

March 18, 2013

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1133

Page 1, line 1, after "BILL" insert "for an Act"

Page 3, replace lines 18 through 29 with:

"7. "Controlled substance analog":

- a. Means a substance the chemical structure of which is substantially similar to the chemical structure of a controlled substance in schedule I or II and:
- (1) Which has a stimulant, depressant, or hallucinogenic effect on the central nervous system which is substantially similar to or greater than the stimulant, depressant, or hallucinogenic effect on the central nervous system of a controlled substance in schedule I or II; or
 - (2) With respect to a particular individual, which the individual represents or intends to have a stimulant, depressant, or hallucinogenic effect on the central nervous system substantially similar to or greater than the stimulant, depressant, or hallucinogenic effect on the central nervous system of a controlled substance in schedule I or II.
- b. Does not include:
- (1) A controlled substance;
 - (2) Any substance for which there is an approved new drug application;
 - (3) With respect to a particular individual, any substance, if an exemption is in effect for investigational use, for that individual, under section 505 of the federal Food, Drug and Cosmetic Act [21 U.S.C 355] to the extent conduct with respect to the substance is pursuant to the exemption; or
 - (4) Any substance to the extent not intended for human consumption before such an exemption takes effect with respect to that substance."

Re-number accordingly