

Regular Session, 2012

SENATE BILL NO. 195

BY SENATOR MILLS

CONTROL DANGER SUBSTANCE. Adds phenazepam to the list of Schedule I controlled dangerous substances. (gov sig)

1 AN ACT

2 To enact R.S. 40:964(Schedule I)(D)(4), relative to controlled dangerous substances; to
3 provide relative to substances having a depressant effect on the central nervous
4 system, specifically phenazepam; to add phenazepam to Schedule I of the Uniform
5 Controlled Dangerous Substances Law; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 40:964(Schedule I)(D)(4) is hereby enacted to read as follows:

8 §964. Composition of schedules

9 Schedules I, II, III, IV, and V shall, unless and until added to pursuant to R.S.
10 40:962, consist of the following drugs or other substances, by whatever official
11 name, common or usual name, chemical name, or brand name designated:

12 SCHEDULE I

13 * * *

14 D. Depressants. Unless specifically excepted or unless listed in another
15 schedule, any material, compound, mixture, or preparation which contains any
16 quantity of the following substances having a depressant effect on the central
17 nervous system, including its salts, isomers, and salts of isomers whenever the

1 existence of such salts, isomers, and salts of isomers is possible within the specific
2 chemical designation:

3 * * *

4 **(4) Phenazepam**

5 * * *

6 Section 2. This Act shall become effective upon signature by the governor or, if not
7 signed by the governor, upon expiration of the time for bills to become law without signature
8 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
9 vetoed by the governor and subsequently approved by the legislature, this Act shall become
10 effective on the day following such approval.

The original instrument and the following digest, which constitutes no part
of the legislative instrument, were prepared by Alden A. Clement, Jr.

DIGEST

Mills (SB 195)

Present law provides that certain depressants are controlled dangerous substances under Schedule I of the Uniform Controlled Dangerous Substances Law.

Present law provides that it is unlawful for any person:

1. To produce, manufacture, distribute, or dispense or possess with intent to produce, manufacture, distribute, or dispense, a controlled dangerous substance classified in Schedule I.
2. To knowingly or intentionally possess a controlled dangerous substance classified in Schedule I unless such substance was obtained directly from a practitioner or pursuant to a valid prescription, or as otherwise authorized by present law.

Present law further makes unlawful possession or distribution of Schedule I substances a felony.

Proposed law retains present law, and adds phenazepam as a Schedule I controlled dangerous substance.

Accordingly, proposed law makes unlawful possession or distribution of phenazepam a felony.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Adds R.S. 40:964(Schedule I)(D)(4))