

**As Amended by House Committee**

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**As Amended by Senate Committee**

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Session of 2018

**SENATE BILL No. 282**

By Committee on Public Health and Welfare

1-16

1 AN ACT concerning the uniform controlled substances act; relating to  
2 substances included in schedules I, II and III; **concerning CBD**  
3 **products**; amending K.S.A. 2017 Supp. **21-5701, 65-4101, 65-4105,**  
4 **65-4107 and 65-4109** and repealing the existing sections.

5  
6 *Be it enacted by the Legislature of the State of Kansas:*

7 Section 1. K.S.A. 2017 Supp. 65-4105 is hereby amended to read as  
8 follows: 65-4105. 65-4105. (a) The controlled substances listed in this  
9 section are included in schedule I and the number set forth opposite each  
10 drug or substance is the DEA controlled substances code which has been  
11 assigned to it.

12 (b) Any of the following opiates, including their isomers, esters,  
13 ethers, salts, and salts of isomers, esters and ethers, unless specifically  
14 excepted, whenever the existence of these isomers, esters, ethers and salts  
15 is possible within the specific chemical designation:

- 16 (1) Acetyl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-phenylacetamide)  
17 9821
- 18 (2) Acetyl-alpha-methylfentanyl (N-[1-(1-methyl-2-phenethyl)-4-  
19 piperidinyl]-N-phenylacetamide).....9815
- 20 (3) Acetylmethadol.....9601
- 21 (4) *Acryl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-phenylacrylamide;*  
22 *acryloylfentanyl)*.....9811
- 23 (5) AH-7921 (3,4-dichloro-N-[(1-  
24 dimethylamino)cyclohexylmethyl]benzamide).....9551
- 25 ~~(5)~~(6) Allylprodine.....9602
- 26 ~~(6)~~(7) Alphacetylmethadol.....9603  
(except levo-alphacetylmethadol also known as levo-alpha-  
28 acetylmethadol, levomethadyl acetate or LAAM)
- 29 ~~(7)~~(8) Alphameprodine.....9604
- 30 ~~(8)~~(9) Alphamethadol.....9605
- 31 ~~(9)~~(10) Alpha-methylfentanyl (N-[1-(alpha-methyl-beta-phenyl)ethyl-4-  
32 piperidyl] propionanilide; 1-(1-methyl-2-phenylethyl)-4-(N-  
33 propanilido) piperidine).....9814
- 34 ~~(10)~~(11) Alpha-methylthiofentanyl (N-[1-methyl-2-(2-thienyl)ethyl-4-

1	piperidinyl]-N-phenylpropanamide).....	9832
2	<del>(11)</del> (12) Benzethidine.....	9606
3	<del>(12)</del> (13) Betacetylmethadol.....	9607
4	<del>(13)</del> (14) Beta-hydroxyfentanyl (N-[1-(2-hydroxy-2-phenethyl)-4-	
5	piperidinyl]-N-phenylpropanamide).....	9830
6	<del>(14)</del> (15) Beta-hydroxy-3-methylfentanyl (other name: N-[1-(2-hydroxy-	
7	2-phenethyl)-3-methyl-4-piperidinyl]-N-phenylpropanamide)....	9831
8	<del>(15)</del> (16) Beta-hydroxythiofentanyl (N-[1-[2-hydroxy-2-(thiophen-2-	
9	yl)ethyl]piperidin-4-yl]-N-phenylpropionamide).....	9836
10	<del>(16)</del> (17) Betameprodine.....	9608
11	<del>(17)</del> (18) Betamethadol.....	9609
12	<del>(18)</del> (19) Betaprodine.....	9611
13	<del>(19)</del> (20) Butyryl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-	
14	phenylbutyramide).....	9822
15	<del>(20)</del> (21) Clonitazene.....	9612
16	(22) <i>Cyclopentyl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-</i>	
17	<i>phenylcyclopentanecarboxamide)</i>	
18	(23) <i>Cyclopropyl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-</i>	
19	<i>phenylcyclopropanecarboxamide)</i> .....	9845
20	<del>(21)</del> (24) Dextromoramide.....	9613
21	<del>(22)</del> (25) Diampromide.....	9615
22	<del>(23)</del> (26) Diethylthiambutene.....	9616
23	<del>(24)</del> (27) Difenoxy.....	9168
24	<del>(25)</del> (28) Dimenoxadol.....	9617
25	<del>(26)</del> (29) Dimepheptanol.....	9618
26	<del>(27)</del> (30) Dimethylthiambutene.....	9619
27	<del>(28)</del> (31) Dioxaphetyl butyrate.....	9621
28	<del>(29)</del> (32) Dipipanone.....	9622
29	<del>(30)</del> (33) Ethylmethylthiambutene.....	9623
30	<del>(31)</del> (34) Etonitazene.....	9624
31	<del>(32)</del> (35) Etoxeridine.....	9625
32	<del>(33)</del> (36) Furanyl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-phenylfuran-	
33	2-carboxamide).....	9834
34	<del>(34)</del> (37) Furethidine.....	9626
35	<del>(38)</del> <i>7-Hydroxymitragynine</i>	
36	<del>(35)</del> <del>(39)</del> (38) Hydroxypethidine.....	9627
37	<del>(40)</del> (39) <i>Isobutyryl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-</i>	
38	<i>phenylisobutyramide)</i>	
39	<del>(36)</del> <del>(41)</del> (40) Ketobemidone.....	9628
40	<del>(37)</del> <del>(42)</del> (41) Levomoramide.....	9629
41	<del>(38)</del> <del>(43)</del> (42) Levophenacetylmorphan.....	9631
42	<del>(44)</del> (43) <i>Methoxyacetyl fentanyl (2-methoxy-N-(1-phenethylpiperidin-4-</i>	
43	<i>yl)-N-phenylacetamide)</i> .....	9825

1	<del>(39)</del> <del>(45)</del> <b>(44)</b> 3-Methylfentanyl (N-[3-methyl-1-(2-phenylethyl)-4-	
2	piperidyl]-N-phenylpropanamide).....	9813
3	<del>(40)</del> <del>(46)</del> <b>(45)</b> 3-Methylthiofentanyl (N-[(3-methyl-1-(2-thienyl)ethyl-4-	
4	piperidinyl]-N-phenylpropanamide).....	9833
5	<del>(47)</del> <i>Mitragynine</i>	
6	<del>(41)</del> <del>(48)</del> <b>(46)</b> Morpheridine.....	9632
7	<del>(49)</del> <b>(47)</b> <i>Ocfentanil (N-(2-fluorophenyl)-2-methoxy-N-(1-</i>	
8	<i>phenethylpiperidin-4-yl)acetamide)</i>	
9	<del>(42)</del> <del>(50)</del> <b>(48)</b> O-desmethyltramadol	
10	Some trade or other names: 2-((dimethylamino)methyl-1-(3-	
11	hydroxyphenyl)cyclohexanol;3-(2-((dimethylamino)methyl)-1-	
12	hydroxycyclohexyl)phenol	
13	<del>(43)</del> <del>(51)</del> <b>(49)</b> MPPP (1-methyl-4-phenyl-4-propionoxypiperidine).....	9661
14	<del>(52)</del> <b>(50)</b> <i>MT-45 (1-cychohexyl-4-(1,2-diphenylethyl)piperazine)</i>	
15	<del>(44)</del> <del>(53)</del> <b>(51)</b> Noracymethadol.....	9633
16	<del>(45)</del> <del>(54)</del> <b>(52)</b> Norlevorphanol.....	9634
17	<del>(46)</del> <del>(55)</del> <b>(53)</b> Normethadone.....	9635
18	<del>(47)</del> <del>(56)</del> <b>(54)</b> Norpipanone.....	9636
19	<del>(57)</del> <b>(55)</b> <i>Ortho-fluorofentanyl (N-(2-fluorophenyl)-N-</i>	
20	<i>(1-phenethylpiperidin-4-yl)propionamide; 2-fluorofentanyl)</i> .....	9816
21	<del>(58)</del> <b>(56)</b> <i>Para-chloroisobutyryl fentanyl (N-(4-chlorophenyl)-N-(1-</i>	
22	<i>phenethylpiperidin-4-yl)isobutyramide)</i>	
23	<del>(59)</del> <b>(57)</b> <i>Para-fluorobutyryl fentanyl (N-(4-fluorophenyl)-N-(1-</i>	
24	<i>phenethylpiperidin-4-yl)butyramide)</i>	
25	<del>(48)</del> <del>(60)</del> <b>(58)</b> Para-fluorofentanyl (N-(4-fluorophenyl)-N-	
26	[1-(2-phenethyl)-4-piperidinyl]propanamide).....	9812
27	<del>(61)</del> <b>(59)</b> <i>Para-fluoroisobutyryl fentanyl (N-(4-fluorophenyl)-N-(1-</i>	
28	<i>phenethylpiperidin-4-yl)isobutyramide, 4-fluoroisobutyryl</i>	
29	<i>fentanyl)</i> .....	9824
30	<del>(62)</del> <b>(60)</b> <i>Para-methoxybutyryl fentanyl (N-(4-methoxyphenyl)-N-(1-</i>	
31	<i>phenethylpiperidin-4-yl)butyramide)</i>	
32	<del>(49)</del> <del>(63)</del> <b>(61)</b> PEPAP (1-(2-phenethyl)-4-phenyl-4-acetoxypiperidine)	9663
33	<del>(50)</del> <del>(64)</del> <b>(62)</b> Phenadoxone.....	9637
34	<del>(51)</del> <del>(65)</del> <b>(63)</b> Phenampromide.....	9638
35	<del>(52)</del> <del>(66)</del> <b>(64)</b> Phenomorphan.....	9647
36	<del>(53)</del> <del>(67)</del> <b>(65)</b> Phenoperidine.....	9641
37	<del>(54)</del> <del>(68)</del> <b>(66)</b> Piritramide.....	9642
38	<del>(55)</del> <del>(69)</del> <b>(67)</b> Proheptazine.....	9643
39	<del>(56)</del> <del>(70)</del> <b>(68)</b> Properidine.....	9644
40	<del>(57)</del> <del>(71)</del> <b>(69)</b> Propiram.....	9649
41	<del>(58)</del> <del>(72)</del> <b>(70)</b> Racemoramide.....	9645
42	<del>(73)</del> <b>(71)</b> <i>Tetrahydrofuranyl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-</i>	
43	<i>phenyltetrahydrofuran-2-carboxamide)</i> .....	9843

1	<del>(59)(74)</del> (72) Thiofentanyl (N-phenyl-N-[1-(2-thienyl)ethyl-4-piperidinyl]-	
2	propanamide).....	9835
3	<del>(60)(75)</del> (73) Tilidine.....	9750
4	<del>(61)(76)</del> (74) Trimeperidine.....	9646
5	<del>(62)(77)</del> (75) U-47700 (3,4-dichloro-N-[2-(dimethylamino)cyclohexyl]-N-	
6	methylbenzamide).....	9547
7	<del>(78)</del> (76) Valeryl fentanyl (N-(1-phenethylpiperidin-4-yl)-N-	
8	phenylpentanamide)	
9	(c) Any of the following opium derivatives, their salts, isomers and	
10	salts of isomers, unless specifically excepted, whenever the existence of	
11	these salts, isomers and salts of isomers is possible within the specific	
12	chemical designation:	
13	(1) Acetorphine.....	9319
14	(2) Acetyldihydrocodeine.....	9051
15	(3) Benzylmorphine.....	9052
16	(4) Codeine methylbromide.....	9070
17	(5) Codeine-N-Oxide.....	9053
18	(6) Cyprenorphine.....	9054
19	(7) Desomorphine.....	9055
20	(8) Dihydromorphine.....	9145
21	(9) Drotebanol.....	9335
22	(10) Etorphine (except hydrochloride salt).....	9056
23	(11) Heroin.....	9200
24	(12) Hydromorphinol.....	9301
25	(13) Methyldesorphine.....	9302
26	(14) Methyldihydromorphine.....	9304
27	(15) Morphine methylbromide.....	9305
28	(16) Morphine methylsulfonate.....	9306
29	(17) Morphine-N-Oxide.....	9307
30	(18) Myrophine.....	9308
31	(19) Nicocodeine.....	9309
32	(20) Nicomorphine.....	9312
33	(21) Normorphine.....	9313
34	(22) Pholcodine.....	9314
35	(23) Thebacon.....	9315
36	(d) Any material, compound, mixture or preparation which contains	
37	any quantity of the following hallucinogenic substances, their salts,	
38	isomers and salts of isomers, unless specifically excepted, whenever the	
39	existence of these salts, isomers and salts of isomers is possible within the	
40	specific chemical designation:	
41	(1) Alpha-ethyltryptamine 7249 Some trade or other names:	
42	etryptamine; Monase; $\alpha$ -ethyl-1H-indole-3-ethanamine; 3-(2-	
43	aminobutyl) indole; $\alpha$ -ET; and AET.	

1	(2)	4-bromo-2,5-dimethoxy-amphetamine.....	7391
2		Some trade or other names: 4-bromo-2,5-dimethoxy-alpha-	
3		methylphenethylamine; 4-bromo-2,5-DMA.	
4	(3)	2,5-dimethoxyamphetamine.....	7396
5		Some trade or other names: 2,5-dimethoxy-alpha-methyl-	
6		phenethylamine; 2,5-DMA.	
7	(4)	4-methoxyamphetamine.....	7411
8		Some trade or other names: 4-methoxy-alpha-methylphene-	
9		thylamine; paramethoxyamphetamine; PMA.	
10	(5)	5-methoxy-3,4-methylenedioxy-amphetamine.....	7401
11	(6)	4-methyl-2,5-dimethoxy-amphetamine.....	7395
12		Some trade or other names: 4-methyl-2,5-dimethoxy-alpha-	
13		methylphenethylamine; "DOM"; and "STP".	
14	(7)	3,4-methylenedioxy amphetamine.....	7400
15	(8)	3,4-methylenedioxymethamphetamine (MDMA).....	7405
16	(9)	3,4-methylenedioxy-N-ethylamphetamine (also known as N-ethyl-	
17		alpha-methyl-3,4 (methylenedioxy) phenethylamine, N-ethyl MDA,	
18		MDE, and MDEA).....	7404
19	(10)	N-hydroxy-3,4-methylenedioxyamphetamine (also known as N-	
20		hydroxy-alpha-methyl-3,4-(methylenedioxy) phenethylamine, and	
21		N-hydroxy MDA).....	7402
22	(11)	3,4,5-trimethoxy amphetamine.....	7390
23	(12)	Bufotenine.....	7433
24		Some trade or other names: 3-(Beta-Dimethylaminoethyl)-5-	
25		hydroxyindole; 3-(2-dimethylaminoethyl)-5-indolol; N, N-	
26		dimethylserotonin; 5-hydroxy-N,N-dimethyltryptamine; mappine.	
27	(13)	Diethyltryptamine.....	7434
28		Some trade or other names: N,N-Diethyltryptamine; DET.	
29	(14)	Dimethyltryptamine.....	7435
30		Some trade or other names: DMT.	
31	(15)	Ibogaine.....	7260
32		Some trade or other names: 7-Ethyl-6,6 Beta,7,8,9,10,12,13-	
33		octahydro-2-methoxy-6,9-methano -5H-pyrido[1',2':1,2] azepino	
34		[5,4-b]indole; Tabernanthe iboga	
35	(16)	Lysergic acid diethylamide.....	7315
36	(17)	Marijuana.....	7360
37	(18)	Mescaline.....	7381
38	(19)	Parahexyl.....	7374
39		Some trade or other names: 3-Hexyl-1-hydroxy-7,8,9,10-tetrahydro-	
40		6,6,9-trimethyl-6H-dibenzo[b,d]pyran; Synhexyl.	
41	(20)	Peyote.....	7415
42		Meaning all parts of the plant presently classified botanically as	
43		Lophophora williamsii Lemaire, whether growing or not, the seeds	

- 1           thereof, any extract from any part of such plant, and every  
 2           compound, manufacture, salts, derivative, mixture or preparation of  
 3           such plant, its seeds or extracts.
- 4   (21) N-ethyl-3-piperidyl benzilate.....7482  
 5   (22) N-methyl-3-piperidyl benzilate.....7484  
 6   (23) Psilocybin.....7437  
 7   (24) Psilocyn.....7438  
 8           Some trade or other names: Psilocin.
- 9   (25) Ethylamine analog of phencyclidine.....7455  
 10           Some trade or other names: N-ethyl-1-phenyl-cyclo-hexylamine; (1-  
 11           phenylcyclohexyl)ethylamine; N-(1-phenylcyclohexyl)ethylamine;  
 12           cyclohexamine; PCE.
- 13   (26) Pyrrolidine analog of phencyclidine.....7458  
 14           Some trade or other names: 1-(1-phenylcyclohexyl)-pyrrolidine;  
 15           PCPy; PHP.
- 16   (27) Thiophene analog of phencyclidine.....7470  
 17           Some trade or other names: 1-[1-(2-thienyl)-cyclohexyl]-piperidine;  
 18           2-thienyl analog of phencyclidine; TCP; TCP.
- 19   (28) 1-[1-(2-thienyl)-cyclohexyl] pyrrolidine.....7473  
 20           Some other names: TCPy.
- 21   (29) 2,5-dimethoxy-4-ethylamphetamine.....7399  
 22           Some trade or other names: DOET.
- 23   (30) *Salvia divinorum* or *salvinorum* A; all parts of the plant presently  
 24           classified botanically as *salvia divinorum*, whether growing or not,  
 25           the seeds thereof, any extract from any part of such plant, and every  
 26           compound, manufacture, salts, derivative, mixture or preparation of  
 27           such plant, its seeds or extracts.
- 28   (31) *Datura stramonium*, commonly known as gypsum weed or jimson  
 29           weed; all parts of the plant presently classified botanically as *datura*  
 30           *stramonium*, whether growing or not, the seeds thereof, any extract  
 31           from any part of such plant, and every compound, manufacture, salts,  
 32           derivative, mixture or preparation of such plant, its seeds or extracts.
- 33   (32) N-benzylpiperazine.....7493  
 34           Some trade or other names: BZP.
- 35   (33) 1-(3-[trifluoromethylphenyl])piperazine  
 36           Some trade or other names: TFMPP.
- 37   (34) 4-Bromo-2,5-dimethoxyphenethylamine.....7392  
 38   (35) 2,5-dimethoxy-4-(n)-propylthiophenethylamine (2C-T-7), its optical  
 39           isomers, salts and salts of optical isomers.....7348  
 40   (36) Alpha-methyltryptamine (other name: AMT).....7432  
 41   (37) 5-methoxy-N,N-diisopropyltryptamine (5-MeO-DIPT), its isomers,  
 42           salts and salts of isomers.....7439  
 43   (38) 2-(2,5-Dimethoxy-4-ethylphenyl)ethanamine (2C-E).....7509

- 1 (39) 2-(2,5-Dimethoxy-4-methylphenyl)ethanamine (2C-D).....7508  
 2 (40) 2-(4-Chloro-2,5-dimethoxyphenyl)ethanamine (2C-C).....7519  
 3 (41) 2-(4-Iodo-2,5-dimethoxyphenyl)ethanamine (2C-I).....7518  
 4 (42) 2-[4-(Ethylthio)-2,5-dimethoxyphenyl]ethanamine (2C-T-2).....7385  
 5 (43) 2-[4-(Isopropylthio)-2,5-dimethoxyphenyl]ethanamine (2C-T-4) 7532  
 6 (44) 2-(2,5-Dimethoxyphenyl)ethanamine (2C-H).....7517  
 7 (45) 2-(2,5-Dimethoxy-4-nitrophenyl)ethanamine (2C-N).....7521  
 8 (46) 2-(2,5-Dimethoxy-4-(n)-propylphenyl)ethanamine (2C-P).....7524  
 9 (47) 5-methoxy-N,N-dimethyltryptamine (5-MeO-DMT).....7431  
 10 Some trade or other names: 5-methoxy-3-[2-(dimethylamino)  
 11 ethyl]indole.  
 12 (48) 2-(4-iodo-2,5-dimethoxyphenyl)-N-(2-methoxybenzyl)  
 13 ethanamine.....7538  
 14 Some trade or other names: 25I-NBOMe; 2C-I-NBOMe; 25I;  
 15 Cimbi-5.  
 16 (49) 2-(4-chloro-2,5-dimethoxyphenyl)-N-(2-methoxybenzyl)  
 17 ethanamine.....7537  
 18 Some trade or other names: 25C-NBOMe; 2C-C-NBOMe; 25C;  
 19 Cimbi-82.  
 20 (50) 2-(4-bromo-2,5-dimethoxyphenyl)-N-(2-  
 21 methoxybenzyl)ethanamine.....7536  
 22 Some trade or other names: 25B-NBOMe; 2C-B-NBOMe; 25B;  
 23 Cimbi-36.  
 24 (51) 2-(2,5-dimethoxyphenyl)-N-(2-methoxybenzyl)ethanamine  
 25 Some trade or other names: 25H-NBOMe.  
 26 (52) 2-(2,5-dimethoxy-4-methylphenyl)-N-(2-methoxybenzyl)ethanamine  
 27 Some trade or other names: 25D-NBOMe; 2C-D-NBOMe.  
 28 (53) 2-(2,5-dimethoxy-4-nitrophenyl)-N-(2-methoxybenzyl) ethanamine  
 29 Some trade or other names: 25N-NBOMe, 2C-N-NBOMe.  
 30 (e) Any material, compound, mixture or preparation which contains  
 31 any quantity of the following substances having a depressant effect on the  
 32 central nervous system, including its salts, isomers, and salts of isomers  
 33 whenever the existence of such salts, isomers, and salts of isomers is  
 34 possible within the specific chemical designation:  
 35 (1) Etizolam  
 36 Some trade or other names: (4-(2-chlorophenyl)-2-ethyl-9-methyl-  
 37 6H-thieno[3,2-f][1,2,4]triazolo[4,3-a][1,4]diazepine)  
 38 (2) Mecloqualone.....2572  
 39 (3) Methaqualone.....2565  
 40 (4) Gamma hydroxybutyric acid  
 41 (f) Unless specifically excepted or unless listed in another schedule,  
 42 any material, compound, mixture or preparation which contains any  
 43 quantity of the following substances having a stimulant effect on the

- 1 central nervous system, including its salts, isomers and salts of isomers:
- 2 (1) Aminorex 1585
- 3 Some other names: Aminoxaphen 2-amino-5-phenyl-2-oxazoline or
- 4 4,5-dihydro-5-phenyl-2-oxazolamine
- 5 (2) Fenethylamine.....1503
- 6 (3) N-ethylamphetamine.....1475
- 7 (4) (+)cis-4-methylaminorex ((+)cis-4,5-dihydro-4-methyl-5-phenyl-2-
- 8 oxazolamine).....1590
- 9 (5) N,N-dimethylamphetamine (also known as N,N-alpha-trimethyl-
- 10 benzeneethanamine; N,N-alpha-trimethylphenethylamine).....1480
- 11 (6) Cathinone (some other names: 2-amino-1-phenol-1-propanone,
- 12 alpha-amino propiophenone, 2-amino propiophenone and
- 13 norphedrone).....1235
- 14 (7) Substituted cathinones
- 15 Any compound, except bupropion or compounds listed under a
- 16 different schedule, structurally derived from 2-aminopropan-1-one
- 17 by substitution at the 1-position with either phenyl, naphthyl, or
- 18 thiophene ring systems, whether or not the compound is further
- 19 modified in any of the following ways:
- 20 (A) By substitution in the ring system to any extent with alkyl,
- 21 alkylendioxy, alkoxy, haloalkyl, hydroxyl, or halide
- 22 substituents, whether or not further substituted in the ring
- 23 system by one or more other univalent substituents;
- 24 (B) by substitution at the 3-position with an acyclic alkyl
- 25 substituent;
- 26 (C) by substitution at the 2-amino nitrogen atom with alkyl,
- 27 dialkyl, benzyl, or methoxybenzyl groups; or
- 28 (D) by inclusion of the 2-amino nitrogen atom in a cyclic
- 29 structure.
- 30 (g) Any material, compound, mixture or preparation which contains
- 31 any quantity of the following substances:
- 32 (1) N-[1-benzyl-4-piperidyl]-N-phenylpropanamide (benzylfentanyl),
- 33 its optical isomers, salts and salts of isomers.....9818
- 34 (2) N-[1-(2-thienyl)methyl-4-piperidyl]-N-phenylpropanamide
- 35 (thethylfentanyl), its optical isomers, salts and salts of isomers...9834
- 36 (h) Any of the following cannabinoids, their salts, isomers and salts
- 37 of isomers, unless specifically excepted, whenever the existence of these
- 38 salts, isomers and salts of isomers is possible within the specific chemical
- 39 designation:
- 40 (1) Tetrahydrocannabinols.....7370
- 41 Meaning tetrahydrocannabinols naturally contained in a plant of the
- 42 genus Cannabis (cannabis plant), as well as synthetic equivalents of
- 43 the substances contained in the plant, or in the resinous extractives of

- 1 Cannabis, sp. and/or synthetic substances, derivatives, and their  
2 isomers with similar chemical structure and pharmacological activity  
3 such as the following: Delta 1 cis or trans tetrahydrocannabinol, and  
4 their optical isomers Delta 6 cis or trans tetrahydrocannabinol, and  
5 their optical isomers Delta 3,4 cis or trans tetrahydrocannabinol, and  
6 its optical isomers (Since nomenclature of these substances is not  
7 internationally standardized, compounds of these structures,  
8 regardless of numerical designation of atomic positions covered.)
- 9 (2) Naphthoylindoles  
10 Any compound containing a 3-(1-naphthoyl)indole structure with  
11 substitution at the nitrogen atom of the indole ring by an alkyl,  
12 haloalkyl, *cyanoalkyl*, alkenyl, cycloalkylmethyl, cycloalkylethyl,  
13 benzyl, 1-(N-methyl-2-piperidinyl)methyl or 2-(4-morpholinyl) ethyl  
14 group, whether or not further substituted in the indole ring to any  
15 extent and whether or not substituted in the benzyl or naphthyl ring  
16 to any extent.
- 17 (3) Naphthylmethylindoles  
18 Any compound containing a 1H-indol-3-yl-(1-naphthyl)methane  
19 structure with substitution at the nitrogen atom of the indole ring by  
20 an alkyl, haloalkyl, *cyanoalkyl*, alkenyl, cycloalkylmethyl,  
21 cycloalkylethyl, benzyl, 1-(N-methyl-2-piperidinyl)methyl or 2-(4-  
22 morpholinyl)ethyl group whether or not further substituted in the  
23 indole ring to any extent and whether or not substituted in the benzyl  
24 or naphthyl ring to any extent.
- 25 (4) Naphthoylpyrroles  
26 Any compound containing a 3-(1-naphthoyl)pyrrole structure with  
27 substitution at the nitrogen atom of the pyrrole ring by an alkyl,  
28 haloalkyl, *cyanoalkyl*, alkenyl, cycloalkylmethyl, cycloalkylethyl,  
29 benzyl, 1-(N-methyl-2-piperidinyl)methyl or 2-(4-morpholinyl)ethyl  
30 group whether or not further substituted in the pyrrole ring to any  
31 extent, whether or not substituted in the benzyl or naphthyl ring to  
32 any extent.
- 33 (5) Naphthylmethylindenes  
34 Any compound containing a naphthylideneindene structure with  
35 substitution at the 3-position of the indene ring by an alkyl,  
36 haloalkyl, *cyanoalkyl*, alkenyl, cycloalkylmethyl, cycloalkylethyl,  
37 benzyl, 1-(N-methyl-2-piperidinyl)methyl or 2-(4-morpholinyl)ethyl  
38 group whether or not further substituted in the indene ring to any  
39 extent, whether or not substituted in the benzyl or naphthyl ring to  
40 any extent.
- 41 (6) Phenylacetylindoles  
42 Any compound containing a 3-phenylacetylindole structure with  
43 substitution at the nitrogen atom of the indole ring by an alkyl,

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

1 indole ring to any extent and whether or not substituted on the  
2 naphthyl, quinolinyl, isoquinolinyl, adamantyl or benzyl groups to  
3 any extent.

4 (13) Indazole-3-carboxamides

5 Any compound containing a 1H-indazole-3-carboxamide structure  
6 with substitution at the nitrogen of the carboxamide by a naphthyl,  
7 quinolinyl, isoquinolinyl, adamantyl, *benzyl*, 1-amino-1-oxoalkan-2-  
8 yl or 1-alkoxy-1-oxoalkan-2-yl group and substitution at the 1  
9 position of the indazole ring by an alkyl, haloalkyl, *cyanoalkyl*,  
10 alkenyl, cycloalkylmethyl, cycloalkylethyl, benzyl, N-methyl-2-  
11 piperidinylmethyl, or 2-(4-morpholinyl)ethyl group, whether or not  
12 further substituted on the indazole ring to any extent and whether or  
13 not substituted on the naphthyl, quinolinyl, isoquinolinyl, adamantyl,  
14 1-amino-1-oxoalkan-2-yl, 1-alkoxy-1-oxoalkan-2-yl or benzyl  
15 groups to any extent.

16 (14) *Indole-3-carboxamides*

17 *Any compound containing a 1H-indole-3-carboxamide structure with*  
18 *substitution at the nitrogen of the carboxamide by a naphthyl,*  
19 *quinolinyl, isoquinolinyl, adamantyl, benzyl, 1-amino-1-oxoalkan-2-*  
20 *yl or 1-alkoxy-1-oxoalkan-2-yl group and substitution at the 1*  
21 *position of the indole ring by an alkyl, haloalkyl, cyanoalkyl, alkenyl,*  
22 *cycloalkylmethyl, cycloalkylethyl, benzyl, N-methyl-2-*  
23 *piperidinylmethyl, or 2-(4-morpholinyl)ethyl group, whether or not*  
24 *further substituted on the indole ring to any extent and whether or*  
25 *not further substituted on the naphthyl, quinolinyl, isoquinolinyl,*  
26 *adamantyl, 1-amino-1-oxoalkan-2-yl, 1-alkoxy-1-oxoalkan-2-yl or*  
27 *benzyl groups to any extent.*

28 (15) (1H-indazol-3-yl)methanones

29 Any compound containing a (1H-indazol-3-yl)methanone structure  
30 with the carbonyl carbon bearing a naphthyl group and substitution at  
31 the 1 position of the indazole ring by an alkyl, haloalkyl, alkenyl,  
32 cycloalkylmethyl, cycloalkylethyl, benzyl, N-methyl-2-  
33 piperidinylmethyl, or 2-(4-morpholinyl)ethyl group, whether or not  
34 further substituted on the indazole ring to any extent and whether or  
35 not substituted on the naphthyl or benzyl groups to any extent.

36 Sec. 2. K.S.A. 2017 Supp. 65-4107 is hereby amended to read as  
37 follows: 65-4107. (a) The controlled substances listed in this section are  
38 included in schedule II and the number set forth opposite each drug or  
39 substance is the DEA controlled substances code which has been assigned  
40 to it.

41 (b) Any of the following substances, except those narcotic drugs  
42 listed in other schedules, whether produced directly or indirectly by  
43 extraction from substances of vegetable origin or independently by means

1 of chemical synthesis or by combination of extraction and chemical  
2 synthesis:

3 (1) Opium and opiate and any salt, compound, derivative or  
4 preparation of opium or opiate, excluding apomorphine, dextrorphan,  
5 nalbuphine, nalmefene, naloxone and naltrexone and their respective salts,  
6 but including the following:

7 (A) Raw opium.....	9600
8 (B) Opium extracts.....	9610
9 (C) Opium fluid.....	9620
10 (D) Powdered opium.....	9639
11 (E) Granulated opium.....	9640
12 (F) Tincture of opium.....	9630
13 (G) Codeine.....	9050
14 (H) Ethylmorphine.....	9190
15 (I) Etorphine hydrochloride.....	9059
16 (J) Hydrocodone.....	9193
17 (K) Hydromorphone.....	9150
18 (L) Metopon.....	9260
19 (M) Morphine.....	9300
20 (N) Oxycodone.....	9143
21 (O) Oxymorphone.....	9652
22 (P) Thebaine.....	9333
23 (Q) Dihydroetorphine.....	9334
24 (R) Oripavine.....	9330

25 (2) Any salt, compound, isomer, derivative or preparation thereof  
26 which is chemically equivalent or identical with any of the substances  
27 referred to in paragraph (1), but not including the isoquinoline alkaloids of  
28 opium.

29 (3) Opium poppy and poppy straw.

30 (4) Coca leaves (9040) and any salt, compound, derivative or  
31 preparation of coca leaves, but not including decocainized coca leaves or  
32 extractions which do not contain cocaine (9041) or ecgonine (9180).

33 (5) Cocaine, its salts, isomers and salts of isomers (9041).

34 (6) Ecgonine, its salts, isomers and salts of isomers (9180).

35 (7) Concentrate of poppy straw (the crude extract of poppy straw in  
36 either liquid, solid or powder form which contains the phenanthrene  
37 alkaloids of the opium poppy) (9670).

38 (c) Any of the following opiates, including their isomers, esters,  
39 ethers, salts and salts of isomers, esters and ethers, whenever the existence  
40 of these isomers, esters, ethers and salts is possible within the specific  
41 chemical designation dextrorphan and levopropoxyphene excepted:

42 (1) Alfentanil.....	9737
43 (2) Alphaprodine.....	9010

1	(3)	Anileridine.....	9020
2	(4)	Bezitramide.....	9800
3	(5)	Bulk dextropropoxyphene (nondosage forms).....	9273
4	(6)	Carfentanil.....	9743
5	(7)	Dihydrocodeine.....	9120
6	(8)	Diphenoxylate.....	9170
7	(9)	Fentanyl.....	9801
8	(10)	Isomethadone.....	9226
9	(11)	Levomethorphan.....	9210
10	(12)	Levorphanol.....	9220
11	(13)	Metazocine.....	9240
12	(14)	Methadone.....	9250
13	(15)	Methadone-intermediate,4-cyano-2-dimethyl amino-4,4-diphenyl	
14		butane.....	9254
15	(16)	Moramide-intermediate, 2-methyl-3-morpholino-1, 1-	
16		diphenylpropane-carboxylic acid.....	9802
17	(17)	Pethidine (meperidine).....	9230
18	(18)	Pethidine-intermediate-A, 4-cyano-1-methyl-4-	
19		phenylpiperidine.....	9232
20	(19)	Pethidine-intermediate-B, ethyl-4-phenyl-piperidine-4-	
21		carboxylate.....	9233
22	(20)	Pethidine-intermediate-C, 1-methyl-4-phenyl-piperidine-	
23		4-carboxylic acid.....	9234
24	(21)	Phenazocine.....	9715
25	(22)	Piminodine.....	9730
26	(23)	Racemethorphan.....	9732
27	(24)	Racemorphan.....	9733
28	(25)	Sufentanil.....	9740
29	(26)	Levo-alpha-acetyl methadol.....	9648
30		Some other names: levo-alpha-acetyl methadol, levomethadyl acetate	
31		or LAAM.	
32	(27)	Remifentanil.....	9739
33	(28)	Tapentadol.....	9780
34	(29)	Thiafentanil.....	9729
35	(d)	Any material, compound, mixture, or preparation which contains	
36		any quantity of the following substances having a potential for abuse	
37		associated with a stimulant effect on the central nervous system:	
38	(1)	Amphetamine, its salts, optical isomers and salts of its optical	
39		isomers.....	1100
40	(2)	Phenmetrazine and its salts.....	1631
41	(3)	Methamphetamine, including its salts, isomers and salts of isomers	
42		.....	1105
43	(4)	Methylphenidate.....	1724

- 1 (5) Lisdexamfetamine, its salts, isomers, and salts of its isomers.....1205  
 2 (e) Unless specifically excepted or unless listed in another schedule,  
 3 any material, compound, mixture or preparation which contains any  
 4 quantity of the following substances having a depressant effect on the  
 5 central nervous system, including its salts, isomers and salts of isomers  
 6 whenever the existence of such salts, isomers and salts of isomers is  
 7 possible within the specific chemical designation:
- 8 (1) Amobarbital.....2125  
 9 (2) Glutethimide.....2550  
 10 (3) Secobarbital.....2315  
 11 (4) Pentobarbital.....2270  
 12 (5) Phencyclidine.....7471
- 13 (f) Any material, compound, mixture, or preparation which contains  
 14 any quantity of the following substances:
- 15 (1) Immediate precursor to amphetamine and methamphetamine:  
 16 (A) Phenylacetone.....8501  
 17 Some trade or other names: phenyl-2-propanone; P2P; benzyl  
 18 methyl ketone; methyl benzyl ketone.
- 19 (2) Immediate precursors to phencyclidine (PCP):  
 20 (A) 1-phenylcyclohexylamine.....7460  
 21 (B) 1-piperidinocyclohexanecarbonitrile (PCC).....8603
- 22 (3) *Immediate precursor to fentanyl:*  
 23 (A) *4-anilino-N-phenethyl-4-piperidine (ANPP)*.....8333
- 24 (g) Any material, compound, mixture or preparation which contains  
 25 any quantity of the following hallucinogenic substance, its salts, isomers  
 26 and salts of isomers, unless specifically excepted, whenever the existence  
 27 of these salts, isomers and salts of isomers is possible within the specific  
 28 chemical designation:
- 29 (1) *Dronabinol [(-)-delta-9-trans tetrahydrocannabinol] in an oral*  
 30 *solution in a drug product approved for marketing by the United*  
 31 *States food and drug administration*.....7365
- 32 (2) Nabilone.....7379  
 33 [Another name for nabilone: (±)-trans-3-(1,1-dimethylheptyl)-6,6a,7,8,10,10a-hexahydro-  
 34 1-hydroxy-6,6-dimethyl-9H-dibenzo[b,d]pyran-9-one]
- 35 (h) Any material, compound, mixture or preparation containing any  
 36 of the following narcotic drugs or any salts calculated as the free  
 37 anhydrous base or alkaloid, in limited quantities as set forth below:
- 38 (1) Not more than 300 milligrams of dihydrocodeinone (hydrocodone) or  
 39 any of its salts per 100 milliliters or not more than 15 milligrams per  
 40 dosage unit with a fourfold or greater quantity of an isoquinoline  
 41 alkaloid of opium.....9805
- 42 (2) Not more than 300 milligrams of dihydrocodeinone (hydrocodone) or  
 43 any of its salts per 100 milliliters or not more than 15 milligrams per  
 44 dosage unit with one or more active, nonnarcotic ingredients in

- 1 recognized therapeutic amounts.....9806
- 2 Sec. 3. K.S.A. 2017 Supp. 65-4109 is hereby amended to read as
- 3 follows: 65-4109. (a) The controlled substances listed in this section are
- 4 included in schedule III and the number set forth opposite each drug or
- 5 substance is the DEA controlled substances code which has been assigned
- 6 to it.
- 7 (b) Unless listed in another schedule, any material, compound,
- 8 mixture, or preparation which contains any quantity of the following
- 9 substances having a potential for abuse associated with a depressant effect
- 10 on the central nervous system:
- 11 (1) Any compound, mixture or preparation containing:
- 12 (A) Amobarbital.....2126
- 13 (B) Secobarbital.....2316
- 14 (C) Pentobarbital.....2271
- 15 or any salt thereof and one or more other active medicinal
- 16 ingredients which are not listed in any schedule.
- 17 (2) Any suppository dosage form containing:
- 18 (A) Amobarbital.....2126
- 19 (B) Secobarbital.....2316
- 20 (C) Pentobarbital.....2271
- 21 or any salt of any of these drugs and approved by the Food and
- 22 Drug Administration for marketing only as a suppository.
- 23 (3) Any substance which contains any quantity of a derivative of
- 24 barbituric acid, or any salt of a derivative of barbituric acid, except
- 25 those substances which are specifically listed in other schedules.2100
- 26 (4) Chlorhexadol.....2510
- 27 (5) Lysergic acid.....7300
- 28 (6) Lysergic acid amide.....7310
- 29 (7) Methyprylon.....2575
- 30 (8) Sulfondiethylmethane.....2600
- 31 (9) Sulfonethylmethane.....2605
- 32 (10) Sulfonmethane.....2610
- 33 (11) Tiletamine and zolazepam or any salt thereof.....7295
- 34 Some trade or other names for a tiletamine-zolazepam combination
- 35 product: Telazol
- 36 Some trade or other names for tiletamine: 2-(ethylamino)-2-(2-
- 37 thienyl)-cyclohexanone
- 38 Some trade or other names for zolazepam: 4-(2-fluorophenyl)-6,8-
- 39 dihydro-1,3,8-trimethylpyrazolo-[3,4-e][1,4]-diazepin-7(1H)-one,
- 40 flupyrazapon
- 41 (12) Ketamine, its salts, isomers, and salts of isomers.....7285
- 42 Some other names for ketamine: (±)-2-(2-chlorophenyl)-2-
- 43 (methylamino)-cyclohexanone

- 1 (13) Gamma hydroxybutyric acid, any salt, hydroxybutyric compound,  
 2 derivative or preparation of gamma hydroxybutyric acid contained in  
 3 a drug product for which an application has been approved under  
 4 section 505 of the federal food, drug and cosmetic act
- 5 (14) Embutramide.....2020
- 6 (15) Perampanel, its salts, isomers, and salts of isomers.....2261  
 7 Some other names for perampanel: 2-(2-oxo-1-phenyl-5-pyridin-2-  
 8 yl-1,2 dihydropyridin-3-yl) benzonitrile
- 9 (c) Nalorphine.....9400
- 10 (d) Any material, compound, mixture or preparation containing any  
 11 of the following narcotic drugs or any salts calculated as the free  
 12 anhydrous base or alkaloid, in limited quantities as set forth below:
- 13 (1) Not more than 1.8 grams of codeine or any of its salts per 100  
 14 milliliters or not more than 90 milligrams per dosage unit with an  
 15 equal or greater quantity of an isoquinoline alkaloid of opium.....9803
- 16 (2) not more than 1.8 grams of codeine or any of its salts per 100  
 17 milliliters or not more than 90 milligrams per dosage unit with one or  
 18 more active, nonnarcotic ingredients in recognized therapeutic  
 19 amounts.....9804
- 20 (3) not more than 1.8 grams of dihydrocodeine or any of its salts per 100  
 21 milliliters or not more than 90 milligrams per dosage unit with one or  
 22 more active, nonnarcotic ingredients in recognized therapeutic  
 23 amounts.....9807
- 24 (4) not more than 300 milligrams of ethylmorphine or any of its salts per  
 25 100 milliliters or not more than 15 milligrams per dosage unit with  
 26 one or more active, nonnarcotic ingredients in recognized therapeutic  
 27 amounts.....9808
- 28 (5) not more than 500 milligrams of opium per 100 milliliters or per 100  
 29 grams or not more than 25 milligrams per dosage unit with one or  
 30 more active, nonnarcotic ingredients in recognized therapeutic  
 31 amounts.....9809
- 32 (6) not more than 50 milligrams of morphine or any of its salts per 100  
 33 milliliters or per 100 grams with one or more active, nonnarcotic  
 34 ingredients in recognized therapeutic amounts.....9810
- 35 (7) any material, compound, mixture or preparation containing any of the  
 36 following narcotic drugs or their salts, as set forth below:
- 37 (A) Buprenorphine.....9064
- 38 (e) Unless specifically excepted or unless listed in another schedule,  
 39 any material, compound, mixture or preparation which contains any  
 40 quantity of the following substances having a stimulant effect on the  
 41 central nervous system, including its salts, isomers (whether optical,  
 42 position or geometric) and salts of such isomers whenever the existence of  
 43 such salts, isomers and salts of isomers is possible within the specific

- 1 chemical designation:
- 2 (1) Those compounds, mixtures or preparations in dosage unit form  
 3 containing any stimulant substance listed in schedule II, which  
 4 compounds, mixtures or preparations were listed on August 25, 1971,  
 5 as excepted compounds under section 308.32 of title 21 of the code  
 6 of federal regulations, and any other drug of the quantitative  
 7 composition shown in that list for those drugs or which is the same,  
 8 except that it contains a lesser quantity of controlled substances.. 1405
- 9 (2) Benzphetamine.....1228
- 10 (3) Chlorphentermine.....1645
- 11 (4) Chlortermine.....1647
- 12 (5) Phendimetrazine.....1615
- 13 (f) Anabolic steroids.....4000
- 14 "Anabolic steroid" means any drug or hormonal substance, chemically  
 15 and pharmacologically related to testosterone (other than estrogens,  
 16 progestins, and corticosteroids) that promotes muscle growth, and  
 17 includes:
- 18 ~~(1) Boldenone~~
- 19 ~~(2) chlorotestosterone (4-chlorotestosterone)~~
- 20 ~~(3) clostebol~~
- 21 ~~(4) dehydrochlormethyltestosterone~~
- 22 ~~(5) dihydrotestosterone (4-dihydrotestosterone)~~
- 23 ~~(6) drostanolone~~
- 24 ~~(7) ethylestrenol~~
- 25 ~~(8) fluoxymesterone~~
- 26 ~~(9) formebulone (formebolone)~~
- 27 ~~(10) mesterolone~~
- 28 ~~(11) methandienone~~
- 29 ~~(12) methandranone~~
- 30 ~~(13) methandriol~~
- 31 ~~(14) methandrostenolone~~
- 32 ~~(15) methasterone (2 $\alpha$ ,17 $\alpha$ -dimethyl-5 $\alpha$ -androstan-17 $\beta$ -ol-3-one)~~
- 33 ~~(16) methenolone~~
- 34 ~~(17) methyltestosterone~~
- 35 ~~(18) mibolerone~~
- 36 ~~(19) nandrolone~~
- 37 ~~(20) norethandrolone~~
- 38 ~~(21) oxandrolone~~
- 39 ~~(22) oxymesterone~~
- 40 ~~(23) oxymetholone~~
- 41 ~~(24) prostanazol (17 $\beta$ -hydroxy-5 $\alpha$ -androstan[3,2-c]pyrazole)~~
- 42 ~~(25) stanolone~~
- 43 ~~(26) stanozolol~~

- 1 ~~(27) testolactone~~
- 2 ~~(28) testosterone~~
- 3 ~~(29) trenbolone~~
- 4 (1) *3 $\beta$ ,17-dihydroxy-5 $\alpha$ -androstane*
- 5 (2) *3 $\alpha$ ,17 $\beta$ -dihydroxy-5 $\alpha$ -androstane*
- 6 (3) *5 $\alpha$ -androstan-3,17-dione*
- 7 (4) *1-androstenediol (3 $\beta$ ,17 $\beta$ -dihydroxy-5 $\alpha$ -androst-1-ene)*
- 8 (5) *1-androstenediol (3 $\alpha$ ,17 $\beta$ -dihydroxy-5 $\alpha$ -androst-1-ene)*
- 9 (6) *4-androstenediol (3 $\beta$ ,17 $\beta$ -dihydroxy-androst-4-ene)*
- 10 (7) *5-androstenediol (3 $\beta$ ,17 $\beta$ -dihydroxy-androst-5-ene)*
- 11 (8) *1-androstenedione ([5 $\alpha$ ]-androst-1-en-3,17-dione)*
- 12 (9) *4-androstenedione (androst-4-en-3,17-dione)*
- 13 (10) *5-androstenedione (androst-5-en-3,17-dione)*
- 14 (11) *bolasterone (7 $\alpha$ ,17 $\alpha$ -dimethyl-17 $\beta$ -hydroxyandrost-4-en-3-one)*
- 15 (12) *boldenone (17 $\beta$ -hydroxyandrost-1,4-diene-3-one)*
- 16 (13) *boldione (androsta-1,4-diene-3,17-dione)*
- 17 (14) *calusterone (7 $\beta$ ,17 $\alpha$ -dimethyl-17 $\beta$ -hydroxyandrost-4-en-3-one)*
- 18 (15) *clostebol (4-chloro-17 $\beta$ -hydroxyandrost-4-en-3-one)*
- 19 (16) *dehydrochloromethyltestosterone (4-chloro-17 $\beta$ -hydroxy-17 $\alpha$ -methyl-*
- 20 *androst-1,4-dien-3-one)*
- 21 (17) *desoxymethyltestosterone (17 $\alpha$ -methyl-5 $\alpha$ -androst-2-en-17 $\beta$ -ol) (also*
- 22 *known as "madol")*
- 23 (18)  *$\Delta$ 1-dihydrotestosterone (17 $\beta$ -hydroxy-5 $\alpha$ -androst-1-en-3-one) (also*
- 24 *known as "1-testosterone")*
- 25 (19) *4-dihydrotestosterone (17 $\beta$ -hydroxy-androstan-3-one)*
- 26 (20) *drostanolone (17 $\beta$ -hydroxy-2 $\alpha$ -methyl-5 $\alpha$ -androstan-3-one)*
- 27 (21) *ethylestrenol (17 $\alpha$ -ethyl-17 $\beta$ -hydroxyestr-4-ene)*
- 28 (22) *fluoxymesterone (9-fluoro-17 $\alpha$ -methyl-11 $\beta$ ,17 $\beta$ -dihydroxyandrost-4-*
- 29 *en-3-one)*
- 30 (23) *formebolone (2-formyl-17 $\alpha$ -methyl-11 $\alpha$ ,17 $\beta$ -dihydroxyandrost-1,4-*
- 31 *dien-3-one)*
- 32 (24) *furazabol (17 $\alpha$ -methyl-17 $\beta$ -hydroxyandrostan[2,3-c]-furazan)*
- 33 (25) *13 $\beta$ -ethyl-17 $\beta$ -hydroxygon-4-en-3-one*
- 34 (26) *4-hydroxytestosterone (4,17 $\beta$ -dihydroxy-androst-4-en-3-one)*
- 35 (27) *4-hydroxy-19-nortestosterone (4,17 $\beta$ -dihydroxy-estr-4-en-3-one)*
- 36 (28) *mestanolone (17 $\alpha$ -methyl-17 $\beta$ -hydroxy-5-androstan-3-one)*
- 37 (29) *mesterolone (1 $\alpha$ -methyl-17 $\beta$ -hydroxy-[5 $\alpha$ ]-androstan-3-one)*
- 38 (30) *methandienone (17 $\alpha$ -methyl-17 $\beta$ -hydroxyandrost-1,4-dien-3-one)*
- 39 (31) *methandriol (17 $\alpha$ -methyl-3 $\beta$ ,17 $\beta$ -dihydroxyandrost-5-ene)*
- 40 (32) *methasterone (2 $\alpha$ ,17 $\alpha$ -dimethyl-5 $\alpha$ -androstan-17 $\beta$ -ol-3-one)*
- 41 (33) *methenolone (1-methyl-17 $\beta$ -hydroxy-5 $\alpha$ -androst-1-en-3-one)*
- 42 (34) *17 $\alpha$ -methyl-3 $\beta$ ,17 $\beta$ -dihydroxy-5 $\alpha$ -androstane*
- 43 (35) *17 $\alpha$ -methyl-3 $\alpha$ ,17 $\beta$ -dihydroxy-5 $\alpha$ -androstane*

- 1 (36) *17 $\alpha$ -methyl-3 $\beta$ ,17 $\beta$ -dihydroxyandrost-4-ene*
- 2 (37) *17 $\alpha$ -methyl-4-hydroxynandrolone (17 $\alpha$ -methyl-4-hydroxy-17 $\beta$ -*
- 3 *hydroxyestr-4-en-3-one)*
- 4 (38) *methyldienolone (17 $\alpha$ -methyl-17 $\beta$ -hydroxyestra-4,9(10)-dien-3-one)*
- 5 (39) *methyltrienolone (17 $\alpha$ -methyl-17 $\beta$ -hydroxyestra-4,9,11-trien-3-one)*
- 6 (40) *methyltestosterone (17 $\alpha$ -methyl-17 $\beta$ -hydroxyandrost-4-en-3-one)*
- 7 (41) *mibolerone (7 $\alpha$ ,17 $\alpha$ -dimethyl-17 $\beta$ -hydroxyestr-4-en-3-one)*
- 8 (42) *17 $\alpha$ -methyl- $\Delta$ 1-dihydrotestosterone (17 $\beta$ -hydroxy-17 $\alpha$ -methyl-5 $\alpha$ -*
- 9 *androst-1-en-3-one) (also known as "17- $\alpha$ -methyl-1-testosterone")*
- 10 (43) *nandrolone (17 $\beta$ -hydroxyestr-4-en-3-one)*
- 11 (44) *19-nor-4-androstenediol (3 $\beta$ , 17 $\beta$ -dihydroxyestr-4-ene)*
- 12 (45) *19-nor-4-androstenediol (3 $\alpha$ , 17 $\beta$ -dihydroxyestr-4-ene)*
- 13 (46) *19-nor-5-androstenediol (3 $\beta$ , 17 $\beta$ -dihydroxyestr-5-ene)*
- 14 (47) *19-nor-5-androstenediol (3 $\alpha$ , 17 $\beta$ -dihydroxyestr-5-ene)*
- 15 (48) *19-nor-4,9(10)-androstadienedione (estra-4,9(10)-diene-3,17-dione)*
- 16 (49) *19-nor-4-androstenedione (estr-4-en-3,17-dione)*
- 17 (50) *19-nor-5-androstenedione (estr-5-en-3,17-dione)*
- 18 (51) *norbolethone (13 $\beta$ , 17 $\alpha$ -diethyl-17 $\beta$ -hydroxygon-4-en-3-one)*
- 19 (52) *norclostebol (4-chloro-17 $\beta$ -hydroxyestr-4-en-3-one)*
- 20 (53) *norethandrolone (17 $\alpha$ -ethyl-17 $\beta$ -hydroxyestr-4-en-3-one)*
- 21 (54) *normethandrolone (17 $\alpha$ -methyl-17 $\beta$ -hydroxyestr-4-en-3-one)*
- 22 (55) *oxandrolone (17 $\alpha$ -methyl-17 $\beta$ -hydroxy-2-oxa-[5 $\alpha$ ]-androstan-3-one)*
- 23 (56) *oxymesterone (17 $\alpha$ -methyl-4,17 $\beta$ -dihydroxyandrost-4-en-3-one)*
- 24 (57) *oxymetholone (17 $\alpha$ -methyl-2-hydroxymethylene-17 $\beta$ -hydroxy-[5 $\alpha$ ]-*
- 25 *androstan-3-one)*
- 26 (58) *prostanazol (17 $\beta$ -hydroxy-5 $\alpha$ -androstan[3,2-c]pyrazole)*
- 27 (59) *stanozolol (17 $\alpha$ -methyl-17 $\beta$ -hydroxy-[5 $\alpha$ ]-androst-2-eno[3,2-c]-*
- 28 *pyrazole)*
- 29 (60) *stenbolone (17 $\beta$ -hydroxy-2-methyl-[5 $\alpha$ ]-androst-1-en-3-one)*
- 30 (61) *testolactone (13-hydroxy-3-oxo-13,17-secoandrosta-1,4-dien-17-oic*
- 31 *acid lactone)*
- 32 (62) *testosterone (17 $\beta$ -hydroxyandrost-4-en-3-one)*
- 33 (63) *tetrahydrogestrinone (13 $\beta$ , 17 $\alpha$ -diethyl-17 $\beta$ -hydroxygon-4,9,11-trien-*
- 34 *3-one)*
- 35 (64) *trenbolone (17 $\beta$ -hydroxyestr-4,9,11-trien-3-one)*
- 36 ~~(30)~~(65) any salt, ester, or isomer of a drug or substance described or listed
- 37 in this paragraph, if that salt, ester, or isomer promotes muscle
- 38 growth.
- 39 (A) Except as provided in (B), such term does not include an
- 40 anabolic steroid which is expressly intended for administration
- 41 through implants to cattle or other nonhuman species and which
- 42 has been approved by the United States' secretary of health and
- 43 human services for such administration.

1 (B) If any person prescribes, dispenses or distributes such steroid  
2 for human use, such person shall be considered to have  
3 prescribed, dispensed or distributed an anabolic steroid within  
4 the meaning of this subsection (f).

5 (g) Any material, compound, mixture or preparation which contains  
6 any quantity of the following hallucinogenic substance, its salts, isomers  
7 and salts of isomers, unless specifically excepted, whenever the existence  
8 of these salts, isomers and salts of isomers is possible within the specific  
9 chemical designation:

10 (1) Dronabinol (synthetic) in sesame oil and encapsulated in a soft  
11 gelatin capsule in a United States food and drug administration  
12 approved product.....7369

13 Some other names for dronabinol: (6aR-trans)-6a,7,8,10a-tetrahydro-  
14 6-6-9-trimethyl-3-pentyl-6H-dibenzo(b,d)pyran-1-0l, or (-)-delta-9-  
15 (trans)-tetrahydrocannabinol.

16 (h) The board may except by rule any compound, mixture or  
17 preparation containing any stimulant or depressant substance listed in  
18 subsection (b) from the application of all or any part of this act if the  
19 compound, mixture or preparation contains one or more active medicinal  
20 ingredients not having a stimulant or depressant effect on the central  
21 nervous system and if the admixtures are included therein in combinations,  
22 quantity, proportion or concentration that vitiate the potential for abuse of  
23 the substances which have a stimulant or depressant effect on the central  
24 nervous system.

25 **New Sec. 4. (a) A CBD product, as defined in subsection (b), may**  
26 **be sold in this state. Any CBD product sold in this state other than by**  
27 **prescription shall be labeled by the manufacturer and seller. The label**  
28 **shall contain a description of all of the contents in the product, a**  
29 **statement of purity, a statement that the product does not contain**  
30 **tetrahydrocannabinol (THC) and the manufacturer's name and**  
31 **address. Whenever a CBD product is sold or otherwise supplied, the**  
32 **seller or supplier shall give additional printed material, approved by**  
33 **the board of pharmacy, to the person receiving the CBD product that**  
34 **provides adequate warning against use that may be dangerous to the**  
35 **health of the user.**

36 (b) As used in this section, "CBD product" means a  
37 nonpsychoactive cannabinoid in the form of oils, powders, pills or  
38 lotions sold as an herbal supplement with a tetrahydrocannabinol  
39 (THC) concentration of 0% on a dry weight basis.

40 (c) The section shall be part of and supplemental to the uniform  
41 controlled substances act.

42 **Sec. 5. K.S.A. 2017 Supp. 21-5701 is hereby amended to read as**  
43 **follows: 21-5701. As used in K.S.A. 2017 Supp. 21-5701 through 21-**

1 5717, and amendments thereto: (a) "Controlled substance" means any  
2 drug, substance or immediate precursor included in any of the  
3 schedules designated in K.S.A. 65-4105, 65-4107, 65-4109, 65-4111 and  
4 65-4113, and amendments thereto.

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

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

11 (B) the substance has a stimulant, depressant or hallucinogenic  
12 effect on the central nervous system substantially similar to the  
13 stimulant, depressant or hallucinogenic effect on the central nervous  
14 system of a controlled substance included in the schedules designated  
15 in K.S.A. 65-4105 or 65-4107, and amendments thereto; or

16 (C) with respect to a particular individual, such individual  
17 represents or intends the substance to have a stimulant, depressant or  
18 hallucinogenic effect on the central nervous system substantially  
19 similar to the stimulant, depressant or hallucinogenic effect on the  
20 central nervous system of a controlled substance included in the  
21 schedules designated in K.S.A. 65-4105 or 65-4107, and amendments  
22 thereto.

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

24 (A) A controlled substance;

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

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

31 (c) "Cultivate" means the planting or promotion of growth of five  
32 or more plants which contain or can produce controlled substances.

33 (d) "Distribute" means the actual, constructive or attempted  
34 transfer from one person to another of some item whether or not there  
35 is an agency relationship. "Distribute" includes, but is not limited to,  
36 sale, offer for sale or any act that causes some item to be transferred  
37 from one person to another. "Distribute" does not include acts of  
38 administering, dispensing or prescribing a controlled substance as  
39 authorized by the pharmacy act of the state of Kansas, the uniform  
40 controlled substances act or otherwise authorized by law.

41 (e) "Drug" means:

42 (1) Substances recognized as drugs in the official United States  
43 pharmacopeia, official homeopathic pharmacopoeia of the United

1 States or official national formulary or any supplement to any of  
2 them;

3 (2) substances intended for use in the diagnosis, cure, mitigation,  
4 treatment or prevention of disease in man or animals;

5 (3) substances, other than food, intended to affect the structure or  
6 any function of the body of man or animals; and

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

10 (f) "Drug paraphernalia" means all equipment and materials of  
11 any kind which are used, or primarily intended or designed for use in  
12 planting, propagating, cultivating, growing, harvesting,  
13 manufacturing, compounding, converting, producing, processing,  
14 preparing, testing, analyzing, packaging, repackaging, storing,  
15 containing, concealing, injecting, ingesting, inhaling or otherwise  
16 introducing into the human body a controlled substance and in  
17 violation of this act. "Drug paraphernalia" shall include, but is not  
18 limited to:

19 (1) Kits used or intended for use in planting, propagating,  
20 cultivating, growing or harvesting any species of plant which is a  
21 controlled substance or from which a controlled substance can be  
22 derived;

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

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

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

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

32 (6) diluents and adulterants, including, but not limited to, quinine  
33 hydrochloride, mannitol, mannite, dextrose and lactose, which are  
34 used or intended for use in cutting controlled substances;

35 (7) separation gins and sifters used or intended for use in  
36 removing twigs and seeds from or otherwise cleaning or refining  
37 marijuana;

38 (8) blenders, bowls, containers, spoons and mixing devices used  
39 or intended for use in compounding controlled substances;

40 (9) capsules, balloons, envelopes, bags and other containers used  
41 or intended for use in packaging small quantities of controlled  
42 substances;

43 (10) containers and other objects used or intended for use in

1 storing or concealing controlled substances;

2 (11) hypodermic syringes, needles and other objects used or  
3 intended for use in parenterally injecting controlled substances into  
4 the human body;

5 (12) objects used or primarily intended or designed for use in  
6 ingesting, inhaling or otherwise introducing marijuana, cocaine,  
7 hashish, hashish oil, phencyclidine (PCP), methamphetamine or  
8 amphetamine into the human body, such as:

9 (A) Metal, wooden, acrylic, glass, stone, plastic or ceramic pipes  
10 with or without screens, permanent screens, hashish heads or  
11 punctured metal bowls;

12 (B) water pipes, bongs or smoking pipes designed to draw smoke  
13 through water or another cooling device;

14 (C) carburetion pipes, glass or other heat resistant tubes or any  
15 other device used, intended to be used or designed to be used to cause  
16 vaporization of a controlled substance for inhalation;

17 (D) smoking and carburetion masks;

18 (E) roach clips, objects used to hold burning material, such as a  
19 marijuana cigarette, that has become too small or too short to be held  
20 in the hand;

21 (F) miniature cocaine spoons and cocaine vials;

22 (G) chamber smoking pipes;

23 (H) carburetor smoking pipes;

24 (I) electric smoking pipes;

25 (J) air-driven smoking pipes;

26 (K) chillums;

27 (L) bongs;

28 (M) ice pipes or chillers;

29 (N) any smoking pipe manufactured to disguise its intended  
30 purpose;

31 (O) wired cigarette papers; or

32 (P) cocaine freebase kits.

33 "Drug paraphernalia" shall not include any products, chemicals or  
34 materials described in K.S.A. 2017 Supp. 21-5709(a), and amendments  
35 thereto.

36 (g) "Immediate precursor" means a substance which the state  
37 board of pharmacy has found to be and by rules and regulations  
38 designates as being the principal compound commonly used or  
39 produced primarily for use and which is an immediate chemical  
40 intermediary used or likely to be used in the manufacture of a  
41 controlled substance, the control of which is necessary to prevent,  
42 curtail or limit manufacture.

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

1 (i) "Manufacture" means the production, preparation,  
2 propagation, compounding, conversion or processing of a controlled  
3 substance either directly or indirectly or by extraction from  
4 substances of natural origin or independently by means of chemical  
5 synthesis or by a combination of extraction and chemical synthesis.  
6 "Manufacture" does not include:

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

10 (A) By a practitioner or the practitioner's agent pursuant to a  
11 lawful order of a practitioner as an incident to the practitioner's  
12 administering or dispensing of a controlled substance in the course of  
13 the practitioner's professional practice; or

14 (B) by a practitioner or by the practitioner's authorized agent  
15 under such practitioner's supervision for the purpose of or as an  
16 incident to research, teaching or chemical analysis or by a pharmacist  
17 or medical care facility as an incident to dispensing of a controlled  
18 substance; or

19 (2) the addition of diluents or adulterants, including, but not  
20 limited to, quinine hydrochloride, mannitol, mannite, dextrose or  
21 lactose, which are intended for use in cutting a controlled substance.

22 (j) "Marijuana" means 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 plant, its  
26 seeds or resin. "Marijuana" does not include: (1) The mature stalks of  
27 the plant, fiber produced from the stalks, oil or cake made from the  
28 seeds of the plant, any other compound, manufacture, salt, derivative,  
29 mixture or preparation of the mature stalks, except the resin extracted  
30 therefrom, fiber, oil or cake or the sterilized seed of the plant which is  
31 incapable of germination; ~~or~~ (2) any substance listed in schedules II  
32 through V of the uniform controlled substances act; or (3) any  
33 substance authorized for use under section 4, and amendments thereto.

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

35 (l) "Narcotic drug" means any of the following whether produced  
36 directly or indirectly by extraction from substances of vegetable origin  
37 or independently by means of chemical synthesis or by a combination  
38 of extraction and chemical synthesis:

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

41 (2) any salt, compound, isomer, derivative or preparation thereof  
42 which is chemically equivalent or identical with any of the substances  
43 referred to in paragraph (1) but not including the isoquinoline

1   alkaloids of opium;

2       (3)   opium poppy and poppy straw;

3       (4)   coca leaves and any salt, compound, derivative or preparation  
4   of coca leaves and any salt, compound, isomer, derivative or  
5   preparation thereof which is chemically equivalent or identical with  
6   any of these substances, but not including decocainized coca leaves or  
7   extractions of coca leaves which do not contain cocaine or ecgonine.

8       (m)   "Opiate" means any substance having an addiction-forming  
9   or addiction-sustaining liability similar to morphine or being capable  
10  of conversion into a drug having addiction-forming or addiction-  
11  sustaining liability. "Opiate" does not include, unless specifically  
12  designated as controlled under K.S.A. 65-4102, and amendments  
13  thereto, the dextrorotatory isomer of 3-methoxy-n-methylmorphinan  
14  and its salts (dextromethorphan). "Opiate" does include its racemic  
15  and levorotatory forms.

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

18       (o)   "Person" means *an* individual, corporation, government or  
19  governmental subdivision or agency, business trust, estate, trust,  
20  partnership, association or any other legal entity.

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

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

27       (r)   "School property" means property upon which is located a  
28  structure used by a unified school district or an accredited nonpublic  
29  school for student instruction or attendance or extracurricular  
30  activities of pupils enrolled in kindergarten or any of the grades one  
31  through 12. This definition shall not be construed as requiring that  
32  school be in session or that classes are actually being held at the time  
33  of the offense or that children must be present within the structure or  
34  on the property during the time of any alleged criminal act. If the  
35  structure or property meets the above definition, the actual use of that  
36  structure or property at the time alleged shall not be a defense to the  
37  crime charged or the sentence imposed.

38       (s)   "Simulated controlled substance" means any product which  
39  identifies itself by a common name or slang term associated with a  
40  controlled substance and which indicates on its label or accompanying  
41  promotional material that the product simulates the effect of a  
42  controlled substance.

43       Sec. 6.   K.S.A. 2017 Supp. 65-4101 is hereby amended to read as

1 follows: 65-4101. As used in this act: (a) "Administer" means the  
2 direct application of a controlled substance, whether by injection,  
3 inhalation, ingestion or any other means, to the body of a patient or  
4 research subject by:

5 (1) A practitioner or pursuant to the lawful direction of a  
6 practitioner; or

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

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

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

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

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

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

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

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

30 (B) the substance has a stimulant, depressant or hallucinogenic  
31 effect on the central nervous system substantially similar to the  
32 stimulant, depressant or hallucinogenic effect on the central nervous  
33 system of a controlled substance included in the schedules designated  
34 in K.S.A. 65-4105 or 65-4107, and amendments thereto; or

35 (C) with respect to a particular individual, such individual  
36 represents or intends the substance to have a stimulant, depressant or  
37 hallucinogenic effect on the central nervous system substantially  
38 similar to the stimulant, depressant or hallucinogenic effect on the  
39 central nervous system of a controlled substance included in the  
40 schedules designated in K.S.A. 65-4105 or 65-4107, and amendments  
41 thereto.

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

43 (A) A controlled substance;

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

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

7 (h) "Counterfeit substance" means a controlled substance which,  
8 or the container or labeling of which, without authorization bears the  
9 trademark, trade name or other identifying mark, imprint, number or  
10 device or any likeness thereof of a manufacturer, distributor or  
11 dispenser other than the person who in fact manufactured, distributed  
12 or dispensed the substance.

13 (i) "Cultivate" means the planting or promotion of growth of five  
14 or more plants which contain or can produce controlled substances.

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

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

20 (l) "Dispense" means to deliver a controlled substance to an  
21 ultimate user or research subject by or pursuant to the lawful order of  
22 a practitioner, including the packaging, labeling or compounding  
23 necessary to prepare the substance for that delivery, or pursuant to  
24 the prescription of a mid-level practitioner.

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

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

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

32 (p) "Drug" means: (1) Substances recognized as drugs in the  
33 official United States pharmacopeia, official homeopathic  
34 pharmacopoeia of the United States or official national formulary or  
35 any supplement to any of them; (2) substances intended for use in the  
36 diagnosis, cure, mitigation, treatment or prevention of disease in  
37 human or animals; (3) substances (other than food) intended to affect  
38 the structure or any function of the body of human or animals; and (4)  
39 substances intended for use as a component of any article specified in  
40 paragraph (1), (2) or (3). It does not include devices or their  
41 components, parts or accessories.

42 (q) "Immediate precursor" means a substance which the board  
43 has found to be and by rule and regulation designates as being the

1 principal compound commonly used or produced primarily for use  
2 and which is an immediate chemical intermediary used or likely to be  
3 used in the manufacture of a controlled substance, the control of  
4 which is necessary to prevent, curtail or limit manufacture.

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

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

12 (t) "Electronic signature" means a confidential personalized  
13 digital key, code, number or other method for secure electronic data  
14 transmissions which identifies a particular person as the source of the  
15 message, authenticates the signatory of the message and indicates the  
16 person's approval of the information contained in the transmission.

17 (u) "Electronic transmission" means the transmission of an  
18 electronic prescription, formatted as an electronic data file, from a  
19 prescriber's electronic prescription application to a pharmacy's  
20 computer, where the data file is imported into the pharmacy  
21 prescription application.

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

24 (w) "Facsimile transmission" or "fax transmission" means the  
25 transmission of a digital image of a prescription from the prescriber  
26 or the prescriber's agent to the pharmacy. "Facsimile transmission"  
27 includes, but is not limited to, transmission of a written prescription  
28 between the prescriber's fax machine and the pharmacy's fax  
29 machine; transmission of an electronically prepared prescription from  
30 the prescriber's electronic prescription application to the pharmacy's  
31 fax machine, computer or printer; or transmission of an electronically  
32 prepared prescription from the prescriber's fax machine to the  
33 pharmacy's fax machine, computer or printer.

34 (x) "Intermediary" means any technology system that receives  
35 and transmits an electronic prescription between the prescriber and  
36 the pharmacy.

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

38 (z) "Manufacture" means the production, preparation,  
39 propagation, compounding, conversion or processing of a controlled  
40 substance either directly or indirectly or by extraction from  
41 substances of natural origin or independently by means of chemical  
42 synthesis or by a combination of extraction and chemical synthesis  
43 and includes any packaging or repackaging of the substance or

1 labeling or relabeling of its container, except that this term does not  
2 include the preparation or compounding of a controlled substance by  
3 an individual for the individual's own lawful use or the preparation,  
4 compounding, packaging or labeling of a controlled substance:

5 (1) By a practitioner or the practitioner's agent pursuant to a  
6 lawful order of a practitioner as an incident to the practitioner's  
7 administering or dispensing of a controlled substance in the course of  
8 the practitioner's professional practice; or

9 (2) by a practitioner or by the practitioner's authorized agent  
10 under such practitioner's supervision for the purpose of or as an  
11 incident to research, teaching or chemical analysis or by a pharmacist  
12 or medical care facility as an incident to dispensing of a controlled  
13 substance.

14 (aa) "Marijuana" means all parts of all varieties of the plant  
15 Cannabis whether growing or not, the seeds thereof, the resin  
16 extracted from any part of the plant and every compound,  
17 manufacture, salt, derivative, mixture or preparation of the plant, its  
18 seeds or resin. It does not include: (1) The mature stalks of the plant,  
19 fiber produced from the stalks, oil or cake made from the seeds of the  
20 plant, any other compound, manufacture, salt, derivative, mixture or  
21 preparation of the mature stalks, except the resin extracted therefrom,  
22 fiber, oil or cake or the sterilized seed of the plant which is incapable  
23 of germination; ~~or~~ (2) any substance listed in schedules II through V of  
24 the uniform controlled substances act; or (3) any substance authorized  
25 for use under section 4, and amendments thereto.

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

28 (cc) "Mid-level practitioner" means a certified nurse-midwife  
29 engaging in the independent practice of midwifery under the  
30 independent practice of midwifery act, an advanced practice  
31 registered nurse issued a license pursuant to K.S.A. 65-1131, and  
32 amendments thereto, who has authority to prescribe drugs pursuant  
33 to a written protocol with a responsible physician under K.S.A. 65-  
34 1130, and amendments thereto, or a physician assistant licensed under  
35 the physician assistant licensure act who has authority to prescribe  
36 drugs pursuant to a written agreement with a supervising physician  
37 under K.S.A. 65-28a08, and amendments thereto.

38 (dd) "Narcotic drug" means any of the following whether  
39 produced directly or indirectly by extraction from substances of  
40 vegetable origin or independently by means of chemical synthesis or  
41 by a combination of extraction and chemical synthesis:

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

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

5 (3) opium poppy and poppy straw;

6 (4) coca leaves and any salt, compound, derivative or preparation  
7 of coca leaves, and any salt, compound, isomer, derivative or  
8 preparation thereof which is chemically equivalent or identical with  
9 any of these substances, but not including decocainized coca leaves or  
10 extractions of coca leaves which do not contain cocaine or ecgonine.

11 (ee) "Opiate" means any substance having an addiction-forming  
12 or addiction-sustaining liability similar to morphine or being capable  
13 of conversion into a drug having addiction-forming or addiction-  
14 sustaining liability. It does not include, unless specifically designated  
15 as controlled under K.S.A. 65-4102, and amendments thereto, the  
16 dextrorotatory isomer of 3-methoxy-n-methylmorphinan and its salts  
17 (dextromethorphan). It does include its racemic and levorotatory  
18 forms.

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

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

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

27 (ii) "Pharmacist intern" means: (1) A student currently enrolled  
28 in an accredited pharmacy program; (2) a graduate of an accredited  
29 pharmacy program serving such person's internship; or (3) a  
30 graduate of a pharmacy program located outside of the United States  
31 which is not accredited and who had successfully passed equivalency  
32 examinations approved by the board.

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

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

38 (ll) "Practitioner" means a person licensed to practice medicine  
39 and surgery, dentist, podiatrist, veterinarian, optometrist, or scientific  
40 investigator or other person authorized by law to use a controlled  
41 substance in teaching or chemical analysis or to conduct research with  
42 respect to a controlled substance.

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

1 practitioner.

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

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

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

15 Sec. ~~4~~ 7. K.S.A. 2017 Supp. 21-5701, 65-4101, 65-4105, 65-4107  
16 and 65-4109 are hereby repealed.

17 Sec. ~~5~~ 8. This act shall take effect and be in force from and after its  
18 publication in the ~~statute book~~ *Kansas register*.