

# HB2089



## 97TH GENERAL ASSEMBLY

### State of Illinois

2011 and 2012

**HB2089**

Introduced 2/22/2011, by Rep. Wayne Rosenthal

#### SYNOPSIS AS INTRODUCED:

720 ILCS 570/204

from Ch. 56 1/2, par. 1204

Amends the Illinois Controlled Substances Act. Adds MDPV to the list of Schedule I controlled substances. Effective immediately.

LRB097 08999 RLC 49133 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) PEPAP
- 11 (1-(2-phenethyl)-4-phenyl-4-acetoxypiperidine);
- 12 (8) Benzethidine;
- 13 (9) Betacetylmethadol;
- 14 (9.1) Beta-hydroxyfentanyl
- 15 (N-[ 1-(2-hydroxy-2-phenethyl)-
- 16 4-piperidinyl] -N-phenylpropanamide);
- 17 (10) Betameprodine;
- 18 (11) Betamethadol;
- 19 (12) Betaprodine;
- 20 (13) Clonitazene;
- 21 (14) Dextromoramide;
- 22 (15) Diampromide;
- 23 (16) Diethylthiambutene;
- 24 (17) Difenoazin;
- 25 (18) Dimenoxadol;
- 26 (19) Dimepheptanol;

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

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

17 (c) Unless specifically excepted or unless listed in  
18 another schedule, any of the following opium derivatives, its  
19 salts, isomers and salts of isomers, whenever the existence of  
20 such salts, isomers and salts of isomers is possible within the  
21 specific chemical designation:

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

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

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

1 paragraph only, the term "isomer" includes the optical,  
2 position and geometric isomers):

3 (1) 3,4-methylenedioxyamphetamine

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

6 (1.1) Alpha-ethyltryptamine

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

10 (2) 3,4-methylenedioxymethamphetamine (MDMA);

11 (2.1) 3,4-methylenedioxy-N-ethylamphetamine

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

15 (2.2) N-Benzylpiperazine (BZP);

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* Lemaire,  
13 whether growing or not, the seeds thereof, any extract from  
14 any part of that plant, and every compound, manufacture,  
15 salts, derivative, mixture, or preparation of that plant,  
16 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 (31) 1-Pentyl-3-(1-naphthoyl)indole

12 Some trade or other names: JWH-018;

13 (32) 1-Butyl-3-(1-naphthoyl)indole

14 Some trade or other names: JWH-073.

15 (e) Unless specifically excepted or unless listed in  
16 another schedule, any material, compound, mixture, or  
17 preparation which 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 designation:

22 (1) mecloqualone;

23 (2) methaqualone; and

24 (3) gamma hydroxybutyric acid.

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

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

4 (1) Fenethylamine;

5 (2) N-ethylamphetamine;

6 (3) Amphetamine (some other names:

7 2-amino-5-phenyl-2-oxazoline; amphetamine;

8 4-5-dihydro-5-phenyl-2-oxazoline) and its

9 salts, optical isomers, and salts of optical isomers;

10 (4) Methamphetamine (some other names:

11 2-methylamino-1-phenylpropan-1-one;

12 Ephedrine; 2-(methylamino)-propionophenone;

13 alpha-(methylamino)propionophenone; N-methylamphetamine;

14 methamphetamine; Monomethylpropion; UR 1431) and its

15 salts, optical isomers, and salts of optical isomers;

16 (5) Amphetamine (some trade or other names:

17 2-aminopropionophenone; alpha-aminopropionophenone;

18 2-amino-1-phenylpropanone; norephedrine);

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

20 N,N-alpha-trimethylbenzeneethanamine;

21 N,N-alpha-trimethylphenethylamine);

22 (7) (+ or -) cis-4-methylamphetamine ((+ or -) cis-

23 4,5-dihydro-4-methyl-4-5-phenyl-2-oxazoline); ~~and~~

24 (8) 3,4-Methylenedioxyamphetamine (MDA).

25 (g) Temporary listing of substances subject to emergency  
26 scheduling. Any material, compound, mixture, or preparation

1 that contains any quantity of the following substances:

2 (1) N-[ 1-benzyl-4-piperidyl] -N-phenylpropanamide  
3 (benzylfentanyl), its optical isomers, isomers, salts,  
4 and salts of isomers;

5 (2) N-[ 1(2-thienyl)  
6 methyl-4-piperidyl] -N-phenylpropanamide (thenylfentanyl),  
7 its optical isomers, salts, and salts of isomers.

8 (Source: P.A. 95-239, eff. 1-1-08; 95-331, eff. 8-21-07;  
9 96-347, eff. 1-1-10; 96-1285, eff. 1-1-11.)

10 Section 99. Effective date. This Act takes effect upon  
11 becoming law.