

State of South Dakota

EIGHTY-FOURTH SESSION LEGISLATIVE ASSEMBLY, 2009

357Q0049

HOUSE BILL NO. 1090

Introduced by: Representatives Turbiville, Blake, Cutler, Engels, Kirkeby, Lucas, Moser, Street, and Verchio and Senators Miles, Abdallah, Hundstad, Maher, and Nelson

1 FOR AN ACT ENTITLED, An Act to schedule certain controlled substances and to declare an
2 emergency.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 34-20B-14 be amended to read as follows:

5 34-20B-14. Any material, compound, mixture, or preparation which contains any quantity
6 of the following hallucinogenic substances, their salts, isomers, and salts of isomers, is included
7 in Schedule I, unless specifically excepted, whenever the existence of such salts, isomers, and
8 salts of isomers is possible within the specific chemical designation:

- 9 (1) Bufotenine;
- 10 (2) Diethyltryptamine;
- 11 (3) Dimethyltryptamine;
- 12 (4) 5-methoxy-N, N-Dimethyltryptamine;
- 13 (5) 5-methoxy-3, 4-methylenedioxy amphetamine;
- 14 (6) 4-bromo-2, 5-dimethoxyamphetamine;



- 1 (7) 4-methoxyamphetamine;
- 2 (8) 4-methoxymethamphetamine;
- 3 (9) 4-methyl-2, 5-dimethoxyamphetamine;
- 4 (10) Hashish and hash oil;
- 5 (11) Ibogaine;
- 6 (12) Lysergic acid diethylamide;
- 7 (13) Mescaline;
- 8 (14) N-ethyl-3-piperidyl benzilate;
- 9 (15) N-methyl-3-piperidyl benzilate;
- 10 (16) 1-(-(2-thienyl)cyclohexyl) piperdine;
- 11 (17) Peyote, except that when used as a sacramental in services of the Native American
- 12 church in a natural state which is unaltered except for drying or curing and cutting
- 13 or slicing, it is hereby excepted.;
- 14 (18) Psilocybin;
- 15 (19) Psilocyn;
- 16 (20) Tetrahydrocannabinol, other than that which occurs in marijuana in its natural and
- 17 unaltered state;
- 18 (21) 3, 4, 5-trimethoxy amphetamine;
- 19 (22) 3, 4-methylenedioxy amphetamine;
- 20 (23) 3-methoxyamphetamine;
- 21 (24) 2, 5-dimethoxyamphetamine;
- 22 (25) 2-methoxyamphetamine;
- 23 (26) 2-methoxymethamphetamine;
- 24 (27) 3-methoxymethamphetamine;

- 1 (28) Phencyclidine;
- 2 (29) 3, 4-methylenedioxymethamphetamine (MDMA);
- 3 (30) 3, 4-methylenedioxy-N-ethylamphetamine;
- 4 (31) N-hydroxy-3, 4-methylenedioxyamphetamine;
- 5 (32) 4-methylaminorex (also known as 2-Amino-4-methyl/x-5-phenyl-2-oxazoline);
- 6 (33) 2,5 Dimethoxy-4-ethylamphetamine;
- 7 (34) N,N-Dimethylamphetamine;
- 8 (35) 1-(1-(2-thienyl)cyclohexyl)pyrrolidine;
- 9 (36) Aminorex;
- 10 (37) Cathinone;
- 11 (38) Methcathinone;
- 12 (39) 2,5-Dimethoxy-4-ethylamphetamine (DOET);
- 13 (40) Alpha-ethyltryptamine;
- 14 (41) 4-Bromo-2,5-dimethoxy phenethylamine;
- 15 (42) 2,5-dimethoxy-4-(n)-propylthiophenethylamine (2C-T-7);
- 16 (43) 1-(3-trifluoromethylphenyl) piperazine (TFMPP);
- 17 (44) Alpha-methyltryptamine (AMT);
- 18 (45) 5-methoxy-N,N-diisopropyltryptamine (5-MeO-DIPT);
- 19 (46) Salvia divinorum or salvinorin A.

20 Section 2. Whereas, this Act is necessary for the immediate preservation of the public peace,
21 health, or safety, an emergency is hereby declared to exist, and this Act shall be in full force and
22 effect from and after its passage and approval.