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1-1
       By:
              Huffman
                                                                               S.B. No. 172
       (In the Senate - Filed November 10, 2014; January 27, 2015, read first time and referred to Committee on Criminal Justice; March 16, 2015, reported adversely, with favorable Committee
 1-2
1-3
 1-4
 1-5
        Substitute by the following vote: Yeas 7, Nays 0; March 16, 2015,
 1-6
        sent to printer.)
                                          COMMITTEE VOTE
 1-7
 1-8
                                                               Absent
                                                                                PNV
                                          Yea
                                                    Nay
                Whitmire
 1-9
                                           Χ
1-10
1-11
                Huffman
                Burton
1-12
                                           Χ
                Creighton
1-13
                Hinojosa
                                           Χ
                                           Χ
1-14
                Menéndez
1-15
                Perry
1-16
        COMMITTEE SUBSTITUTE FOR S.B. No. 172
                                                                               By:
                                                                                      Huffman
1-17
                                      A BILL TO BE ENTITLED
1-18
                                                AN ACT
       relating to the addition of certain substances to Penalty Groups 1-A and 2 of the Texas Controlled Substances Act for criminal
1-19
1-20
1-21
1-22
       prosecution and other purposes.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
                SECTION 1. Section 481.002(50), Health and Safety Code, is
1-23
1-24
        amended to read as follows:
1-25
                               "Abuse unit" means:
                       (50)
1-26
1-27
                                     except as provided by Paragraph (B):
                              (A)
       (i) a single unit on or in any adulterant, dilutant, or similar carrier medium, including marked or perforated
1-28
       blotter paper, a tablet, gelatin wafer, sugar cube, or stamp, or other medium that contains any amount of a controlled substance listed in Penalty Group 1-A, if the unit is commonly used in abuse
1-29
1-30
1-31
1-32
        of that substance; or
1-33
                                      (ii)
                                             each quarter-inch square section of
1-34
       paper, if the adulterant, dilutant, or carrier medium is paper not marked or perforated into individual abuse units; or
1-35
                              (B)
1-36
                                     if the controlled substance is in liquid or
1-37
        solid form, 40 micrograms of the controlled substance including any
1-38
        adulterant or dilutant.
1-39
                SECTION 2. Section 481.1021, Health and Safety Code, is
1-40
        amended to read as follows:
1-41
                Sec. 481.1021.
                                    PENALTY GROUP 1-A.
                                                                 (a) Penalty Group 1-A
1-42
        consists of:
                       (1)
1-43
                              lysergic acid diethylamide (LSD), including its
1-44
        salts, isomers, and salts of isomers; and
                       (2)
1-45
                                                structurally
                            compounds
                                                                         derived
                                                                                          from
       2,5-dimethoxyphenethylamine by substitution at nitrogen atom with a benzyl substituent, including:
1-46
                                                                         at
                                                                               the
1-47
1-48
                                     compounds further modified by:
                              (A)
1-49
                                      (i) substitution in the phenethylamine ring
1-50
                   4-position
                                    to any extent (including alkyl, alkoxy,
             the
                                      yl, or halide substituents); or (ii) substitution in the benzyl ring to any
1-51
        alkylenedioxy, haloalkyl
1-52
1-53
                 (including
                                  alkyl,
                                           alkoxy, alkylenedioxy, haloalkyl, or
        halide substituents); and
1-54
1-55
                                     by example, compounds such as:
4-Bromo-2,5-dimethoxy-N-(2-methoxybenzyl)
                              (B)
1-56
       phenethylamine (trade or other names: 25B-NBOMe, 2C-B-NBOMe);
4-Chloro-2,5-dimethoxy-N-(2-methoxybenzyl)
1-57
1-58
       phenethylamine (trade or other names: 25C-NBOMe, 2C-C-NBOMe);
2,5-Dimethoxy-4-methyl-N-(2-methoxybenzyl)
1-59
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1-60

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      phenethylamine (trade or other names: 25D-NBOMe,
                                                               2C-D-<u>NBOMe);</u>
 2-1
                                4-Ethyl-2,5-dimethoxy-N-(2-methoxybenzyl)
 2-2
       phenethylamine (trade or other names: 25E-NBOMe, 2C-E-NBOMe);
 2-3
 2-4
                                2,5-Dimethoxy-N-(2-
 2-5
2-6
                                                            and other <u>names</u>:
       methoxybenzyl)phenethylamine
                                           (some trade
       25H-NBOMe, 2C-H-NBOMe);
 2-7
                                \overline{4}-Iodo-2,5-dimethoxy-N-(2-methoxybenzyl)
       <u>phenethylamin</u>e
 2-8
                                    trade and other
                           (some
                                                            names: 25I-NBOMe,
       2C-I-NBOMe);
 2-9
                                 4-Iodo-2,5-dimethoxy-N
2-10
2-11
       benzylphenethylamine (trade or other name: 25I-NB);
2-12
                                4-Iodo-2,5-dimethoxy-N-(2,3-
2-13
       methylenedioxybenzyl)phenethylamine
                                                    (trade
                                                                    other
                                                              or
                                                                             name:
2-14
       25I-NBMD);
2-15
2-16
       4-Iodo-2,5-dimethoxy-N-(2-fluorobenzyl)phenethylamine (trade or other name: 25I-NBF);
2-17
                                4-Iodo-2,5-dimethoxy-N-(2-hydroxybenzyl)
      phenethylamine (trade or other name: 25I-NBOH);
2-18
      phenethylamine (trade of other name: 231 NBOH),

2,5-Dimethoxy-4-nitro-N-(2-methoxybenzyl)

phenethylamine (trade or other names: 25N-NBOMe, 2C-N-NBOMe); and

2,5-Dimethoxy-4-(n)-propyl-N-(2-
2-19
2-20
2-21
2-22
      methoxybenzyl)phenethylamine (some trade and other
      25P-NBOMe, 2C-P-NBOMe).

(b) To the extent Subsection (a)(2) conflicts with another
2-23
2-24
       provision of this subtitle or another law, the other provision or the other law prevails.
2-25
2-26
2-27
              SECTION 3. Section 481.103, Health and Safety Code, is
       amended by amending Subsections (a) and (c) and adding Subsection
2-28
2-29
       (d) to read as follows:
2-30
                  Penalty Group 2 consists of:
      (1) any quantity of the following hallucinogenic substances, their salts, isomers, and salts of isomers, unless
2-31
2-32
      specifically excepted, if the existence of these salts, isomers, and salts of isomers is possible within the specific chemical
2-33
2-34
2-35
       designation:
2-36
                          5-(2-aminopropyl)benzofuran (5-APB);
2-37
                          6-(2-aminopropyl)benzofuran (6-APB);
2-38
                          5-(2-aminopropyl)-2,3-dihydrobenzofuran
2-39
      (5-APDB);
2-40
                          6-(2-aminopropyl)-2,3-dihydrobenzofuran
2-41
       (6-APDB);
                          5-(2-aminopropyl)indo<u>le (5-IT,5-API);</u>
2-42
                          6-(2-aminopropyl)indole (6-IT,6-API);
2-43
                          1-(benzofuran-5-yl)-N-methylpropan-2-amine
2-44
       (5-MAPB);
2-45
2-46
                          1-(benzofuran-6-yl)-N-methylpropan-2-amine
2-47
       (6-MAPB);
2-48
                          Benzothiophenylcyclohexylpiperidine (BTCP);
                          8-bromo-alpha-methyl-benzo[1,2-b:4,5-b']difuran-
2-49
      4-ethanamine (trade or other name: Bromo-DragonFLY);
Desoxypipradrol (2-benzhydrylpiperidine);
2-50
2-51
                           [<del>alpha-ethyltryptam</del>ine;
2-52
                           [alpha-methyltryptamine;
2-53
2-54
                           [4-bromo-2, 5-dimethoxyamphetamine (some trade or
                        4-bromo-2, 5-dimethoxy-alpha-methylphenethylamine;
2-55
       other names:
2-56
       4-bromo-2, 5-DMA);
2-57
                           [4-bromo-2, 5-dimethoxyphenethylamine;
2-58
                                          <del>(some trade</del>
                                        Dimethylaminoethyl)=5=hydroxyindole;
               3<del>-</del>(beta
2-59
      names:
       3-(2-dimethylaminoethyl)- 5- indolol; N, N-dimethylserotonin;
2-60
2-61
      5-hydroxy-N, N- dimethyltryptamine; mappine);
2-62
                          [<del>Diethyltryptamine</del>
                                                   (some
                                                            trade
                                                                     and
                                                                             <del>other</del>
       names: N, N-Diethyltryptamine, DET);
2-63
2-64
                          2, 5-dimethoxyamphetamine (some trade or other
2-65
       names:
                2, 5-dimethoxy-alpha-methylphenethylamine; 2, 5-DMA);
2-66
                          Diphenylprolinol (diphenyl(pyrrolidin-2-yl)
       methanol, D2PM);
2-67
                                5-dimethoxy-1-ethylamphetamine (trade
2-68
                     DOET);
2-69
       other name:
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                                5-dimethoxy-4-(n)-propylthiophenethylamine
 3 - 1
                                2C-T-7);
 3-2
                        name:
 3 - 3
                          [Dimethyltryptamine (trade or other name: DMT);
                                        (synthetic) in sesame oil
 3-4
                          Dronabinol
      encapsulated in a soft gelatin capsule in a U.S. Food and Drug Administration approved drug product (some trade or other names for
 3-5
 3-6
 3-7
      Dronabinol: (a6aR-trans)-6a,7,8,10a-tetrahydro-
                                                                              9-
                                                                   6,6,
 3-8
      trimethyl-3-pentyl-6H- dibenzo [b,d]pyran-1-ol or
                                                                    (-)-delta-9-
 3-9
       (trans) - tetrahydrocannabinol);
3-10
                         Ethylamine Analog of Phencyclidine (some trade or
3-11
                      names: N-ethyl-1-phenylcyclohexylamine,
3-12
      phenylcyclohexyl) ethylamine, N-(1-phenylcyclohexyl) ethylamine,
3-13
      cyclohexamine, PCE);
3-14
                          2-ethylamino-2-(3-methoxyphenyl)cyclohexanone
3-15
3-16
      (trade or other name: methoxetamine);
      Ibogaine (some trade or other names: 7-Ethyl-6, 6, beta 7, 8, 9, 10, 12, 13-octahydro-2-methoxy-6, 9-methano-5H-pyrido [1', 2':1, 2] azepino [5, 4-b] indole; tabernanthe iboga.);
3-17
3-18
3-19
                          5-iodo-2-aminoindane (5-IAI);
3-20
3-21
                          Mescaline;
                          [5-methoxy-N, N-diisopropyltryptamine;]
5-methoxy-3, 4-methylenedioxy amphetamine;
3-22
3-23
                          4-methoxyamphetamine (some
                                                             trade
                                                                            other
3-24
               4-methoxy-alpha-methylphenethylamine;
      names:
3-25
      paramethoxyamphetamine; PMA);
3-26
                          4-methoxymethamphetamine (PMMA);
3-27
                          2-(2-methoxyphenyl)-2-(methylamino)cyclohexanone
3-28
      (some trade and other names: 2-MeO-ketamine; methoxyketamine);
                          1-methyl- 4-phenyl-4-propionoxypiperidine (MPPP,
3-29
3-30
      PPMP);
3-31
                          4-methyl-2,
                                        5-dimethoxyamphetamine (some trade
3-32
                 other
                             names:
                                       4-methyl-2,
                                                            5-dimethoxy-alpha-
      and
      methylphenethylamine; "DOM"; "STP");
3-33
3-34
                          3,4-methylenedioxy methamphetamine (MDMA, MDM);
                          3,4-methylenedioxy amphetamine;
3-35
3-36
                          3,4-methylenedioxy
                                                  N-ethylamphetamine
                                                                            (Also
3-37
      known as N-ethyl MDA);
3-38
                          5,6-methylenedioxy-2-aminoindane (MDAI)
      Nabilone (Another name for nabilone: (+)-trans-3-(1,1-dimethylheptyl)-6,6a, 7,8,10,10a-hexahydro-1-hydroxy-6,6-dimethyl-9H-dibenzo[b,d] pyran-9-one;
                                                                     (+)-trans-
3-39
3-40
3-41
3-42
                         N-benzylpiperazine
                                                   (some
                                                            trade
                                                                            other
3-43
      names:
                BZP; 1-benzylpiperazine);
3-44
                         N-ethyl-3-piperidyl benzilate;
                          N-hydroxy-3,4-methylenedioxyamphetamine
3-45
3-46
      known as N-hydroxy MDA);
3-47
                          4-methylaminorex;
3-48
                          N-methyl-3-piperidyl benzilate;
3-49
                          Parahexyl (some trade or other names: 3-Hexyl-1-
3-50
      hydroxy-7, 8, 9,
                         10-tetrahydro-6, 6, 9-trimethyl-6H-dibenzo [b, d]
3-51
      pyran; Synhexyl);
3-52
                          1-Phenylcyclohexylamine;
3-53
                          1-Piperidinocyclohexanecarbonitrile (PCC);
                          [<del>Psilocin;</del>
[<del>Psilocybin;</del>]
3-54
3-55
3-56
                          Pyrrolidine Analog of Phencyclidine (some trade
3-57
                          1-(1-phenylcyclohexyl)-pyrrolidine, PCPy, PHP);
      or other names:
3-58
                          Tetrahydrocannabinols, other than marihuana, and
      synthetic equivalents of the substances contained in the plant, or
3-59
3-60
      in the resinous extractives of Cannabis, or synthetic substances,
3-61
      derivatives, and their isomers with similar chemical structure and
3-62
      pharmacological activity such as:
3-63
                                delta-1 cis or trans tetrahydrocannabinol,
      and their optical isomers;
3-64
3-65
                                delta-6 cis or trans tetrahydrocannabinol,
3-66
      and their optical isomers;
3-67
                                delta-3,
                                                        cis
                                                                  or
                                                                            trans
3-68
      tetrahydrocannabinol, and its optical isomers; or
3-69
                               compounds of these structures, regardless of
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      numerical designation of atomic positions, since nomenclature of
 4-1
      these substances is not internationally standardized;
 4-2
 4-3
                        Thiophene Analog of Phencyclidine (some trade or
 4 - 4
                     1-[1-(2-thienyl) cyclohexyl] piperidine; 2-Thienyl
      other names:
 4-5
      Analog of Phencyclidine; TPCP, TCP);
                        1-pyrrolidine (some trade or other name: TCPy);
1-(3-trifluoromethylphenyl)piperazine (trade or
 4-6
 4-7
                    TFMPP); and
 4-8
      other name:
 4-9
                        3,4,5-trimethoxy amphetamine;
4-10
                  (2)
                        Phenylacetone
                                          (some
                                                     trade
                                                               or
                                                                       other
4-11
              Phenyl-2-propanone; P2P, Benzymethyl ketone, methyl benzyl
      names:
4-12
      ketone);
4-13
                       unless specifically excepted or unless listed in
                   (3)
4 - 14
      another Penalty Group, a material, compound, mixture, or preparation that contains any quantity of the following substances
4-15
4-16
      having a potential for abuse associated with a depressant or
4-17
      stimulant effect on the central nervous system:
                        Aminorex
4-18
                                                  trade
                                       (some
4-19
             aminoxaphen; 2-amino-5-phenyl-2-oxazoline; 4,5-dihydro-5-
      names:
4-20
4-21
      phenyl-2-oxazolamine);
                        Amphetamine, its salts, optical isomers,
4-22
      salts of optical isomers;
4-23
                        Cathinone (some trade or other names:
                                                                 2-amino-1-
4-24
                                     alpha-aminopropiophenone,
      phenyl-1-propanone,
4-25
      aminopropiophenone);
4-26
                        Etaqualone and its salts;
4-27
                        Etorphine Hydrochloride;
4-28
                        Fenethylline and its salts;
4-29
                        Lisdexamfetamine, including its salts, isomers,
4-30
      and salts of isomers;
4-31
                        Mecloqualone and its salts;
4-32
                        Methaqualone and its salts;
4-33
                        Methcathinone (some trade or other names:
4 - 34
                                       alpha-(methylamino)propriophenone;
      methylamino-propiophenone;
4-35
      2-(methylamino)-1-phenylpropan-1-one;
                                                                    alpha-N-
4-36
                                                                          N-
      methylaminopropriophenone; monomethylpropion;
                                                            ephedrone,
4-37
      methylcathinone; methylcathinone; AL-464; AL-422; AL-463; and UR
4-38
      1431);
4-39
                        N-Ethylamphetamine, its salts, optical isomers,
4-40
      and salts of optical isomers; and
4-41
                        N,N-dimethylamphetamine
                                                   (some
                                                           trade or
                                                                       other
4-42
      names: N,N,alpha-trimethylbenzeneethanamine
4-43
      [N,N,alpha-trimethylbenzeneethaneamine];
4-44
      N,N,alpha-trimethylphenethylamine), its salts, optical isomers,
4-45
      and salts of optical isomers; [and]
4-46
                  (4)
                        any
                               compound
                                           structurally
                                                            derived
4-47
                       by substitution at the 1-position with any
      2-aminopropanal
4-48
      monocyclic or fused-polycyclic ring system, including:
                             compounds further modified by:
4-49
                        (A)
             (i) substitution in the ring system to any (including alkyl, alkoxy, alkylenedioxy, haloalkyl, or
4-50
4-51
      extent
      halide substituents), whether or not further substituted in the
4-52
4-53
      ring system by other substituents;
4-54
                              (ii)
                                   substitution at the 3-position with an
4-55
      alkyl substituent; or
4-56
                              (iii)
                                     substitution at the 2-amino nitrogen
4-57
      atom with alkyl, benzyl, [or methoxybenzyl groups, or
4-58
      inclusion of the 2-amino nitrogen atom in a cyclic structure; and
                        (B)
4-59
                             by example, compounds such as:
4-60
                              4-Methylmethcathinone
                                                        (Also
                                                                 known
                                                                          as
4-61
      Mephedrone);
4-62
                              3,4-Dimethylmethcathinone
                                                          (Also
                                                                 known
                                                                          as
4-63
      3,4-DMMC);
4-64
                              3-Fluoromethcathinone (Also known as 3-FMC);
4-65
                              4-Fluoromethcathinone
                                                        (Also
                                                                 known
4-66
      Flephedrone);
4-67
                              3,4-Methylenedioxy-N-methylcathinone
4-68
      known as Methylone);
                              3,4-Methylenedioxypyrovalerone (Also known
4-69
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 5-1
      as MDPV);
 5-2
                             alpha-Pyrrolidinopentiophenone (Also known
 5-3
      as alpha-PVP);
 5-4
                             Naphthylpyrovalerone (Also
                                                               known
 5-5
      Naphyrone);
 5-6
                             alpha-Methylamino-valerophenone (Also known
 5-7
      as Pentedrone);
 5-8
                             beta-Keto-N-methylbenzodioxolylpropylamine
      (Also known as Butylone);
 5-9
5-10
                             beta-Keto-N-methylbenzodioxolylpentanamine
5-11
      (Also known as Pentylone);
5-12
                             beta-Keto-Ethylbenzodioxolylbutanamine
5-13
      (Also known as Eutylone); and
5-14
                             3,4-methylenedioxy-N-ethylcathinone
                                                                      (Also
5-15
5-16
      known as Ethylone);
                  (5)_
                       any compound structurally derived from tryptamine
5-17
      (3-(2-aminoethyl)indole) or a ring-hydroxy tryptamine:
5-18
                             by modification in any of the following ways:
                        (A)
                              (i)
                                  by substitution at the amine nitrogen
5-19
5-20
      atom of the sidechain to any extent with alkyl or alkenyl groups or
5-21
      by inclusion of the amine nitrogen atom of the side chain (and no
5-22
      other atoms of the side chain) in a cyclic structure;
5-23
                              (ii) by substitution at the
                                                               carbon
5-24
      adjacent to the nitrogen atom of the side chain (alpha-position)
5-25
      with an alkyl or alkenyl group;
5-26
                              (iii)
                                     bу
                                         substitution
                                                        in
                                                            the
                                                                 6-membered
5-27
                             with alkyl, alkoxy, haloalkyl, thioaklyl,
      ring to any extent
5-28
      alkylenedioxy, or halide substituents; or
5-29
                              (iv) by substitution at the 2-position of
5-30
      the tryptamine ring
                          system with an alkyl substituent; and
5-31
                             including:
                        (B)
5-32
                              (i) ethers
                                           and esters of the controlled
5-33
      substances listed in this subdivision; and
5-34
                              (ii)
                                    by example, compounds such as:
5-35
                                   alpha-ethyltryptamine;
5-36
                                   alpha-methyltryptamine;
5-37
                                   Bufotenine (some trade and other names:
5-38
      3-(beta-Dimethylaminoethyl)-5-hydroxyindole;
                                                 N,
5-39
      3-(2-dimethylaminoethyl)-
                                      indolol;
                                                      N-dimethylserotonin;
      5-hydroxy-N, N- dimethyltryptamine; mappine);
5-40
                                   Diet<u>hyltryptamine</u>
5-41
                                                         (some
                                                                trade
                                                                         and
5-42
      other names: N, N-Diethyltryptamine, DET);
5-43
                                   Dimethyltryptamine
                                                         (trade
                                                                      other
                                                                  or
5-44
      name: DMT);
5-45
                                   5-methoxy-N, N-diisopropyltryptamine
5-46
      (5-MeO-DiPT);
5-47
                                   O-Acetylpsilocin (Trade or other name:
5-48
      4-Aco-DMT);
                                   Psilocin; and
5-49
                       Psilocybin;
2,5-Dimethoxyphenethylamine
5-50
5-51
                  (6)
                                                       and
                                                             any
                                                                   compound
5-52
      structurally
                      derived
                                 from
                                         2,5-Dimethoxyphenethylamine
                                                                          bу
5-53
      substitution at the 4-position of the phenyl ring to any extent
                                                                     halide
5-54
      (including alkyl, alkoxy, alkylenedioxy, haloalkyl,
                                                                 or
                      including, by example, compounds such as: 4-Bromo-2,5-dimethoxyphenethylamine
5-55
      substituents),
5-56
                                                                 (trade
                                                                          or
5-57
      other name: 2C-B);
5-58
                        \overline{4}-Chloro-2,5-dimethoxyphenethylamine (trade
                                                                          or
      other name: 2C-C);
5-59
5-60
                        \overline{2},5-Dimethoxy-4-methylphenethylamine
                                                                 (trade
                                                                          or
5-61
      other name: 2C-D);
5-62
                        \overline{4}-Ethyl-2,5-dimethoxyphenethylamine
                                                                 (trade
                                                                          or
5-63
      other name: 2C-E);
                        \overline{4}-Iodo-2,5-dimethoxyphenethylamine
5-64
                                                                (trade
                                                                          or
      other name: 2C-I);
2,5-Dimethoxy-4-nitrophenethylamine (trade
5-65
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5-Dimethoxy-4-(n)-propylphenethylamine (trade

or

5-66

5-67 5-68

5-69

other name: 2C-N);

or other name: 2C-P);

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6-1
                           4-Ethylthio-2,5-dimethoxyphenethylamine
                                                                            (trade
       or other name: 2C-T-2);
 6-2
 6-3
                           4-Isopropylthio-2,5-dimethoxyphenethylamine
       (trade or other name: 2C-T-4); and
 6-4
 6-5
6-6
                           2,5-Dimethoxy-4-(n)-propylthiophenethylamine
       (trade or other name: 2C-T-7); and
 6-7
                    (7)
                          2,5-Dimethoxyamphetamine
                                                           and
                                                                           compound
                                                                   any
 6-8
       structurally derived from 2,5-Dimethoxyamphetamine by substitution
       at the 4-position of the phenyl ring to any extent (including alkyl,
 6-9
6-10
6-11
       alkoxy
               alkylenedioxy, haloalkyl, or
                                                         halide
                                                                   substituents),
       including, by example, compounds such as:
6-12
                           4-Ethylthio-2,5-dimethoxyamphetamine
                                                                       (trade
       other name: Aleph-2);
6-13
6-14
                           \overline{4-1s} opropylthio-2,5-dimethoxyamphetamine (trade
6-15
6-16
       or other name: Aleph-4);
                           4-Bromo-2,5-dimethoxyamphetamine (trade or other
6-17
       name: DOB);
                           4-Chloro-2,5-dimethoxyamphetamine
6-18
                                                                       (trade
       other name: DOC);
6-19
6-20
6-21
                           2,5-Dimethoxy-4-ethylamphetamine (trade or other
       name: DOET);
6-22
                           4-Iodo-2,5-dimethoxyamphetamine (trade or other
6-23
       name: DOI);
6-24
                           2,5-Dimethoxy-4-methylamphetamine
                                                                      (trade
                                                                                  οr
6-25
6-26
       other name: DOM);
                           2,5-Dimethoxy-4-nitroamphetamine (trade or other
6-27
       name: DON);
                           4-Isopropyl-2,5-dimethoxyamphetamine (trade or
6-28
       other name: DOIP); and
6-29
6-30
                           2,5-Dimethoxy-4-(n)-propylamphetamine (trade
6-31
       other name: DOPR)
                              extent Subsection (a)(4),
                                                               (5),
6-32
                   To the
                                                                     (6),
              (c)
6-33
       conflicts with another provision or this subtitle or another law,
       the other provision [subtitle] or the other law prevails. If a substance listed in this section is also listed in another penalty group, the listing in the other penalty group controls.
6-34
                                                                               If a
6-35
6-36
              (d) If a substance listed in this section is approved by the
6-37
6-38
       Federal Drug Administration, the inclusion of that substance in
       this penalty group does not apply, and notwithstanding any other law, a person may not be convicted for the manufacture or delivery of the substance under Section 481.113 or for possession of the
6-39
6-40
6-41
6-42
       substance under Section 481.116.
6-43
              SECTION 4. The change in law made by this Act applies only
6-44
       to an offense committed on or after the effective date of this Act.
6-45
       An offense committed before the effective date of this Act is
       governed by the law in effect on the date the offense was committed,
6-46
       and the former law is continued in effect for that purpose.
6-47
       purposes of this section, an offense was committed before the effective date of this Act if any element of the offense occurred
6-48
6-49
6-50
       before that date.
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C.S.S.B. No. 172

6-52 * * * * *

SECTION 5.

6-51

This Act takes effect September 1, 2015.