

Amendment No. 1 to HB2909

Fowlkes
Signature of Sponsor

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

AMEND Senate Bill No. 3247

House Bill No. 2909*

By deleting the amendatory language of SECTION 1 and substituting instead the following:

(a) It is an offense to knowingly produce, manufacture, distribute, possess or possess with intent to produce, manufacture, or distribute the hallucinogenic plant *Salvia divinorum* or any plant or substance containing the active chemical ingredient *Salvinorin*.

(b) The provisions of this section shall not apply to the possession, planting, cultivation, growing, or harvesting of such hallucinogenic plant strictly for aesthetic, landscaping, or decorative purposes.

(c) The provisions of this section shall not apply to any dosage form which is legally obtainable from a retail establishment without a prescription and is recognized by the Federal Food and Drug Administration as a homeopathic drug.

(d) A violation of subsection (a) is a Class A misdemeanor.