall
13 include, but are not limited to: 4-methoxy-a-methyl-phenethylamine;
14 and paramethoxyamphetamine, PMA;

15 (6) 4-methyl-2, 5-dimethoxyamphetamine. Trade
16 and other names shall include, but are not limited to:
17 4-methyl-2,5-dimethoxy-a-methylphenethylamine; DOM; and STP;

18 (7) 5-methoxy-N,N, dimethyltryptamine;

19 (8) Ibogaine. Trade and other names
20 shall include, but are not limited to:
21 7-ethyl-6,6B,7,8,9,10,12,13-octahydro-2-methoxy-6,9-methano-5H-
22 pyrido (1',2':1,2) azepino (5,4-b) indole; and tabernanthe iboga;

23 (9) Lysergic acid diethylamide;

24 (10) Marijuana;

25 (11) Mescaline;

26 (12) Peyote. Peyote shall mean all parts of the plant
27 presently classified botanically as *Lophophora williamsii* Lemaire,

1 whether growing or not, the seeds thereof, any extract from
2 any part of such plant, and every compound, manufacture, salts,
3 derivative, mixture, or preparation of such plant or its seeds or
4 extracts;

5 (13) Psilocybin;

6 (14) Psilocyn;

7 (15) Tetrahydrocannabinols, including, but not limited
8 to, synthetic equivalents of the substances contained in the plant
9 or in the resinous extractives of cannabis, sp. or synthetic
10 substances, derivatives, and their isomers with similar chemical
11 structure and pharmacological activity such as the following: Delta
12 1 cis or trans tetrahydrocannabinol and their optical isomers,
13 excluding dronabinol in sesame oil and encapsulated in a soft
14 gelatin capsule in a drug product approved by the federal Food
15 and Drug Administration; Delta 6 cis or trans tetrahydrocannabinol
16 and their optical isomers; and Delta 3,4 cis or trans
17 tetrahydrocannabinol and its optical isomers. Since nomenclature
18 of these substances is not internationally standardized, compounds
19 of these structures shall be included regardless of the numerical
20 designation of atomic positions covered;

21 (16) 3,4-methylenedioxy amphetamine;

22 (17) 5-methoxy-3,4-methylenedioxy amphetamine;

23 (18) 3,4,5-trimethoxy amphetamine;

24 (19) N-ethyl-3-piperidyl benzilate;

25 (20) N-methyl-3-piperidyl benzilate;

26 (21) Thiophene analog of phencyclidine. Trade
27 and other names shall include, but are not limited to:

1 1-(1-(2-thienyl)-cyclohexyl)-piperidine; 2-thienyl analog of
2 phencyclidine; TCP; and TCP;

3 (22) 2,5-dimethoxyamphetamine. Trade and
4 other names shall include, but are not limited to:
5 2,5-dimethoxy- α -methylphenethylamine; and 2,5-DMA;

6 (23) Hashish or concentrated cannabis;

7 (24) Parahexyl. Trade and other names shall include,
8 but are not limited to: 3-Hexyl-1-hydroxy-7,8,9,10-tetrahydro-6,6,
9 9-trimethyl-6H-dibenzo(b,d)pyran; and synhexyl;

10 (25) Ethylamine analog of phencyclidine. Trade
11 and other names shall include, but are not limited to:
12 N-ethyl-1-phenylcyclohexylamine; (1-phenylcyclohexyl)ethylamine;
13 N-(1-phenylcyclohexyl)ethylamine; cyclohexamine; and PCE;

14 (26) Pyrrolidine analog of phencyclidine. Trade
15 and other names shall include, but are not limited to:
16 1-(1-phenylcyclohexyl)-pyrrolidine; PCPy; and PHP;

17 (27) 3,4-methylenedioxymethamphetamine (MDMA), its
18 optical, positional, and geometric isomers, salts, and salts of
19 isomers;

20 (28) 4-bromo-2,5-dimethoxyphenethylamine. Some trade
21 or other names: 2-(4-bromo-2,5-dimethoxyphenyl)-1-aminoethane;
22 alpha-desmethyl DOB; 2C-B; and Nexus;

23 (29) Alpha-ethyltryptamine. Some trade or other
24 names: etryptamine; Monase; alpha-ethyl-1H-indole-3-ethanamine;
25 3-(2-aminobutyl) indole; alpha-ET; and AET;

26 (30) 2,5-dimethoxy-4-ethylamphet-amine; and DOET;

27 (31) 1-(1-(2-thienyl)cyclohexyl)pyrrolidine; and TCPy;

1 (32) Alpha-methyltryptamine, which is also known as AMT;
2 ~~and~~

3 (33) 5-Methoxy-N, N-diisopropyltryptamine, which is also
4 known as 5-MeO-DIPT_i:-

5 (34) Salvia divinorum. Salvia divinorum includes all
6 parts of the plant presently classified botanically as Salvia
7 divinorum, whether growing or not, the seeds thereof, any extract
8 from any part of such plant, and every compound, manufacture,
9 derivative, mixture, or preparation of such plant, its seeds,
10 or its extracts, including salts, isomers, and salts of isomers
11 whenever the existence of such salts, isomers, and salts of isomers
12 is possible within the specific chemical designation; and

13 (35) Salvinorin A.

14 (d) Unless specifically excepted or unless listed in
15 another schedule, any material, compound, mixture, or preparation
16 which contains any quantity of the following substances having
17 a depressant effect on the central nervous system, including its
18 salts, isomers, and salts of isomers whenever the existence of
19 such salts, isomers, and salts of isomers is possible within the
20 specific chemical designation:

21 (1) Mecloqualone;

22 (2) Methaqualone; and

23 (3) Gamma-hydroxybutyric acid. Some other names include:
24 GHB; gamma-hydroxybutyrate; 4-hydroxybutyrate; 4-hydroxybutanoic
25 acid; sodium oxybate; and sodium oxybutyrate.

26 (e) Unless specifically excepted or unless listed in
27 another schedule, any material, compound, mixture, or preparation

1 which contains any quantity of the following substances having
2 a stimulant effect on the central nervous system, including its
3 salts, isomers, and salts of isomers:

4 (1) Fenethylline;

5 (2) N-ethylamphetamine;

6 (3) Aminorex; aminoxaphen; 2-amino-5-phenyl-2-oxazoline;
7 and 4,5-dihydro-5-phenyl-2-oxazolamine;

8 (4) Cathinone; 2-amino-1-phenyl-1-propanone;
9 alpha-aminopropiophenone; 2-aminopropiophenone; and norephedrone;

10 (5) Methcathinone, its salts, optical isomers,
11 and salts of optical isomers. Some other names:

12 2-(methylamino)-propiofenone; alpha-(methylamino)propiofenone;

13 2-(methylamino)-1-phenylpropan-1-one;

14 alpha-N-methylaminopropiophenone; methylcathinone;

15 monomethylpropion; ephedrone; N-methylcathinone; AL-464; AL-422;

16 AL-463; and UR1432;

17 (6) (+/-)cis-4-methylaminorex; and

18 (+/-)cis-4,5-dihydro-4-methyl-5-phenyl-2-oxazolamine;

19 and

20 (7) N,N-dimethylamphetamine;

21 N,N-alpha-trimethyl-benzeneethanamine; and

22 N,N-alpha-trimethylphenethylamine.

23 (f) Any controlled substance analogue to the extent
24 intended for human consumption.

25 Schedule II

26 (a) Any of the following substances except those narcotic
27 drugs listed in other schedules whether produced directly or

1 indirectly by extraction from substances of vegetable origin,
2 independently by means of chemical synthesis, or by combination of
3 extraction and chemical synthesis:

4 (1) Opium and opiate, and any salt, compound, derivative,
5 or preparation of opium or opiate, excluding apomorphine,
6 buprenorphine, thebaine-derived butorphanol, dextrorphan,
7 nalbuphine, nalmefene, naloxone, and naltrexone and their
8 salts, but including the following:

- 9 (i) Raw opium;
10 (ii) Opium extracts;
11 (iii) Opium fluid;
12 (iv) Powdered opium;
13 (v) Granulated opium;
14 (vi) Tincture of opium;
15 (vii) Codeine;
16 (viii) Ethylmorphine;
17 (ix) Etorphine hydrochloride;
18 (x) Hydrocodone;
19 (xi) Hydromorphone;
20 (xii) Metopon;
21 (xiii) Morphine;
22 (xiv) Oxycodone;
23 (xv) Oxymorphone;
24 (xvi) Thebaine; and
25 (xvii) Dihydroetorphine;
26 (2) Any salt, compound, derivative, or preparation
27 thereof which is chemically equivalent to or identical with any of

1 the substances referred to in subdivision (1) of this subdivision,
2 except that these substances shall not include the isoquinoline
3 alkaloids of opium;

4 (3) Opium poppy and poppy straw;

5 (4) Coca leaves and any salt, compound, derivative, or
6 preparation of coca leaves, and any salt, compound, derivative,
7 or preparation thereof which is chemically equivalent to or
8 identical with any of these substances, including cocaine and
9 its salts, optical isomers, and salts of optical isomers, except
10 that the substances shall not include decocainized coca leaves or
11 extractions which do not contain cocaine or ecgonine; and

12 (5) Concentrate of poppy straw, the crude extract of
13 poppy straw in either liquid, solid, or powder form which contains
14 the phenanthrene alkaloids of the opium poppy.

15 (b) Unless specifically excepted or unless in another
16 schedule any of the following opiates, including their isomers,
17 esters, ethers, salts, and salts of their isomers, esters, and
18 ethers whenever the existence of such isomers, esters, ethers,
19 and salts is possible within the specific chemical designation,
20 dextrorphan excepted:

21 (1) Alphaprodine;

22 (2) Anileridine;

23 (3) Bezitramide;

24 (4) Diphenoxylate;

25 (5) Fentanyl;

26 (6) Isomethadone;

27 (7) Levomethorphan;

- 1 (8) Levorphanol;
- 2 (9) Metazocine;
- 3 (10) Methadone;
- 4 (11) Methadone-Intermediate,
- 5 4-cyano-2-dimethylamino-4,4-diphenyl butane;
- 6 (12) Moramide-intermediate,
- 7 2-methyl-3-morpholino-1,1-diphenylpropane-carboxylic acid;
- 8 (13) Pethidine or meperidine;
- 9 (14) Pethidine-Intermediate-A,
- 10 4-cyano-1-methyl-4-phenylpiperidine;
- 11 (15) Pethidine-Intermediate-B,
- 12 ethyl-4-phenylpiperidine-4-carboxylate;
- 13 (16) Pethidine-Intermediate-C,
- 14 1-methyl-4-phenylpiperidine-4-carboxylic acid;
- 15 (17) Phenazocine;
- 16 (18) Piminodine;
- 17 (19) Racemethorphan;
- 18 (20) Racemorphan;
- 19 (21) Dihydrocodeine;
- 20 (22) Bulk propoxyphene in nondosage forms;
- 21 (23) Sufentanil;
- 22 (24) Alfentanil;
- 23 (25) Levo-alpha-acetylmethadol which is also known as
- 24 levo-alpha-acetylmethadol, levomethadyl acetate, and LAAM;
- 25 (26) Carfentanil; and
- 26 (27) Remifentanil.
- 27 (c) Any material, compound, mixture, or preparation

1 which contains any quantity of the following substances having
2 a potential for abuse associated with a stimulant effect on the
3 central nervous system:

4 (1) Amphetamine, its salts, optical isomers, and salts of
5 its optical isomers;

6 (2) Phenmetrazine and its salts;

7 (3) Methamphetamine, its salts, isomers, and salts of its
8 isomers; and

9 (4) Methylphenidate.

10 (d) Any material, compound, mixture, or preparation
11 which contains any quantity of the following substances having
12 a potential for abuse associated with a depressant effect on the
13 central nervous system, including their salts, isomers, and salts
14 of isomers whenever the existence of such salts, isomers, and salts
15 of isomers is possible within the specific chemical designations:

16 (1) Amobarbital;

17 (2) Secobarbital;

18 (3) Pentobarbital;

19 (4) Phencyclidine; and

20 (5) Glutethimide.

21 (e) Hallucinogenic substances known as:

22 (1) Nabilone. Another name for

23 nabilone: (+/-)-trans-3-(1,1-dimethylheptyl)-

24 6,6a,7,8,10,10a-hexahydro-1-hydroxy-6,6-dimethyl-9H-

25 dibenzo(b,d)pyran-9-one.

26 (f) Unless specifically excepted or unless listed in
27 another schedule, any material, compound, mixture, or preparation

1 which contains any quantity of the following substances:

2 (1) Immediate precursor to amphetamine and
3 methamphetamine: Phenylacetone. Trade and other names shall
4 include, but are not limited to: Phenyl-2-propanone; P2P; benzyl
5 methyl ketone; and methyl benzyl ketone; or

6 (2) Immediate precursors to phencyclidine, PCP:

7 (i) 1-phenylcyclohexylamine; or

8 (ii) 1-piperidinocyclohexanecarbonitrile, PCC.

9 Schedule III

10 (a) Any material, compound, mixture, or preparation
11 which contains any quantity of the following substances having
12 a potential for abuse associated with a stimulant effect on the
13 central nervous system, including their salts, isomers, whether
14 optical, position, or geometric, and salts of such isomers whenever
15 the existence of such salts, isomers, and salts of isomers is
16 possible within the specific chemical designation:

17 (1) Benzphetamine;

18 (2) Chlorphentermine;

19 (3) Clortermine; and

20 (4) Phendimetrazine.

21 (b) Any material, compound, mixture, or preparation
22 which contains any quantity of the following substances having
23 a potential for abuse associated with a depressant effect on the
24 central nervous system:

25 (1) Any substance which contains any quantity of a
26 derivative of barbituric acid or any salt of a derivative of
27 barbituric acid, except those substances which are specifically

1 listed in other schedules of this section;

2 (2) Chlorhexadol;

3 (3) Lysergic acid;

4 (4) Lysergic acid amide;

5 (5) Methyprylon;

6 (6) Sulfondiethylmethane;

7 (7) Sulfonethylmethane;

8 (8) Sulfonmethane;

9 (9) Nalorphine;

10 (10) Any compound, mixture, or preparation containing
11 amobarbital, secobarbital, pentobarbital, or any salt thereof and
12 one or more other active medicinal ingredients which are not listed
13 in any schedule;

14 (11) Any suppository dosage form containing amobarbital,
15 secobarbital, pentobarbital, or any salt of any of these drugs and
16 approved by the Food and Drug Administration for marketing only as
17 a suppository;

18 (12) Any drug product containing gamma-hydroxybutyric
19 acid, including its salts, isomers, and salts of isomers, for which
20 an application is approved under section 505 of the Federal Food,
21 Drug, and Cosmetic Act, 21 U.S.C. 355, as such section existed on
22 July 20, 2002;

23 (13) Ketamine, its salts, isomers, and
24 salts of isomers. Some other names for ketamine:
25 (+/-)-2-(2-chlorophenyl)-2-(methylamino)-cyclohexanone; and

26 (14) Tiletamine and zolazepam or any salt thereof.
27 Trade or other names for a tiletamine-zolazepam combination

1 product shall include, but are not limited to: telazol. Trade
2 or other names for tiletamine shall include, but are not
3 limited to: 2-(ethylamino)-2-(2-thienyl)-cyclohexanone. Trade or
4 other names for zolazepam shall include, but are not limited
5 to: 4-(2-fluorophenyl)-6,8-dihydro-1,3,8-trimethylpyrazolo-(3,4-e)
6 (1,4)-diazepin-7(1H)-one, and flupyrazapon.

7 (c) Unless specifically excepted or unless listed in
8 another schedule:

9 (1) Any material, compound, mixture, or preparation
10 containing limited quantities of any of the following narcotic
11 drugs, or any salts calculated as the free anhydrous base or
12 alkaloid, in limited quantities as set forth below:

13 (i) Not more than one and eight-tenths grams of codeine
14 per one hundred milliliters or not more than ninety milligrams per
15 dosage unit, with an equal or greater quantity of an isoquinoline
16 alkaloid of opium;

17 (ii) Not more than one and eight-tenths grams of codeine
18 per one hundred milliliters or not more than ninety milligrams per
19 dosage unit, with one or more active, nonnarcotic ingredients in
20 recognized therapeutic amounts;

21 (iii) Not more than three hundred milligrams of
22 dihydrocodeinone which is also known as hydrocodone per one hundred
23 milliliters or not more than fifteen milligrams per dosage unit,
24 with a fourfold or greater quantity of an isoquinoline alkaloid of
25 opium;

26 (iv) Not more than three hundred milligrams of
27 dihydrocodeinone which is also known as hydrocodone per one hundred

1 milliliters or not more than fifteen milligrams per dosage unit,
2 with one or more active, nonnarcotic ingredients in recognized
3 therapeutic amounts;

4 (v) Not more than one and eight-tenths grams of
5 dihydrocodeine per one hundred milliliters or not more than ninety
6 milligrams per dosage unit, with one or more active, nonnarcotic
7 ingredients in recognized therapeutic amounts;

8 (vi) Not more than three hundred milligrams of
9 ethylmorphine per one hundred milliliters or not more than fifteen
10 milligrams per dosage unit, with one or more active, nonnarcotic
11 ingredients in recognized therapeutic amounts;

12 (vii) Not more than five hundred milligrams of opium per
13 one hundred milliliters or per one hundred grams, or not more than
14 twenty-five milligrams per dosage unit, with one or more active,
15 nonnarcotic ingredients in recognized therapeutic amounts; and

16 (viii) Not more than fifty milligrams of morphine per
17 one hundred milliliters or per one hundred grams with one or more
18 active, nonnarcotic ingredients in recognized therapeutic amounts;
19 and

20 (2) Any material, compound, mixture, or preparation
21 containing any of the following narcotic drug or its salts, as
22 set forth below:

23 (i) Buprenorphine.

24 (d) Unless contained on the administration's list of
25 exempt anabolic steroids as the list existed on June 1, 2007,
26 any anabolic steroid, which shall include any material, compound,
27 mixture, or preparation containing any quantity of the following

1 substances, including its salts, isomers, and salts of isomers
2 whenever the existence of such salts of isomers is possible within
3 the specific chemical designation:

- 4 (1) Boldenone;
- 5 (2) Chlorotestosterone (4-chlortestosterone);
- 6 (3) Clostebol;
- 7 (4) Dehydrochlormethyltestosterone;
- 8 (5) Dihydrotestosterone (4-dihydrotestosterone);
- 9 (6) Drostanolone;
- 10 (7) Ethylestrenol;
- 11 (8) Fluoxymesterone;
- 12 (9) Formebolone (formebolone);
- 13 (10) Mesterolone;
- 14 (11) Methandienone;
- 15 (12) Methandranone;
- 16 (13) Methandriol;
- 17 (14) Methandrostenolone;
- 18 (15) Methenolone;
- 19 (16) Methyltestosterone;
- 20 (17) Mibolerone;
- 21 (18) Nandrolone;
- 22 (19) Norethandrolone;
- 23 (20) Oxandrolone;
- 24 (21) Oxymesterone;
- 25 (22) Oxymetholone;
- 26 (23) Stanolone;
- 27 (24) Stanozolol;

- 1 (25) Testolactone;
2 (26) Testosterone;
3 (27) Trenbolone; and
4 (28) Any salt, ester, or isomer of a drug or substance
5 described or listed in this subdivision if the salt, ester, or
6 isomer promotes muscle growth.

7 (e) Hallucinogenic substances known as:

- 8 (1) Dronabinol, synthetic, in sesame oil and encapsulated
9 in a soft gelatin capsule in a Food and Drug Administration
10 approved drug product. Some other names for dronabinol are
11 (6aR-trans)-6a,7,8,10a-tetrahydro-6,6,9-trimethyl-3-pentyl-6H-dibenzo
12 (b,d)pyran-1-ol or (-)-delta-9-(trans)-tetrahydrocannabinol.

13 Schedule IV

14 (a) Any material, compound, mixture, or preparation which
15 contains any quantity of the following substances, including their
16 salts, isomers, and salts of isomers whenever the existence of
17 such salts, isomers, and salts of isomers is possible within the
18 specific chemical designation:

- 19 (1) Barbital;
20 (2) Chloral betaine;
21 (3) Chloral hydrate;
22 (4) Chlordiazepoxide, but not including librax
23 (chlordiazepoxide hydrochloride and clindinium bromide) or menrium
24 (chlordiazepoxide and water soluble esterified estrogens);
25 (5) Clonazepam;
26 (6) Clorazepate;
27 (7) Diazepam;

- 1 (8) Ethchlorvynol;
- 2 (9) Ethinamate;
- 3 (10) Flurazepam;
- 4 (11) Mebutamate;
- 5 (12) Meprobamate;
- 6 (13) Methohexital;
- 7 (14) Methylphenobarbital;
- 8 (15) Oxazepam;
- 9 (16) Paraldehyde;
- 10 (17) Petrichloral;
- 11 (18) Phenobarbital;
- 12 (19) Prazepam;
- 13 (20) Alprazolam;
- 14 (21) Bromazepam;
- 15 (22) Camazepam;
- 16 (23) Clobazam;
- 17 (24) Clotiazepam;
- 18 (25) Cloxazolam;
- 19 (26) Delorazepam;
- 20 (27) Estazolam;
- 21 (28) Ethyl loflazepate;
- 22 (29) Fludiazepam;
- 23 (30) Flunitrazepam;
- 24 (31) Halazepam;
- 25 (32) Haloxazolam;
- 26 (33) Ketazolam;
- 27 (34) Loprazolam;

- 1 (35) Lorazepam;
- 2 (36) Lormetazepam;
- 3 (37) Medazepam;
- 4 (38) Nimetazepam;
- 5 (39) Nitrazepam;
- 6 (40) Nordiazepam;
- 7 (41) Oxazolam;
- 8 (42) Pinazepam;
- 9 (43) Temazepam;
- 10 (44) Tetrazepam;
- 11 (45) Triazolam;
- 12 (46) Midazolam;
- 13 (47) Quazepam;
- 14 (48) Zolpidem;
- 15 (49) Dichloralphenazone; and
- 16 (50) Zaleplon.

17 (b) Any material, compound, mixture, or preparation which
18 contains any quantity of the following substance, including its
19 salts, isomers, whether optical, position, or geometric, and salts
20 of such isomers, whenever the existence of such salts, isomers, and
21 salts of isomers is possible: Fenfluramine.

22 (c) Unless specifically excepted or unless listed in
23 another schedule, any material, compound, mixture, or preparation
24 which contains any quantity of the following substances having a
25 stimulant effect on the central nervous system, including their
26 salts, isomers, whether optical, position, or geometric, and salts
27 of such isomers whenever the existence of such salts, isomers,

1 and salts of isomers is possible within the specific chemical
2 designation:

3 (1) Diethylpropion;

4 (2) Phentermine;

5 (3) Pemoline, including organometallic complexes and
6 chelates thereof;

7 (4) Mazindol;

8 (5) Pipradrol;

9 (6) SPA, ((-)-1-dimethylamino- 1,2-diphenylethane);

10 (7) Cathine. Another name for cathine is
11 ((+)-norpseudoephedrine);

12 (8) Fencamfamin;

13 (9) Fenproporex;

14 (10) Mefenorex;

15 (11) Modafinil; and

16 (12) Sibutramine.

17 (d) Unless specifically excepted or unless listed in
18 another schedule, any material, compound, mixture, or preparation
19 which contains any quantity of the following narcotic drugs, or
20 their salts or isomers calculated as the free anhydrous base or
21 alkaloid, in limited quantities as set forth below:

22 (1) Propoxyphene in manufactured dosage forms; and

23 (2) Not more than one milligram of difenoxin and not less
24 than twenty-five micrograms of atropine sulfate per dosage unit.

25 (e) Unless specifically excepted or unless listed in
26 another schedule, any material, compound, mixture, or preparation
27 which contains any quantity of the following substance, including

1 its salts: Pentazocine.

2 (f) Unless specifically excepted or unless listed in
3 another schedule, any material, compound, mixture, or preparation
4 which contains any quantity of the following substance, including
5 its salts, isomers, and salts of such isomers: Butorphanol.

6 (g) (1) Unless specifically excepted or unless listed in
7 another schedule, any material, compound, mixture, or preparation
8 which contains any quantity of the following substance, including
9 its salts, optical isomers, and salts of such optical isomers:
10 Ephedrine.

11 (2) The following drug products containing ephedrine,
12 its salts, optical isomers, and salts of such optical isomers
13 are excepted from subdivision (g) (1) of Schedule IV if they may
14 lawfully be sold over the counter without a prescription under
15 the Federal Food, Drug, and Cosmetic Act, as the act existed on
16 September 1, 2001; are labeled and marketed in a manner consistent
17 with the pertinent OTC Tentative Final or Final Monograph; are
18 manufactured and distributed for legitimate medicinal use in a
19 manner that reduces or eliminates the likelihood of abuse; and
20 are not marketed, advertised, or represented in any manner for the
21 indication of stimulation, mental alertness, euphoria, ecstasy, a
22 buzz or high, heightened sexual performance, or increased muscle
23 mass:

24 (A) Primatene Tablets;

25 (B) Bronkaid Dual Action Caplets; and

26 (C) Pazo Hemorrhoidal Ointment.

27 (3) Food and dietary supplements described in 21 U.S.C.

1 321, as such section existed on September 1, 2001, containing
2 ephedrine, including its salts, optical isomers, and salts of such
3 optical isomers, are excepted from subdivision (g) (1) of Schedule
4 IV if:

5 (A) They are labeled in a manner consistent with section
6 28-448 and bear the statements: "This statement has not been
7 evaluated by the Food and Drug Administration. This product is not
8 intended to diagnose, treat, cure, or prevent any disease.";

9 (B) Any dosage form of the food or dietary supplements
10 (i) does not contain any hydrochloride or sulfate salts of
11 ephedrine alkaloids, (ii) does not contain more than twenty-five
12 milligrams of ephedrine alkaloids, and (iii) does not contain
13 ephedrine alkaloids in excess of five percent of the total capsule
14 weight;

15 (C) They are not marketed, advertised, or represented in
16 any manner for the indication of stimulation, mental alertness,
17 euphoria, ecstasy, a buzz or high, heightened sexual performance,
18 or increased muscle mass; and

19 (D) Analysis of the product is provided to the department
20 to ensure that the product meets the requirements of subdivision
21 (g) (3) (B) of Schedule IV.

22 Schedule V

23 (a) Any compound, mixture, or preparation containing any
24 of the following limited quantities of narcotic drugs or salts
25 calculated as the free anhydrous base or alkaloid, which shall
26 include one or more nonnarcotic active medicinal ingredients in
27 sufficient proportion to confer upon the compound, mixture, or

1 preparation valuable medicinal qualities other than those possessed
2 by the narcotic drug alone:

3 (1) Not more than two hundred milligrams of codeine per
4 one hundred milliliters or per one hundred grams;

5 (2) Not more than one hundred milligrams of
6 dihydrocodeine per one hundred milliliters or per one hundred
7 grams;

8 (3) Not more than one hundred milligrams of ethylmorphine
9 per one hundred milliliters or per one hundred grams;

10 (4) Not more than two and five-tenths milligrams of
11 diphenoxylate and not less than twenty-five micrograms of atropine
12 sulfate per dosage unit;

13 (5) Not more than one hundred milligrams of opium per one
14 hundred milliliters or per one hundred grams; and

15 (6) Not more than five-tenths milligram of difenoxin and
16 not less than twenty-five micrograms of atropine sulfate per dosage
17 unit.

18 (b) Unless specifically exempted or excluded or unless
19 listed in another schedule, any material, compound, mixture, or
20 preparation which contains any quantity of the following substances
21 having a stimulant effect on the central nervous system, including
22 its salts, isomers, and salts of isomers: Pyrovalerone.

23 2. On page 7, line 25, strike "and"; and in line 26
24 after the last comma insert "and section 28-405, Revised Statutes
25 Supplement, 2007,".

26 3. Renumber the remaining sections accordingly.