

**SENATE BILL No. 449**

By Committee on Agriculture and Natural Resources

2-14

1 AN ACT concerning controlled substances; relating to cannabis; removing  
2 certain products that contain a delta-9 tetrahydrocannabinol  
3 concentration of up to 0.3% on a dry weight basis from the list of  
4 controlled substances listed in schedule I of the uniform controlled  
5 substances act; amending K.S.A. 2019 Supp. 21-5701, 65-4101 and 65-  
6 4105 and repealing the existing sections.

7  
8 *Be it enacted by the Legislature of the State of Kansas:*

9 Section 1. K.S.A. 2019 Supp. 21-5701 is hereby amended to read as  
10 follows: 21-5701. As used in K.S.A. 2019 Supp. 21-5701 through 21-  
11 5717, and amendments thereto: (a) "Controlled substance" means any  
12 drug, substance or immediate precursor included in any of the schedules  
13 designated in K.S.A. 65-4105, 65-4107, 65-4109, 65-4111 and 65-4113,  
14 and amendments thereto.

15 (b) (1) "Controlled substance analog" means a substance that is  
16 intended for human consumption, and at least one of the following:

17 (A) The chemical structure of the substance is substantially similar to  
18 the chemical structure of a controlled substance listed in or added to the  
19 schedules designated in K.S.A. 65-4105 or 65-4107, and amendments  
20 thereto;

21 (B) the substance has a stimulant, depressant or hallucinogenic effect  
22 on the central nervous system substantially similar to the stimulant,  
23 depressant or hallucinogenic effect on the central nervous system of a  
24 controlled substance included in the schedules designated in K.S.A. 65-  
25 4105 or 65-4107, and amendments thereto; or

26 (C) with respect to a particular individual, such individual represents  
27 or intends the substance to have a stimulant, depressant or hallucinogenic  
28 effect on the central nervous system substantially similar to the stimulant,  
29 depressant or hallucinogenic effect on the central nervous system of a  
30 controlled substance included in the schedules designated in K.S.A. 65-  
31 4105 or 65-4107, and amendments thereto.

32 (2) "Controlled substance analog" does not include:

33 (A) A controlled substance;

34 (B) a substance for which there is an approved new drug application;

35 or

36 (C) a substance with respect to which an exemption is in effect for

1 investigational use by a particular person under section 505 of the federal  
2 food, drug, and cosmetic act, 21 U.S.C. § 355, to the extent conduct with  
3 respect to the substance is permitted by the exemption.

4 (c) "Cultivate" means the planting or promotion of growth of five or  
5 more plants that contain or can produce controlled substances.

6 (d) "Distribute" means the actual, constructive or attempted transfer  
7 from one person to another of some item whether or not there is an agency  
8 relationship. "Distribute" includes, but is not limited to, sale, offer for sale  
9 or any act that causes some item to be transferred from one person to  
10 another. "Distribute" does not include acts of administering, dispensing or  
11 prescribing a controlled substance as authorized by the pharmacy act of the  
12 state of Kansas, the uniform controlled substances act or otherwise  
13 authorized by law.

14 (e) "Drug" means:

15 (1) Substances recognized as drugs in the official United States  
16 pharmacopeia, official homeopathic pharmacopoeia of the United States or  
17 official national formulary or any supplement to any of them;

18 (2) substances intended for use in the diagnosis, cure, mitigation,  
19 treatment or prevention of disease in humans or animals;

20 (3) substances, other than food, intended to affect the structure or any  
21 function of the body of humans or animals; and

22 (4) substances intended for use as a component of any article  
23 specified in paragraph (1), (2) or (3). It does not include devices or their  
24 components, parts or accessories.

25 (f) "Drug paraphernalia" means all equipment and materials of any  
26 kind that are used, or primarily intended or designed for use in planting,  
27 propagating, cultivating, growing, harvesting, manufacturing,  
28 compounding, converting, producing, processing, preparing, testing,  
29 analyzing, packaging, repackaging, storing, containing, concealing,  
30 injecting, ingesting, inhaling or otherwise introducing into the human body  
31 a controlled substance and in violation of this act. "Drug paraphernalia"  
32 shall include, but is not limited to:

33 (1) Kits used or intended for use in planting, propagating, cultivating,  
34 growing or harvesting any species of plant that is a controlled substance or  
35 from which a controlled substance can be derived;

36 (2) kits used or intended for use in manufacturing, compounding,  
37 converting, producing, processing or preparing controlled substances;

38 (3) isomerization devices used or intended for use in increasing the  
39 potency of any species of plant that is a controlled substance;

40 (4) testing equipment used or intended for use in identifying or in  
41 analyzing the strength, effectiveness or purity of controlled substances;

42 (5) scales and balances used or intended for use in weighing or  
43 measuring controlled substances;

- 1 (6) diluents and adulterants, including, but not limited to, quinine
- 2 hydrochloride, mannitol, mannite, dextrose and lactose that are used or
- 3 intended for use in cutting controlled substances;
- 4 (7) separation gins and sifters used or intended for use in removing
- 5 twigs and seeds from or otherwise cleaning or refining marijuana;
- 6 (8) blenders, bowls, containers, spoons and mixing devices used or
- 7 intended for use in compounding controlled substances;
- 8 (9) capsules, balloons, envelopes, bags and other containers used or
- 9 intended for use in packaging small quantities of controlled substances;
- 10 (10) containers and other objects used or intended for use in storing
- 11 or concealing controlled substances;
- 12 (11) hypodermic syringes, needles and other objects used or intended
- 13 for use in parenterally injecting controlled substances into the human
- 14 body;
- 15 (12) objects used or primarily intended or designed for use in
- 16 ingesting, inhaling or otherwise introducing marijuana, cocaine, hashish,
- 17 hashish oil, phencyclidine (PCP), methamphetamine or amphetamine into
- 18 the human body, such as:
- 19 (A) Metal, wooden, acrylic, glass, stone, plastic or ceramic pipes with
- 20 or without screens, permanent screens, hashish heads or punctured metal
- 21 bowls;
- 22 (B) water pipes, bongs or smoking pipes designed to draw smoke
- 23 through water or another cooling device;
- 24 (C) carburetion pipes, glass or other heat resistant tubes or any other
- 25 device used, intended to be used or designed to be used to cause
- 26 vaporization of a controlled substance for inhalation;
- 27 (D) smoking and carburetion masks;
- 28 (E) roach clips, objects used to hold burning material, such as a
- 29 marijuana cigarette, that has become too small or too short to be held in
- 30 the hand;
- 31 (F) miniature cocaine spoons and cocaine vials;
- 32 (G) chamber smoking pipes;
- 33 (H) carburetor smoking pipes;
- 34 (I) electric smoking pipes;
- 35 (J) air-driven smoking pipes;
- 36 (K) chillums;
- 37 (L) bongs;
- 38 (M) ice pipes or chillers;
- 39 (N) any smoking pipe manufactured to disguise its intended purpose;
- 40 (O) wired cigarette papers; or
- 41 (P) cocaine freebase kits.
- 42 "Drug paraphernalia" shall not include any products, chemicals or
- 43 materials described in K.S.A. 2019 Supp. 21-5709(a), and amendments

1 thereto.

2 (g) "Immediate precursor" means a substance that the state board of  
3 pharmacy has found to be and by rules and regulations designates as being  
4 the principal compound commonly used or produced primarily for use and  
5 that is an immediate chemical intermediary used or likely to be used in the  
6 manufacture of a controlled substance, the control of which is necessary to  
7 prevent, curtail or limit manufacture.

8 (h) "Isomer" means all enantiomers and diastereomers.

9 (i) "Manufacture" means the production, preparation, propagation,  
10 compounding, conversion or processing of a controlled substance either  
11 directly or indirectly or by extraction from substances of natural origin or  
12 independently by means of chemical synthesis or by a combination of  
13 extraction and chemical synthesis. "Manufacture" does not include:

14 (1) The preparation or compounding of a controlled substance by an  
15 individual for the individual's own lawful use or the preparation,  
16 compounding, packaging or labeling of a controlled substance:

17 (A) By a practitioner or the practitioner's agent pursuant to a lawful  
18 order of a practitioner as an incident to the practitioner's administering or  
19 dispensing of a controlled substance in the course of the practitioner's  
20 professional practice; or

21 (B) by a practitioner or by the practitioner's authorized agent under  
22 such practitioner's supervision for the purpose of or as an incident to  
23 research, teaching or chemical analysis or by a pharmacist or medical care  
24 facility as an incident to dispensing of a controlled substance; or

25 (2) the addition of diluents or adulterants, including, but not limited to,  
26 quinine hydrochloride, mannitol, mannite, dextrose or lactose that are  
27 intended for use in cutting a controlled substance.

28 (j) "Marijuana" means *any of the following that contains a delta-9*  
29 *tetrahydrocannabinol concentration that exceeds 0.3% on a dry weight*  
30 *basis: All parts of all varieties of the plant Cannabis whether growing or*  
31 *not, the seeds thereof, the resin extracted from any part of the plant and*  
32 *every compound, manufacture, salt, derivative, mixture or preparation of*  
33 *the plant, its or of the seeds or resin of the plant. "Marijuana" does not*  
34 *include: (1) The mature stalks of the plant, fiber produced from the stalks,*  
35 *oil or cake made from the seeds of the plant, any other compound,*  
36 *manufacture, salt, derivative, mixture or preparation of the mature stalks,*  
37 *except the resin extracted therefrom, fiber, oil or cake or the sterilized seed*  
38 *of the plant that is incapable of germination; (2) any substance listed in*  
39 *schedules II through V of the uniform controlled substances act; (3)*  
40 *cannabidiol (other trade name: 2-[(3-methyl-6-(1-methylethenyl)-2-*  
41 *cyclohexen-1-yl]-5-pentyl-1,3-benzenediol); or (4) industrial hemp as*  
42 *defined in K.S.A. 2019 Supp. 2-3901, and amendments thereto, when*  
43 *cultivated, produced, possessed or used for activities authorized by the*

1 ~~commercial industrial hemp~~ act any of the following that contains a delta-  
2 9 tetrahydrocannabinol concentration of not more than 0.3% on a dry  
3 weight basis: All parts of all varieties of the plant *Cannabis* whether  
4 growing or not, the seeds thereof, the resin extracted from any part of the  
5 plant and every compound, manufacture, salt, derivative, mixture or  
6 preparation of the plant or of the seeds or resin of the plant.

7 (k) "Minor" means a person under 18 years of age.

8 (l) "Narcotic drug" means any of the following whether produced  
9 directly or indirectly by extraction from substances of vegetable origin or  
10 independently by means of chemical synthesis or by a combination of  
11 extraction and chemical synthesis:

12 (1) Opium and opiate and any salt, compound, derivative or  
13 preparation of opium or opiate;

14 (2) any salt, compound, isomer, derivative or preparation thereof that  
15 is chemically equivalent or identical with any of the substances referred to  
16 in paragraph (1) but not including the isoquinoline alkaloids of opium;

17 (3) opium poppy and poppy straw;

18 (4) coca leaves and any salt, compound, derivative or preparation of  
19 coca leaves and any salt, compound, isomer, derivative or preparation  
20 thereof that is chemically equivalent or identical with any of these  
21 substances, but not including decocainized coca leaves or extractions of  
22 coca leaves that do not contain cocaine or ecgonine.

23 (m) "Opiate" means any substance having an addiction-forming or  
24 addiction-sustaining liability similar to morphine or being capable of  
25 conversion into a drug having addiction-forming or addiction-sustaining  
26 liability. "Opiate" does not include, unless specifically designated as  
27 controlled under K.S.A. 65-4102, and amendments thereto, the  
28 dextrorotatory isomer of 3-methoxy-n-methylmorphinan and its salts  
29 (dextromethorphan). "Opiate" does include its racemic and levorotatory  
30 forms.

31 (n) "Opium poppy" means the plant of the species *Papaver*  
32 *somniferum* L. except its seeds.

33 (o) "Person" means an individual, corporation, government or  
34 governmental subdivision or agency, business trust, estate, trust,  
35 partnership, association or any other legal entity.

36 (p) "Poppy straw" means all parts, except the seeds, of the opium  
37 poppy, after mowing.

38 (q) "Possession" means having joint or exclusive control over an item  
39 with knowledge of and intent to have such control or knowingly keeping  
40 some item in a place where the person has some measure of access and  
41 right of control.

42 (r) "School property" means property upon which is located a  
43 structure used by a unified school district or an accredited nonpublic

1 school for student instruction or attendance or extracurricular activities of  
2 pupils enrolled in kindergarten or any of the grades one through 12. This  
3 definition shall not be construed as requiring that school be in session or  
4 that classes are actually being held at the time of the offense or that  
5 children must be present within the structure or on the property during the  
6 time of any alleged criminal act. If the structure or property meets the  
7 above definition, the actual use of that structure or property at the time  
8 alleged shall not be a defense to the crime charged or the sentence  
9 imposed.

10 (s) "Simulated controlled substance" means any product that  
11 identifies itself by a common name or slang term associated with a  
12 controlled substance and that indicates on its label or accompanying  
13 promotional material that the product simulates the effect of a controlled  
14 substance.

15 Sec. 2. K.S.A. 2019 Supp. 65-4101 is hereby amended to read as  
16 follows: 65-4101. As used in this act: (a) "Administer" means the direct  
17 application of a controlled substance, whether by injection, inhalation,  
18 ingestion or any other means, to the body of a patient or research subject  
19 by:

20 (1) A practitioner or pursuant to the lawful direction of a practitioner;  
21 or

22 (2) the patient or research subject at the direction and in the presence  
23 of the practitioner.

24 (b) "Agent" means an authorized person who acts on behalf of or at  
25 the direction of a manufacturer, distributor or dispenser. It does not include  
26 a common carrier, public warehouseman or employee of the carrier or  
27 warehouseman.

28 (c) "Application service provider" means an entity that sells  
29 electronic prescription or pharmacy prescription applications as a hosted  
30 service where the entity controls access to the application and maintains  
31 the software and records on its server.

32 (d) "Board" means the state board of pharmacy.

33 (e) "Bureau" means the bureau of narcotics and dangerous drugs,  
34 United States department of justice, or its successor agency.

35 (f) "Controlled substance" means any drug, substance or immediate  
36 precursor included in any of the schedules designated in K.S.A. 65-4105,  
37 65-4107, 65-4109, 65-4111 and 65-4113, and amendments thereto.

38 (g) (1) "Controlled substance analog" means a substance that is  
39 intended for human consumption, and at least one of the following:

40 (A) The chemical structure of the substance is substantially similar to  
41 the chemical structure of a controlled substance listed in or added to the  
42 schedules designated in K.S.A. 65-4105 or 65-4107, and amendments  
43 thereto;

1 (B) the substance has a stimulant, depressant or hallucinogenic effect  
2 on the central nervous system substantially similar to the stimulant,  
3 depressant or hallucinogenic effect on the central nervous system of a  
4 controlled substance included in the schedules designated in K.S.A. 65-  
5 4105 or 65-4107, and amendments thereto; or

6 (C) with respect to a particular individual, such individual represents  
7 or intends the substance to have a stimulant, depressant or hallucinogenic  
8 effect on the central nervous system substantially similar to the stimulant,  
9 depressant or hallucinogenic effect on the central nervous system of a  
10 controlled substance included in the schedules designated in K.S.A. 65-  
11 4105 or 65-4107, and amendments thereto.

12 (2) "Controlled substance analog" does not include:

13 (A) A controlled substance;

14 (B) a substance for which there is an approved new drug application;  
15 or

16 (C) a substance with respect to which an exemption is in effect for  
17 investigational use by a particular person under section 505 of the federal  
18 food, drug and cosmetic act, 21 U.S.C. § 355, to the extent conduct with  
19 respect to the substance is permitted by the exemption.

20 (h) "Counterfeit substance" means a controlled substance that, or the  
21 container or labeling of which, without authorization bears the trademark,  
22 trade name or other identifying mark, imprint, number or device or any  
23 likeness thereof of a manufacturer, distributor or dispenser other than the  
24 person who in fact manufactured, distributed or dispensed the substance.

25 (i) "Cultivate" means the planting or promotion of growth of five or  
26 more plants that contain or can produce controlled substances.

27 (j) "DEA" means the U.S. department of justice, drug enforcement  
28 administration.

29 (k) "Deliver" or "delivery" means the actual, constructive or  
30 attempted transfer from one person to another of a controlled substance,  
31 whether or not there is an agency relationship.

32 (l) "Dispense" means to deliver a controlled substance to an ultimate  
33 user or research subject by or pursuant to the lawful order of a practitioner,  
34 including the packaging, labeling or compounding necessary to prepare the  
35 substance for that delivery, or pursuant to the prescription of a mid-level  
36 practitioner.

37 (m) "Dispenser" means a practitioner or pharmacist who dispenses, or  
38 a physician assistant who has authority to dispense prescription-only drugs  
39 in accordance with K.S.A. 65-28a08(b), and amendments thereto.

40 (n) "Distribute" means to deliver other than by administering or  
41 dispensing a controlled substance.

42 (o) "Distributor" means a person who distributes.

43 (p) "Drug" means: (1) Substances recognized as drugs in the official

1 United States pharmacopeia, official homeopathic pharmacopoeia of the  
2 United States or official national formulary or any supplement to any of  
3 them; (2) substances intended for use in the diagnosis, cure, mitigation,  
4 treatment or prevention of disease in human or animals; (3) substances  
5 (other than food) intended to affect the structure or any function of the  
6 body of human or animals; and (4) substances intended for use as a  
7 component of any article specified in paragraph (1), (2) or (3). It does not  
8 include devices or their components, parts or accessories.

9 (q) "Immediate precursor" means a substance that the board has  
10 found to be and by rule and regulation designates as being the principal  
11 compound commonly used or produced primarily for use and that is an  
12 immediate chemical intermediary used or likely to be used in the  
13 manufacture of a controlled substance, the control of which is necessary to  
14 prevent, curtail or limit manufacture.

15 (r) "Electronic prescription" means an electronically prepared  
16 prescription that is authorized and transmitted from the prescriber to the  
17 pharmacy by means of electronic transmission.

18 (s) "Electronic prescription application" means software that is used  
19 to create electronic prescriptions and that is intended to be installed on the  
20 prescriber's computers and servers where access and records are controlled  
21 by the prescriber.

22 (t) "Electronic signature" means a confidential personalized digital  
23 key, code, number or other method for secure electronic data transmissions  
24 that identifies a particular person as the source of the message,  
25 authenticates the signatory of the message and indicates the person's  
26 approval of the information contained in the transmission.

27 (u) "Electronic transmission" means the transmission of an electronic  
28 prescription, formatted as an electronic data file, from a prescriber's  
29 electronic prescription application to a pharmacy's computer, where the  
30 data file is imported into the pharmacy prescription application.

31 (v) "Electronically prepared prescription" means a prescription that is  
32 generated using an electronic prescription application.

33 (w) "Facsimile transmission" or "fax transmission" means the  
34 transmission of a digital image of a prescription from the prescriber or the  
35 prescriber's agent to the pharmacy. "Facsimile transmission" includes, but  
36 is not limited to, transmission of a written prescription between the  
37 prescriber's fax machine and the pharmacy's fax machine; transmission of  
38 an electronically prepared prescription from the prescriber's electronic  
39 prescription application to the pharmacy's fax machine, computer or  
40 printer; or transmission of an electronically prepared prescription from the  
41 prescriber's fax machine to the pharmacy's fax machine, computer or  
42 printer.

43 (x) "Intermediary" means any technology system that receives and



1 transmits an electronic prescription between the prescriber and the  
2 pharmacy.

3 (y) "Isomer" means all enantiomers and diastereomers.

4 (z) "Manufacture" means the production, preparation, propagation,  
5 compounding, conversion or processing of a controlled substance either  
6 directly or indirectly or by extraction from substances of natural origin or  
7 independently by means of chemical synthesis or by a combination of  
8 extraction and chemical synthesis and includes any packaging or  
9 repackaging of the substance or labeling or relabeling of its container,  
10 except that this term does not include the preparation or compounding of a  
11 controlled substance by an individual for the individual's own lawful use  
12 or the preparation, compounding, packaging or labeling of a controlled  
13 substance:

14 (1) By a practitioner or the practitioner's agent pursuant to a lawful  
15 order of a practitioner as an incident to the practitioner's administering or  
16 dispensing of a controlled substance in the course of the practitioner's  
17 professional practice; or

18 (2) by a practitioner or by the practitioner's authorized agent under  
19 such practitioner's supervision for the purpose of or as an incident to  
20 research, teaching or chemical analysis or by a pharmacist or medical care  
21 facility as an incident to dispensing of a controlled substance.

22 (aa) "Marijuana" means *any of the following that contains a delta-9*  
23 *tetrahydrocannabinol concentration that exceeds 0.3% on a dry weight*  
24 *basis: All parts of all varieties of the plant Cannabis whether growing or*  
25 *not, the seeds thereof, the resin extracted from any part of the plant and*  
26 *every compound, manufacture, salt, derivative, mixture or preparation of*  
27 *the plant, its or of the seeds or resin of the plant. It "Marijuana" does not*  
28 *include: (1) The mature stalks of the plant, fiber produced from the stalks,*  
29 *oil or cake made from the seeds of the plant, any other compound,*  
30 *manufacture, salt, derivative, mixture or preparation of the mature stalks,*  
31 *except the resin extracted therefrom, fiber, oil or cake or the sterilized seed*  
32 *of the plant that is incapable of germination; (2) any substance listed in*  
33 *schedules II through V of the uniform controlled substances act; (3)*  
34 *cannabidiol (other trade name: 2-[(3-methyl-6-(1-methylethenyl)-2-*  
35 *cyclohexen-1-yl]-5-pentyl-1,3-benzenediol); or (4) industrial hemp as*  
36 *defined in K.S.A. 2019 Supp. 2-3901, and amendments thereto, when*  
37 *cultivated, produced, possessed or used for activities authorized by the*  
38 *commercial industrial hemp act* *any of the following that contains a delta-*  
39 *9 tetrahydrocannabinol concentration of not more than 0.3% on a dry*  
40 *weight basis: All parts of all varieties of the plant Cannabis whether*  
41 *growing or not, the seeds thereof, the resin extracted from any part of the*  
42 *plant and every compound, manufacture, salt, derivative, mixture or*  
43 *preparation of the plant or of the seeds or resin of the plant.*

1 (bb) "Medical care facility" shall have the meaning ascribed to that  
2 term in K.S.A. 65-425, and amendments thereto.

3 (cc) "Mid-level practitioner" means a certified nurse-midwife  
4 engaging in the independent practice of midwifery under the independent  
5 practice of midwifery act, an advanced practice registered nurse issued a  
6 license pursuant to K.S.A. 65-1131, and amendments thereto, who has  
7 authority to prescribe drugs pursuant to a written protocol with a  
8 responsible physician under K.S.A. 65-1130, and amendments thereto, or a  
9 physician assistant licensed under the physician assistant licensure act who  
10 has authority to prescribe drugs pursuant to a written agreement with a  
11 supervising physician under K.S.A. 65-28a08, and amendments thereto.

12 (dd) "Narcotic drug" means any of the following whether produced  
13 directly or indirectly by extraction from substances of vegetable origin or  
14 independently by means of chemical synthesis or by a combination of  
15 extraction and chemical synthesis:

16 (1) Opium and opiate and any salt, compound, derivative or  
17 preparation of opium or opiate;

18 (2) any salt, compound, isomer, derivative or preparation thereof that  
19 is chemically equivalent or identical with any of the substances referred to  
20 in paragraph (1) but not including the isoquinoline alkaloids of opium;

21 (3) opium poppy and poppy straw;

22 (4) coca leaves and any salt, compound, derivative or preparation of  
23 coca leaves, and any salt, compound, isomer, derivative or preparation  
24 thereof that is chemically equivalent or identical with any of these  
25 substances, but not including decocainized coca leaves or extractions of  
26 coca leaves that do not contain cocaine or ecgonine.

27 (ee) "Opiate" means any substance having an addiction-forming or  
28 addiction-sustaining liability similar to morphine or being capable of  
29 conversion into a drug having addiction-forming or addiction-sustaining  
30 liability. It does not include, unless specifically designated as controlled  
31 under K.S.A. 65-4102, and amendments thereto, the dextrorotatory isomer  
32 of 3-methoxy-n-methylmorphinan and its salts (dextromethorphan). It does  
33 include its racemic and levorotatory forms.

34 (ff) "Opium poppy" means the plant of the species *Papaver*  
35 *somniferum* L. except its seeds.

36 (gg) "Person" means an individual, corporation, government, or  
37 governmental subdivision or agency, business trust, estate, trust,  
38 partnership or association or any other legal entity.

39 (hh) "Pharmacist" means any natural person licensed under K.S.A.  
40 65-1625 et seq., and amendments thereto, to practice pharmacy.

41 (ii) "Pharmacist intern" means: (1) A student currently enrolled in an  
42 accredited pharmacy program; (2) a graduate of an accredited pharmacy  
43 program serving such person's internship; or (3) a graduate of a pharmacy

1 program located outside of the United States that is not accredited and who  
 2 had successfully passed equivalency examinations approved by the board.

3 (jj) "Pharmacy prescription application" means software that is used  
 4 to process prescription information, is installed on a pharmacy's computers  
 5 and servers, and is controlled by the pharmacy.

6 (kk) "Poppy straw" means all parts, except the seeds, of the opium  
 7 poppy, after mowing.

8 (ll) "Practitioner" means a person licensed to practice medicine and  
 9 surgery, dentist, podiatrist, veterinarian, optometrist, or scientific  
 10 investigator or other person authorized by law to use a controlled  
 11 substance in teaching or chemical analysis or to conduct research with  
 12 respect to a controlled substance.

13 (mm) "Prescriber" means a practitioner or a mid-level practitioner.

14 (nn) "Production" includes the manufacture, planting, cultivation,  
 15 growing or harvesting of a controlled substance.

16 (oo) "Readily retrievable" means that records kept by automatic data  
 17 processing applications or other electronic or mechanized recordkeeping  
 18 systems can be separated out from all other records within a reasonable  
 19 time not to exceed 48 hours of a request from the board or other authorized  
 20 agent or that hard-copy records are kept on which certain items are  
 21 asterisked, redlined or in some other manner visually identifiable apart  
 22 from other items appearing on the records.

23 (pp) "Ultimate user" means a person who lawfully possesses a  
 24 controlled substance for such person's own use or for the use of a member  
 25 of such person's household or for administering to an animal owned by  
 26 such person or by a member of such person's household.

27 Sec. 3. K.S.A. 2019 Supp. 65-4105 is hereby amended to read as  
 28 follows: 65-4105. (a) The controlled substances listed in this section are  
 29 included in schedule I and the number set forth opposite each drug or  
 30 substance is the DEA controlled substances code that has been assigned to  
 31 it.

32 (b) Any of the following opiates, including their isomers, esters,  
 33 ethers, salts, and salts of isomers, esters and ethers, unless specifically  
 34 excepted, whenever the existence of these isomers, esters, ethers and salts  
 35 is possible within the specific chemical designation:

- 36 (1) Acetyl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-  
 37 phenylacetamide).....9821  
 38 (2) Acetyl-alpha-methylfentanyl (N-[1-(1-methyl-2-phenethyl)-4-  
 39 piperidinyl]-N-phenylacetamide).....9815  
 40 (3) Acetylmethadol.....9601  
 41 (4) Acryl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-phenylacrylamide;  
 42 acryloylfentanyl).....9811  
 43 (5) AH-7921 (3,4-dichloro-N-[(1-

|    |   |      |
|----|---|------|
| 1  | dimethylamino)cyclohexylmethyl]benzamide).....                          | 9551 |
| 2  | (6) Allylprodine.....   | 9602 |
| 3  | (7) Alphacetylmethadol.....   | 9603 |
| 4  | (except levo-alphacetylmethadol also known as levo-alpha-               |      |
| 5  | acetylmethadol, levomethadyl acetate or LAAM)                           |      |
| 6  | (8) Alphameprodine.....   | 9604 |
| 7  | (9) Alphamethadol.....  | 9605 |
| 8  | (10) Alpha-methylfentanyl (N-[1-(alpha-methyl-beta-phenyl)ethyl-4-      |      |
| 9  | piperidyl] propionanilide; 1-(1-methyl-2-phenylethyl)-4-(N-             |      |
| 10 | propanilido) piperidine).....   | 9814 |
| 11 | (11) Alpha-methylthiofentanyl (N-[1-methyl-2-(2-thienyl)ethyl-4-        |      |
| 12 | piperidinyl]-N-phenylpropanamide).....                                  | 9832 |
| 13 | (12) Benzethidine.....  | 9606 |
| 14 | (13) Betacetylmethadol.....   | 9607 |
| 15 | (14) Beta-hydroxyfentanyl (N-[1-(2-hydroxy-2-phenethyl)-4-piperidinyl]- |      |
| 16 | N-phenylpropanamide).....   | 9830 |
| 17 | (15) Beta-hydroxy-3-methylfentanyl (other name: N-[1-(2-hydroxy-2-      |      |
| 18 | phenethyl)-3-methyl-4-piperidinyl]-N-phenylpropanamide).....            | 9831 |
| 19 | (16) Beta-hydroxythiofentanyl (N-[1-[2-hydroxy-2-(thiophen-2-           |      |
| 20 | yl)ethyl]piperidin-4-yl]-N-phenylpropionamide).....                     | 9836 |
| 21 | (17) Betameprodine.....   | 9608 |
| 22 | (18) Betamethadol.....  | 9609 |
| 23 | (19) Betaprodine.....   | 9611 |
| 24 | (20) Butyryl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-                 |      |
| 25 | phenylbutyramide).....  | 9822 |
| 26 | (21) Clonitazene.....   | 9612 |
| 27 | (22) Cyclopentyl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-             |      |
| 28 | phenylcyclopentanecarboxamide)  |      |
| 29 | (23) Cyclopropyl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-             |      |
| 30 | phenylcyclopropanecarboxamide).....                                     | 9845 |
| 31 | (24) Dextromoramide.....  | 9613 |
| 32 | (25) Diampromide.....   | 9615 |
| 33 | (26) Diethylthiambutene.....  | 9616 |
| 34 | (27) Difenoquin.....  | 9168 |
| 35 | (28) Dimenoxadol.....   | 9617 |
| 36 | (29) Dimepheptanol.....   | 9618 |
| 37 | (30) Dimethylthiambutene.....   | 9619 |
| 38 | (31) Dioxaphetyl butyrate.....  | 9621 |
| 39 | (32) Dipipanone.....  | 9622 |
| 40 | (33) Ethylmethylthiambutene.....  | 9623 |
| 41 | (34) Etonitazene.....   | 9624 |
| 42 | (35) Etoxadine.....   | 9625 |
| 43 | (36) Furanyl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-phenylfuran-2-   |      |

|    |  |      |
|----|--|------|
| 1  | carboxamide).....  | 9834 |
| 2  | (37) Furethidine.....  | 9626 |
| 3  | (38) Hydroxypethidine.....   | 9627 |
| 4  | (39) Isobutyryl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-             |      |
| 5  | phenylisobutyramide)   |      |
| 6  | (40) Ketobemidone.....   | 9628 |
| 7  | (41) Levomoramide.....   | 9629 |
| 8  | (42) Levophenacymorphan.....   | 9631 |
| 9  | (43) Methoxyacetyl fentanyl (2-methoxy-N-(1-phenethylpiperidin-4-yl)-  |      |
| 10 | N-phenylacetamide).....  | 9825 |
| 11 | (44) 3-Methylfentanyl (N-[3-methyl-1-(2-phenylethyl)-4-piperidyl]-N-   |      |
| 12 | phenylpropanamide).....  | 9813 |
| 13 | (45) 3-Methylthiofentanyl (N-[(3-methyl-1-(2-thienyl)ethyl-4-          |      |
| 14 | piperidinyl]-N-phenylpropanamide).....                                 | 9833 |
| 15 | (46) Morpheridine.....   | 9632 |
| 16 | (47) Ocfentanil (N-(2-fluorophenyl)-2-methoxy-N-(1-phenethylpiperidin- |      |
| 17 | 4-yl)acetamide)  |      |
| 18 | (48) O-desmethyltramadol   |      |
| 19 | Some trade or other names: 2-((dimethylamino)methyl-1-(3-              |      |
| 20 | hydroxyphenyl)cyclohexanol;3-(2-((dimethylamino)methyl)-1-             |      |
| 21 | hydroxycyclohexyl)phenol   |      |
| 22 | (49) MPPP (1-methyl-4-phenyl-4-propionoxypiperidine).....              | 9661 |
| 23 | (50) MT-45 (1-cychohexyl-4-(1,2-diphenylethyl)piperazine)              |      |
| 24 | (51) Noracymethadol.....   | 9633 |
| 25 | (52) Norlevorphanol.....   | 9634 |
| 26 | (53) Normethadone.....   | 9635 |
| 27 | (54) Norpipanone.....  | 9636 |
| 28 | (55) Ortho-fluorofentanyl (N-(2-fluorophenyl)-N-(1-phenethylpiperidin- |      |
| 29 | 4-yl)propionamide; 2-fluorofentanyl).....                              | 9816 |
| 30 | (56) Para-chloroisobutyryl fentanyl (N-(4-chlorophenyl)-N-(1-          |      |
| 31 | phenethylpiperidin-4-yl)isobutyramide)                                 |      |
| 32 | (57) Para-fluorobutyryl fentanyl (N-(4-fluorophenyl)-N-(1-             |      |
| 33 | phenethylpiperidin-4-yl)butyramide)                                    |      |
| 34 | (58) Para-fluorofentanyl (N-(4-fluorophenyl)-N-[1-(2-phenethyl)-4-     |      |
| 35 | piperidinyl]propanamide).....  | 9812 |
| 36 | (59) Para-fluoroisobutyryl fentanyl (N-(4-fluorophenyl)-N-(1-          |      |
| 37 | phenethylpiperidin-4-yl)isobutyramide,                                 |      |
| 38 | 4-fluoroisobutyryl fentanyl).....                                      | 9824 |
| 39 | (60) Para-methoxybutyryl fentanyl (N-(4-methoxyphenyl)-N-(1-           |      |
| 40 | phenethylpiperidin-4-yl)butyramide)                                    |      |
| 41 | (61) PEPAP (1-(2-phenethyl)-4-phenyl-4-acetoxypiperidine).....         | 9663 |
| 42 | (62) Phenadoxone.....  | 9637 |
| 43 | (63) Phenampromide.....  | 9638 |

|    |  |      |
|----|--|------|
| 1  | (64) Phenomorphan.....   | 9647 |
| 2  | (65) Phenoperidine.....  | 9641 |
| 3  | (66) Piritramide.....  | 9642 |
| 4  | (67) Proheptazine.....   | 9643 |
| 5  | (68) Properidine.....  | 9644 |
| 6  | (69) Propiram.....   | 9649 |
| 7  | (70) Racemoramide.....   | 9645 |
| 8  | (71) Tetrahydrofuranyl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-phenyltetrahydrofuran-2-carboxamide).....   | 9843 |
| 9  |  |      |
| 10 | (72) Thiofentanyl (N-phenyl-N-[1-(2-thienyl)ethyl-4-piperidinyl]-propanamide).....   | 9835 |
| 11 |  |      |
| 12 | (73) Tilidine.....   | 9750 |
| 13 | (74) Trimeperidine.....  | 9646 |
| 14 | (75) U-47700 (3,4-dichloro-N-[2-(dimethylamino)cyclohexyl]-N-methylbenzamide).....   | 9547 |
| 15 |  |      |
| 16 | (76) Valeryl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-phenylpentanamide)  |      |
| 17 |  |      |
| 18 | (c) Any of the following opium derivatives, their salts, isomers and salts of isomers, unless specifically excepted, whenever the existence of these salts, isomers and salts of isomers is possible within the specific chemical designation: |      |
| 19 |  |      |
| 20 |  |      |
| 21 |  |      |
| 22 | (1) Acetorphine.....   | 9319 |
| 23 | (2) Acetyldihydrocodeine.....  | 9051 |
| 24 | (3) Benzylmorphine.....  | 9052 |
| 25 | (4) Codeine methylbromide.....   | 9070 |
| 26 | (5) Codeine-N-Oxide.....   | 9053 |
| 27 | (6) Cyprenorphine.....   | 9054 |
| 28 | (7) Desomorphine.....  | 9055 |
| 29 | (8) Dihydromorphine.....   | 9145 |
| 30 | (9) Drotebanol.....  | 9335 |
| 31 | (10) Etorphine (except hydrochloride salt).....  | 9056 |
| 32 | (11) Heroin.....   | 9200 |
| 33 | (12) Hydromorphenol.....   | 9301 |
| 34 | (13) Methyldesorphine.....   | 9302 |
| 35 | (14) Methyldihydromorphine.....  | 9304 |
| 36 | (15) Morphine methylbromide.....   | 9305 |
| 37 | (16) Morphine methylsulfonate.....   | 9306 |
| 38 | (17) Morphine-N-Oxide.....   | 9307 |
| 39 | (18) Myrophine.....  | 9308 |
| 40 | (19) Nicocodeine.....  | 9309 |
| 41 | (20) Nicomorphine.....   | 9312 |
| 42 | (21) Normorphine.....  | 9313 |
| 43 | (22) Pholcodine.....   | 9314 |

- 1 (23) Thebacon.....9315  
 2 (d) Any material, compound, mixture or preparation that contains any  
 3 quantity of the following hallucinogenic substances, their salts, isomers  
 4 and salts of isomers, unless specifically excepted, whenever the existence  
 5 of these salts, isomers and salts of isomers is possible within the specific  
 6 chemical designation:  
 7 (1) Alpha-ethyltryptamine 7249 Some trade or other names:  
 8 etryptamine; Monase;  $\alpha$ -ethyl-1H-indole-3-ethanamine; 3-(2-  
 9 aminobutyl) indole;  $\alpha$ -ET; and AET.  
 10 (2) 4-bromo-2,5-dimethoxy-amphetamine.....7391  
 11 Some trade or other names: 4-bromo-2,5-dimethoxy-alpha-  
 12 methylphenethylamine; 4-bromo-2,5-DMA.  
 13 (3) 2,5-dimethoxyamphetamine.....7396  
 14 Some trade or other names: 2,5-dimethoxy-alpha-methyl-  
 15 phenethylamine; 2,5-DMA.  
 16 (4) 4-methoxyamphetamine.....7411  
 17 Some trade or other names: 4-methoxy-alpha-methylphene-  
 18 thylamine; paramethoxyamphetamine; PMA.  
 19 (5) 5-methoxy-3,4-methylenedioxy-amphetamine.....7401  
 20 (6) 4-methyl-2,5-dimethoxy-amphetamine.....7395  
 21 Some trade or other names: 4-methyl-2,5-dimethoxy-alpha-  
 22 methylphenethylamine; "DOM"; and "STP".  
 23 (7) 3,4-methylenedioxy amphetamine.....7400  
 24 (8) 3,4-methylenedioxymethamphetamine (MDMA).....7405  
 25 (9) 3,4-methylenedioxy-N-ethylamphetamine (also known as N-ethyl-  
 26 alpha-methyl-3,4 (methylenedioxy) phenethylamine, N-ethyl MDA,  
 27 MDE, and MDEA).....7404  
 28 (10) N-hydroxy-3,4-methylenedioxyamphetamine (also known as N-  
 29 hydroxy-alpha-methyl-3,4-(methylenedioxy) phenethylamine, and  
 30 N-hydroxy MDA).....7402  
 31 (11) 3,4,5-trimethoxy amphetamine.....7390  
 32 (12) Bufotenine.....7433  
 33 Some trade or other names: 3-(Beta-Dimethylaminoethyl)-5-  
 34 hydroxyindole; 3-(2-dimethylaminoethyl)-5-indolol; N, N-  
 35 dimethylserotonin; 5-hydroxy-N,N-dimethyltryptamine; mappine.  
 36 (13) Diethyltryptamine.....7434  
 37 Some trade or other names: N,N-Diethyltryptamine; DET.  
 38 (14) Dimethyltryptamine.....7435  
 39 Some trade or other names: DMT.  
 40 (15) Ibogaine.....7260  
 41 Some trade or other names: 7-Ethyl-6,6 Beta,7,8,9,10,12,13-  
 42 octahydro-2-methoxy-6,9-methano-5H-pyrido[1',2':1,2]azepino[5,4-  
 43 b]indole; Tabernanthe iboga

|    |  |      |
|----|--|------|
| 1  | (16) Lysergic acid diethylamide.....                                     | 7315 |
| 2  | (17) Marijuana.....  | 7360 |
| 3  | (18) Mescaline.....  | 7381 |
| 4  | (19) Parahexyl.....  | 7374 |
| 5  | Some trade or other names: 3-Hexyl-1-hydroxy-7,8,9,10-tetrahydro-        |      |
| 6  | 6,6,9-trimethyl-6H-dibenzo[b,d]pyran; Synhexyl.                          |      |
| 7  | (20) Peyote.....   | 7415 |
| 8  | Meaning all parts of the plant presently classified botanically as       |      |
| 9  | Lophophora williamsii Lemaire, whether growing or not, the seeds         |      |
| 10 | thereof, any extract from any part of such plant, and every              |      |
| 11 | compound, manufacture, salts, derivative, mixture or preparation of      |      |
| 12 | such plant, its seeds or extracts.                                       |      |
| 13 | (21) N-ethyl-3-piperidyl benzilate.....                                  | 7482 |
| 14 | (22) N-methyl-3-piperidyl benzilate.....                                 | 7484 |
| 15 | (23) Psilocybin.....   | 7437 |
| 16 | (24) Psilocyn.....   | 7438 |
| 17 | Some trade or other names: Psilocin.                                     |      |
| 18 | (25) Ethylamine analog of phencyclidine.....                             | 7455 |
| 19 | Some trade or other names: N-ethyl-1-phenyl-cyclo-hexylamine; (1-        |      |
| 20 | phenylcyclohexyl)ethylamine; N-(1-phenylcyclohexyl)ethylamine;           |      |
| 21 | cyclohexamine; PCE.  |      |
| 22 | (26) Pyrrolidine analog of phencyclidine.....                            | 7458 |
| 23 | Some trade or other names: 1-(1-phenylcyclohexyl)-pyrrolidine;           |      |
| 24 | PCPy; PHP.   |      |
| 25 | (27) Thiophene analog of phencyclidine.....                              | 7470 |
| 26 | Some trade or other names: 1-[1-(2-thienyl)-cyclohexyl]-piperidine;      |      |
| 27 | 2-thienyl analog of phencyclidine; TCP; TCP.                             |      |
| 28 | (28) 1-[1-(2-thienyl)-cyclohexyl] pyrrolidine.....                       | 7473 |
| 29 | Some other names: TCPy.  |      |
| 30 | (29) 2,5-dimethoxy-4-ethylamphetamine.....                               | 7399 |
| 31 | Some trade or other names: DOET.   |      |
| 32 | (30) Salvia divinorum or salvinorum A; all parts of the plant presently  |      |
| 33 | classified botanically as salvia divinorum, whether growing or not,      |      |
| 34 | the seeds thereof, any extract from any part of such plant, and every    |      |
| 35 | compound, manufacture, salts, derivative, mixture or preparation of      |      |
| 36 | such plant, its seeds or extracts.                                       |      |
| 37 | (31) Datura stramonium, commonly known as gypsum weed or jimson          |      |
| 38 | weed; all parts of the plant presently classified botanically as datura  |      |
| 39 | stramonium, whether growing or not, the seeds thereof, any extract       |      |
| 40 | from any part of such plant, and every compound, manufacture, salts,     |      |
| 41 | derivative, mixture or preparation of such plant, its seeds or extracts. |      |
| 42 | (32) N-benzylpiperazine.....   | 7493 |
| 43 | Some trade or other names: BZP.  |      |



- 1 (33) 1-(3-[trifluoromethylphenyl])piperazine  
 2 Some trade or other names: TFMPP.  
 3 (34) 4-Bromo-2,5-dimethoxyphenethylamine.....7392  
 4 (35) 2,5-dimethoxy-4-(n)-propylthiophenethylamine (2C-T-7), its optical  
 5 isomers, salts and salts of optical isomers.....7348  
 6 (36) Alpha-methyltryptamine (other name: AMT).....7432  
 7 (37) 5-methoxy-N,N-diisopropyltryptamine (5-MeO-DIPT), its isomers,  
 8 salts and salts of isomers.....7439  
 9 (38) 2-(2,5-Dimethoxy-4-ethylphenyl)ethanamine (2C-E).....7509  
 10 (39) 2-(2,5-Dimethoxy-4-methylphenyl)ethanamine (2C-D).....7508  
 11 (40) 2-(4-Chloro-2,5-dimethoxyphenyl)ethanamine (2C-C).....7519  
 12 (41) 2-(4-Iodo-2,5-dimethoxyphenyl)ethanamine (2C-I).....7518  
 13 (42) 2-[4-(Ethylthio)-2,5-dimethoxyphenyl]ethanamine (2C-T-2).....7385  
 14 (43) 2-[4-(Isopropylthio)-2,5-dimethoxyphenyl]ethanamine (2C-T-4) 7532  
 15 (44) 2-(2,5-Dimethoxyphenyl)ethanamine (2C-H).....7517  
 16 (45) 2-(2,5-Dimethoxy-4-nitrophenyl)ethanamine (2C-N).....7521  
 17 (46) 2-(2,5-Dimethoxy-4-(n)-propylphenyl)ethanamine (2C-P).....7524  
 18 (47) 5-methoxy-N,N-dimethyltryptamine (5-MeO-DMT).....7431  
 19 Some trade or other names: 5-methoxy-3-[2-(dimethylamino)  
 20 ethyl]indole.  
 21 (48) 2-(4-iodo-2,5-dimethoxyphenyl)-N-(2-  
 22 methoxybenzyl)ethanamine.....7538  
 23 Some trade or other names: 25I-NBOMe; 2C-I-NBOMe; 25I;  
 24 Cimbi-5.  
 25 (49) 2-(4-chloro-2,5-dimethoxyphenyl)-N-(2-  
 26 methoxybenzyl)ethanamine.....7537  
 27 Some trade or other names: 25C-NBOMe; 2C-C-NBOMe; 25C;  
 28 Cimbi-82.  
 29 (50) 2-(4-bromo-2,5-dimethoxyphenyl)-N-(2-  
 30 methoxybenzyl)ethanamine.....7536  
 31 Some trade or other names: 25B-NBOMe; 2C-B-NBOMe; 25B;  
 32 Cimbi-36.  
 33 (51) 2-(2,5-dimethoxyphenyl)-N-(2-methoxybenzyl)ethanamine  
 34 Some trade or other names: 25H-NBOMe.  
 35 (52) 2-(2,5-dimethoxy-4-methylphenyl)-N-(2-methoxybenzyl)ethanamine  
 36 Some trade or other names: 25D-NBOMe; 2C-D-NBOMe.  
 37 (53) 2-(2,5-dimethoxy-4-nitrophenyl)-N-(2-methoxybenzyl)ethanamine  
 38 Some trade or other names: 25N-NBOMe, 2C-N-NBOMe.  
 39 (e) Any material, compound, mixture or preparation that contains any  
 40 quantity of the following substances having a depressant effect on the  
 41 central nervous system, including its salts, isomers, and salts of isomers  
 42 whenever the existence of such salts, isomers, and salts of isomers is  
 43 possible within the specific chemical designation:

- 1 (1) Etizolam  
 2 Some trade or other names: (4-(2-chlorophenyl)-2-ethyl-9-methyl-  
 3 6H-thieno[3,2-f][1,2,4]triazolo[4,3-a][1,4]diazepine)  
 4 (2) Mecloqualone.....2572  
 5 (3) Methaqualone.....2565  
 6 (4) Gamma hydroxybutyric acid  
 7 (f) Unless specifically excepted or unless listed in another schedule,  
 8 any material, compound, mixture or preparation that contains any quantity  
 9 of the following substances having a stimulant effect on the central  
 10 nervous system, including its salts, isomers and salts of isomers:  
 11 (1) Aminorex.....1585  
 12 Some other names: Aminoxaphen 2-amino-5-phenyl-2-oxazoline or  
 13 4,5-dihydro-5-phenyl-2-oxazolamine  
 14 (2) Fenethylamine.....1503  
 15 (3) N-ethylamphetamine.....1475  
 16 (4) (+)cis-4-methylaminorex ((+)cis-4,5-dihydro-4-methyl-5-phenyl-2-  
 17 oxazolamine).....1590  
 18 (5) N,N-dimethylamphetamine (also known as N,N-alpha-trimethyl-  
 19 benzeneethanamine; N,N-alpha-trimethylphenethylamine).....1480  
 20 (6) Cathinone (some other names: 2-amino-1-phenol-1-propanone,  
 21 alpha-amino propiophenone, 2-amino propiophenone and  
 22 norphedrone).....1235  
 23 (7) Substituted cathinones  
 24 Any compound, except bupropion or compounds listed under a  
 25 different schedule, structurally derived from 2-aminopropan-1-one  
 26 by substitution at the 1-position with either phenyl, naphthyl, or  
 27 thiophene ring systems, whether or not the compound is further  
 28 modified in any of the following ways:  
 29 (A) By substitution in the ring system to any extent with alkyl,  
 30 alkylendioxy, alkoxy, haloalkyl, hydroxyl, or halide  
 31 substituents, whether or not further substituted in the ring  
 32 system by one or more other univalent substituents;  
 33 (B) by substitution at the 3-position with an acyclic alkyl  
 34 substituent;  
 35 (C) by substitution at the 2-amino nitrogen atom with alkyl,  
 36 dialkyl, benzyl, or methoxybenzyl groups; or  
 37 (D) by inclusion of the 2-amino nitrogen atom in a cyclic  
 38 structure.  
 39 (g) Any material, compound, mixture or preparation that contains any  
 40 quantity of the following substances:  
 41 (1) N-[1-benzyl-4-piperidyl]-N-phenylpropanamide (benzylfentanyl), its  
 42 optical isomers, salts and salts of isomers  
 43 (2) N-[1-(2-thienyl)methyl-4-piperidyl]-N-phenylpropanamide

1 (thenylfentanyl), its optical isomers, salts and salts of isomers

2 (h) Any of the following cannabinoids, their salts, isomers and salts  
3 of isomers, unless specifically excepted, whenever the existence of these  
4 salts, isomers and salts of isomers is possible within the specific chemical  
5 designation:

6 (1) Tetrahydrocannabinols.....7370

7 Meaning tetrahydrocannabinols naturally contained in a plant of the  
8 genus Cannabis (cannabis plant), as well as synthetic equivalents of  
9 the substances contained in the plant, or in the resinous extractives of  
10 Cannabis, sp. and/or synthetic substances, derivatives, and their  
11 isomers with similar chemical structure and pharmacological activity  
12 such as the following: Delta 1 cis or trans tetrahydrocannabinol, and  
13 their optical isomers Delta 6 cis or trans tetrahydrocannabinol, and  
14 their optical isomers Delta 3,4 cis or trans tetrahydrocannabinol, and  
15 its optical isomers (Since nomenclature of these substances is not  
16 internationally standardized, compounds of these structures,  
17 regardless of numerical designation of atomic positions covered.),  
18 except tetrahydrocannabinols in any of the following:

19 (A) ~~Industrial hemp, as defined in K.S.A. 2019 Supp. 2-3901, and~~  
20 ~~amendments thereto.~~ *Any of the following that contains a delta-*  
21 *9 tetrahydrocannabinol concentration of not more than 0.3%*  
22 *on a dry weight basis: All parts of all varieties of the plant*  
23 *Cannabis whether growing or not, the seeds thereof, the resin*  
24 *extracted from any part of the plant and every compound,*  
25 *manufacture, salt, derivative, mixture or preparation of the*  
26 *plant or of the seeds or resin of the plant; or*

27 (B) solid waste, as defined in K.S.A. 65-3402, and amendments  
28 thereto, and hazardous waste, as defined in K.S.A. 65-3430,  
29 and amendments thereto, if such waste is the result of the  
30 cultivation, production or processing of industrial hemp, as  
31 defined in K.S.A. 2019 Supp. 2-3901, and amendments  
32 thereto, and such waste contains a delta-9  
33 tetrahydrocannabinol concentration of not more than 0.3%; ~~or~~

34 (C) ~~hemp products, as defined in K.S.A. 2019 Supp. 2-3901, and~~  
35 ~~amendments thereto, unless otherwise deemed unlawful~~  
36 ~~pursuant to K.S.A. 2019 Supp. 2-3908, and amendments~~  
37 ~~thereto.~~

38 (2) Naphthoylindoles  
39 Any compound containing a 3-(1-naphthoyl)indole structure with  
40 substitution at the nitrogen atom of the indole ring by an alkyl,  
41 haloalkyl, cyanoalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl,  
42 benzyl, 1-(N-methyl-2-piperidinyl)methyl or 2-(4-morpholinyl) ethyl  
43 group, whether or not further substituted in the indole ring to any

- 1 extent and whether or not substituted in the benzyl or naphthyl ring  
2 to any extent.
- 3 (3) Naphthylmethyloindoles  
4 Any compound containing a 1H-indol-3-yl-(1-naphthyl)methane  
5 structure with substitution at the nitrogen atom of the indole ring by  
6 an alkyl, haloalkyl, cyanoalkyl, alkenyl, cycloalkylmethyl,  
7 cycloalkylethyl, benzyl, 1-(N-methyl-2-piperidinyl)methyl or 2-(4-  
8 morpholinyl)ethyl group whether or not further substituted in the  
9 indole ring to any extent and whether or not substituted in the benzyl  
10 or naphthyl ring to any extent.
- 11 (4) Naphthoalpyrroles  
12 Any compound containing a 3-(1-naphthoyl)pyrrole structure with  
13 substitution at the nitrogen atom of the pyrrole ring by an alkyl,  
14 haloalkyl, cyanoalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl,  
15 benzyl, 1-(N-methyl-2-piperidinyl)methyl or 2-(4-morpholinyl)ethyl  
16 group whether or not further substituted in the pyrrole ring to any  
17 extent, whether or not substituted in the benzyl or naphthyl ring to  
18 any extent.
- 19 (5) Naphthylmethyloindenes  
20 Any compound containing a naphthylideneindene structure with  
21 substitution at the 3-position of the indene ring by an alkyl,  
22 haloalkyl, cyanoalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl,  
23 benzyl, 1-(N-methyl-2-piperidinyl)methyl or 2-(4-morpholinyl)ethyl  
24 group whether or not further substituted in the indene ring to any  
25 extent, whether or not substituted in the benzyl or naphthyl ring to  
26 any extent.
- 27 (6) Phenylacetylindoles  
28 Any compound containing a 3-phenylacetylindole structure with  
29 substitution at the nitrogen atom of the indole ring by an alkyl,  
30 haloalkyl, cyanoalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl,  
31 benzyl, 1-(N-methyl-2-piperidinyl)methyl or 2-(4-morpholinyl)ethyl  
32 group whether or not further substituted in the indole ring to any  
33 extent, whether or not substituted in the benzyl or phenyl ring to any  
34 extent.
- 35 (7) Cyclohexylphenols  
36 Any compound containing a 2-(3-hydroxycyclohexyl)phenol  
37 structure with substitution at the 5-position of the phenolic ring by an  
38 alkyl, haloalkyl, cyanoalkyl, alkenyl, cycloalkylmethyl,  
39 cycloalkylethyl, 1-(N-methyl-2-piperidinyl)methyl or 2-(4-  
40 morpholinyl)ethyl group whether or not substituted in the cyclohexyl  
41 ring to any extent.
- 42 (8) Benzoyloindoles  
43 Any compound containing a 3-(benzoyl)indole structure with

- 1 substitution at the nitrogen atom of the indole ring by an alkyl,  
2 haloalkyl, cyanoalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl,  
3 benzyl, 1-(N-methyl-2-piperidinyl)methyl or 2-(4-morpholinyl)ethyl  
4 group whether or not further substituted in the indole ring to any  
5 extent and whether or not substituted in the benzyl or phenyl ring to  
6 any extent.
- 7 (9) 2,3-Dihydro-5-methyl-3-(4-morpholinylmethyl)pyrrolo[1,2,3-de]-  
8 1,4-benzoxazin-6-yl]-1-naphthalenylmethanone.  
9 Some trade or other names: WIN 55,212-2.
- 10 (10) 9-(hydroxymethyl)-6, 6-dimethyl-3-(2-methyloctan-2-yl)-  
11 6a,7,10,10a-tetrahydrobenzo[c]chromen-1-ol  
12 Some trade or other names: HU-210, HU-211.
- 13 (11) Tetramethylcyclopropanoylindoles  
14 Any compound containing a 3-tetramethylcyclopropanoylindole  
15 structure with substitution at the nitrogen atom of the indole ring by  
16 an alkyl, haloalkyl, cyanoalkyl, alkenyl, cycloalkylmethyl,  
17 cycloalkylethyl, benzyl, 1-(N-methyl-2-piperidinyl)methyl, 2-(4-  
18 morpholinyl)ethyl, 1-(N-methyl-2-pyrrolidinyl)methyl, 1-(N-methyl-  
19 3-morpholinyl)methyl, or tetrahydropyranylmethyl group, whether or  
20 not further substituted in the indole ring to any extent and whether or  
21 not substituted in the benzyl or tetramethylcyclopropyl rings to any  
22 extent.
- 23 (12) Indole-3-carboxylate esters  
24 Any compound containing a 1H-indole-3-carboxylate ester structure  
25 with the ester oxygen bearing a naphthyl, quinolinyl, isoquinolinyl or  
26 adamantyl group and substitution at the 1 position of the indole ring  
27 by an alkyl, haloalkyl, cyanoalkyl, alkenyl, cycloalkylmethyl,  
28 cycloalkylethyl, benzyl, N-methyl-2-piperidinylmethyl or 2-(4-  
29 morpholinyl)ethyl group, whether or not further substituted on the  
30 indole ring to any extent and whether or not substituted on the  
31 naphthyl, quinolinyl, isoquinolinyl, adamantyl or benzyl groups to  
32 any extent.
- 33 (13) Indazole-3-carboxamides  
34 Any compound containing a 1H-indazole-3-carboxamide structure  
35 with substitution at the nitrogen of the carboxamide by a naphthyl,  
36 quinolinyl, isoquinolinyl, adamantyl, benzyl, 1-amino-1-oxoalkan-2-  
37 yl or 1-alkoxy-1-oxoalkan-2-yl group and substitution at the 1  
38 position of the indazole ring by an alkyl, haloalkyl, cyanoalkyl,  
39 alkenyl, cycloalkylmethyl, cycloalkylethyl, benzyl, N-methyl-2-  
40 piperidinylmethyl, or 2-(4-morpholinyl)ethyl group, whether or not  
41 further substituted on the indazole ring to any extent and whether or  
42 not substituted on the naphthyl, quinolinyl, isoquinolinyl, adamantyl,  
43 1-amino-1-oxoalkan-2-yl, 1-alkoxy-1-oxoalkan-2-yl or benzyl

1 groups to any extent.

2 (14) Indole-3-carboxamides

3 Any compound containing a 1H-indole-3-carboxamide structure with  
4 substitution at the nitrogen of the carboxamide by a naphthyl,  
5 quinolinyl, isoquinolinyl, adamantyl, benzyl, 1-amino-1-oxoalkan-2-  
6 yl or 1-alkoxy-1-oxoalkan-2-yl group and substitution at the 1  
7 position of the indole ring by an alkyl, haloalkyl, cyanoalkyl,  
8 alkenyl, cycloalkylmethyl, cycloalkylethyl, benzyl, N-methyl-2-  
9 piperidinylmethyl, or 2-(4-morpholinyl)ethyl group, whether or not  
10 further substituted on the indole ring to any extent and whether or not  
11 further substituted on the naphthyl, quinolinyl, isoquinolinyl,  
12 adamantyl, 1-amino-1-oxoalkan-2-yl, 1-alkoxy-1-oxoalkan-2-yl or  
13 benzyl groups to any extent.

14 (15) (1H-indazol-3-yl)methanones

15 Any compound containing a (1H-indazol-3-yl)methanone structure  
16 with the carbonyl carbon bearing a naphthyl group and substitution at  
17 the 1 position of the indazole ring by an alkyl, haloalkyl, alkenyl,  
18 cycloalkylmethyl, cycloalkylethyl, benzyl, N-methyl-2-  
19 piperidinylmethyl, or 2-(4-morpholinyl)ethyl group, whether or not  
20 further substituted on the indazole ring to any extent and whether or  
21 not substituted on the naphthyl or benzyl groups to any extent.

22 Sec. 4. K.S.A. 2019 Supp. 21-5701, 65-4101 and 65-4105 are hereby  
23 repealed.

24 Sec. 5. This act shall take effect and be in force from and after its  
25 publication in the Kansas register.