

HOUSE BILL 1889

By Parkinson

AN ACT to amend Tennessee Code Annotated, Title 39,
Chapter 17, relative to drugs.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-17-438(a), is amended by deleting the subsection in its entirety and substituting instead the following:

(a)

(1) It is an offense to knowingly produce, manufacture, distribute, possess or possess with intent to produce, manufacture, or distribute the active chemical ingredient in the hallucinogenic plant *salvia divinorum* or the following synthetic cannabinoids:

(A) HU 210 or 1,1 dimethylheptyl 11 hydroxy delta8 tetrahydrocannabinol;

(B) Naphthoylindoles and naphthylmethyindoles, being any compound structurally derived from 3-(1-naphthoyl) indole or 1H-indol-3-yl-(1-naphthyl) methane by substitution at the nitrogen atom of the indole ring by alkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl, or 2-(4-morpholinyl) ethyl, whether or not further substituted in the indole ring to any extent, whether or not substituted in the naphthyl ring to any extent, including, but not limited to JWH 018, JWH 019, JWH 073, JWH 200), or JWH 398;

(C) Naphthoylpyrroles, being any compound structurally derived from 3-(1-naphthoyl) pyrrole by substitution at the nitrogen atom of the pyrrole ring by alkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl, or 2-(4-

morpholinyl) ethyl, whether or not further substituted in the pyrrole ring to any extent, whether or not substituted in the naphthyl ring to any extent;

(D) Naphthylmethylindenes, being any compound structurally derived from 1-(1-naphthylmethyl) indene by substitution at the 3-position of the indene ring by alkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl, or 2-(4-morpholinyl) ethyl whether or not further substituted in the indene ring to any extent, whether or not substituted in the naphthyl ring to any extent;

(E) Phenylacetylindoles, being any compound structurally derived from 3-phenylacetylindole by substitution at the nitrogen atom of the indole ring with alkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl, or 2-(4-morpholinyl) ethyl, whether or not further substituted in the indole ring to any extent, whether or not substituted in the phenyl ring to any extent, including, but not limited to JWH 250;

(F) Cyclohexylphenols, being any compound structurally derived from 2-(3-hydroxycyclohexyl) phenol by substitution at the 5-position of the phenolic ring, whether or not substituted in the cyclohexyl ring to any extent, including, but not limited to, CP 47,497, and the dimethylhexyl, dimethyloctyl and dimethylnonyl homologues of CP 47,497; or

(G) Tetrahydro derivatives of cannabinol and 3 alkyl homologues of cannabiniol or of its tetrahydro derivatives, except where contained in cannabis or cannabis resin.

(2) Subdivision (a)(1) concerning synthetic cannabinoids shall not apply to drugs or substances lawfully prescribed or to drugs or substances which have been approved by the federal food and drug administration.

SECTION 2. This act shall take effect July 1, 2011, the public welfare requiring it.