

HB0457



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

HB0457

Introduced 1/29/2007, by Rep. Dennis M. Reboletti - Chapin
Rose - Robert W. Pritchard - Renee Kosel

SYNOPSIS AS INTRODUCED:

720 ILCS 570/204

from Ch. 56 1/2, par. 1204

Amends the Illinois Controlled Substances Act. Provides that *Salvia divinorum* is a Schedule I controlled substance.

LRB095 04451 RLC 26428 b

CORRECTIONAL
BUDGET AND
IMPACT NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning criminal law.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Controlled Substances Act is
5 amended by changing Section 204 as follows:

6 (720 ILCS 570/204) (from Ch. 56 1/2, par. 1204)

7 Sec. 204. (a) The controlled substances listed in this
8 Section are included in Schedule I.

9 (b) Unless specifically excepted or unless listed in
10 another schedule, any of the following opiates, including their
11 isomers, esters, ethers, salts, and salts of isomers, esters,
12 and ethers, whenever the existence of such isomers, esters,
13 ethers and salts is possible within the specific chemical
14 designation:

15 (1) Acetylmethadol;

16 (1.1) Acetyl-alpha-methylfentanyl

17 (N-[1-(1-methyl-2-phenethyl)-
18 4-piperidinyl]-N-phenylacetamide);

19 (2) Allylprodine;

20 (3) Alphacetylmethadol, except
21 levo-alphacetylmethadol (also known as levo-alpha-
22 acetylmethadol, levomethadyl acetate, or LAAM);

23 (4) Alphameprodine;

- 1 (5) Alphamethadol;
- 2 (6) Alpha-methylfentanyl
- 3 (N-(1-alpha-methyl-beta-phenyl) ethyl-4-piperidyl)
- 4 propionanilide; 1-(1-methyl-2-phenylethyl)-4-(N-
- 5 propanilido) piperidine;
- 6 (6.1) Alpha-methylthiofentanyl
- 7 (N-[1-methyl-2-(2-thienyl)ethyl-
- 8 4-piperidinyl]-N-phenylpropanamide);
- 9 (7) 1-methyl-4-phenyl-4-propionoxypiperidine (MPPP);
- 10 ~~(7) 1-methyl-4-phenyl-4-propionoxypiperidine (MPPP);~~
- 11 (7.1) PEPAP
- 12 (1-(2-phenethyl)-4-phenyl-4-acetoxypiperidine);
- 13 (8) Benzethidine;
- 14 (9) Betacetylmethadol;
- 15 (9.1) Beta-hydroxyfentanyl
- 16 (N-[1-(2-hydroxy-2-phenethyl)-
- 17 4-piperidinyl]-N-phenylpropanamide);
- 18 (10) Betameprodine;
- 19 (11) Betamethadol;
- 20 (12) Betaprodine;
- 21 (13) Clonitazene;
- 22 (14) Dextromoramide;
- 23 (15) Diampromide;
- 24 (16) Diethylthiambutene;
- 25 (17) Difenoazin;
- 26 (18) Dimenoxadol;

- 1 (19) Dimepheptanol;
- 2 (20) Dimethylthiambutene;
- 3 (21) Dioxaphetylbutyrate;
- 4 (22) Dipipanone;
- 5 (23) Ethylmethylthiambutene;
- 6 (24) Etonitazene;
- 7 (25) Etoxeridine;
- 8 (26) Furethidine;
- 9 (27) Hydroxpethidine;
- 10 (28) Ketobemidone;
- 11 (29) Levomoramide;
- 12 (30) Levophenacylmorphan;
- 13 (31) 3-Methylfentanyl
- 14 (N-[3-methyl-1-(2-phenylethyl) -
- 15 4-piperidyl] -N-phenylpropanamide);
- 16 (31.1) 3-Methylthiofentanyl
- 17 (N-[(3-methyl-1-(2-thienyl)ethyl-
- 18 4-piperidinyl] -N-phenylpropanamide);
- 19 (32) Morpheridine;
- 20 (33) Noracymethadol;
- 21 (34) Norlevorphanol;
- 22 (35) Normethadone;
- 23 (36) Norpipanone;
- 24 (36.1) Para-fluorofentanyl
- 25 (N-(4-fluorophenyl)-N-[1-(2-phenethyl) -
- 26 4-piperidinyl] propanamide);

- 1 (37) Phenadoxone;
- 2 (38) Phenampromide;
- 3 (39) Phenomorphan;
- 4 (40) Phenoperidine;
- 5 (41) Piritramide;
- 6 (42) Proheptazine;
- 7 (43) Properidine;
- 8 (44) Propiram;
- 9 (45) Racemoramide;
- 10 (45.1) Thiofentanyl
- 11 (N-phenyl-N-[1-(2-thienyl)ethyl-
- 12 4-piperidinyl] -propanamide);
- 13 (46) Tilidine;
- 14 (47) Trimeperidine;
- 15 (48) Beta-hydroxy-3-methylfentanyl (other name:
- 16 N-[1-(2-hydroxy-2-phenethyl)-3-methyl-4-piperidinyl] -
- 17 N-phenylpropanamide).

18 (c) Unless specifically excepted or unless listed in

19 another schedule, any of the following opium derivatives, its

20 salts, isomers and salts of isomers, whenever the existence of

21 such salts, isomers and salts of isomers is possible within the

22 specific chemical designation:

- 23 (1) Acetorphine;
- 24 (2) Acetyldihydrocodeine;
- 25 (3) Benzylmorphine;
- 26 (4) Codeine methylbromide;

- 1 (5) Codeine-N-Oxide;
- 2 (6) Cyprenorphine;
- 3 (7) Desomorphine;
- 4 (8) Diacetyldihydromorphine (Dihydroheroin);
- 5 (9) Dihydromorphine;
- 6 (10) Drotebanol;
- 7 (11) Etorphine (except hydrochloride salt);
- 8 (12) Heroin;
- 9 (13) Hydromorphenol;
- 10 (14) Methyldesorphine;
- 11 (15) Methyldihydromorphine;
- 12 (16) Morphine methylbromide;
- 13 (17) Morphine methylsulfonate;
- 14 (18) Morphine-N-Oxide;
- 15 (19) Myrophine;
- 16 (20) Nicocodeine;
- 17 (21) Nicomorphine;
- 18 (22) Normorphine;
- 19 (23) Pholcodine;
- 20 (24) Thebacon.

21 (d) Unless specifically excepted or unless listed in
22 another schedule, any material, compound, mixture, or
23 preparation which contains any quantity of the following
24 hallucinogenic substances, or which contains any of its salts,
25 isomers and salts of isomers, whenever the existence of such
26 salts, isomers, and salts of isomers is possible within the

1 specific chemical designation (for the purposes of this
2 paragraph only, the term "isomer" includes the optical,
3 position and geometric isomers):

4 (1) 3,4-methylenedioxyamphetamine
5 (alpha-methyl,3,4-methylenedioxyphenethylamine,
6 methylenedioxyamphetamine, MDA);

7 (1.1) Alpha-ethyltryptamine
8 (some trade or other names: etryptamine;
9 MONASE; alpha-ethyl-1H-indole-3-ethanamine;
10 3-(2-aminobutyl)indole; a-ET; and AET);

11 (2) 3,4-methylenedioxymethamphetamine (MDMA);

12 (2.1) 3,4-methylenedioxy-N-ethylamphetamine
13 (also known as: N-ethyl-alpha-methyl-
14 3,4(methylenedioxy) Phenethylamine, N-ethyl MDA, MDE,
15 and MDEA);

16 (3) 3-methoxy-4,5-methylenedioxyamphetamine, (MMDA);

17 (4) 3,4,5-trimethoxyamphetamine (TMA);

18 (5) (Blank);

19 (6) Diethyltryptamine (DET);

20 (7) Dimethyltryptamine (DMT);

21 (8) 4-methyl-2,5-dimethoxyamphetamine (DOM, STP);

22 (9) Ibogaine (some trade and other names:
23 7-ethyl-6,6,beta,7,8,9,10,12,13-octahydro-2-methoxy-
24 6,9-methano-5H-pyrido [1',2':1,2] azepino [5,4-b]
25 indole; Tabernanthe iboga);

26 (10) Lysergic acid diethylamide;

1 (10.5) Salvia divinorum (meaning all parts of the plant
2 presently classified botanically as Salvia divinorum,
3 whether growing or not, the seeds thereof, any extract from
4 any part of that plant, and every compound, manufacture,
5 salts, isomers, and salts of isomers whenever the existence
6 of such salts, isomers, and salts of isomers is possible
7 within the specific chemical designation, derivative,
8 mixture, or preparation of that plant, its seeds or
9 extracts);

10 (11) 3,4,5-trimethoxyphenethylamine (Mescaline);

11 (12) Peyote (meaning all parts of the plant presently
12 classified botanically as Lophophora williamsii ~~williemaii~~
13 Lemaire, whether growing or not, the seeds thereof, any
14 extract from any part of that plant, and every compound,
15 manufacture, salts, derivative, mixture, or preparation of
16 that plant, its seeds or extracts);

17 (13) N-ethyl-3-piperidyl benzilate (JB 318);

18 (14) N-methyl-3-piperidyl benzilate;

19 (14.1) N-hydroxy-3,4-methylenedioxyamphetamine
20 (also known as N-hydroxy-alpha-methyl-
21 3,4(methylenedioxy)phenethylamine and N-hydroxy MDA);

22 (15) Parahexyl; some trade or other names:
23 3-hexyl-1-hydroxy-7,8,9,10-tetrahydro-6,6,9-trimethyl-6H-
24 dibenzo (b,d) pyran; Synhexyl;

25 (16) Psilocybin;

26 (17) Psilocyn;

1 (18) Alpha-methyltryptamine (AMT);

2 (19) 2,5-dimethoxyamphetamine

3 (2,5-dimethoxy-alpha-methylphenethylamine; 2,5-DMA);

4 (20) 4-bromo-2,5-dimethoxyamphetamine

5 (4-bromo-2,5-dimethoxy-alpha-methylphenethylamine;

6 4-bromo-2,5-DMA);

7 (20.1) 4-Bromo-2,5 dimethoxyphenethylamine.

8 Some trade or other names: 2-(4-bromo-

9 2,5-dimethoxyphenyl)-1-aminoethane;

10 alpha-desmethyl DOB, 2CB, Nexus;

11 (21) 4-methoxyamphetamine

12 (4-methoxy-alpha-methylphenethylamine;

13 paramethoxyamphetamine; PMA);

14 (22) (Blank);

15 (23) Ethylamine analog of phencyclidine.

16 Some trade or other names:

17 N-ethyl-1-phenylcyclohexylamine,

18 (1-phenylcyclohexyl) ethylamine,

19 N-(1-phenylcyclohexyl) ethylamine, cyclohexamine, PCE;

20 (24) Pyrrolidine analog of phencyclidine. Some trade

21 or other names: 1-(1-phenylcyclohexyl) pyrrolidine, PCPy,

22 PHP;

23 (25) 5-methoxy-3,4-methylenedioxy-amphetamine;

24 (26) 2,5-dimethoxy-4-ethylamphetamine

25 (another name: DOET);

26 (27) 1-[1-(2-thienyl)cyclohexyl] pyrrolidine

1 (another name: TCPy);
2 (28) (Blank);
3 (29) Thiophene analog of phencyclidine (some trade
4 or other names: 1-[1-(2-thienyl)-cyclohexyl]-piperidine;
5 2-thienyl analog of phencyclidine; TPCP; TCP);
6 (30) Bufotenine (some trade or other names:
7 3-(Beta-Dimethylaminoethyl)-5-hydroxyindole;
8 3-(2-dimethylaminoethyl)-5-indolol;
9 5-hydroxy-N,N-dimethyltryptamine;
10 N,N-dimethylserotonin; mappine).

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

18 (1) mecloqualone;
19 (2) methaqualone; and
20 (3) gamma hydroxybutyric acid.

21 (f) Unless specifically excepted or unless listed in
22 another schedule, any material, compound, mixture, or
23 preparation which contains any quantity of the following
24 substances having a stimulant effect on the central nervous
25 system, including its salts, isomers, and salts of isomers:

26 (1) Fenethylamine;

1 (2) N-ethylamphetamine;

2 (3) Aminorex (some other names:

3 2-amino-5-phenyl-2-oxazoline; aminoxaphen;

4 4-5-dihydro-5-phenyl-2-oxazolamine) and its

5 salts, optical isomers, and salts of optical isomers;

6 (4) Methcathinone (some other names:

7 2-methylamino-1-phenylpropan-1-one;

8 Ephedrone; 2-(methylamino)-propiophenone;

9 alpha-(methylamino)propiophenone; N-methylcathinone;

10 methcathinone; Monomethylpropion; UR 1431) and its

11 salts, optical isomers, and salts of optical isomers;

12 (5) Cathinone (some trade or other names:

13 2-aminopropiophenone; alpha-aminopropiophenone;

14 2-amino-1-phenyl-propanone; norephedrone);

15 (6) N,N-dimethylamphetamine (also known as:

16 N,N-alpha-trimethyl-benzeneethanamine;

17 N,N-alpha-trimethylphenethylamine);

18 (7) (+ or -) cis-4-methylaminorex ((+ or -) cis-

19 4,5-dihydro-4-methyl-4-5-phenyl-2-oxazolamine).

20 (g) Temporary listing of substances subject to emergency

21 scheduling. Any material, compound, mixture, or preparation

22 that contains any quantity of the following substances:

23 (1) N-[1-benzyl-4-piperidyl]-N-phenylpropanamide

24 (benzylfentanyl), its optical isomers, isomers, salts,

25 and salts of isomers;

26 (2) N-[1(2-thienyl)

1 methyl-4-piperidyl]-N-phenylpropanamide (thenylfentanyl),

2 its optical isomers, salts, and salts of isomers.

3 (Source: P.A. 90-382, eff. 8-15-97; 91-714, eff. 6-2-00;

4 revised 10-18-05.)