

Introduced by

Judiciary Committee

(At the request of the State Board of Pharmacy)

1 A BILL for an Act to amend and reenact sections 19-03.1-05, 19-03.1-07, 19-03.1-11, and
2 19-03.1-13 of the North Dakota Century Code, relating to the scheduling of controlled
3 substances; and to declare an emergency.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1. AMENDMENT.** Section 19-03.1-05 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **19-03.1-05. Schedule I.**

- 8 1. The controlled substances listed in this section are included in schedule I.
9 2. Schedule I consists of the drugs and other substances, by whatever official name,
10 common or usual name, chemical name, or brand name designated, listed in this
11 section.
12 3. Opiates. Unless specifically excepted or unless listed in another schedule, any of the
13 following opiates, including their isomers, esters, ethers, salts, and salts of isomers,
14 esters, and ethers, whenever the existence of those isomers, esters, ethers, and salts
15 is possible within the specific chemical designation:
16 a. ~~Acetyl-alpha-methylfentanyl (also known as N-[1-(1-methyl-2-phenethyl)-4-~~
17 ~~piperidinyl]-N-phenylacetamide).~~
18 b. ~~Acetylfentanyl (also known as N-(1-phenethylpiperidin-4-yl)-N-phenylacetamide).~~
19 e. Acetylmethadol.
20 ~~d.~~b. Allylprodine.
21 ~~e.~~c. Alphacetylmethadol.
22 ~~f.~~d. Alphameprodine.
23 ~~g.~~e. Alphamethadol.

Sixty-fifth
Legislative Assembly

- 1 h. Alpha-methylfentanyl (also known as N-[1-(alpha-methyl-beta-phenyl)ethyl-4-
2 piperidyl]-propionanilide; 1-(1-methyl-2-phenylethyl)-4-(N-propanilido)piperidine).
- 3 i. Alpha-methylthiofentanyl (also known as N-[1-methyl-2-(2-thienyl)ethyl-4-
4 piperidiny]-N-phenylpropanamide).
- 5 j-f. Benzethidine.
- 6 k-g. Betacetylmethadol.
- 7 l. Beta-hydroxyfentanyl (also known as N-[1-(2-hydroxy-2-phenethyl)-4-
8 piperidiny]-N-phenylpropanamide).
- 9 m. Beta-hydroxy-3-methylfentanyl (also known as N-[1-(2-hydroxy-2-phenethyl)-3-
10 methyl-4-piperidiny]-N-phenylpropanamide).
- 11 n-h. Betameprodine.
- 12 o-i. Betamethadol.
- 13 p-j. Betaprodine.
- 14 q-k. Clonitazene.
- 15 r-l. Dextromoramide.
- 16 s-m. Diampromide.
- 17 t-n. Diethylthiambutene.
- 18 u-o. Difenoxin.
- 19 v-p. Dimenoxadol.
- 20 w-q. Dimepheptanol.
- 21 x-r. Dimethylthiambutene.
- 22 y-s. Dioxaphetyl butyrate.
- 23 z-t. Dipipanone.
- 24 aa-u. Ethylmethylthiambutene.
- 25 bb-v. Etonitazene.
- 26 cc-w. Etoxidine.
- 27 dd-x. Furethidine.
- 28 ee-y. Hydroxypethidine.
- 29 ff-z. Ketobemidone.
- 30 gg-aa. Levomoramide.
- 31 hh-bb. Levophenacymorphan.

Sixty-fifth
Legislative Assembly

- 1 ii. ~~3-Methylfentanyl (also known as N-[3-methyl-1-(2-phenylethyl)-4-piperidyl]-N-~~
2 ~~phenylpropanamide).~~
- 3 jj. ~~3-Methylthiofentanyl (also known as N-[3-methyl-1-(2-thienyl)ethyl-4-piperidyl]-~~
4 ~~N-phenylpropanamide).~~
- 5 kk.~~cc.~~ Morpheridine.
- 6 ll.~~dd.~~ MPPP (also known as 1-methyl-4-phenyl-4-propionoxypiperidine).
- 7 mm.~~ee.~~ Noracymethadol.
- 8 nn.~~ff.~~ Norlevorphanol.
- 9 oo.~~gg.~~ Normethadone.
- 10 pp.~~hh.~~ Norpipanone.
- 11 qq. Para-fluorofentanyl (also known as N-(4-fluorophenyl)-N-[1-(2-phenethyl)-4-
12 piperidyl]-propanamide).
- 13 rr.~~ii.~~ PEPAP (1-(2-Phenylethyl)-4-Phenyl-4-acetoxypiperidine).
- 14 ss.~~jj.~~ Phenadoxone.
- 15 tt.~~kk.~~ Phenampromide.
- 16 uu.~~ll.~~ Phenomorphan.
- 17 vv.~~mm.~~ Phenoperidine.
- 18 ww.~~nn.~~ Piritramide.
- 19 xx.~~oo.~~ Proheptazine.
- 20 yy.~~pp.~~ Properidine.
- 21 zz.~~qq.~~ Propiram.
- 22 aaa.~~rr.~~ Racemoramide.
- 23 bbb. Thiofentanyl (also known as N-phenyl-N-[1-(2-thienyl)ethyl-4-piperidyl]-
24 propanamide).
- 25 ccc.~~ss.~~ Tilidine.
- 26 ddd.~~tt.~~ Trimeperidine.
- 27 uu. 3,4-dichloro-N-[2-(dimethylamino)cyclohexyl]-N-methylbenzamide (also known as
28 U-47700).
- 29 vv. 1-cyclohexyl-4-(1,2-diphenylethyl)piperazine (also known as MT-45).
- 30 ww. 3,4-dichloro-N-[(1-(dimethylamino)cyclohexyl)methyl]benzamide (also known as
31 AH-7921).

- 1 xx. Fentanyl derivatives. Unless specifically excepted or unless listed in another
2 schedule or are not FDA approved drugs. and are derived from N-(1-(2-
3 Phenylethyl)-4-piperidiny]-N-phenylpropanamide (Fentanyl) by any substitution
4 on or replacement of the phenethyl group, any substitution on the piperidine ring.
5 any substitution on or replacement of the propanamide group, any substitution on
6 the anilido phenyl group, or any combination of the above. Examples include:
- 7 (1) N-[1-(1-methyl-2-phenethyl)-4-piperidiny]-N-phenylacetamide (also known
8 as Acetyl-alpha-methylfentanyl).
- 9 (2) N-[1-(alpha-methyl-beta-phenyl)ethyl-4-piperidy]propionanilide; 1-(1-methyl-
10 2-phenylethyl)-4-(N-propanilido)piperidine (also known as Alpha-
11 methylfentanyl).
- 12 (3) N-[1-methyl-2-(2-thienyl)ethyl-4-piperidiny]-N-phenylpropanamide (also
13 known as Alpha-methylthiofentanyl).
- 14 (4) N-[1-(2-hydroxy-2-phenethyl)-4-piperidiny]-N-phenylpropanamide (also
15 known as Beta-hydroxyfentanyl).
- 16 (5) N-[1-(2-hydroxy-2-phenethyl)-3-methyl-4-piperidiny]-N-phenylpropanamide
17 (also known as Beta-hydroxy-3-methylfentanyl).
- 18 (6) N-[3-methyl-1-(2-phenylethyl)-4-piperidy]-N-phenylpropanamide (also
19 known as 3-Methylfentanyl).
- 20 (7) N-[3-methyl-1-(2-thienyl)ethyl-4-piperidiny]-N-phenylpropanamide (also
21 known as 3-Methylthiofentanyl).
- 22 (8) N-(4-fluorophenyl)-N-[1-(2-phenethyl)-4-piperidiny]propanamide (also
23 known as Para-fluorofentanyl).
- 24 (9) N-phenyl-N-[1-(2-thienyl)ethyl-4-piperidiny]propanamide (also known as
25 Thiofentanyl).
- 26 (10) N-(1-phenylethylpiperidin-4-yl)-N-phenylfuran-2-carboxamide (also known
27 as Furanyl Fentanyl).
- 28 (11) N-(1-phenethylpiperidin-4-yl)-N-phenylbutyramide; N-(1-phenethylpiperidin-
29 4-yl)N-phenylbutanamide (also known as Butyryl Fentanyl).

1 (12) N-[1-[2-hydroxy-2-(thiophen-2-yl)ethyl]piperidin-4-yl]-N-phenylpropionamide;
2 N-[1-[2-hydroxy-2-(2-thienyl)ethyl]-4-piperidinyl]-N-phenylpropanamide (also
3 known as Beta-Hydroxythiofentanyl).

4 (13) N-(1-phenethylpiperidin-4-yl)-N-phenylacetamide (also known as Acetyl
5 Fentanyl).

6 (14) N-phenyl-N-[1-(2-phenylethyl)piperidin-4-yl]prop-2-enamide (also known as
7 Acrylfentanyl).

8 (15) N-phenyl-N-[1-(2-phenylethyl)-4-piperidinyl]-pentanamide (also known as
9 Valeryl Fentanyl).

10 4. Opium derivatives. Unless specifically excepted or unless listed in another schedule,
11 any of the following opium derivatives, its salts, isomers, and salts of isomers
12 whenever the existence of such salts, isomers, and salts of isomers is possible within
13 the specific chemical designation:

- 14 a. Acetorphine.
15 b. Acetyldihydrocodeine.
16 c. Benzylmorphine.
17 d. Codeine methylbromide.
18 e. Codeine-N-Oxide.
19 f. Cyprenorphine.
20 g. Desomorphine.
21 h. Dihydromorphine.
22 i. Drotebanol.
23 j. Etorphine (except hydrochloride salt).
24 k. Heroin.
25 l. Hydromorphinol.
26 m. Methyldesorphine.
27 n. Methyldihydromorphine.
28 o. Morphine methylbromide.
29 p. Morphine methylsulfonate.
30 q. Morphine-N-Oxide.
31 r. Myrophine.

- 1 s. Nicocodeine.
- 2 t. Nicomorphine.
- 3 u. Normorphine.
- 4 v. Pholcodine.
- 5 w. Thebacon.
- 6 5. Hallucinogenic substances. Unless specifically excepted or unless listed in another
7 schedule, any material, compound, mixture, or preparation containing any quantity of
8 the following hallucinogenic substances, including their salts, isomers, and salts of
9 isomers whenever the existence of those salts, isomers, and salts of isomers is
10 possible within the specific chemical designation (for purposes of this subsection only,
11 the term "isomer" includes the optical, position, and geometric isomers):
 - 12 a. Alpha-ethyltryptamine, its optical isomers, salts, and salts of isomers (also known
13 as etryptamine; α -ethyl-1H-indole-3-ethanamine; 3-(2-aminobutyl) indole).
 - 14 b. Alpha-methyltryptamine.
 - 15 c. 4-methoxyamphetamine (also known as 4-methoxy- α -methylphenethylamine;
16 paramethoxyamphetamine; PMA).
 - 17 d. N-hydroxy-3,4-methylenedioxyamphetamine (also known as N-hydroxy- α -
18 methyl-3,4(methylenedioxy)phenylamine, and N-hydroxy MDA).
 - 19 e. Hashish.
 - 20 f. Ibogaine (also known as 7-Ethyl-6, 6B, 7, 8, 9, 10, 12, 13-octahydro-2-methoxy-
21 6, 9-methano-5 H-pyrido [1', 2':1,2] azepino (5,4-b) indole; Tabernanthe iboga).
 - 22 g. Lysergic acid diethylamide.
 - 23 h. Marijuana.
 - 24 i. Parahexyl (also known as 3-Hexyl-1-hydroxy-7,8,9,10-tetrahydro- 6,6,9-trimethyl-
25 6H-dibenzol[b,d]pyran; Synhexyl).
 - 26 j. Peyote (all parts of the plant presently classified botanically as *Lophophora*
27 *williamsii* Lemaire, whether growing or not, the seeds thereof, any extract from
28 any part of such plant, and every compound, manufacture, salts, derivative,
29 mixture, or preparation of such plant, its seeds, or its extracts).
 - 30 k. N-ethyl-3-piperidyl benzilate.
 - 31 l. N-methyl-3-piperidyl benzilate.

- 1 m. Psilocybin.
- 2 n. Tetrahydrocannabinols, meaning tetrahydrocannabinols naturally contained in a
3 plant of the genus Cannabis (cannabis plant), as well as synthetic equivalents of
4 the substances contained in the cannabis plant, or in the resinous extractives of
5 such plant, including synthetic substances, derivatives, and their isomers with
6 similar chemical structure and pharmacological activity to those substances
7 contained in the plant, such as the following:
- 8 (1) Delta-1 cis or trans tetrahydrocannabinol, and their optical isomers. Other
9 names: Delta-9-tetrahydrocannabinol.
- 10 (2) Delta-6 cis or trans tetrahydrocannabinol, and their optical isomers.
- 11 (3) Delta-3,4 cis or trans tetrahydrocannabinol, and its optical isomers.
12 (Since nomenclature of these substances is not internationally standardized,
13 compounds of these structures, regardless of numerical designation of atomic
14 positions covered.)
- 15 o. Cannabinoids, synthetic. It includes the chemicals and chemical groups listed
16 below, including their homologues, salts, isomers, and salts of isomers. The term
17 "isomer" includes the optical, position, and geometric isomers.
- 18 (1) Indole carboxaldehydes. Any compound structurally derived from 1H-indole-
19 3-carboxaldehyde or 1H-2-carboxaldehyde substituted in both of the
20 following ways: at the nitrogen atom of the indole ring by an alkyl, haloalkyl,
21 cyanoalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl, 1-(N-methyl-2-
22 piperidiny)methyl, 2-(4-morpholinyl)ethyl, 1-(N-methyl-2-pyrrolidiny)methyl,
23 1-(N-methyl-3- morpholinyl)methyl, tetrahydropyranylmethyl, benzyl, or halo
24 benzyl group; and, at the hydrogen of the carboxaldehyde by a phenyl,
25 benzyl, naphthyl, adamantyl, cyclopropyl, or propionaldehyde group whether
26 or not the compound is further modified to any extent in the following ways:
- 27 (a) Substitution to the indole ring to any extent; or
- 28 (b) Substitution to the phenyl, benzyl, naphthyl, adamantyl, cyclopropyl,
29 or propionaldehyde group to any extent; or
- 30 (c) A nitrogen heterocyclic analog of the indole ring; or

- 1 (d) A nitrogen heterocyclic analog of the phenyl, benzyl, naphthyl,
2 adamantyl, or cyclopropyl ring.
- 3 (e) Examples include:
- 4 [1] 1-Pentyl-3-(1-naphthoyl)indole - Other names: JWH-018 and
5 AM-678.
- 6 [2] 1-Butyl-3-(1-naphthoyl)indole - Other names: JWH-073.
- 7 [3] 1-Pentyl-3-(4-methoxy-1-naphthoyl)indole - Other names:
8 JWH-081.
- 9 [4] 1-[2-(4-morpholinyl)ethyl]-3-(1-naphthoyl)indole - Other names:
10 JWH-200.
- 11 [5] 1-Propyl-2-methyl-3-(1-naphthoyl)indole - Other names:
12 JWH-015.
- 13 [6] 1-Hexyl-3-(1-naphthoyl)indole - Other names: JWH-019.
- 14 [7] 1-Pentyl-3-(4-methyl-1-naphthoyl)indole - Other names:
15 JWH-122.
- 16 [8] 1-Pentyl-3-(4-ethyl-1-naphthoyl)indole - Other names: JWH-210.
- 17 [9] 1-Pentyl-3-(4-chloro-1-naphthoyl)indole - Other names:
18 JWH-398.
- 19 [10] 1-(5-fluoropentyl)-3-(1-naphthoyl)indole - Other names:
20 AM-2201.
- 21 [11] 1-(2-cyclohexylethyl)-3-(2-methoxyphenylacetyl)indole - Other
22 names: RCS-8.
- 23 [12] 1-Pentyl-3-(2-methoxyphenylacetyl)indole - Other names:
24 JWH-250.
- 25 [13] 1-Pentyl-3-(2-methylphenylacetyl)indole - Other names:
26 JWH-251.
- 27 [14] 1-Pentyl-3-(2-chlorophenylacetyl)indole - Other names: JWH-
28 203.
- 29 [15] 1-Pentyl-3-(4-methoxybenzoyl)indole - Other names: RCS-4.
- 30 [16] (1-(5-fluoropentyl)-3-(2-iodobenzoyl)indole) - Other names:
31 AM-694.

- 1 [17] (4-Methoxyphenyl)-[2-methyl-1-(2-(4-morpholinyl)ethyl)indol-3-
2 yl]methanone - Other names: WIN 48,098 and Pravadoline.
- 3 [18] (1-Pentylindol-3-yl)-(2,2,3,3-tetramethylcyclopropyl)methanone --
4 Other names: UR-144.
- 5 [19] (1-(5-fluoropentyl)indol-3-yl)-(2,2,3,3-
6 tetramethylcyclopropyl)methanone - Other names: XLR-11.
- 7 [20] (1-(2-morpholin-4-ylethyl)-1H-indol-3-yl)-(2,2,3,3-
8 tetramethylcyclopropyl)methanone - Other names: A-796,260.
- 9 [21] (1-(5-fluoropentyl)-1H-indazol-3-yl)(naphthalen-1-yl)methanone --
10 Other names: THJ-2201.
- 11 [22] 1-naphthalenyl(1-pentyl-1H-indazol-3-yl)-methanone -- Other
12 names: THJ-018.
- 13 [23] (1-(5-fluoropentyl)-1H-benzo[d]imidazol-2-yl)(naphthalen-1-
14 yl)methanone - Other names: FUBIMINA.
- 15 [24] 1-[(N-methylpiperidin-2-yl)methyl]-3-(adamant-1-oyl) indole -
16 Other names: AM-1248.
- 17 [25] 1-Pentyl-3-(1-adamantoyl)indole - Other names: AB-001 and
18 JWH-018 adamantyl analog.
- 19 (2) Indole carboxamides. Any compound structurally derived from 1H-indole-3-
20 carboxamide or 1H-2-carboxamide substituted in both of the following ways:
21 at the nitrogen atom of the indole ring by an alkyl, haloalkyl, cyanoalkyl,
22 alkenyl, cycloalkylmethyl, cycloalkylethyl, 1-(N-methyl-2-piperidinyl)methyl,
23 2-(4-morpholinyl)ethyl, 1-(N-methyl-2-pyrrolidinyl)methyl, 1-(N-methyl-3-
24 morpholinyl)methyl, tetrahydropyranylmethyl, benzyl, or halo benzyl group;
25 and, at the nitrogen of the carboxamide by a phenyl, benzyl, naphthyl,
26 adamantyl, cyclopropyl, or propionaldehyde group whether or not the
27 compound is further modified to any extent in the following ways:
- 28 (a) Substitution to the indole ring to any extent; or
29 (b) Substitution to the phenyl, benzyl, naphthyl, adamantyl, cyclopropyl,
30 or propionaldehyde group to any extent; or
31 (c) A nitrogen heterocyclic analog of the indole ring; or

- 1 (d) A nitrogen heterocyclic analog of the phenyl, benzyl, naphthyl,
2 adamantyl, or cyclopropyl ring.
- 3 (e) Examples include:
- 4 [1] N-Adamantyl-1-pentyl-1H-indole-3-carboxamide - Other names:
5 JWH-018 adamantyl carboxamide, APICA, SDB-001, and 2NE1.
- 6 [2] N-Adamantyl-1-fluoropentylindole-3-carboxamide - Other names:
7 STS-135.
- 8 [3] N-Adamantyl-1-pentyl-1H-Indazole-3-carboxamide - Other
9 names: AKB 48 and APINACA.
- 10 [4] N-1-naphthalenyl-1-pentyl-1H-indole-3-carboxamide - Other
11 names: NNEI and MN-24.
- 12 [5] N-(1-Amino-3,3-dimethyl-1-oxobutan-2-yl)-1-pentyl-1H-indole-3-
13 carboxamide - Other names: ADBICA.
- 14 [6] (S)-N-(1-amino-3-methyl-1-oxobutan-2-yl)-1-pentyl-1H-indazole-
15 3-carboxamide - Other names: AB-PINACA.
- 16 [7] N-[(1S)-1-(aminocarbonyl)-2-methylpropyl]-1-[(4-
17 fluorophenyl)methyl]-1H-indazole-3-carboxamide - Other names:
18 AB-FUBINACA.
- 19 [8] (S)-N-(1-amino-3-methyl-1-oxobutan-2-yl)-1-(5-fluoropentyl)-1H-
20 indazole-3-carboxamide - Other names: 5-Fluoro AB-PINACA.
- 21 [9] N-(1-amino-3,3-dimethyl-1-oxobutan-2-yl)-1-pentyl-1H-indazole-
22 3-carboxamide - Other names: ADB-PINACA.
- 23 [10] N-[(1S)-1-(aminocarbonyl)-2-methylpropyl]-1-(cyclohexylmethyl)-
24 1H-indazole-3-carboxamide - Other names: AB-CHMINACA.
- 25 [11] N-(1-Amino-3,3-dimethyl-1-oxobutan-2-yl)-1-(4-fluorobenzyl)-1H-
26 indazole-3-carboxamide - Other names: ADB-FUBINACA.
- 27 [12] N-((3s,5s,7s)-adamantan-1-yl)-1-(4-fluorobenzyl)-1H-indazole-3-
28 carboxamide - Other names: FUB-AKB48 and AKB48 N-(4-
29 fluorobenzyl) analog.
- 30 [13] 1-(5-fluoropentyl)-N-(quinolin-8-yl)-1H-indazole-3-carboxamide -
31 Other names: 5-fluoro-THJ.

- 1 [14] (S)-methyl 2-(1-(5-fluoropentyl)-1H-indazole-3-carboxamido)-3-
2 methylbutanoate - Other names: 5-fluoro AMB.
- 3 [15] methyl (1-(4-fluorobenzyl)-1H-indazole-3-carbonyl)-L-valinate -
4 Other names: FUB-AMB.
- 5 [16] N-[1-(aminocarbonyl)-2,2-dimethylpropyl]-1-(cyclohexylmethyl)-1
6 Hindazole-3-carboxamide - Other names: MAB-CHMINACA and
7 ADBCHMINACA.
- 8 (3) Indole carboxylic acids. Any compound structurally derived from 1H-indole-
9 3-carboxylic acid or 1H-2-carboxylic acid substituted in both of the following
10 ways: at the nitrogen atom of the indole ring by an alkyl, haloalkyl,
11 cyanoalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl, 1-(N-methyl-2-
12 piperidinyl)methyl, 2-(4-morpholinyl)ethyl, 1-(N-methyl-2-pyrrolidinyl)methyl,
13 1-(N-methyl-3-morpholinyl)methyl, tetrahydropyranylmethyl, benzyl, or halo
14 benzyl group; and, at the hydroxyl group of the carboxylic acid by a phenyl,
15 benzyl, naphthyl, adamantyl, cyclopropyl, or propionaldehyde group whether
16 or not the compound is further modified to any extent in the following ways:
- 17 (a) Substitution to the indole ring to any extent; or
18 (b) Substitution to the phenyl, benzyl, naphthyl, adamantyl, cyclopropyl,
19 propionaldehyde group to any extent; or
20 (c) A nitrogen heterocyclic analog of the indole ring; or
21 (d) A nitrogen heterocyclic analog of the phenyl, benzyl, naphthyl,
22 adamantyl, or cyclopropyl ring.
- 23 (e) Examples include:
- 24 [1] 1-(cyclohexylmethyl)-1H-indole-3-carboxylic acid 8-quinolinyl
25 ester - Other names: BB-22 and QUCHIC.
- 26 [2] naphthalen-1-yl 1-(4-fluorobenzyl)-1H-indole-3-carboxylate -
27 Other names: FDU-PB-22.
- 28 [3] 1-pentyl-1H-indole-3-carboxylic acid 8-quinolinyl ester - Other
29 names: PB-22 and QUPIC.
- 30 [4] 1-(5-Fluoropentyl)-1H-indole-3-carboxylic acid 8-quinolinyl ester -
31 Other names: 5-Fluoro PB-22 and 5F-PB-22.

1 [5] quinolin-8-yl-1-(4-fluorobenzyl)-1H-indole-3-carboxylate - Other
2 names: FUB-PB-22.

3 [6] naphthalen-1-yl 1-(5-fluoropentyl)-1H-indole-3-carboxylate -
4 Other names: NM2201.

5 (4) Naphthylmethylindoles. Any compound containing a 1H-indol-3-yl-(1-
6 naphthyl)methane structure with substitution at the nitrogen atom of the
7 indole ring by an alkyl, haloalkyl, cyanoalkyl, alkenyl, cycloalkylmethyl,
8 cycloalkylethyl, 1-(N-methyl-2-piperidinyl)methyl, 2-(4-morpholinyl)ethyl, 1-
9 (N-methyl-2-pyrrolidinyl)methyl, 1-(N-methyl-3-morpholinyl)methyl, or
10 (tetrahydropyran-4-yl)methyl group whether or not further substituted in the
11 indole ring to any extent and whether or not substituted in the naphthyl ring
12 to any extent. Examples include:

13 (a) 1-Pentyl-1H-indol-3-yl-(1-naphthyl)methane - Other names: JWH-175.

14 (b) 1-Pentyl-1H-indol-3-yl-(4-methyl-1-naphthyl)methane - Other names:
15 JWH-184.

16 (5) Naphthoylpyrroles. Any compound containing a 3-(1-naphthoyl)pyrrole
17 structure with substitution at the nitrogen atom of the pyrrole ring by an
18 alkyl, haloalkyl, cyanoalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl, 1-(N-
19 methyl-2-piperidinyl)methyl, 2-(4-morpholinyl)ethyl, 1-(N-methyl-2-
20 pyrrolidinyl)methyl, 1-(N-methyl-3-morpholinyl)methyl, or (tetrahydropyran-4-
21 yl)methyl group whether or not further substituted in the pyrrole ring to any
22 extent, whether or not substituted in the naphthyl ring to any extent.

23 Examples include: (5-(2-fluorophenyl)-1-pentylpyrrol-3-yl)-naphthalen-1-
24 ylmethanone - Other names: JWH-307.

25 (6) Naphthylmethylindenes. Any compound containing a naphthylideneindene
26 structure with substitution at the 3-position of the indene ring by an alkyl,
27 haloalkyl, cyanoalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl, 1-(N-methyl-
28 2-piperidinyl)methyl, 2 (4 morpholinyl)ethyl, 1-(N-methyl-2-
29 pyrrolidinyl)methyl, 1-(N-methyl-3-morpholinyl)methyl, or (tetrahydropyran-4-
30 yl)methyl group whether or not further substituted in the indene ring to any
31 extent, whether or not substituted in the naphthyl ring to any extent.

1 Examples include: E-1-[1-(1-Naphthalenylmethylene)-1H-inden-3-yl]pentane
2 - Other names: JWH-176.

3 (7) Cyclohexylphenols. Any compound containing a 2-(3-
4 hydroxycyclohexyl)phenol structure with substitution at the 5-position of the
5 phenolic ring by an alkyl, haloalkyl, cyanoalkyl, alkenyl, cycloalkylmethyl,
6 cycloalkylethyl, 1-(N-methyl-2-piperidinyl)methyl, 2-(4-morpholinyl)ethyl, 1-
7 (N-methyl-2-pyrrolidinyl)methyl, 1-(N-methyl-3-morpholinyl)methyl, or
8 (tetrahydropyran-4-yl)methyl group whether or not substituted in the
9 cyclohexyl ring to any extent. Examples include:

10 (a) 5-(1,1-dimethylheptyl)-2-[(1R,3S)-3-hydroxycyclohexyl]-phenol - Other
11 names: CP 47,497.

12 (b) 5-(1,1-dimethyloctyl)-2-[(1R,3S)-3-hydroxycyclohexyl]-phenol - Other
13 names: Cannabicyclohexanol and CP 47,497 C8 homologue.

14 (c) 5-(1,1-dimethylheptyl)-2-[(1R,2R)-5-hydroxy-2-(3-
15 hydroxypropyl)cyclohexyl]-phenol - Other names: CP 55,940.

16 (8) Others specifically named:

17 (a) (6aR,10aR)-9-(hydroxymethyl)-6,6-dimethyl-3-(2-methyloctan-2-yl)-
18 6a,7,10,10a-tetrahydrobenzo[c]chromen-1-ol - Other names: HU-210.

19 (b) (6aS,10aS)-9-(hydroxymethyl)-6,6-dimethyl-3-(2-methyloctan-2-yl)-
20 6a,7,10,10a-tetrahydrobenzo[c]chromen-1-ol - Other names:
21 Dexanabinol and HU-211.

22 (c) 2,3-Dihydro-5-methyl-3-(4-morpholinylmethyl)pyrrolo[1,2,3-de]-1,4-
23 benzoxazin-6-yl]-1-naphthalenylmethanone - Other names:
24 WIN 55,212-2.

25 (d) Naphthalen-1-yl-(4-pentyloxynaphthalen-1-yl)methanone -
26 Other names: CB-13.

27 p. Substituted phenethylamines. This includes any compound, unless specifically
28 excepted, specifically named in this schedule, or listed under a different
29 schedule, structurally derived from phenylethan-2-amine by substitution on the
30 phenyl ring in any of the following ways, that is to say, by substitution with a fused
31 methylenedioxy ring, fused furan ring, or fused tetrahydrofuran ring; by

1 substitution with two alkoxy groups; by substitution with one alkoxy and either
2 one fused furan, tetrahydrofuran, or tetrahydropyran ring system; or by
3 substitution with two fused ring systems from any combination of the furan,
4 tetrahydrofuran, or tetrahydropyran ring systems.

5 (1) Whether or not the compound is further modified in any of the following
6 ways, that is to say:

- 7 (a) By substitution of phenyl ring by any halo, hydroxyl, alkyl,
8 trifluoromethyl, alkoxy, or alkylthio groups;
9 (b) By substitution at the 2-position by any alkyl groups; or
10 (c) By substitution at the 2-amino nitrogen atom with alkyl, dialkyl, benzyl,
11 hydroxybenzyl, methylenedioxybenzyl, or methoxybenzyl groups.

12 (2) Examples include:

- 13 (a) 2-(4-Chloro-2,5-dimethoxyphenyl)ethanamine (also known as 2C-C or
14 2,5-Dimethoxy-4-chlorophenethylamine).
15 (b) 2-(2,5-Dimethoxy-4-methylphenyl)ethanamine (also known as 2C-D or
16 2,5-Dimethoxy-4-methylphenethylamine).
17 (c) 2-(2,5-Dimethoxy-4-ethylphenyl)ethanamine (also known as 2C-E or
18 2,5-Dimethoxy-4-ethylphenethylamine).
19 (d) 2-(2,5-Dimethoxyphenyl)ethanamine (also known as 2C-H or 2,5-
20 Dimethoxyphenethylamine).
21 (e) 2-(4-Iodo-2,5-dimethoxyphenyl)ethanamine (also known as 2C-I or
22 2,5-Dimethoxy-4-iodophenethylamine).
23 (f) 2-(2,5-Dimethoxy-4-nitro-phenyl)ethanamine (also known as 2C-N or
24 2,5-Dimethoxy-4-nitrophenethylamine).
25 (g) 2-(2,5-Dimethoxy-4-(n)-propylphenyl)ethanamine (also known as 2C-
26 P or 2,5-Dimethoxy-4-propylphenethylamine).
27 (h) 2-[4-(Ethylthio)-2,5-dimethoxyphenyl]ethanamine (also known as 2C-
28 T-2 or 2,5-Dimethoxy-4-ethylthiophenethylamine).
29 (i) 2-[4-(Isopropylthio)-2,5-dimethoxyphenyl]ethanamine (also known as
30 2C-T-4 or 2,5-Dimethoxy-4-isopropylthiophenethylamine).

- 1 (j) 2-(4-bromo-2,5-dimethoxyphenyl)ethanamine (also known as 2C-B or
2 2,5-Dimethoxy-4-bromophenethylamine).
- 3 (k) 2-(2,5-dimethoxy-4-(methylthio)phenyl)ethanamine (also known as
4 2C-T or 4-methylthio-2,5-dimethoxyphenethylamine).
- 5 (l) 1-(2,5-dimethoxy-4-iodophenyl)-propan-2-amine (also known as DOI
6 or 2,5-Dimethoxy-4-iodoamphetamine).
- 7 (m) 1-(4-Bromo-2,5-dimethoxyphenyl)-2-aminopropane (also known as
8 DOB or 2,5-Dimethoxy-4-bromoamphetamine).
- 9 (n) 1-(4-chloro-2,5-dimethoxy-phenyl)propan-2-amine (also known as
10 DOC or 2,5-Dimethoxy-4-chloroamphetamine).
- 11 (o) 2-(4-bromo-2,5-dimethoxyphenyl)-N-[(2-
12 methoxyphenyl)methyl]ethanamine (also known as 2C-B-NBOMe;
13 2,5B-NBOMe or 2,5-Dimethoxy-4-bromo-N-(2-
14 methoxybenzyl)phenethylamine).
- 15 (p) 2-(4-iodo-2,5-dimethoxyphenyl)-N-[(2
16 -methoxyphenyl)methyl]ethanamine (also known as 2C-I-NBOMe;
17 2,5I-NBOMe or 2,5-Dimethoxy-4-iodo-N-(2-
18 methoxybenzyl)phenethylamine).
- 19 (q) N-(2-Methoxybenzyl)-2-(3,4,5-trimethoxyphenyl)ethanamine (also
20 known as mescaline-NBOMe or 3,4,5-trimethoxy-N-(2-
21 methoxybenzyl)phenethylamine).
- 22 (r) 2-(4-chloro-2,5-dimethoxyphenyl)-N-[(2-
23 methoxyphenyl)methyl]ethanamine (also known as 2C-C-NBOMe;
24 2,5C-NBOMe or 2,5-Dimethoxy-4-chloro-N-(2-
25 methoxybenzyl)phenethylamine).
- 26 (s) 2-(7-Bromo-5-methoxy-2,3-dihydro-1-benzofuran-4-yl)ethanamine
27 (also known as 2CB-5-hemiFLY).
- 28 (t) 2-(8-bromo-2,3,6,7-tetrahydrofuro [2,3-f][1]benzofuran-4-
29 yl)ethanamine (also known as 2C-B-FLY).
- 30 (u) 2-(10-Bromo-2,3,4,7,8,9-hexahydropyrano[2,3-g]chromen-5-
31 yl)ethanamine (also known as 2C-B-butterFLY).

- 1 (v) N-(2-Methoxybenzyl)-1-(8-bromo-2,3,6,7-tetrahydrobenzo[1,2-b:4,5-
2 b']difuran-4-yl)-2-aminoethane (also known as 2C-B-FLY-NBOMe).
- 3 (w) 1-(4-Bromofuro[2,3-f][1]benzofuran-8-yl)propan-2-amine (also known
4 as bromo-benzodifuranyl-isopropylamine or bromo-dragonFLY).
- 5 (x) N-(2-Hydroxybenzyl)-4-iodo-2,5-dimethoxyphenethylamine (also
6 known as 2C-I-NBOH or 2,5I-NBOH).
- 7 (y) 5-(2-Aminopropyl)benzofuran (also known as 5-APB).
- 8 (z) 6-(2-Aminopropyl)benzofuran (also known as 6-APB).
- 9 (aa) 5-(2-Aminopropyl)-2,3-dihydrobenzofuran (also known as 5-APDB).
- 10 (bb) 6-(2-Aminopropyl)-2,3,-dihydrobenzofuran (also known as 6-APDB).
- 11 (cc) 2,5-dimethoxy-amphetamine (also known as 2,5-dimethoxy-a-
12 methylphenethylamine; 2,5-DMA).
- 13 (dd) 2,5-dimethoxy-4-ethylamphetamine (also known as DOET).
- 14 (ee) 2,5-dimethoxy-4-(n)-propylthiophenethylamine (also known as 2C-T-
15 7).
- 16 (ff) 5-methoxy-3,4-methylenedioxy-amphetamine.
- 17 (gg) 4-methyl-2,5-dimethoxy-amphetamine (also known as 4-methyl-2,5-
18 dimethoxy-a-methylphenethylamine; DOM and STP).
- 19 (hh) 3,4-methylenedioxy amphetamine (also known as MDA).
- 20 (ii) 3,4-methylenedioxymethamphetamine (also known as MDMA).
- 21 (jj) 3,4-methylenedioxy-N-ethylamphetamine (also known as N-ethyl-
22 alpha-methyl-3,4(methylenedioxy)phenethylamine, MDE, MDEA).
- 23 (kk) 3,4,5-trimethoxy amphetamine.
- 24 (ll) Mescaline (also known as 3,4,5-trimethoxyphenethylamine).
- 25 q. Substituted tryptamines. This includes any compound, unless specifically
26 excepted, specifically named in this schedule, or listed under a different
27 schedule, structurally derived from 2-(1H-indol-3-yl)ethanamine (i.e., tryptamine)
28 by mono- or di-substitution of the amine nitrogen with alkyl or alkenyl groups or
29 by inclusion of the amino nitrogen atom in a cyclic structure whether or not the
30 compound is further substituted at the alpha-position with an alkyl group or

- 1 whether or not further substituted on the indole ring to any extent with any alkyl,
2 alkoxy, halo, hydroxyl, or acetoxy groups. Examples include:
- 3 (1) 5-methoxy-N,N-diallyltryptamine (also known as 5-MeO-DALT).
 - 4 (2) 4-acetoxy-N,N-dimethyltryptamine (also known as 4-AcO-DMT or O-
5 Acetylpsilocin).
 - 6 (3) 4-hydroxy-N-methyl-N-ethyltryptamine (also known as 4-HO-MET).
 - 7 (4) 4-hydroxy-N,N-diisopropyltryptamine (also known as 4-HO-DIPT).
 - 8 (5) 5-methoxy-N-methyl-N-isopropyltryptamine (also known as 5-MeO-MiPT).
 - 9 (6) 5-methoxy-N,N-dimethyltryptamine (also known as 5-MeO-DMT).
 - 10 (7) Bufotenine (also known as 3-(Beta-Dimethyl-aminoethyl)-5-hydroxyindole;
11 3-(2-dimethylaminoethyl)-5-indolol; N, N-dimethylserotonin; 5-hydroxy-N,N-
12 dimethyltryptamine; mappine).
 - 13 (8) 5-methoxy-N,N-diisopropyltryptamine (also known as 5-MeO-DiPT).
 - 14 (9) Diethyltryptamine (also known as N,N-Diethyltryptamine; DET).
 - 15 (10) Dimethyltryptamine (also known as DMT).
 - 16 (11) Psilocyn.
- 17 r. 1-[3-(trifluoromethylphenyl)]piperazine (also known as TMPPP).
 - 18 s. 1-[4-(trifluoromethylphenyl)]piperazine.
 - 19 t. 6,7-dihydro-5H-indeno-(5,6-d)-1,3-dioxol-6-amine (also known as 5,6-
20 Methylenedioxy-2-aminoindane or MDAI).
 - 21 u. 2-(Ethylamino)-2-(3-methoxyphenyl)cyclohexanone (also known as
22 Methoxetamine or MXE).
 - 23 v. Ethylamine analog of phencyclidine (also known as N-ethyl-1-
24 phenylcyclohexylamine, (1-phenylcyclohexyl) ethylamine, N-(1-phenylcyclohexyl)
25 ethylamine, cyclohexamine, PCE).
 - 26 w. Pyrrolidine analog of phencyclidine (also known as 1-(1-phenylcyclohexyl)-
27 pyrrolidine, PCPy, PHP).
 - 28 x. Thiophene analog of phencyclidine (also known as (1-[1-(2-thienyl) cyclohexyl]
29 piperidine; 2-Thienyl analog of phencyclidine; TPCP, TCP).
 - 30 y. 1-[1-(2-thienyl)cyclohexyl]pyrrolidine (also known as TCPy).
 - 31 z. Salvia divinorum, salvinorin A, or any of the active ingredients of salvia divinorum.

- 1 6. Depressants. Unless specifically excepted or unless listed in another schedule, any
2 material compound, mixture, or preparation which contains any quantity of the
3 following substances having a depressant effect on the central nervous system,
4 whenever the existence of such salts, isomers, and salts of isomers is possible within
5 the specific chemical designation:
- 6 a. Flunitrazepam.
7 b. Gamma-hydroxybutyric acid.
8 c. Mecloqualone.
9 d. Methaqualone.
- 10 7. Stimulants. Unless specifically excepted or unless listed in another schedule, any
11 material, compound, mixture, or preparation which contains any quantity of the
12 following substances having a stimulant effect on the central nervous system,
13 including its salts, isomers, and salts of isomers:
- 14 a. Aminorex (also known as 2-amino-5-phenyl-2-oxazoline, or 4,5-dihydro-5-phenyl-
15 2-oxazolamine).
16 b. Cathinone.
17 c. Substituted cathinones. Any compound, material, mixture, preparation, or other
18 product, unless listed in another schedule or an approved food and drug
19 administration drug (e.g., bupropion, pyrovalerone), structurally derived from 2-
20 aminopropan-1-one by substitution at the 1-position with either phenyl, naphthyl,
21 or thiophene ring systems, whether or not the compound is further modified in
22 any of the following ways:
- 23 (1) By substitution in the ring system to any extent with alkyl, alkylendioxy,
24 alkoxy, haloalkyl, hydroxyl, or halide substituents, whether or not further
25 substituted in the ring system by one or more other univalent substituents;
26 (2) By substitution at the 3-position with an acyclic alkyl substituent;
27 (3) By substitution at the 2-amino nitrogen atom with alkyl, dialkyl, benzyl, or
28 methoxybenzyl groups; or
29 (4) By inclusion of the 2-amino nitrogen atom in a cyclic structure.
- 30 Some trade or other names:

Sixty-fifth
Legislative Assembly

- 1 (a) 3,4-Methylenedioxy-alpha-pyrrolidinopropiophenone (also known as
- 2 MDPPP).
- 3 (b) 3,4-Methylenedioxy-N-ethylcathinone (also known as Ethylone,
- 4 MDEC, or bk-MDEA).
- 5 (c) 3,4-Methylenedioxy-N-methylcathinone (also known as Methylone or
- 6 bk-MDMA).
- 7 (d) 3,4-Methylenedioxyprovalerone (also known as MDPV).
- 8 (e) 3,4-Dimethylmethcathinone (also known as 3,4-DMMC).
- 9 (f) 2-(methylamino)-1-phenylpentan-1-one (also known as Pentedrone).
- 10 (g) 2-Fluoromethcathinone (also known as 2-FMC).
- 11 (h) 3-Fluoromethcathinone (also known as 3-FMC).
- 12 (i) 4-Methylethcathinone (also known as 4-MEC and 4-methyl-N-
- 13 ethylcathinone).
- 14 (j) 4-Fluoromethcathinone (also known as Flephedrone and 4-FMC).
- 15 (k) 4-Methoxy-alpha-pyrrolidinopropiophenone (also known as MOPPP).
- 16 (l) 4-Methoxymethcathinone (also known as Methedrone; bk-PMMA).
- 17 (m) 4'-Methyl-alpha-pyrrolidinobutiophenone (also known as MPBP).
- 18 (n) Alpha-methylamino-butyrophenone (also known as Buphedrone or
- 19 MABP).
- 20 (o) Alpha-pyrrolidinobutiophenone (also known as alpha-PBP).
- 21 (p) Alpha-pyrrolidinopropiophenone (also known as alpha-PPP).
- 22 (q) Alpha-pyrrolidinopentiophenone (also known as Alpha-
- 23 pyrrolidinovalerophenone or alpha-PVP).
- 24 (r) Beta-keto-N-methylbenzodioxolylbutanamine (also known as Butylone
- 25 or bk-MBDB).
- 26 (s) Ethcathinone (also known as N-Ethylcathinone).
- 27 (t) 4-Methylmethcathinone (also known as Mephedrone or 4-MMC).
- 28 (u) Methcathinone.
- 29 (v) N,N-dimethylcathinone (also known as metamfepramone).
- 30 (w) Naphthylpyrovalerone (naphyrone).
- 31 (x) B-Keto-Methylbenzodioxolylpentanamine (also known as Pentylone).

- 1 (y) 4-Methyl-a-pyrrolidinopropiophenone (also known as 4-MePPP and
2 MPPP).
- 3 d. Fenethylamine.
- 4 e. Fluoroamphetamine.
- 5 f. Fluoromethamphetamine.
- 6 g. (\pm)cis-4-methylaminorex (also known as (\pm)cis-4,5-dihydro-4-methyl-5-phenyl-2-
7 oxazolamine).
- 8 h. N-Benzylpiperazine (also known as BZP, 1-benzylpiperazine).
- 9 i. N-ethylamphetamine.
- 10 j. N, N-dimethylamphetamine (also known as N,N-alpha-trimethyl-
11 benzeneethanamine; N,N-alpha-trimethylphenethylamine).

12 **SECTION 2. AMENDMENT.** Section 19-03.1-07 of the North Dakota Century Code is
13 amended and reenacted as follows:

14 **19-03.1-07. Schedule II.**

- 15 1. The controlled substances listed in this section are included in schedule II.
- 16 2. Schedule II consists of the drugs and other substances, by whatever official name,
17 common or usual name, chemical name, or brand name designated, listed in this
18 section.
- 19 3. Substances, vegetable origin or chemical synthesis. Unless specifically excepted or
20 unless listed in another schedule, any of the following substances whether produced
21 directly or indirectly by extraction from substances of vegetable origin, or
22 independently by means of chemical synthesis, or by a combination of extraction and
23 chemical synthesis:
- 24 a. Opium and opiate, and any salt, compound, derivative, or preparation of opium or
25 opiate, excluding apomorphine, dextrophan, nalbuphine, nalmefene, naloxone,
26 and naltrexone and their respective salts, but including the following:
- 27 (1) Codeine.
- 28 (2) Dihydroetorphine.
- 29 (3) Ethylmorphine.
- 30 (4) Etorphine hydrochloride.
- 31 (5) Granulated opium.

Sixty-fifth
Legislative Assembly

- 1 (6) Hydrocodone.
- 2 (7) Hydromorphone.
- 3 (8) Metopon.
- 4 (9) Morphine.
- 5 (10) Opium extracts.
- 6 (11) Opium fluid.
- 7 (12) Oripavine.
- 8 (13) Oxycodone.
- 9 (14) Oxymorphone.
- 10 (15) Powder opium.
- 11 (16) Raw opium.
- 12 (17) Thebaine.
- 13 (18) Tincture of opium.
- 14 b. Any salt, compound, derivative, or preparation thereof which is chemically
- 15 equivalent or identical with any of the substances referred to in subdivision a, but
- 16 not including the isoquinoline alkaloids of opium.
- 17 c. Opium poppy and poppy straw.
- 18 d. Coca leaves and any salt, compound, derivative, or preparation of coca leaves,
- 19 including cocaine and ecgonine and their salts, isomers, derivatives, and salts of
- 20 isomers and derivatives, and any salt, compound, derivative, or preparation
- 21 thereof that is chemically equivalent or identical with any of these substances,
- 22 except that the nondosage substances must include decocainized coca leaves or
- 23 extractions of coca leaves which do not contain cocaine or ecgonine.
- 24 e. Concentrate of poppy straw (the crude extract of poppy straw in either liquid,
- 25 solid, or powder form which contains the phenanthrine alkaloids of the opium
- 26 poppy).
- 27 4. Opiates. Unless specifically excepted or unless in another schedule, any of the
- 28 following opiates, including their isomers, esters, ethers, salts, and salts of isomers,
- 29 esters, and ethers whenever the existence of those isomers, esters, ethers, and salts
- 30 is possible within the specific chemical designation, dextrophan and
- 31 levopropoxyphene excepted:

Sixty-fifth
Legislative Assembly

- 1 a. Alfentanil.
- 2 b. Alphaprodine.
- 3 c. Anileridine.
- 4 d. Bezitramide.
- 5 e. Bulk dextropropoxyphene (nondosage forms).
- 6 f. Carfentanil.
- 7 g. Dihydrocodeine.
- 8 h. Diphenoxylate.
- 9 i. Fentanyl.
- 10 j. Isomethadone.
- 11 k. Levo-alphaacetylmethadol (LAAM).
- 12 l. Levomethorphan.
- 13 m. Levorphanol.
- 14 n. Metazocine.
- 15 o. Methadone.
- 16 p. Methadone-Intermediate, 4-cyano-2-dimethylamino-4, 4-diphenyl butane.
- 17 q. Moramide-Intermediate, 2-methyl-3-morpholino-1, 1-diphenylpropane-carboxylic
18 acid.
- 19 r. Pethidine (also known as meperidine).
- 20 s. Pethidine-Intermediate-A, 4-cyano-1-methyl-4-phenylpiperidine.
- 21 t. Pethidine-Intermediate-B, ethyl-4-phenylpiperidine-4-carboxylate.
- 22 u. Pethidine-Intermediate-C, 1-methyl-4-phenylpiperidine-4-carboxylic acid.
- 23 v. Phenazocine.
- 24 w. Priminodine.
- 25 x. Racemethorphan.
- 26 y. Racemorphan.
- 27 z. Remifentanil.
- 28 aa. Sufentanil.
- 29 bb. Tapentadol.
- 30 cc. Thiafentanil.

- 1 5. Stimulants. Unless specifically excepted or unless listed in another schedule, any
2 material, compound, mixture, or preparation which contains any quantity of the
3 following substances having a stimulant effect on the central nervous system:
4 a. Amphetamine, its salts, optical isomers, and salts of its optical isomers.
5 b. Lisdexamfetamine, its salts, isomers, and salts of isomers.
6 c. Methamphetamine, its salts, isomers, and salts of isomers.
7 d. Phenmetrazine and its salts.
8 e. Methylphenidate.
- 9 6. Depressants. Unless specifically excepted or unless listed in another schedule, any
10 material, compound, mixture, or preparation which contains any quantity of the
11 following substances having a depressant effect on the central nervous system,
12 including its salts, isomers, and salts of isomers whenever the existence of such salts,
13 isomers, and salts of isomers is possible within the specific chemical designation:
14 a. Amobarbital.
15 b. Glutethimide.
16 c. Pentobarbital.
17 d. Phencyclidine.
18 e. Secobarbital.
- 19 7. Hallucinogenic substances. Nabilone [another name for nabilone (\pm)-trans-3-(1,
20 1-dimethylheptyl)-6, 6a, 7, 8, 10, 10a-hexahydro-1-hydroxy-6, 6-dimethyl-9Hdibenzo
21 [b, d] pyran-9-one].
- 22 8. Immediate precursors. Unless specifically excepted or unless listed in another
23 schedule, any material, compound, mixture, or preparation that contains any quantity
24 of the following substances:
25 a. Immediate precursor to amphetamine and methamphetamine: Phenylacetone.
26 Some trade or other names: phenyl-2-propanone; P2P, benzyl methyl ketone;
27 methyl benzyl ketone.
28 b. Immediate precursors to phencyclidine (PCP):
29 (1) 1-phenylcyclohexylamine.
30 (2) 1-piperidinocyclohexanecarbonitrile (PCC).
31 c. Immediate precursors to fentanyl: 4-anilino-N-phenethyl-4-piperidine (ANPP).

1 **SECTION 3. AMENDMENT.** Section 19-03.1-11 of the North Dakota Century Code is
2 amended and reenacted as follows:

3 **19-03.1-11. Schedule IV.**

4 1. The controlled substances listed in this section are included in schedule IV.

5 2. Schedule IV consists of the drugs and other substances, by whatever official name,
6 common or usual name, chemical name, or brand name designated, listed in this
7 section.

8 3. Narcotic drugs. Unless specifically excepted or unless listed in another schedule, any
9 material, compound, mixture, or preparation containing any of the following narcotic
10 drugs or their salts calculated as the free anhydrous base or alkaloid, in limited
11 quantities as set forth below:

12 a. Not more than 1 milligram of difenoxin and not less than 25 micrograms of
13 atropine sulfate per dosage unit.

14 b. Dextropropoxyphene (also known as alpha-(+)-4-dimethylamino- 1,2-diphenyl-3-
15 methyl-2-propionoxybutane).

16 c. 2-[(dimethylamino)methyl]-1-(3-methoxyphenyl)cyclohexanol, its salts, optical
17 and geometric isomers and salts of these isomers including Tramadol.

18 4. Depressants. Unless specifically excepted or unless listed in another schedule, any
19 material, compound, mixture, or preparation containing any quantity of the following
20 substances, including their salts, isomers, and salts of isomers whenever the
21 existence of those salts, isomers, and salts of isomers is possible within the specific
22 chemical designation:

23 a. Alprazolam.

24 b. Alfaxalone.

25 c. Barbital.

26 d. Bromazepam.

27 e. Camazepam.

28 f. Carisoprodol.

29 g. Chloral betaine.

30 h. Chloral hydrate.

31 i. Chlordiazepoxide.

Sixty-fifth
Legislative Assembly

- 1 j. Clobazam.
- 2 k. Clonazepam.
- 3 l. Clorazepate.
- 4 m. Clotiazepam.
- 5 n. Cloxazolam.
- 6 o. Delorazepam.
- 7 p. Diazepam.
- 8 q. Dichloralphenazone.
- 9 r. Estazolam.
- 10 s. Ethchlorvynol.
- 11 t. Ethinamate.
- 12 u. Ethyl loflazepate.
- 13 v. Fludiazepam.
- 14 w. Flunitrazepam.
- 15 x. Flurazepam.
- 16 ~~x~~y. Fospropofol.
- 17 ~~y~~z. Halazepam.
- 18 ~~z~~aa. Haloxazolam.
- 19 ~~aa~~bb. Indiplon.
- 20 ~~bb~~cc. Ketazolam.
- 21 ~~cc~~dd. Loprazolam.
- 22 ~~dd~~ee. Lorazepam.
- 23 ~~ee~~ff. Lorcaserin.
- 24 ~~ff~~gg. Lormetazepam.
- 25 ~~gg~~hh. Mebutamate.
- 26 ~~hh~~ii. Medazepam.
- 27 ~~ii~~jj. Meprobamate.
- 28 ~~jj~~kk. Methohexital.
- 29 ~~kk~~ll. Methylphenobarbital (also known as mephobarbital).
- 30 ~~ll~~mm. Midazolam.
- 31 ~~mm~~nn. Nimetazepam.

Sixty-fifth
Legislative Assembly

- 1 nn-oo. Nitrazepam.
- 2 oo-pp. Nordiazepam.
- 3 pp-qq. Oxazepam.
- 4 qq-rr. Oxazolam.
- 5 rr-ss. Paraldehyde.
- 6 ss-tt. Petrichloral.
- 7 tt-uu. Phenobarbital.
- 8 uu-vv. Pinazepam.
- 9 vv-ww. Propofol.
- 10 ww-xx. Prazepam.
- 11 xx-yy. Quazepam.
- 12 yy-zz. Suvorexant.
- 13 zz-aaa. Temazepam.
- 14 aaa-bbb. Tetrazepam.
- 15 bbb-ccc. Triazolam.
- 16 ccc-ddd. Zaleplon.
- 17 ddd-eee. Zolpidem.
- 18 eee-fff. Zopiclone.
- 19 5. Fenfluramine. Any material, compound, mixture, or preparation which contains any
- 20 quantity of the following substances, including its salts, isomers (whether optical,
- 21 position, or geometric), and salts of such isomers, whenever the existence of such
- 22 salts, isomers, and salts of isomers is possible: Fenfluramine.
- 23 6. Stimulants. Unless specifically excepted or unless listed in another schedule, any
- 24 material, compound, mixture, or preparation which contains any quantity of the
- 25 following substances having a stimulant effect on the central nervous system,
- 26 including its salts, isomers, and salts of isomers:
- 27 a. Cathine.
- 28 b. Diethylpropion.
- 29 c. Fencamfamin.
- 30 d. Fenproporex.
- 31 e. Mazindol.

- 1 f. Mefenorex.
- 2 g. Modafinil.
- 3 h. Pemoline (including organometallic complexes and chelates thereof).
- 4 i. Phentermine.
- 5 j. Pipradrol.
- 6 k. Sibutramine.
- 7 l. SPA ((-)-1-dimethylamino-1, 2-diphenylethane).
- 8 7. Other substances. Unless specifically excepted or unless listed in another schedule,
9 any material, compound, mixture, or preparation which contains any quantity of:
 - 10 a. Pentazocine, including its salts.
 - 11 b. Butorphanol, including its optical isomers.
 - 12 c. Eluxadoline (5-[[[(2S)-2-amino-3-[4-aminocarbonyl]-2,6-dimethylphenyl]-1-
13 oxopropyl]][(1S)-1-(4-phenyl-1H-imidazol-2-yl)ethyl]amino]methyl]-2-
14 methoxybenzoic acid) (including its optical isomers) and its salts, isomers, and
15 salts of isomers.
 - 16 d. Epidiolex.
- 17 8. The board may except by rule any compound, mixture, or preparation containing any
18 depressant substance listed in subsection 2 from the application of all or any part of
19 this chapter if the compound, mixture, or preparation contains one or more active
20 medicinal ingredients not having a depressant effect on the central nervous system,
21 and if the admixtures are included therein in combinations, quantity, proportion, or
22 concentration that vitiate the potential for abuse of the substances which have a
23 depressant effect on the central nervous system.

24 **SECTION 4. AMENDMENT.** Section 19-03.1-13 of the North Dakota Century Code is
25 amended and reenacted as follows:

26 **19-03.1-13. Schedule V.**

- 27 1. The controlled substances listed in this section are included in schedule V.
- 28 2. Schedule V consists of the drugs and other substances, by whatever official name,
29 common or usual name, chemical name, or brand name designated, listed in this
30 section.

- 1 3. Narcotic drugs. Unless specifically excepted or unless listed in another schedule, any
2 material, compound, mixture, or preparation containing any of the following narcotic
3 drugs and their salts.
- 4 4. Narcotic drugs containing non-narcotic active medicinal ingredients. Any compound,
5 mixture, or preparation containing any of the following narcotic drugs, or their salts
6 calculated as the free anhydrous base or alkaloid, in limited quantities as set forth
7 below, which includes one or more non-narcotic active medicinal ingredients in
8 sufficient proportion to confer upon the compound, mixture, or preparation valuable
9 medicinal qualities other than those possessed by narcotic drugs alone.
- 10 a. Not more than 200 milligrams of codeine per 100 milliliters or per 100 grams.
11 b. Not more than 100 milligrams of dihydrocodeine per 100 milliliters or per
12 100 grams.
13 c. Not more than 100 milligrams of ethylmorphine per 100 milliliters or per
14 100 grams.
15 d. Not more than 2.5 milligrams of diphenoxylate and not less than 25 micrograms
16 of atropine sulfate per dosage unit.
17 e. Not more than 100 milligrams of opium per 100 milliliters or per 100 grams.
18 f. Not more than 0.5 milligram of difenoxin and not less than 25 micrograms of
19 atropine sulfate per dosage unit.
- 20 5. Depressants. Unless specifically exempted or excluded or unless listed in another
21 schedule, any material, compound, mixture, or preparation that contains any quantity
22 of the following substances having a depressant effect on the central nervous system,
23 including its salts, isomers, and salts of isomers whenever the existence of such salts,
24 isomers, and salts of isomers is possible:
- 25 a. Brivaracetam ((2S)-2-[(4R)-2-oxo-4-propylpyrrolidin-1-yl]butanamide) (also referred
26 to as BRV; UCB-34714; Briviact) (including its salts).
27 b. Ezogabine N-[2-amino-4-(4-fluorobenzylamino)-phenyl]-carbamic acid ethyl ester.
28 b.c. Lacosamide [(R)-2-acetoamido-N-benzyl-3-methoxy-propionamide].
29 e.d. Pregabalin [(S)-3-(aminomethyl)-5-methylhexanoic acid].
- 30 6. Stimulants. Unless specifically exempted or excluded or unless listed in another
31 schedule, any material, compound, mixture, or preparation containing any quantity of

- 1 the following substances having a stimulant effect on the central nervous system,
- 2 including their salts, isomers, and salts of isomers: Pyrovalerone.
- 3 **SECTION 5. EMERGENCY.** This Act is declared to be an emergency measure.