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SENATE BILL 5434

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State of Washington

64th Legislature

2015 Regular Session

By Senators Bailey and Dammeier

Read first time 01/21/15. Referred to Committee on Health Care.

1 AN ACT Relating to placing certain synthetic cannabimimetics into  
2 schedule I of the uniform controlled substances act; amending RCW  
3 69.50.204; creating a new section; and declaring an emergency.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 NEW SECTION. **Sec. 1.** The legislature finds that synthetic  
6 cannabimimetics have been developed for research purposes to  
7 investigate the cannabimimetic system. No legitimate nonresearch uses  
8 have been identified for synthetic cannabimimetics nor have they been  
9 approved for human consumption by the United States food and drug  
10 administration.

11 The legislature further finds that the popularity of synthetic  
12 cannabimimetics has greatly increased in the United States and they  
13 are being abused for their psychoactive properties. Products  
14 containing synthetic cannabimimetics are marketed as legal  
15 alternatives to marijuana and are being sold over the internet and in  
16 tobacco and smoke shops, drug paraphernalia shops, and convenience  
17 stores. Due to their method of manufacture and high pharmacological  
18 potency, synthetic cannabimimetics are potentially extremely harmful;  
19 for some users, smoking synthetic cannabimimetics for the purpose of  
20 achieving intoxication and experiencing the psychoactive effects has  
21 led to emergency room visits and calls to poison control centers.

1 Consequently, placement of the synthetic cannabimimetics listed in  
2 RCW 69.50.204(c)(30) into schedule I of the uniform controlled  
3 substances act is necessary to avoid an imminent hazard to public  
4 safety.

5 **Sec. 2.** RCW 69.50.204 and 2010 c 177 s 2 are each amended to  
6 read as follows:

7 Unless specifically excepted by state or federal law or  
8 regulation or more specifically included in another schedule, the  
9 following controlled substances are listed in Schedule I:

10 (a) Any of the following opiates, including their isomers,  
11 esters, ethers, salts, and salts of isomers, esters, and ethers  
12 whenever the existence of these isomers, esters, ethers, and salts is  
13 possible within the specific chemical designation:

14 (1) Acetyl-alpha-methylfentanyl (N-[1-(1-methyl-2-phenethyl)-4-  
15 piperidinyl]-N-phenylacetamide);

16 (2) Acetylmethadol;

17 (3) Allylprodine;

18 (4) Alphacetylmethadol, except levo-alphacetylmethadol, also  
19 known as levo-alpha-acetylmethadol, levomethadyl acetate, or LAAM;

20 (5) Alphameprodine;

21 (6) Alphamethadol;

22 (7) Alpha-methylfentanyl (N-[1-(alpha-methyl-beta-phenyl)  
23 ethyl-4-piperidyl] propionanilide); (1-(1-methyl-2-phenylethyl)-4-(N-  
24 propanilido) piperidine);

25 (8) Alpha-methylthiofentanyl (N-[1-methyl-2-(2-thienyl)ethyl-4-  
26 piperidinyl]-N-phenylpropanamide);

27 (9) Benzethidine;

28 (10) Betacetylmethadol;

29 (11) Beta-hydroxyfentanyl (N-[1-(2-hydroxy-2-phenethyl)-4-  
30 piperidinyl]-N-phenylpropanamide);

31 (12) Beta-hydroxy-3-methylfentanyl, some trade or other names: N-  
32 [1-(2-hydrox-2-phenethyl)-3-methyl-4-piperidinyl]-N-  
33 phenylpropanamide;

34 (13) Betameprodine;

35 (14) Betamethadol;

36 (15) Betaprodine;

37 (16) Clonitazene;

38 (17) Dextromoramide;

39 (18) Diampromide;

1 (19) Diethylthiambutene;  
2 (20) Difenoquin;  
3 (21) Dimenoxadol;  
4 (22) Dimepheptanol;  
5 (23) Dimethylthiambutene;  
6 (24) Dioxaphetyl butyrate;  
7 (25) Dipipanone;  
8 (26) Ethylmethylthiambutene;  
9 (27) Etonitazene;  
10 (28) Etoxadine;  
11 (29) Furethidine;  
12 (30) Hydroxypethidine;  
13 (31) Ketobemidone;  
14 (32) Levomoramide;  
15 (33) Levophenacetylmorphan;  
16 (34) 3-Methylfentanyl (N-[3-methyl-1-(2-phenylethyl)-4-  
17 piperidyl]-N-phenylprop anamide);  
18 (35) 3-Methylthiofentanyl (N-[(3-methyl-1-(2-thienyl)ethyl-4-  
19 piperidinyl]-N-phenylpropanamide);  
20 (36) Morpheridine;  
21 (37) MPPP (1-methyl-4-phenyl-4-propionoxypiperidine);  
22 (38) Noracymethadol;  
23 (39) Norlevorphanol;  
24 (40) Normethadone;  
25 (41) Norpipanone;  
26 (42) Para-fluorofentanyl (N-(4-fluorophenyl)-N-[1-(2-  
27 phenethyl)-4-piperidinyl] propanamide);  
28 (43) PEPAP(1-(-2-phenethyl)-4-phenyl-4-acetoxypiperidine);  
29 (44) Phenadoxone;  
30 (45) Phenampromide;  
31 (46) Phenomorphan;  
32 (47) Phenoperidine;  
33 (48) Piritramide;  
34 (49) Proheptazine;  
35 (50) Properidine;  
36 (51) Propiram;  
37 (52) Racemoramide;  
38 (53) Thiofentanyl (N-phenyl-N-[1-(2-thienyl)ethyl-4-piperidinyl]-  
39 propanamide);  
40 (54) Tilidine;

1 (55) Trimeperidine.

2 (b) Opium derivatives. Unless specifically excepted or unless  
3 listed in another schedule, any of the following opium derivatives,  
4 including their salts, isomers, and salts of isomers whenever the  
5 existence of those salts, isomers, and salts of isomers is possible  
6 within the specific chemical designation:

7 (1) Acetorphine;

8 (2) Acetyldihydrocodeine;

9 (3) Benzylmorphine;

10 (4) Codeine methylbromide;

11 (5) Codeine-N-Oxide;

12 (6) Cyprenorphine;

13 (7) Desomorphine;

14 (8) Dihydromorphine;

15 (9) Drotebanol;

16 (10) Etorphine, except hydrochloride salt;

17 (11) Heroin;

18 (12) Hydromorphenol;

19 (13) Methyldesorphine;

20 (14) Methyldihydromorphine;

21 (15) Morphine methylbromide;

22 (16) Morphine methylsulfonate;

23 (17) Morphine-N-Oxide;

24 (18) Myrophine;

25 (19) Nicocodeine;

26 (20) Nicomorphine;

27 (21) Normorphine;

28 (22) Pholcodine;

29 (23) Thebacon.

30 (c) Hallucinogenic substances. Unless specifically excepted or  
31 unless listed in another schedule, any material, compound, mixture,  
32 or preparation which contains any quantity of the following  
33 hallucinogenic substances, including their salts, isomers, and salts  
34 of isomers whenever the existence of those salts, isomers, and salts  
35 of isomers is possible within the specific chemical designation. For  
36 the purposes of this subsection only, the term "isomer" includes the  
37 optical, position, and geometric isomers:

38 (1) Alpha-ethyltryptamine: Some trade or other names:  
39 Etryptamine; monase; a-ethyl-1H-indole-3-ethanamine; 3-(2-aminobutyl)  
40 indole; a-ET; and AET;

1 (2) 4-bromo-2,5-dimethoxy-amphetamine: Some trade or other names:  
2 4-bromo-2,5-dimethoxy-a-methylphenethylamine; 4-bromo-2,5-DMA;  
3 (3) 4-bromo-2,5-dimethoxyphenethylamine: Some trade or other  
4 names: 2-(4-bromo-2,5-dimethoxyphenyl)-1-aminoethane; alpha-desmethyl  
5 DOB; 2C-B, nexus;  
6 (4) 2,5-dimethoxyamphetamine: Some trade or other names: 2,5-  
7 dimethoxy-a-methylphenethylamine; 2,5-DMA;  
8 (5) 2,5-dimethoxy-4-ethylamphetamine (DOET);  
9 (6) 2,5-dimethoxy-4-(n)-propylthiophenethylamine: Other name: 2C-  
10 T-7;  
11 (7) 4-methoxyamphetamine: Some trade or other names: 4-methoxy-a-  
12 methylphenethylamine; paramethoxyamphetamine, PMA;  
13 (8) 5-methoxy-3,4-methylenedioxy-amphetamine;  
14 (9) 4-methyl-2,5-dimethoxy-amphetamine: Some trade and other  
15 names: 4-methyl-2,5-dimethoxy-a-methylphenethylamine; "DOM"; and  
16 "STP";  
17 (10) 3,4-methylenedioxy amphetamine;  
18 (11) 3,4-methylenedioxymethamphetamine (MDMA);  
19 (12) 3,4-methylenedioxy-N-ethylamphetamine, also known as N-  
20 ethyl-alpha-methyl-3,4(methylenedioxy)phenethylamine, N-ethyl MDA,  
21 MDE, MDEA;  
22 (13) N-hydroxy-3,4-methylenedioxyamphetamine also known as N-  
23 hydroxy-alpha-methyl-3,4(methylenedioxy)phenethylamine, N-hydroxy MDA;  
24 (14) 3,4,5-trimethoxy amphetamine;  
25 (15) Alpha-methyltryptamine: Other name: AMT;  
26 (16) Bufotenine: Some trade or other names: 3-(beta-  
27 Dimethylaminoethyl)-5-hydroxyindole; 3-(2-dimethylaminoethyl)-5-  
28 indolol; N, N-dimethylserotonin; 5-hydroxy-N,N-dimethyltryptamine;  
29 mappine;  
30 (17) Diethyltryptamine: Some trade or other names: N,N-  
31 Diethyltryptamine; DET;  
32 (18) Dimethyltryptamine: Some trade or other names: DMT;  
33 (19) 5-methoxy-N,N-diisopropyltryptamine: Other name: 5-MeO-DIPT;  
34 (20) Ibogaine: Some trade or other names: 7-Ethyl-6,6 beta,  
35 7,8,9,10,12,13,-octahydro-2-methoxy-6,9-methano-5H-pyndo (1',2' 1,2)  
36 azepino (5,4-b) indole; Tabernanthe iboga;  
37 (21) Lysergic acid diethylamide;  
38 (22) Marihuana or marijuana;  
39 (23) Mescaline;

1 (24) Parahexyl-7374: Some trade or other names: 3-Hexyl-1-  
2 hydroxy-7, 8, 9, 10-tetrahydro-6, 6, 9-trimethyl-6H-  
3 dibenzo[b,d]pyran; synhexyl;

4 (25) Peyote, meaning all parts of the plant presently classified  
5 botanically as *Lophophora Williamsii* Lemaire, whether growing or not,  
6 the seeds thereof, any extract from any part of such plant, and every  
7 compound, manufacture, salts, derivative, mixture, or preparation of  
8 such plant, its seeds, or extracts; (interprets 21 U.S.C. Sec. 812  
9 (c), Schedule I (c)(12));

10 (26) N-ethyl-3-piperidyl benzilate;

11 (27) N-methyl-3-piperidyl benzilate;

12 (28) Psilocybin;

13 (29) Psilocyn;

14 (30) Any of the following synthetic cannabimimetics, their salts,  
15 isomers, and salts of isomers, unless specifically excepted, whenever  
16 the existence of these salts, isomers, and salts of isomers is  
17 possible within the specific chemical designation:

18 (i) Naphthoylindoles: Any compound containing a 3-(1-  
19 naphthoyl)indole structure with substitution at the nitrogen atom of  
20 the indole ring by an alkyl, haloalkyl, alkenyl, cycloalkylmethyl,  
21 cycloalkylethyl, 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  
24 naphthyl ring to any extent;

25 (ii) Naphthylmethylinindoles: Any compound containing a 1H-indol-3-  
26 yl-(1-naphthyl)methane structure with substitution at the nitrogen  
27 atom of the indole ring by an alkyl, haloalkyl, alkenyl,  
28 cycloalkylmethyl, cycloalkylethyl, 1-(N-methyl-2-piperidinyl)methyl,  
29 or 2-(4-morpholinyl)ethyl group, whether or not further substituted  
30 in the indole ring to any extent and whether or not substituted in  
31 the naphthyl ring to any extent;

32 (iii) Naphthoylpyrroles: Any compound containing a 3-(1-  
33 naphthoyl)pyrrole structure with substitution at the nitrogen atom of  
34 the pyrrole ring by an alkyl, haloalkyl, alkenyl, cycloalkylmethyl,  
35 cycloalkylethyl, 1-(N-methyl-2-piperidinyl)methyl, or 2-(4-  
36 morpholinyl)ethyl group, whether or not further substituted in the  
37 pyrrole ring to any extent and whether or not substituted in the  
38 naphthyl ring to any extent;

39 (iv) Naphthylmethylinindenes: Any compound containing a  
40 naphthylideneindene structure with substitution at the 3-position of

1 the indene ring by an alkyl, haloalkyl, alkenyl, cycloalkylmethyl,  
2 cycloalkylethyl, 1-(N-methyl-2-piperidinyl)methyl, or 2-(4-  
3 morpholinyl)ethyl group, whether or not further substituted in the  
4 indene ring to any extent and whether or not substituted in the  
5 naphthyl ring to any extent;

6 (v) Phenylacetylindoles: Any compound containing a 3-  
7 phenylacetylindole structure with substitution at the nitrogen atom  
8 of the indole ring by an alkyl, haloalkyl, alkenyl, cycloalkylmethyl,  
9 cycloalkylethyl, 1-(N-methyl-2-piperidinyl)methyl, or 2-(4-  
10 morpholinyl)ethyl group, whether or not further substituted in the  
11 indole ring to any extent and whether or not substituted in the  
12 phenyl ring to any extent;

13 (vi) Cyclohexylphenols: Any compound containing a 2-(3-  
14 hydroxycyclohexyl)phenol structure with substitution at the 5-  
15 position of the phenolic ring by an alkyl, haloalkyl, alkenyl,  
16 cycloalkylmethyl, cycloalkylethyl, 1-(N-methyl-2-piperidinyl)methyl,  
17 or 2-(4-morpholinyl)ethyl group, whether or not substituted in the  
18 cyclohexyl ring to any extent;

19 (vii) Benzoylindoles: Any compound containing a 3-(benzoyl)indole  
20 structure with substitution at the nitrogen atom of the indole ring  
21 by an alkyl, haloalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl,  
22 1-(N-methyl-2-piperidinyl)methyl, or 2-(4-morpholinyl)ethyl group,  
23 whether or not further substituted in the indole ring to any extent  
24 and whether or not substituted in the phenyl ring to any extent;

25 (viii) 2,3-Dihydro-5-methyl-3-(4-morpholinylmethyl)pyrrolo  
26 [1,2,3-de]-1,4-benzoxazin-6-yl]-1-naphthalenylmethanone: Some trade or  
27 other names: WIN 55,212-2;

28 (31) Tetrahydrocannabinols, meaning tetrahydrocannabinols  
29 naturally contained in a plant of the genus Cannabis (cannabis  
30 plant), as well as synthetic equivalents of the substances contained  
31 in the plant, or in the resinous extractives of Cannabis, species,  
32 and/or synthetic substances, derivatives, and their isomers with  
33 similar chemical structure and pharmacological activity such as the  
34 following:

35 (i) 1 - cis - or trans tetrahydrocannabinol, and their optical  
36 isomers, excluding tetrahydrocannabinol in sesame oil and  
37 encapsulated in a soft gelatin capsule in a drug product approved by  
38 the United States Food and Drug Administration;

39 (ii) 6 - cis - or trans tetrahydrocannabinol, and their optical  
40 isomers;

1 (iii) 3,4 - cis - or trans tetrahydrocannabinol, and its optical  
2 isomers;

3 (iv) (6aR,10aR)-9-(hydroxymethyl)-6, 6-dimethyl-3- (2-  
4 methyloctan-2-yl)-6a,7,10, 10a-tetrahydrobenzo[c]chromen-1-ol: Some  
5 trade or other names: HU-210;

6 (Since nomenclature of these substances is not internationally  
7 standardized, compounds of these structures, regardless of numerical  
8 designation of atomic positions covered.)

9 ~~((+31))~~ (32) Ethylamine analog of phencyclidine: Some trade or  
10 other names: N-ethyl-1-phenylcyclohexylamine, (1-phenylcyclohexyl)  
11 ethylamine; N-(1-phenylcyclohexyl)ethylamine; cyclohexamine; PCE;

12 ~~((+32))~~ (33) Pyrrolidine analog of phencyclidine: Some trade or  
13 other names: 1-(1-phenylcyclohexyl)pyrrolidine; PCPy; PHP;

14 ~~((+33))~~ (34) Thiophene analog of phencyclidine: Some trade or  
15 other names: 1-(1-[2-thienyl]-cyclohexyl)-piperidine; 2-thienyl analog  
16 of phencyclidine; TPCP; TCP;

17 ~~((+34))~~ (35) 1-[1-(2-thienyl)cyclohexyl]pyrrolidine: A trade or  
18 other name is TCPy.

19 (d) Depressants. Unless specifically excepted or unless listed in  
20 another schedule, any material, compound, mixture, or preparation  
21 which contains any quantity of the following substances having a  
22 depressant effect on the central nervous system, including its salts,  
23 isomers, and salts of isomers whenever the existence of such salts,  
24 isomers, and salts of isomers is possible within the specific  
25 chemical designation.

26 (1) Gamma-hydroxybutyric acid: Some other names include GHB;  
27 gamma-hydroxybutyrate; 4-hydroxybutyrate; 4-hydroxybutanoic acid;  
28 sodium oxybate; sodium oxybutyrate;

29 (2) Mecloqualone;

30 (3) Methaqualone.

31 (e) Stimulants. Unless specifically excepted or unless listed in  
32 another schedule, any material, compound, mixture, or preparation  
33 which contains any quantity of the following substances having a  
34 stimulant effect on the central nervous system, including its salts,  
35 isomers, and salts of isomers:

36 (1) Aminorex: Some other names: aminoxaphen; 2-amino-5-phenyl-2-  
37 oxazoline; or 4, 5-dihydro-5-phenyl-2-oxazolamine;

38 (2) N-Benzylpiperazine: Some other names: BZP, 1-benzylpiperazine;

39 (3) Cathinone, also known as 2-amino-1-phenyl-1-propanone, alpha-  
40 aminopropiophenone, 2-aminopropiophenone and norephedrone;



1 (4) Fenethylamine;

2 (5) Methcathinone: Some other names: 2-(methylamino)-  
3 propiophenone; alpha-(methylamino)propiophenone; 2-(methylamino)-1-  
4 phenylpropan-1-one; alpha-N-methylaminopropiophenone;  
5 monomethylpropion; ephedrone; N-methylcathinone; methylcathinone;  
6 AL-464; AL-422; AL-463 and UR1432, its salts, optical isomers, and  
7 salts of optical isomers;

8 (6) ( +- )cis-4-methylaminorex (( +- )cis-4,5-dihydro-4-methyl-5-  
9 phenyl-2-oxazoline);

10 (7) N-ethylamphetamine;

11 (8) N,N-dimethylamphetamine: Some trade or other names: N,N-  
12 alpha-trimethyl-benzeneethanamine; N,N-alpha-trimethylphenoethylene.

13 The controlled substances in this section may be added,  
14 rescheduled, or deleted as provided for in RCW 69.50.201.

15 NEW SECTION. **Sec. 3.** This act is necessary for the immediate  
16 preservation of the public peace, health, or safety, or support of  
17 the state government and its existing public institutions, and takes  
18 effect immediately.

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