

SENATE BILL NO. 526

September 12, 2019, Introduced by Senator MCBROOM and referred to the Committee on
Judiciary and Public Safety.

A bill to amend 1978 PA 368, entitled
"Public health code,"
by amending section 7212 (MCL 333.7212), as amended by 2013 PA 268.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 7212. (1) The following controlled substances are
2 included in schedule 1:

3 (a) Any of the following opiates, including their isomers,
4 esters, the ethers, salts, and salts of isomers, esters, and
5 ethers, unless specifically excepted, when the existence of these

1 isomers, esters, ethers, and salts is possible within the specific
2 chemical designation:

3	Acetylmethadol	Difenoxin	Noracymethadol
4	Allylprodine	Dimenoxadol	Norlevorphanol
5	Alpha-acetylmethadol	Dimepheptanol	Normethadone
6	Alphameprodine	Dimethylthiambutene	Norpipanone
7	Alphamethadol	Dioxaphetyl butyrate	Phenadoxone
8	Benzethidine	Dipipanone	Phenampramide
9	Betacetylmethadol	Ethylmethylthiambutene	Phenomorphin
10	Betameprodine	Etonitazene	Phenoperidine
11	Betamethadol	Etoxeridine	Piritramide
12	Betaprodine	Furethidine	Proheptazine
13	Clonitazene	Hydroxypethidine	Properidine
14	Dextromoramide	Ketobemidone	Propiram
15	Diampramide	Levomoramide	Racemoramide
16	Diethylthiambutene	Levophenacylmorphin	Trimeperidine
17		Morpheridine	

18 (b) Any of the following opium derivatives, their salts,
19 isomers, and salts of isomers, unless specifically excepted, when
20 the existence of these salts, isomers, and salts of isomers is
21 possible within the specific chemical designation:

22	Acetorphine	Drotebanol	Morphine-N-
23			Oxide
24	Acetyldihydrocodeine	Etorphine	Myrophine
25	Benzylmorphine	Heroin	Nicocodeine
26	Codeine methylbromide	Hydromorphinol	Nicomorphine
27	Codeine-N-Oxide	Methyldesorphine	Normorphine
28	Cyprenorphine	Methyldihydromorphine	Pholcodine
29	Desomorphine	Morphine methylbromide	Thebacon

1 Dihydromorphine Morphine methylsulfonate

2 (c) Any material, compound, mixture, or preparation ~~which~~**that**

3 contains any quantity of the following hallucinogenic substances,

4 their salts, isomers, and salts of isomers, unless specifically

5 excepted, when the existence of these salts, isomers, and salts of

6 isomers is possible within the specific chemical designation:

7 2-Methylamino-1-phenylpropan-1-one

8 Some trade and other names:

9 Methcathinone

10 Cat

11 Ephedrone

12 3, 4-methylenedioxy amphetamine

13 5-methoxy-3, 4-methylenedioxy

14 amphetamine

15 3, 4, 5-trimethoxy amphetamine

16 Bufotenine

17 Some trade and other names:

18 3-(B-dimethylaminoethyl)-5 hydroxyindole

19 3-(2-dimethylaminoethyl)-5 indolol

20 N,N-dimethylserotonin; 5-hydroxy-N-dimethyltryptamine

21 Mappine

22 2, 5-Dimethoxyamphetamine

23 Some trade or other names:

24 2, 5-Dimethoxy-a-methylphenethylamine; 2,5-DMA

25 4-Bromo-2, 5-Dimethoxyamphetamine

26 Some trade or other names:

27 4-bromo-2, 5 dimethoxy-a-methylphenethylamine; 4-bromo

28 2,5-DMA

29 Diethyltryptamine

1 Some trade and other names:
2 N,N-Diethyltryptamine; DET
3 Dimethyltryptamine
4 Some trade or other names:
5 DMT
6 4-methyl-2, 5-dimethoxyamphetamine
7 Some trade and other names:
8 4-methyl-2, 5-dimethoxy-a-methyl-phenethylamine
9 DOM, STP
10 4-methoxyamphetamine
11 Some trade or other names:
12 4-methoxy-a-methylphenethylamine; paramethoxy amphetamine;
13 PMA
14 Ibogaine
15 Some trade and other names:
16 7-Ethyl-6,6a,7,8,9,10,12,13
17 Octahydro-2-methoxy-6,9-methano-5H-
18 pyrido (1, 2:1, 2 azepino 4, 5-b) indole
19 tabernanthe iboga
20 Lysergic acid diethylamide
21 Except as provided in subsection (2), Marihuana, including
22 pharmaceutical-grade cannabis
23 Mecloqualone
24 Mescaline
25 Peyote
26 N-ethyl-3 piperidyl benzilate
27 N-methyl-3 piperidyl benzilate
28 Psilocybin
29 Psilocyn

1 Thiophene analog of phencyclidine

2 Some trade or other names:

3 1-(1-(2-thienyl)cyclohexyl) piperidine

4 2-thienyl analog of phencyclidine; TCP

5 (d) Synthetic equivalents of the substances contained in the
6 plant, or in the resinous extractives of cannabis and synthetic
7 substances, derivatives, and their isomers with similar chemical
8 structure or pharmacological activity, or both, such as the
9 following, are included in schedule 1:

10 (i) Δ^1 cis or trans tetrahydrocannabinol, and their optical
11 isomers.

12 (ii) Δ^6 cis or trans tetrahydrocannabinol, and their optical
13 isomers.

14 (iii) $\Delta^{3,4}$ cis or trans tetrahydrocannabinol, and their optical
15 isomers.

16 (e) Synthetic cannabinoids. As used in this subdivision,
17 "synthetic cannabinoids" includes any material, compound, mixture,
18 or preparation that is not otherwise listed as a controlled
19 substance in this schedule or in schedules ~~II-2~~ through ~~V, 5~~, is
20 not approved by the ~~federal food and drug administration~~ **United**
21 **States Food and Drug Administration** as a drug, and contains any
22 quantity of the following substances, their salts, isomers (whether
23 optical, positional, or geometric), homologues (analogs), and salts
24 of isomers and homologues (analogs), unless specifically excepted,
25 ~~whenever~~ **when** the existence of these salts, isomers, homologues
26 (analogs), and salts of isomers and homologues (analogs) is
27 possible within the specific chemical designation:

28 (i) Any compound containing a 3-(1-naphthoyl)indole structure,
29 also known as naphthoylindoles, with substitution at the nitrogen

1 atom of the indole ring by an alkyl, haloalkyl, alkenyl,
2 cycloalkylmethyl, cycloalkylethyl, 1-(N-methyl-2-
3 piperidinyl)methyl, or 2-(4-morpholinyl)ethyl group, whether or not
4 further substituted on the indole ring to any extent and whether or
5 not substituted on the naphthyl ring to any extent. Examples of
6 this structural class include, but are not limited to: JWH-007,
7 JWH-015, JWH-018, JWH-019, JWH-073, JWH-081, JWH-122, JWH-200, JWH-
8 210, JWH-398, AM-1220, AM-2201, and WIN-55, 212-2.

9 (ii) Any compound containing a 1H-indol-3-yl-(1-
10 naphthyl)methane structure, also known as naphthylmethylindoles,
11 with substitution at the nitrogen atom of the indole ring by an
12 alkyl, haloalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl, 1-(N-
13 methyl-2-piperidinyl)methyl, or 2-(4-morpholinyl)ethyl group,
14 whether or not further substituted on the indole ring to any extent
15 and whether or not substituted on the naphthyl ring to any extent.
16 Examples of this structural class include, but are not limited to:
17 JWH-175, and JWH-184.

18 (iii) Any compound containing a 3-(1-naphthoyl)pyrrole
19 structure, also known as naphthoylpyrroles with substitution at the
20 nitrogen atom of the pyrrole ring by an alkyl, haloalkyl, alkenyl,
21 cycloalkylmethyl, cycloalkylethyl, 1-(N-methyl-2-
22 piperidinyl)methyl, or 2-(4-morpholinyl)ethyl group, whether or not
23 further substituted on the pyrrole ring to any extent and whether
24 or not substituted on the naphthyl ring to any extent. Examples of
25 this structural class include, but are not limited to: JWH-370,
26 JWH-030.

27 (iv) Any compound containing a naphthylideneindene structure
28 with substitution at the 3-position of the indene ring by an alkyl,
29 haloalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl, 1-(N-methyl-

1 2-piperidinyl)methyl, or 2-(4-morpholinyl)ethyl group, whether or
2 not further substituted on the indene ring to any extent and
3 whether or not substituted on the naphthyl ring to any extent.
4 Examples of this structural class include, but are not limited to:
5 JWH-176.

6 (v) Any compound containing a 3-phenylacetylindole structure,
7 also known as phenacetylindoles, with substitution at the nitrogen
8 atom of the indole ring by an alkyl, haloalkyl, alkenyl,
9 cycloalkylmethyl, cycloalkylethyl, 1-(N-methyl-2-
10 piperidinyl)methyl, or 2-(4-morpholinyl)ethyl group, whether or not
11 further substituted on the indole ring to any extent and whether or
12 not substituted on the phenyl ring to any extent. Examples of this
13 structural class include, but are not limited to: RCS-8 (SR-18),
14 JWH-250, JWH-203, JWH-251, and JWH-302.

15 (vi) Any compound containing a 2-(3-hydroxycyclohexyl)phenol
16 structure, also known as cyclohexylphenols, with substitution at
17 the 5-position of the phenolic ring by an alkyl, haloalkyl,
18 alkenyl, cycloalkylmethyl, cycloalkylethyl, 1-(N-methyl-2-
19 piperidinyl)methyl, or 2-(4-morpholinyl)ethyl group, whether or not
20 substituted on the cyclohexyl ring to any extent. Examples of this
21 structural class include, but are not limited to: CP-47,497 (and
22 homologues (analog)), cannabicyclohexanol, and CP-55,940.

23 (vii) Any compound containing a 3-(benzoyl)indole structure,
24 also known as benzoylindoles, with substitution at the nitrogen
25 atom of the indole ring by an alkyl, haloalkyl, alkenyl,
26 cycloalkylmethyl, cycloalkylethyl, 1-(N-methyl-2-
27 piperidinyl)methyl, or 2-(4-morpholinyl)ethyl group, whether or not
28 further substituted on the indole ring to any extent and whether or
29 not substituted on the phenyl ring to any extent. Examples of this

1 structural class include, but are not limited to: AM-694,
2 pravadoline (WIN-48,098), RCS-4, AM-630, AM-679, AM-1241, and AM-
3 2233.

4 (viii) Any compound containing a 11-hydroxy- Δ^8 -
5 tetrahydrocannabinol structure, also known as dibenzopyrans, with
6 further substitution on the 3-pentyl group by an alkyl, haloalkyl,
7 alkenyl, cycloalkylmethyl, cycloalkylethyl, 1-(N-methyl-2-
8 piperidinyl)methyl, or 2-(4-morpholinyl)ethyl group. Examples of
9 this structural class include, but are not limited to: HU-210, JWH-
10 051, JWH-133.

11 (ix) Any compound containing a 3-(L-adamantoyl)indole
12 structure, also known as adamantoylindoles, with substitution at
13 the nitrogen atom of the indole ring by an alkyl, haloalkyl,
14 alkenyl, cycloalkylmethyl, cycloalkylethyl, 1-(N-methyl-2-
15 piperidinyl)methyl, or 2-(4-morpholinyl)ethyl group, whether or not
16 further substituted on the adamantyl ring system to any extent.
17 Examples of this structural class include, but are not limited to:
18 AM-1248.

19 (x) Any other synthetic chemical compound that is a
20 cannabinoid receptor agonist and mimics the pharmacological effect
21 of naturally occurring cannabinoids that is not listed in schedules
22 ~~II-2~~ through ~~V-5~~ and is not approved by the ~~federal food and drug~~
23 ~~administration~~ **United States Food and Drug Administration** as a
24 drug.

25 (f) Compounds of structures referred to in subdivision (d),
26 regardless of numerical designation of atomic positions, are
27 included.

28 (g) Gamma-hydroxybutyrate and any isomer, salt, or salt of
29 isomer of gamma-hydroxybutyrate.

1 Some trade and other names:

2 Sodium oxybate

3 4-hydroxybutanoic acid monosodium salt

4 (h) 3,4-methylenedioxymethamphetamine.

5 Some trade and other names:

6 Ecstasy

7 MDMA

8 (i) N-Benzylpiperazine

9 Some trade and other names:

10 BZP

11 Benzylpiperazine

12 1-(phenylmethyl)-piperazine

13 (j) 3-Chlorophenylpiperazine

14 Some trade and other names:

15 MCPP

16 (k) 1-(3-Trifluoromethylphenyl)piperazine

17 Some trade and other names:

18 TFMPP

19 (l) 4-Bromo-2,5-dimethoxybenzylpiperazine

20 Some trade and other names:

21 2C-B-BZP

22 (m) All of the following:

23 (i) (6aR,10aR)-9-(Hydroxymethyl)-6,6-dimethyl-3-(2-methyloctan-
24 2-yl)-6a,7,10,10a-tetrahydrobenzo[c]chromen-1-ol.

25 Some trade and other names:

26 HU-210

27 (ii) 2-[(1R,3S)-3-hydroxycyclohexyl]-5-(2-methyloctan-2-
28 yl)phenol and its side chain homologues.

29 Some trade and other names:

- 1 CP47,497
- 2 (iii) 1-pentyl-3-(1-naphthoyl)indole.
- 3 Some trade and other names:
- 4 JWH-018
- 5 (iv) 1-butyl-3-(1-naphthoyl)indole.
- 6 Some trade and other names:
- 7 JWH-073
- 8 (v) (2-methyl-1-propyl-1H-indol-3-yl)-1-naphthalenyl-
- 9 methanone.
- 10 Some trade and other names:
- 11 JWH-015
- 12 (vi) [1-[2-(4-morpholinyl)ethyl]-1H-indol-3-yl]-1-naphthalenyl-
- 13 methanone.
- 14 Some trade and other names:
- 15 JWH-200
- 16 (vii) 1-(1-pentyl-1H-indol-3-yl)-2-(2-methoxyphenyl)-ethanone.
- 17 Some trade and other names:
- 18 JWH-250
- 19 (n) Mephedrone (4-methylmethcathinone).
- 20 Some trade and other names:
- 21 4-MMC, M-Cat, meow~~-meow~~, miaow~~-miaow~~, bounce, bubbles,
- 22 bubble love, mad cow, plant food, drone, and neo doves
- 23 (o) 4-Methyl-alpha-pyrrolidinobutyrophenone.
- 24 Some trade and other names:
- 25 MPBP
- 26 (p) Methylenedioxyprovalerone
- 27 Some trade and other names:
- 28 MDPV, Bath salts, charge plus, cloud nine, hurricane Charlie,

1 ivory wave, ocean, red dove, scarface, sonic, white dove,
2 white lightning

3 (q) 5,6-Methylenedioxy-2-aminoindane

4 Some trade and other names:

5 MDAI

6 Woof-woof

7 (r) Naphyrone (Naphthylpyrovalerone)

8 Some trade and other names:

9 NRG-1

10 Rave

11 (s) Pyrovalerone (1-(4-Methylphenyl)-2-(1-pyrrolidinyl)-1-
12 pentanone)

13 (t) *Catha edulis*; except as provided in subdivision (u) and
14 section 7218, all parts of the plant presently classified
15 botanically as *catha edulis*, whether growing or not; the leaves and
16 seeds of that plant; any extract from any part of that plant; and
17 every compound, salt, derivative, mixture, or preparation of that
18 plant or its leaves, seeds, or extracts.

19 Some trade and other names:

20 Khat

21 Qat

22 (u) Cathinone.

23 (v) *Salvia divinorum*; except as provided in subdivision (w),
24 all parts of the plant presently classified botanically as *salvia*
25 *divinorum*, whether growing or not; the leaves and seeds of that
26 plant; any extract from any part of that plant; and every compound,
27 salt, derivative, mixture, or preparation of that plant or its
28 leaves, seeds, or extracts.

29 (w) Salvinorin A.

1 (x) Synthetic cathinones. As used in this subdivision,
2 "synthetic cathinones" includes any material, compound, mixture, or
3 preparation that is not otherwise listed as a controlled substance
4 in this schedule or in schedules ~~II-2~~ through ~~V-5~~, is not approved
5 by the ~~federal food and drug administration~~ **United States Food and**
6 **Drug Administration** as a drug, and contains any quantity of the
7 following substances, their salts, isomers (whether optical,
8 positional, or geometric), homologues (analogs), and salts of
9 isomers and homologues (analogs), unless specifically excepted,
10 ~~whenever~~ **when** the existence of these salts, isomers, homologues
11 (analogs), and salts of isomers and homologues (analogs) is
12 possible within the specific chemical designation:

13 (i) Any compound containing a 2-amino-1-propanone structure
14 with substitution at the 1-position with a monocyclic or fused
15 polycyclic ring system and a substitution at the nitrogen atom by
16 an alkyl group, cycloalkyl group, or incorporation into a
17 heterocyclic structure. Examples of this structural class include,
18 but are not limited to, dimethylcathinone, ethcathinone, and alpha-
19 pyrrolidinopropiophenone.

20 (ii) Any compound containing a 2-amino-1-propanone structure
21 with substitution at the 1-position with a monocyclic or fused
22 polycyclic ring system and a substitution at the 3-position carbon
23 with an alkyl, haloalkyl, or alkoxy group. Examples of this
24 structural class include, but are not limited to, naphyrone.

25 (iii) Any compound containing a 2-amino-1-propanone structure
26 with substitution at the 1-position with a monocyclic or fused
27 polycyclic ring system and a substitution at any position of the
28 ring system with an alkyl, haloalkyl, halogen, alkylendioxy, or
29 alkoxy group, whether or not further substituted at any position on

1 the ring system to any extent. Examples of this structural class
2 include, but are not limited to, mephedrone, methylone, and 3-
3 fluoromethylone.

4 (y) Research chemical benzodiazepines. As used in this
5 subdivision, "research chemical benzodiazepines" includes any of
6 the following compounds, derivatives, their salts, isomers, and
7 salts of isomers, halogen analogues, and homologues, unless
8 specifically excepted or otherwise listed as a controlled substance
9 in this schedule or in schedules 2 through 5, when the existence of
10 these salts, isomers, and salts of isomers, halogen analogues, and
11 homologues is possible within the specific chemical designation or
12 is structurally derived from 1,4-benzodiazepine by substitution at
13 the 5-position with a phenyl ring or pyridine system, which may
14 itself be further substituted, whether or not the compound is
15 further modified in any of the following ways:

16 (i) By substitution at the 2-position with a ketone or a
17 thione.

18 (ii) By substitution at the 3-position with a hydroxyl group,
19 alkyl group, carbamate group, or ester group, which itself may be
20 further substituted.

21 (iii) By a fused triazole ring at the 1,2-position, which itself
22 may be further substituted.

23 (iv) By a fused imidazole ring at the 1,2-position, which
24 itself may be further substituted.

25 (v) By a fused oxazolidine ring at the 4,5-position, which
26 itself may be further substituted.

27 (vi) By a fused oxazine ring at the 4,5-position, which itself
28 may be further substituted.

29 (vii) By substitution at the 7-position with a nitro group.

1 (viii) By substitution at the 7-position with a halogen group.

2 (ix) By substitution at the 1-position with an alkyl group,
3 which itself may be further substituted.

4 (x) By substitution at the 2-position with an amino group or
5 hydroxyl amine group, which itself may be further substituted.

6 (z) Research chemical thienodiazepines. As used in this
7 subdivision, "research chemical thienodiazepines" includes any of
8 the following compounds, derivatives, their salts, isomers, and
9 salts of isomers, halogen analogues, and homologues, unless
10 specifically excepted or otherwise listed as a controlled substance
11 in this schedule or in schedules 2 through 5, when the existence of
12 these salts, isomers, and salts of isomers, halogen analogues, and
13 homologues is possible within the specific chemical designation or
14 is structurally derived from 1,4-thienodiazepine by substitution at
15 the 5-position with a phenyl ring system, which may itself be
16 further substituted, whether or not the compound is further
17 modified in any of the following ways:

18 (i) By substitution at the 2-position with a ketone or thione.

19 (ii) By substitution at the 2-position with an amino group or
20 hydroxyl amine group, which itself may be further substituted.

21 (iii) By substitution at the 3-position with a hydroxyl group,
22 alkyl group, or ester group, which itself may be further
23 substituted.

24 (iv) By a fused triazole ring at the 1,2-position, which itself
25 may be further substituted.

26 (v) By a fused imidazole ring at the 1,2-position, which
27 itself may be further substituted.

28 (vi) By a fused oxazolidine ring or a fused oxazine ring at the

1 4,5-position, which itself may be further substituted.

2 (vii) By substitution at the 7-position with a nitro group.

3 (viii) By substitution at the 7-position with a halogen group.

4 (ix) By substitution at the 7-position with an alkyl group or
5 cycloalkyl group, which itself may be further substituted.

6 (2) Marihuana, including pharmaceutical-grade cannabis, is a
7 schedule 2 controlled substance if it is manufactured, obtained,
8 stored, dispensed, possessed, grown, or disposed of in compliance
9 with this act and as authorized by federal authority.

10 (3) For purposes of subsection (1), "isomer" includes the
11 optical, ~~position,~~ **positional**, and geometric isomers.

12 Enacting section 1. This amendatory act takes effect 90 days
13 after the date it is enacted into law.