

# HOUSE BILL 1

E1

3lr0406

(PRE-FILED)

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By: **Delegates K. Kelly, Dumais, and Simmons**

Requested: September 4, 2012

Introduced and read first time: January 9, 2013

Assigned to: Judiciary

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## A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Law – Cannabimimetic Agents – Prohibition**

3 FOR the purpose of listing cannabimimetic agents on Schedule I to designate  
4 controlled dangerous substances that may not be legally used, possessed, or  
5 distributed; defining a certain term; and generally relating to controlled  
6 dangerous substances.

7 BY renumbering

8 Article – Criminal Law

9 Section 5–101(e) through (ee), respectively

10 to be Section 5–101(f) through (ff), respectively

11 Annotated Code of Maryland

12 (2012 Replacement Volume and 2012 Supplement)

13 BY repealing and reenacting, without amendments,

14 Article – Criminal Law

15 Section 5–101(a)

16 Annotated Code of Maryland

17 (2012 Replacement Volume and 2012 Supplement)

18 BY adding to

19 Article – Criminal Law

20 Section 5–101(e)

21 Annotated Code of Maryland

22 (2012 Replacement Volume and 2012 Supplement)

23 BY repealing and reenacting, with amendments,

24 Article – Criminal Law

25 Section 5–402(d)

26 Annotated Code of Maryland

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (2012 Replacement Volume and 2012 Supplement)

2 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
3 MARYLAND, That Section(s) 5–101(e) through (ee), respectively, of Article – Criminal  
4 Law of the Annotated Code of Maryland be renumbered to be Section(s) 5–101(f)  
5 through (ff), respectively.

6 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland  
7 read as follows:

8 **Article – Criminal Law**

9 5–101.

10 (a) In this title the following words have the meanings indicated.

11 **(E) (1) “CANNABIMIMETIC AGENTS” MEANS SUBSTANCES THAT ARE**  
12 **CANNABINOID RECEPTOR TYPE 1 (CB1 RECEPTOR) AGONISTS AS**  
13 **DEMONSTRATED BY BINDING STUDIES AND FUNCTIONAL ASSAYS WITHIN ONE OF**  
14 **THE FOLLOWING STRUCTURAL CLASSES:**

15 **(I) 2–(3–HYDROXYCYCLOHEXYL)PHENOL WITH**  
16 **SUBSTITUTION AT THE 5–POSITION OF THE PHENOLIC RING BY ALKYL OR**  
17 **ALKENYL, WHETHER OR NOT SUBSTITUTED ON THE CYCLOHEXYL RING TO ANY**  
18 **EXTENT;**

19 **(II) 3–(1–NAPHTHOYL)INDOLE OR**  
20 **3–(1–NAPHTHYLMETHANE)INDOLE BY SUBSTITUTION AT THE NITROGEN ATOM**  
21 **OF THE INDOLE RING, WHETHER OR NOT FURTHER SUBSTITUTED ON THE**  
22 **INDOLE RING TO ANY EXTENT AND WHETHER OR NOT SUBSTITUTED ON THE**  
23 **NAPHTHOYL OR NAPHTHYL RING TO ANY EXTENT;**

24 **(III) 3–(1–NAPHTHOYL)PYRROLE BY SUBSTITUTION AT THE**  
25 **NITROGEN ATOM OF THE PYRROLE RING, WHETHER OR NOT FURTHER**  
26 **SUBSTITUTED IN THE PYRROLE RING TO ANY EXTENT AND WHETHER OR NOT**  
27 **SUBSTITUTED ON THE NAPHTHOYL RING TO ANY EXTENT;**

28 **(IV) 1–(1–NAPHTHYLMETHYLENE)INDENE BY SUBSTITUTION**  
29 **OF THE 3–POSITION OF THE INDENE RING, WHETHER OR NOT FURTHER**  
30 **SUBSTITUTED IN THE INDENE RING TO ANY EXTENT AND WHETHER OR NOT**  
31 **SUBSTITUTED ON THE NAPHTHYL RING TO ANY EXTENT; OR**

32 **(V) 3–PHENYLACETYLINDOLE OR 3–BENZOYLINDOLE BY**  
33 **SUBSTITUTION AT THE NITROGEN ATOM OF THE INDOLE RING, WHETHER OR**

1 NOT FURTHER SUBSTITUTED IN THE INDOLE RING TO ANY EXTENT AND  
2 WHETHER OR NOT SUBSTITUTED ON THE PHENYL RING TO ANY EXTENT.

3 (2) "CANNABIMIMETIC AGENTS" INCLUDES:

4 (I) 5-(1,1-DIMETHYLHEPTYL)-2-[(1R,3S)  
5 -3-HYDROXYCYCLOHEXYL]-PHENOL (CP-47,497);

6 (II) 5-(1,1-DIMETHYLOCTYL)-2-[(1R,3S)  
7 -3-HYDROXYCYCLOHEXYL]-PHENOL (CANNABICYCLOHEXANOL OR  
8 CP-47,497 C8-HOMOLOG);

9 (III) 1-PENTYL-3-(1-NAPHTHOYL)INDOLE (JWH-018 AND  
10 AM678);

11 (IV) 1-BUTYL-3-(1-NAPHTHOYL)INDOLE (JWH-073);

12 (V) 1-HEXYL-3-(1-NAPHTHOYL)INDOLE (JWH-019);

13 (VI) 1-[2-(4-MORPHOLINYL)ETHYL]-3-(1-  
14 NAPHTHOYL)INDOLE (JWH-200);

15 (VII) 1-PENTYL-3-(2-METHOXYPHENYLACETYL)INDOLE  
16 (JWH-250);

17 (VIII) 1-PENTYL-3-[1-(4-METHOXYNAPHTHOYL)]INDOLE  
18 (JWH-081);

19 (IX) 1-PENTYL-3-(4-METHYL-1-NAPHTHOYL)INDOLE  
20 (JWH-122);

21 (X) 1-PENTYL-3-(4-CHLORO-1-NAPHTHOYL)INDOLE  
22 (JWH-398);

23 (XI) 1-(5-FLUOROPENTYL)-3-(1-NAPHTHOYL)INDOLE  
24 (AM2201);

25 (XII) 1-(5-FLUOROPENTYL)-3-(2-IODOBENZOYL)INDOLE  
26 (AM694);

27 (XIII) 1-PENTYL-3-[(4-METHOXY)-BENZOYL]INDOLE  
28 (SR-19 AND RCS-4);



- 1 (xviii) 3, 4-methylenedioxymethamphetamine (MDMA);  
2 (xix) 5-methoxy-3, 4-methylenedioxyamphetamine;  
3 (xx) 3, 4, 5-trimethoxyamphetamine;  
4 (xxi) N-methyl-3-piperidyl benzilate;  
5 (xxii) N-ethyl-3-piperidyl benzilate;  
6 (xxiii) N-ethyl-1-phenylcyclohexylamine;  
7 (xxiv) 1-(1-phenylcyclohexyl)-pyrrolidine;  
8 (xxv) 1-(1-(2-thienyl)-cyclohexyl)-piperidine;  
9 (xxvi) 1-methyl-4-phenyl-4-propionoxypiperidine (MPPP);  
10 (xxvii) 1-(2-phenylethyl)-4-phenyl-4-acetyloxypiperidine  
11 (PEPAP);  
12 (xxviii) 3, 4-methylenedioxymethcathinone (methydone);  
13 (xxix) 3, 4-methylenedioxyprovalerone (MDPV);  
14 (xxx) 4-methylmethcathinone (mephedrone);  
15 (xxxi) 4-methoxymethcathinone (methedrone);  
16 (xxxii) 4-fluoromethcathinone (flephedrone); [and]  
17 (xxxiii) 3-fluoromethcathinone (3-FMC); AND  
18 **(XXXIV) CANNABIMIMETIC AGENTS.**

19 (2) Unless specifically excepted under this subtitle, a salt, isomer, or  
20 salt of an isomer of a substance listed in this subsection is a substance listed in  
21 Schedule I if the existence of the salt, isomer, or salt of an isomer is possible within  
22 the specific chemical designation.

23 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
24 October 1, 2013.