

House Bill 1090 (AS PASSED HOUSE AND SENATE)

By: Representatives Stephens of the 164th, Carter of the 159th, Parham of the 141st, and Parrish of the 156th

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to
2 controlled substances, so as to change certain provisions relating to Schedule I, II, III, and
3 IV controlled substances; to change certain provisions relating to the definition of "dangerous
4 drug"; to provide for the use of nitrous oxide for food purposes and in household products;
5 to provide an effective date; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to controlled
9 substances, is amended in Code Section 16-13-25, relating to Schedule I controlled
10 substances, by adding new subparagraphs to paragraph (3) to read as follows:

11 "(ZZ) 4-iodo-2,5-dimethoxyamphetamine;
12 (AAA) 4-chloro-2,5-dimethoxyamphetamine;"

13 **SECTION 2.**

14 Said chapter is further amended in Code Section 16-13-25, relating to Schedule I controlled
15 substances, by revising paragraph (8) as follows:

16 "(8) ~~1-(3-Trifluoromethylphenyl)~~ 1-(3-Trifluoromethylphenyl) Piperazine (TFMPP);"

17 **SECTION 3.**

18 Said chapter is further amended in Code Section 16-13-26, relating to Schedule II controlled
19 substances, by adding a new subparagraph to paragraph (3) to read as follows:

20 "(G) Lisdexamfetamine;"

1 **SECTION 4.**

2 Said chapter is further amended in Code Section 16-13-27, relating to Schedule III controlled
3 substances, by deleting the period at the end of paragraph (10) and replacing it with a
4 semicolon and by adding a new paragraph to read as follows:

5 "(11) Embutramide."

6 **SECTION 5.**

7 Said chapter is further amended in Code Section 16-13-28, relating to Schedule IV controlled
8 substances, by adding new paragraphs to subsection (a) to read as follows:

9 "(1.5) Armodafinil;"

10 "(11.5) Eszopiclone;"

11 **SECTION 6.**

12 Said chapter is further amended in Code Section 16-13-71, relating to the definition of
13 dangerous drug, by revising paragraphs (160.15) and (402.7) in subsection (b) as follows:

14 "(160.15) Cetirizine - See exceptions;"

15 "(402.7) Fluticasone ~~Propionate~~;"

16 **SECTION 7.**

17 Said chapter is further amended in Code Section 16-13-71, relating to the definition of
18 dangerous drug, by adding new paragraphs to subsection (b) to read as follows:

19 "(19.77) Aliskiren;"

20 "(28.5) Ambrisentan;"

21 "(44.6) Ammonia, N-13;"

22 "(67.67) Astenajavol;"

23 "(317.2) Doripenem;"

24 "(330.3) Eculizumab;"

25 "(506.9) Ixabepilone;"

26 "(512.3) Lanreotide;"

27 "(512.67) Lapatinib;"

28 "(516.75) Levocetirizine;"

29 "(540.3) Maraviroc;"

30 "(595.5) Methoxy polyethylene glycol-epoetin beta;"

31 "(638.45) Nebivolol;"

32 "(644.3) Nilotinib;"

33 "(831.03) Raltegravir;"

34 "(836.3) Retapamulin;"

1 "(845.95) Rotigotine;"
2 "(851.045) Sapropterin;"
3 "(931.77) Temsirolimus;"

4 **SECTION 8.**

5 Said chapter is further amended in Code Section 16-13-71, relating to the definition of
6 dangerous drug, by adding a new paragraph to subsection (c) to read as follows:

7 "(6.5) Cetirizine - when a single dosage unit is either 1mg per 1ml or less or 10mg or
8 less;"

9 **SECTION 9.**

10 Said chapter is further amended in Code Section 16-13-79, relating to violations relative to
11 dangerous drugs, by adding a new subsection to read as follows:

12 "(d) This article shall not apply to any person who possesses, distributes, sells, or uses
13 nitrous oxide for food preparation in a restaurant, for food service, or in household
14 products."

15 **SECTION 10.**

16 This Act shall become effective upon its approval by the Governor or upon its becoming law
17 without such approval.

18 **SECTION 11.**

19 All laws and parts of laws in conflict with this Act are repealed.