EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

October 4, 2011

31-11-956
Office of the Speaker
Judith T. Won Pat, Ed. D.
Date 10/4/11
Time 4:40pm
Received by

Honorable Judith T. Won Pat, Ed.D.
Speaker
I Mina'trentai Unu Na Liheslaturan Guåhan
155 Hesler Street
Hagåtña, Guam 96910

Dear Madame Speaker:

Transmitted herewith is Substitute Bill No. 216-31 (COR) "**AN ACT TO *AMEND* ITEMS (C), (D) AND (E), AND TO *ADD* A NEW ITEM (F) TO APPENDIX A; TO *AMEND* ITEMS (A)(1), (B), (C), (E) AND (F) OF APPENDIX B; TO *AMEND* ITEMS (B), (C), (D) AND (E), AND TO *ADD* A NEW ITEM (F) TO APPENDIX C; TO *AMEND* ITEMS (B), (C) AND (D) OF APPENDIX D; TO AMEND ITEM (A), AND TO *ADD* A NEW ITEM (D) TO APPENDIX E; AND TO *ADD* A NEW §67.301(f) TO ARTICLE 3, ALL OF CHAPTER 67 OF TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO UPDATING THE GUAM UNIFORM CONTROLLED SUBSTANCES ACT BASED ON THE U.S. DRUG ENFORCEMENT ADMINISTRATION SCHEDULE LISTING"**, which was signed into law on September 30, 2011 as **Public Law 31-110**.

Senseramente,

EDDIE BAZA CALVO

Attachment: copy of Bill

956

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2011 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO *I MAGA'LAHEN GUÅHAN*

This is to certify that **Substitute Bill No. 216-31 (COR), "AN ACT TO *AMEND* ITEMS (C), (D) AND (E), AND TO *ADD* A NEW ITEM (F) TO APPENDIX A; TO *AMEND* ITEMS (A)(1), (B), (C), (E) AND (F) OF APPENDIX B; TO *AMEND* ITEMS (B), (C), (D) AND (E), AND TO *ADD* A NEW ITEM (F) TO APPENDIX C; TO *AMEND* ITEMS (B), (C) AND (D) OF APPENDIX D; TO *AMEND* ITEM (A), AND TO *ADD* A NEW ITEM (D) TO APPENDIX E; AND TO *ADD* A NEW §67.301(f) TO ARTICLE 3, ALL OF CHAPTER 67 OF TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO UPDATING THE GUAM UNIFORM CONTROLLED SUBSTANCES ACT BASED ON THE U.S. DRUG ENFORCEMENT ADMINISTRATION SCHEDULE LISTING,"** was on the 19th day of September, 2011, duly and regularly passed.

Judith T. Won Pat, Ed.D.
Speaker

Attested:

Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahen Guåhan* this 20th day of Sept., 2011, at 4:10 o'clock P.M.

Assistant Staff Officer
Maga'lahi's Office

APPROVED:

RAYMOND S. TENORIO
Acting Governor of Guam

Date: SEP 30 2011

Public Law No. 31-110

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2011 (FIRST) Regular Session

Bill No. 216-31 (COR)
As substituted by the Committee on Public Safety,
Law Enforcement and Judiciary.

Introduced by:

B. J.F. Cruz
Adolpho B. Palacios, Sr.
T. C. Ada
V. Anthony Ada
F. F. Blas, Jr.
Chris M. Dueñas
Judith P. Guthertz, DPA
Sam Mabini, Ph.D.
T. R. Muña Barnes
v. c. pangelinan
Dennis G. Rodriguez, Jr.
R. J. Respicio
M. Silva Taijeron
Aline A.Yamashita, Ph.D.
Judith T. Won Pat, Ed.D.

AN ACT TO *AMEND* ITEMS (C), (D) AND (E), AND TO *ADD* A NEW ITEM (F) TO APPENDIX A; TO *AMEND* ITEMS (A)(1), (B), (C), (E) AND (F) OF APPENDIX B; TO *AMEND* ITEMS (B), (C), (D) AND (E), AND TO *ADD* A NEW ITEM (F) TO APPENDIX C; TO *AMEND* ITEMS (B), (C) AND (D) OF APPENDIX D; TO *AMEND* ITEM (A), AND TO *ADD* A NEW ITEM (D) TO APPENDIX E; AND TO *ADD* A NEW §67.301(f) TO ARTICLE 3, ALL OF CHAPTER 67 OF TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO UPDATING THE GUAM UNIFORM CONTROLLED SUBSTANCES ACT BASED ON THE U.S. DRUG ENFORCEMENT ADMINISTRATION SCHEDULE LISTING.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Item (C) of Appendix A of Chapter 67, Title 9, Guam Code Annotated, is hereby *amended* to read:

"(C) Material, compound, mixture or preparation containing any quantity of the following hallucinogenic substances, including any salts, isomers, and salts of isomers of them that are theoretically possible within the specific chemical designation:

(1) Alpha-ethyltryptamine (other names: etryptamine; Monase; alpha-ethyl-lH-indole-3-ethanamine; 3-(2-aminobutyl) indole; alpha-ET; and AET);

(2) 4-bromo-2,5-dimethoxy-amphetamine (other names: 4-bromo-2,5-dimethoxy-alpha-methylphenethylamine; 4-bromo-2,5-DMA);

(3) 4-bromo-2,5-dimethoxyphenethylamine (other names: 2-(4-bromo-2,5-dimethoxyphenyl)-1-aminoethane; alpha-desmethyl DOB; 2C-B, Nexus);

(4) 2,5-dimethoxyamphetamine (other names: 2,5-dimethoxyalpha-methylphenethylamine; 2,5-DMA);

(5) 2,5-dimethoxy-4-ethylamphet-amine (other name: DOET);

(6) 2,5-dimethoxy-4-(n)-propylthiophenethylamine (other name: 2C-T-7);

(7) 4-methoxyamphetamine (other names: 4-methoxy-alphamethylphenethylamine; paramethoxyamphetamine, PMA);

(8) 5-methoxy-3,4-methylenedioxy-amphetamine;

(9) 4-methyl-2,5-dimethoxy-amphetamine (other names: 4-methyl-2,5-dimethoxy-alpha-methylphenethylamine; DOM; and STP);

(10) 3,4-methylenedioxy amphetamine;

(11) 3,4-methylenedioxymethamphetamine (MDMA);

(12) 3,4-methylenedioxy-N-ethylamphetamine (other names: N-ethyl-alpha-methyl-3,4(methylenedioxy)phenethylamine, N-ethyl MDA, MDE, MDEA);

(13) N-hydroxy-3,4-methylenedioxyamphetamine (other names: N-hydroxy-alpha-methyl-3,4(methylenedioxy)phenethylamine, and N-hydroxy MDA);

(14) 3, 4, 5-trimethoxy amphetamine;

(15) 5-methoxy-N,N-dimethyltryptamine (other names: 5-methoxy-3-[2-(dimethylamino)ethyl]indole; 5-MeO-DMT;

(16) Alpha-methyltryptamine (other name: AMT);

(17) bufotenine (other names: 3-(beta-Dimethylaminoethyl)-5-hydroxyindole; 3-(2-dimethylaminoethyl)-5-indolol; N, N-dimethylserotonin; 5-hydroxy-N,N-dimethyltryptamine; mappine);

(18) diethyltryptamine (other names: N,N-Diethyltryptamine; DET);

(19) dimethyltryptamine (other name: DMT);

(20) 5-methoxy-N,N-diisopropyltryptamine (other name: 5-MeO-DIPT);

(21) ibogaine (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);

(22) lysergic acid diethylamide;

(23) marihuana;

(24) mescaline;

(25) parahexyl (other names: 3-Hexyl-l-hydroxy-7, 8, 9, 10-tetrahydro-6, 6, 9-trimethyl-6H-dibenzo [b,d] pyran; Synhexyl);

(26) peyote (all parts of the plant presently classified botanically as Lophophora williamsii Lemaire, whether growing or not, its seeds, any extract from any part of the plant, and every compound manufacture, salts, derivative, mixture, or preparation of such plant, its seeds or extracts);

(27) N-ethyl-3-piperidyl benzilate;

(28) N-methyl-3-piperidyl benzilate;

(29) psilocybin;

(30) psilocyn;

(31) tetrahydrocannabinols (Meaning tetrahydrocannabinols naturally contained in a plant of the genus *Cannabis* (cannabis plant), as well as synthetic equivalents of the substances contained in the cannabis plant, or in the resinous extractives of such plant, and/or synthetic substances, derivatives, and their isomers with similar chemical structure and pharmacological activity to those substances contained in the plant, such as the following:

-1 cis or trans tetrahydrocannabinol, and their optical isomers;

-6 cis or trans tetrahydrocannabinol, and their optical isomers; and

-3, 4 cis or trans tetrahydrocannabinol, and its optical isomers.

(Since nomenclature of these substances is not internationally standardized, compounds of these structures, regardless of numeric designation of atomic positions covered.);

(32) ethylamine analog of phencyclidine (other names: N-ethyl-1-phenylcyclohexylamine; (1-phenylcyclohexyl) ethylamine; N-(l-phenylcyclohexyl) ethylamine; cyclohexamine; PCE);

(33) pyrrolidine analog of phencyclidine (other names: 1- (l-phenylcyclohexyl)–pyrrolidine; PCPy; PHP);

(34) thiophene analog of phencyclidine (other names: 1-[l-(2-thienyl)-cyclohexyl]-piperidine; 2-thienylanalog of phencyclidine; TPCP; TCP); and

(35) TCPy (other name: 1-[l-(2-thienyl)cyclohexyl] pyrrolidine."

Section 2. Item (D) of Appendix A of Chapter 67, Title 9, Guam Code Annotated, is hereby *amended* to read:

"(D) Material, compound, mixture or preparation containing any quantity of the following substances having a depressant effect on the central nervous system, including any salts, isomers and salts of isomers of them that are theoretically possible within the specific chemical designation:

(1) gamma-hydroxybutyric acid (other names: include GHB; gamma-hydroxybutyrate; 4-hydroxybutyrate; 4-hydroxybutanoic acid; sodium oxybate; sodium oxybutyrate);

(2) mecloqualone; and

(3) methaqualone."

Section 3. Item (E) of Appendix A of Chapter 67, Title 9, Guam Code Annotated, is hereby *amended* to read:

"(E) Material, compound, mixture or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system, including their salts, isomers and salts of isomers:

(1) Aminorex (other names: aminoxaphen; 2-amino-5-phenyl-2-oxazoline; or 4,5-dihydro-5-phenyl-2-oxazolamine);

(2) N-Benzylpiperazine (other names: BZP, 1-benzylpiperazine);

(3) Cathinone (other names: 2-amino-1-phenyl-1-propanone; alpha-aminopropiophenone; 2-aminopropiophenone; and norephedrone);

(4) Fenethylline;

(5) Methcathinone (other names: 2-(methylamino)-propiophenone; alpha-(methylamino)propiophenone; 2-(methylamino)-1-phenylpropan-l-one; alpha-N-methylaminopropiophenone; monomethylpropion; ephedrone; N-methylcathinone; methylcathinone; AL-464; AL-422; AL-463 and UR1432), its salts, optical isomers and salts of optical isomers);

(6) (+/-)cis-4-methylaminorex (other name: (+/-)cis-4,5-dihydro-4-methyl-5-phenyl-2-oxazolamine);

(7) N-ethylamphetamine; and

(8) N,N-dimethylamphetamine (other names: N,N-alpha-trimethyl-benzeneethanamine; N,N-alpha-trimethylphenethylamine)."

Section 4. A new Item (F) is hereby *added* to Appendix A of Chapter 67, Title 9, Guam Code Annotated, to read:

"(F) *Temporary listing of substances subject to emergency scheduling.* Any material, compound, mixture or preparation which contains any quantity of the following substances:

(1) 5-(1,1-Dimethylheptyl)-2-[(1R,3S)-3-ydroxycyclohexyl]-phenol, its optical, positional, and geometric isomers, salts and salts of isomers (Other names: CP-47,497);

(2) 5-(1,1-Dimethyloctyl)-2-[(1R,3S)-3-hydroxycyclohexyl]-phenol, its optical, positional, and geometric isomers, salts and salts of isomers (Other names: cannabicyclohexanol and CP-47,497 C8 homologue);

(3) 1-Butyl-3-(1-naphthoyl)indole, its optical, positional, and geometric isomers, salts and salts of isomers (Other names: JWH- 073);

(4) 1-[2-(4-Morpholinyl)ethyl]-3-(1-naphthoyl)indole, its optical, positional, and geometric isomers, salts and salts of isomers (Other names: JWH-200); and

(5) 1-Pentyl-3-(1-naphthoyl)indole, its optical, positional, and geometric isomers, salts and salts of isomers (Other names: JWH- 018 and AM678)."

Section 5. Item (A) (1) of Appendix B of Chapter 67, Title 9, Guam Code Annotated, is hereby *amended* to read:

"(A) Any of the following substances, however manufactured:

(1) Opium and opiate, and any salt, compound, derivative, or preparation of opium or opiate excluding apomorphine, thebaine-derived butorphanol, dextrorphan, nalbuphine, nalmefene, naloxone, and naltrexone, and their respective salts, but including the following:

(A) raw opium;

(B) opium extracts;

(C) opium fluid;

(D) powdered opium;

(E) granulated opium;

(F) tincture of opium;

(G) codeine;

(H) ethylmorphine;

(I) etorphine hydrochloride;

(J) hydrocodone;

(K) hydromorphone;

(L) metopon;

(M) morphine;

(N) oxycodone;

(O) oxymorphone;

(P) thebaine;

(Q) dihydroetorphine; and

(R) oripavine."

Section 6. Item (B) of Appendix B of Chapter 67, Title 9, Guam Code Annotated, is hereby *amended* to read:

"(B) Any of the following synthetic opiates, including any isomers, esters, ethers, salts, and salts of isomers, esters, and ethers of them that are theoretically possible within the specific chemical designation:

(1) alfentanil;

(2) alphaprodine;

(3) anileridine;

(4) bezitramide;

(5) carfentanil;

(6) bulk dextropropoxyphene (non-dosage forms);

(7) dihydrocodeine;

(8) diphenoxylate;

(9) fentanyl;

(10) isomethadone;

(11) levomethorphan;

(12) levorphanol;

(13) metazocine;

(14) methadone;

(15) methadone-intermediate, 4-cyano-2-dimethylamino-4, 4-diphenyl butane;

(16) moramide-intermediate, 2-methyl-3-morpholino-1, ł 1-diphenylpropane-carboxylic acid;

(17) pethidine (meperidine);

(18) pethidine-intermediate-A, 4-cyano-l-methyl-4-phenylpiperidine;

(19) pethidine-intermediate-B, ethyl-4-phenylpiperidine-4-carboxylate;

(20) pethidine-intermediate-C, 1-methyl-4-phenylpiperidine-4-carboxylic acid;

(21) phenazocine;

(22) piminodine;

(23) racemethorphan;

(24) racemorphan;

(25) remifentanil;

(26) sufentanil;

(27) levo-alphacetylmethadol (other names: levo-alphaacetylmethadol, levomethadyl acetate, LAAM); and

(28) tapentadol."

Section 7. Item (C) of Appendix B of Chapter 67, Title 9, Guam Code Annotated, is hereby *amended* to read:

"(C) Material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system:

(1) amphetamine, its salts, optical isomers, and salts of its optical isomers;

(2) methamphetamine, its salts, isomers, and salts of its isomers;

(3) phenmetrazine and its salts;

(4) methylphenidate; and

(5) lisdexamfetamine, its salts, isomers, and salts of its isomers."

Section 8. Items (E) and (F) of Appendix B of Chapter 67, Title 9, Guam Code Annotated, are hereby *amended* to read:

"(E) Hallucinogenic substances.

(1) Nabilone [other names: (+/-)-trans-3-(1,1-dimethylheptyl)-6,6a,7,8,10,10a-hexahydro-1-hydroxy-6, 6-dimethyl-9H-dibenzo[b,d]pyran-9-one].

(F) Material, compound, mixture, or preparation containing any quantity of the following substances:

(1) Immediate precursor to amphetamine and methamphetamine: phenylacetone (other names: phenyl-2-propanone; P2P; benzyl methyl ketone; methyl benzyl ketone);

(2) Immediate precursors to phencyclidine (PCP):

(i) 1- phenylcyclohexylamine; and

(ii) 1-piperidinocyclohexanecarbonnitrile (PCC).

(3) Immediate precursor to fentanyl:

(i) 4-anilino-N-phenethyl-4-piperidine (ANPP)."

Section 9. Item (B) of Appendix C of Chapter 67, Title 9, Guam Code Annotated, is hereby *amended* to read:

"(B) A material, compound, mixture, or preparation containing any quantity of the following substances having a depressant effect on the central nervous system:

(1) a compound, mixture, or preparation containing any of the following drugs or their salts and one or more other active medicinal ingredients not included in any schedule:

(A) amobarbital;

(B) secobarbital; and

(C) pentobarbital;

(2) any of the following drugs, or their salts, in suppository dosage form, approved by the Federal Food and Drug Administration for marketing only as a suppository:

(A) amobarbital;

(B) secobarbital, and

(C) pentobarbital;

(3) a substance containing any quantity of a derivative of barbituric acid or any salt of a derivative of barbituric acid;

(4) chlorhexadol;

(5) embutramide;

(6) any drug product containing gamma hydroxybutyric acid, including its salts, isomers, and salts of isomers, for which an application is approved under Section 505 of the Federal Food, Drug, and Cosmetic Act;

(7) ketamine, its salts, isomers, and salts of isomers [other names: (±)-2-(2-chlorophenyl)-2-(methylamino)-cyclohexanone];

(8) lysergic acid;

(9) lysergic acid amide;

(10) methyprylon;

(11) sulfondiethylmethane;

(12) sulfonethylmethane;

(13) sulfonmethane; and

(14) tiletamine and zolazepam, or any salt thereof [other names for a tiletamine-zolazepam combination product: Telazol; other names for tiletamine: 2-(ethylamino)-2-(2-thienyl)-cyclohexanone; other names for zolazepam: 4-(2-fluorophenyl)-6,8-dihydro-1,3,8-trimethylpyrazolo-[3,4-e] [1,4]-diazepin-7(1H)-one, flupyrazapon]."

Section 10. Item C of Appendix C of Chapter 67, Title 9, Guam Code Annotated, is hereby *amended* to read:

"(C) Nalorphine;"

Section 11. Item (D) of Appendix C of Chapter 67, Title 9, Guam Code Annotated, is hereby *amended* to read:

"(D) Narcotic Drugs. (1) A material, compound, mixture, or preparation containing any of the following narcotic drugs, or their salts calculated as the free anhydrous base or alkaloid, in limited quantities as set forth below:

(A) not more than 1.8 grams of codeine per 100 milliliters or not more than 90 milligrams per dosage unit, with an equal or greater quantity of an isoquinoline alkaloid of opium;

(B) not more than 1.8 grams of codeine per 100 milliliters or not more than 90 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;

(C) not more than 300 milligrams of dihydrocodeinone (hydrocodone) per 100 milliliters or not more than 15 milligrams per dosage unit, with a fourfold or greater quantity of an isoquinoline alkaloid of opium;

(D) not more than 300 milligrams of dihydrocodeinone (hydrocodone) per 100 milliliters or not more than 15 milligrams per dosage unit, with one or more active-nonnarcotic ingredients in recognized therapeutic amounts;

(E) not more than 1.8 grams of dihydrocodeine per 100 milliliters or not more than 90 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;

(F) not more than 300 milligrams of ethylmorphine per 100 milliliters or not more than 15 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;

(G) not more than 500 milligrams of opium per 100 milliliters or per 100 grams, or not more than 25 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts; and

(H) not more than 50 milligrams of morphine per 100 milliliters or per 100 grams with one or more active, nonnarcotic ingredients in recognized therapeutic amounts.

(2) A material, compound, mixture, or preparation containing any of the following narcotic drug and its salts:

(A) buprenorphine."

Section 12. Item (E) of Appendix C of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read:

"(E) Anabolic Steroids.

Any drug or hormonal substance chemically and pharmacologically related to testosterone (other than estrogens, progestins, corticosteroids, and dehydroepiandrosterone), and includes:

(1) 3[beta], 17-dihydroxy-5a-androstane;

(2) 3[alpha], 17[beta]-dihydroxy-5a-androstane;

(3) 5[alpha]-androstan-3,17-dione;

(4) 1-androstenediol (3[beta],17[beta]-dihydroxy-5[alpha]-androst-1-ene);

(5) 1-androstenediol (3[alpha],17[beta]-dihydroxy-5[alpha]-androst-1-ene);

(6) 4-androstenediol (3[beta],17[beta]-dihydroxy-androst-4-ene;

(7) 5-androstenediol (3[beta],17[beta]-dihydroxy-androst-5-ene);

(8) 1-androstenedione ([5[alpha]]-androst-1-en-3,17-dione;

(9) 4-androstenedione (androst-4-en-3,17-dione);

(10) 5-androstenedione (androst-5-en-3,17-dione);

(11) bolasterone (7[alpha],17[alpha]-dimethyl-17[beta]-hydroxyandrost-4-en-3one);

(12) boldenone (17[beta]-hydroxyandrost-1,4,-diene-3-one);

(13) boldione (androsta-1,4-diene-3,17-dione);

(14) calusterone (7[beta],17[alpha]-dimethyl-17[beta]-hydroxyandrost-4-en-3-one);

(15) chlorotestosterone (4-chlortestosterone),

(16) clostebol (4-chloro-17[beta]-hydroxyandrost-4-en-3-one);

(17) dehydrochloromethyltestosterone (4-chloro-17[beta]-hydroxy- 17[alpha]methyl-androst-1,4-dien-3-one);

(18) [Delta] 1-dihydrotestosterone (a.k.a. '1-testosterone') (17[beta]- hydroxyl-5[alpha]-androst-1-en-3-one);

(19) 4-dihydrotestosterone (17[beta]-hydroxy-androstan-3-one);

(20) drostanolone (17[beta]-hydroxy-2[alpha]-methyl-5[alpha]- androstan-3-one);

(21) ethylestrenol (17[alpha]-ethyl-17[beta]-hydroxyestr-4-ene);

(22) fluoxymesterone (9-fluoro-17[alpha]-methyl-11[beta],17[beta]-dihydroxyandrost-4-en-3-one);

(23) formebolone (2-formyl-17[alpha]-methyl-11[alpha],17[beta]-dihydroxyandrost-1,4-dien-3-one);

(24) furazabol (17[alpha]-methyl-17[beta]-hydroxyandrostano[2,3-c]- furazan);

(25) 13[beta]-ethyl-17[beta]-hydroxygon-4-en-3-one;

(26) 4-hydroxytestosterone (4,17[beta]-dihydroxy-androst-4-en-3-one);

(27) 4-hydroxy-19-nortestosterone (4,17[beta]-dihydroxy-estr-4-en-3-one);

(28) desoxymethyltestosterone (17[alpha]-methyl-5[alpha]-androst-2-en-17[beta]-ol) (a.k.a., madol);

(29) mestanolone (17[alpha]-methyl-17[beta]-hydroxy-5-androstan-3-one);

(30) mesterolone (1[alpha]methyl-17[beta]-hydroxy-[5[alpha]]-androstan-3-one);

(31) methandienone (17[alpha]-methyl-17[beta]-hydroxyandrost-1,4-dien-3-one);

(32) mathandriol (17[alpha]-methyl-3[beta],17[beta]-dihydroxyandrost-5-ene);

(33) methandranone;

(34) methandrostenolone;

(35) methenolone (1-methyl-17[beta]-hydroxy-5[alpha]-androst-1-en-3-one);

(36) 17[alpha]-methyl-3[beta], 17[beta]-dihydroxy-5a-androstane;

(37) 17[alpha]-methyl-3[alpha],17[beta]-dihydroxy-5a-androstane;

(38) 17[alpha]-methyl-3[beta],17[beta],-dihydroxyandrost-4-ene;

(39) 17[alpha]-methyl-4-hydroxynandrolone (17[alpha]-methyl-4-hydroxy-17[beta]-hydroxyestr-4-en-3-one);

(40) methyldienolone (17[alpha]-methyl-17[beta]-hydroxyestra-4,9(10)-dien-3-one);

(41) methyltrienolone (17[alpha]-methyl-17[beta]-hydroxyestra-4,9- 11-trien-3-one);

(42) methyltestosterone (17[alpha]-methyl-17[beta]-hydroxyandrost-4-en-3-one);

(43) mibolerone (7[alpha],17[alpha]-dimethyl-17[beta]-hydroxyestr-4-en-3-one);

(44) 17[alpha]-methyl-[Delta]1-dihydrotestosterone (17b[beta]-hydroxy-17[alpha]-methyl-5[alpha]-androst-1-en-3-one) (a.k.a. '17- [alpha]-methyl-1-testosterone');

(45) nandrolone (17[beta]-hydroxyestr-4-en-3-one);

(46) 19-nor-4-androstenediol (3[beta], 17[beta]-dihydroxyestr-4-ene);

(47) 19-nor-4-androstenediol (3[alpha], 17[beta]-dihydroxyestr-4-ene);

(48) 19-nor-5-androstenediol (3[beta], 17[beta]-dihydroxyestr-5-ene);

(49) 19-nor-5-androstenediol (3[alpha], 17[beta]-dihydroxyestr-5-ene);

(50) 19-nor-4,9(10)-androstadienedione (estra-4,9(10)-diene-3,17-dione);

(51) 19-nor-4-androstenedione (estr-4-en-3,17-dione);

(52) 19-nor-5-androstenedione (estr-5-en-3,17-dione);

(53) norbolethone (13[beta], 17[alpha]-diethyl-17[beta]-hydroxygon- 4-en-3-one);

(54) norclostebol (4-chloro-17[beta]-hydroxyestr-4-en-3-one);

(55) norethandrolone (17[alpha]-ethyl-17[beta]-hydroxyestr-4-en-3-one);

(56) normethandrolone (17[alpha]-methyl-17[beta]-hydroxyestr-4-en-3-one);

(57) oxandrolone (17[alpha]-methyl-17[beta]-hydroxy-2-oxa-[5[alpha]]-androstan-3-one);

(58) oxymesterone (17[alpha]-methyl-4,17[beta]-dihydroxyandrost-4-en-3-one;

(59) oxymetholone (17[alpha]-methyl-2-hydroxymethylene-17[beta]-hydroxy-[5[alpha]]-androstan-3-one);

(60) stanolone;

(61) stanozolol (17[alpha]-methyl-17[beta]-hydroxy-[5[alpha]]-androst-2-eno[3,2-c]-pyrazole);

(62) stenbolone (17[beta]-hydroxy-2-methyl-[5[alpha]]-androst-1-en-3- one);

(63) testolactone (13-hydroxy-3-oxo-13,17-secoandrosta-1,4-dien-17-oic acid lactone);

(64) testosterone (17[beta]-hydroxyandrost-4-en-3-one);

(65) tetrahydrogestrinone (13[beta], 17[alpha]-diethyl-17[beta]- hydroxygon-4,9,11-trien-3-one);

(66) trenbolone (17[beta]-hydroxyestr-4,9,11-trien-3-one); and

(67) Any salt, ester, or ether of a drug or substance described or listed in (1) through (66) above, if that salt, ester, or ether promotes muscle growth. Except such term does not include an anabolic steroid which is expressly intended for administration through implants to cattle or other nonhuman species and which has been approved by the Secretary of Health and Human Services for such administration. If any person prescribes, dispenses, or distributes such steroid for human use, such person shall be considered to have prescribed, dispensed, or distributed an anabolic steroid within the meaning of this paragraph.

DPHSS may exempt by rule a compound, mixture, or preparation containing a stimulant or depressant substance listed in subsections A and B from the application of all or part of this Act, if the compound, mixture, or preparation contains one or more active medicinal ingredients not having a stimulant or depressant effect on the central nervous system and the admixtures are in combinations, quantity, proportion, or concentration that vitiate the potential for

abuse of the substances having a stimulant or depressant effect on the central nervous system."

Section 13. A new Item (F) is hereby *added* to Appendix C of Chapter 67, Title 9, Guam Code Annotated, to read:

"(F) Dronabinol (synthetic) in sesame oil and encapsulated in a soft gelatine capsule in a U.S. Food and Drug Administration approved product [other names: (6a*R-trans*)-6a,7,8,10a-tetrahydro-6,6,9-trimethyl-3-pentyl-6*H*-dibenzo[*b,d*]pyran-1-ol] or (-)-delta-9-(*trans*)-tetrahydrocannabinol]."

Section 14. Item (B) of Appendix D of Chapter 67, Title 9, Guam Code Annotated, is hereby *amended* to read:

"(B) A material, compound, mixture, or preparation containing any quantity of the following substances having a depressant effect on the central nervous system, including any salts, isomers, and salts of isomers of them that are theoretically possible within the specific chemical designation:

(1) alprazolam;

(2) barbital;

(3) bromazepam;

(4) camazepam;

(5) chloral betaine;

(6) chloral hydrate;

(7) chlordiazepoxide;

(8) clobazam;

(9) clonazepam;

(10) clorazepate;

(11) clotiazepam;

(12) cloxazolam;

(13) delorazepam;

(14) diazepam;

(15) dichloraphenazone;

(16) estazolam;

(17) ethchlorvynol;

(18) ethinamate;

(19) ethyl loflazepate;

(20) fludiazepam;

(21) flunitrazepam;

(22) flurazepam;

(23) fospropofol;

(24) halazepam;

(25) haloxazolam;

(26) ketazolam;

(27) loprazolam;

(28) lorazepam;

(29) lormetazepam;

(30) mebutamate;

(31) medazepam;

(32) meprobamate;

(33) methohexital;

(34) methylphenobarbital (mephobarbital);

(35) midazolam;

(36) nimetazepam;

(37) nitrazepam;

(38) nordiazepam;

(39) oxazepam;

(40) oxazolam;

(41) paraldehyde;
(42) petrichloral;
(43) phenobarbital;
(44) pinazepam;
(45) prazepam;
(46) quazepam;
(47) temazepam;
(48) tetrazepam;
(49) triazolam;
(50) zaleplon;
(51) zolpidem; and
(52) zopiclone."

Section 15. Item (C) of Appendix D of Chapter 67, Title 9, Guam Code Annotated, is hereby *amended* to read:

"(C) Any material, compound, mixture, or preparation which contains any quantity of the following substances, including its salts, isomers (whether optical, position, or geometric), and salts of such isomers, whenever the existence of such salts, isomers, and salts of isomers is possible:

(1) fenfluramine."

Section 16. Item (D) of Appendix D of Chapter 67, Title 9, Guam Code Annotated, is hereby *amended* to read:

"(D) A material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system, including their salts, isomers, and salts of isomers:

(1) cathine ((+)-norpseudoephedrine);
(2) diethylpropion;

(3) fencamfamin;

(4) fenproporex;

(5) mazindol;

(6) mefenorex;

(7) modafinil;

(8) pemoline (including organometallic complexes and chelates thereof);

(9) phentermine;

(10) pipradrol;

(11) sibutramine; and

(12) SPA ((-)-1-dimethylamino-1,2-diphenylethane)."

Section 17. Item (A) of Appendix E of Chapter 67, Title 9, Guam Code Annotated, is hereby *amended* to read:

"(A) *Narcotic drugs*. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation containing any of the following narcotic drugs and their salts, as set forth below:"

Section 18. A new Item (D) of Appendix E of Chapter 67, Title 9, Guam Code Annotated, is hereby *added* to read:

"(D) A material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system, including their salts, isomers and salts of isomers:

(1) lacosamide [(*R*)-2-acetoamido- *N* –benzyl-3-methoxy-propionamide]; and

(2) pregabalin [(S)-3-(aminomethyl)-5-methylhexanoic acid]."

Section 19. A new §67.301(f) is hereby *added* to Article 3 of Chapter 67, Title 9, Guam Code Annotated, to read:

"(f) Guam Uniform Controlled Substances Act Review.

The Director may, in accordance with the Administrative Adjudication Law, conduct an annual review of the U.S. Drug Enforcement Administration Schedule Listing to determine whether the Guam Uniform Controlled Substances Act *shall* be revised in accordance."

Section 20. Effective Date. This Act *shall* take effect immediately upon enactment.

6

I MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN

2011 (FIRST) Regular Session

Date: Sept. 19, 2011

VOTING SHEET

SBill No. 216-31(COR)

Resolution No. _____

Question: _____

_____

NAME	YEAS	NAYS	NOT VOTING/ ABSTAINED	OUT DURING ROLL CALL	ABSENT
ADA, Thomas C.	✓				
ADA, V. Anthony	✓				
BLAS, Frank F., Jr.	✓				
CRUZ, Benjamin J. F.	✓				
DUENAS, Christopher M.	✓				
GUTHERTZ, Judith Paulette	✓				
MABINI, Sam	✓				
MUNA-BARNES, Tina Rose	✓				
PALACIOS, Adolpho Borja, Sr.	✓				
PANGELINAN, vicente (ben) cabrera	✓				
RESPICIO, Rory J.	✓				
RODRIGUEZ, Dennis G., Jr.	✓				
SILVA TAIJERON, Mana	✓				
WON PAT, Judith T.	✓				
YAMASHITA, Aline A.	✓				
TOTAL	15	0	0	0	0

CERTIFIED TRUE AND CORRECT:

Patricia C. Santos

Clerk of the Legislature

*3 Passes = No vote

EA = Excused Absence

COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

Thirty-First
Guam Legislature

Committee Members:

Senator Thomas C. Ada
Vice Chairman

Speaker Judith T. Won Pat, Ph.D.
Member

Senator Tina R. Muna-Barnes
Member

Senator Judith P. Guthertz, DPA
Member

Senator Rory J. Respicio
Member

Senator Dennis G. Rodriguez, Jr.
Member

Senator V. Anthony Ada
Member

Senator Christopher M. Ducnas
Member

Senator Mana Silva-Taijeron
Member

Senator Aline A. Yamashita, Ph.D.
Member

Other Committee Memberships:

Vice Chairman, Committee on Utilities, Transportation, Public Works and Veterans Affairs

Vice Chairman, Committee on Health and Human Services, Senior Citizens, Economic Development and Election Reform

Member, Committee on Rules, Federal, Foreign & Micronesian Affairs and Human & Natural Resources

Member, Committee on Education and Public Libraries

Member, Committee on Guam Military Buildup and Homeland Security

Member, Committee on Municipal Affairs, Tourism, Housing and Recreation

July 6, 2011

2011 JUL 15 PM 4:57

The Honorable Judith T. Won Pat, Ed.D.
Speaker
I Mina'Trentai Unu na Liheslaturan Guåhan
155 Hesler Place
Hagåtña, Guam 96910

VIA: **The Honorable Rory J. Respicio**
Chairman, Committee on Rules

RE : **Committee Report – Bill No. 216-31 (COR) as Substituted.**

The Committee on Public Safety, Law Enforcement and Judiciary, to which was referred, **Bill No. 216-31 (COR) - "AN ACT TO AMEND (C), (D), (E), AND TO ADD A NEW ITEM (F) TO APPENDIX A, TO AMEND (A)(1), (B), AND (C) OF APPENDIX B, TO AMEND (B), (D), (E), AND ADD A NEW (F) TO APPENDIX C, TO AMEND (B) OF APPENDIX D, TO AMEND (D) OF APPENDIX D, TO AMEND (D) OF APPENDIX E OF CHAPTER 67 OF TITLE 9, TO ADD A NEW §3106.1 TO ARTICLE 1 OF CHAPTER 3 OF TITLE 10 OF THE GUAM CODE ANNOTATED RELATIVE TO UPDATING THE GUAM UNIFORM CONTROLLED SUBSTANCE ACT BASED ON THE U.S. DRUG ENFORCEMENT ADMINISTRATION SCHEDULE LISTING,"** hereby reports out with the recommendation **TO PASS.**

Committee Votes are as follows:

10	**TO PASS**
0	**NOT TO PASS**
0	**TO REPORT OUT ONLY**
0	**ABSTAIN**
0	**INACTIVE FILE**

Sincerely,

ADOLPHO B. PALACIOS, MPA, BS/CJA
Chairman

Attachments

Office/Mailing Address: 155 Hesler Place, Hagatña, Guam 96910
Telephone No. (671) 472-5047/5048 • Fax No. (671) 472-5022
Email: SenABPalacios@gmail.com • Website: www.senatorpalacios.com

COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

COMMITTEE REPORT
ON
BILL NO. 216-31 (COR)
As Substituted by the
Committee on Public Safety, Law Enforcement & Judiciary

AN ACT TO AMEND (C), (D), (E), AND TO ADD A NEW ITEM (F) TO APPENDIX A, TO AMEND (A)(1), (B), (C), (E) AND (F) TO APPENDIX B, TO AMEND (B), (C), (D), (E), AND (F) OF APPENDIX C, TO AMEND (B), (C), (D) OF APPENDIX D, TO AMEND (A) AND TO ADD A NEW ITEM (D) TO APPENDIX E, AND TO ADD A NEW §67.301(f) TO ARTICLE 3 OF CHAPTER 67 OF TITLE 9 OF THE GUAM CODE ANNOTATED, RELATIVE TO UPDATING THE GUAM UNIFORM CONTROLLED SUBSTANCES ACT BASED ON THE U.S. DRUG ENFORCEMENT ADMINISTRATION SCHEDULE LISTING.

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Email: SenABPalacios@gmail.com • Website: www.senatorpalacios.com

COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
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Thirty-First
Guam Legislature

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Member

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Member

Senator Rory J. Respicio
Member

Senator Dennis G. Rodriguez, Jr.
Member

Senator V. Anthony Ada
Member

Senator Christopher M. Duenas
Member

Senator Mana Silva-Taijeron
Member

Senator Aline A. Yamashita, Ph.D.
Member

Other Committee Membership:

Vice Chairman, Committee on Utilities, Transportation, Public Works and Veterans Affairs

Vice Chairman, Committee on Health and Human Services, Senior Citizens, Economic Development and Election Reform

Member, Committee on Rules, Federal, Foreign & Micronesian Affairs and Human & Natural Resources

Member, Committee on Education and Public Libraries

Member, Committee on Guam Military Buildup and Homeland Security

Member, Committee on Municipal Affairs, Tourism, Housing and Recreation

July 1, 2011

MEMORANDUM

TO: **ALL MEMBERS**
Committee on Public Safety, Law Enforcement, & Judiciary

FROM: **Senator Adolpho B. Palacios, Sr.**
Committee Chairman

SUBJECT: **Committee Report on Bill No. 216-31 (COR) as Substituted.**

Transmitted herewith for your consideration is the Committee Report on **Bill No. 216-31 (COR) as Substituted – "AN ACT TO AMEND (C), (D), (E), AND TO ADD A NEW ITEM (F) TO APPENDIX A, TO AMEND (A)(1), (B), (C), (E) AND (F) TO APPENDIX B, TO AMEND (B), (C), (D), (E), AND (F) OF APPENDIX C, TO AMEND (B), (C), (D) OF APPENDIX D, TO AMEND (A) AND TO ADD A NEW ITEM (D) TO APPENDIX E, AND TO ADD A NEW §67.301(f) TO ARTICLE 3 OF CHAPTER 67 OF TITLE 9 OF THE GUAM CODE ANNOTATED, RELATIVE TO UPDATING THE GUAM UNIFORM CONTROLLED SUBSTANCES ACT BASED ON THE U.S. DRUG ENFORCEMENT ADMINISTRATION SCHEDULE LISTING," – sponsored by Vice Speaker Benjamin J. F. Cruz.**

This report includes the following:

- Committee Voting Sheet
- Committee Report Digest
- Copy of Bill No. 216-31 (COR) as Substituted
- Copy of Bill No. 216-31 (COR) as Introduced
- Public Hearing Sign-in Sheet(s)
- Copies of testimony submitted and supporting documents
- Fiscal Note for Bill No. 216-31 (COR)
- Copy of COR Referral of Bill No. 216-31 (COR)
- Notices of Public Hearing
- Copy of the Public Hearing Agenda
- Miscellaneous documents

Please take the appropriate action on the attached voting sheet. Your attention to this matter is greatly appreciated. Should you have any questions or concerns, please contact this office.

Si Yu'os ma'åse!

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COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

VOTING SHEET ON:

Bill No. 216-31 (COR) as Substituted – AN ACT TO AMEND (C), (D), (E), AND TO ADD A NEW ITEM (F) TO APPENDIX A, TO AMEND (A)(1), (B), (C), (E) AND (F) TO APPENDIX B, TO AMEND (B), (C), (D), (E), AND (F) OF APPENDIX C, TO AMEND (B), (C), (D) OF APPENDIX D, TO AMEND (A) AND TO ADD A NEW ITEM (D) TO APPENDIX E, AND TO ADD A NEW §67.301(f) TO ARTICLE 3 OF CHAPTER 67 OF TITLE 9 OF THE GUAM CODE ANNOTATED, RELATIVE TO UPDATING THE GUAM UNIFORM CONTROLLED SUBSTANCES ACT BASED ON THE U.S. DRUG ENFORCEMENT ADMINISTRATION SCHEDULE LISTING," – sponsored by Vice Speaker Benjamin J. F. Cruz.

SENATOR	SIGNATURE	TO PASS	NOT TO PASS	TO REPORT OUT ONLY	ABSTAIN	INACTIVE FILE
Adolpho B. Palacios, Sr. Chairman		7/1/11				
Thomas C. Ada Vice Chairman		7/5/11				
Tina R. Muña-Barnes Member		7/5/11				
Judith P. Guthertz, DPA Member						
Rory J. Respicio Member		7/5/11				
Dennis G. Rodriguez, Jr. Member						
Judith T. Won Pat, Ed.D. Member		7/5/11				
V. Anthony Ada Member		7/5/11				
Christopher M. Duenas Member		7/5/11				
Mana Silva Taijeron Member		7/5/11				
Aline A. Yamashita, Ph.D. Member		7/5/11				

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COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

COMMITTEE REPORT DIGEST

Bill No. 216-31 (COR) – "An act to amend (C), (D), (E), and to add a new Item (F) to Appendix A, to amend (A)(1), (B), and (C) of Appendix B, to amend (B), (D), (E), and add a new (F) to Appendix C, to amend (B) of Appendix D, to amend (D) of Appendix D, to amend (D) of Appendix E of Chapter 67 of Title 9, to add a new §3106.1 to Article 1 of Chapter 3 of Title 10 of the Guam Code Annotated relative to updating the Guam Uniform Controlled Substance Act based on the U.S. Drug Enforcement Administration schedule listing." – sponsored by Vice Speaker Benjamin J.F. Cruz.

I. OVERVIEW

The Committee on Public Safety, Law Enforcement and Judiciary convened the public hearing on June 15, 2011 at 9:06 a.m. in *I Liheslatura's* Public Hearing Room. Among the items on the agenda was the consideration of Bill 216-31 (COR) – "An act to amend (C), (D), (E), and to add a new Item (F) to Appendix A, to amend (A)(1), (B), and (C) of Appendix B, to amend (B), (D), (E), and add a new (F) to Appendix C, to amend (B) of Appendix D, to amend (D) of Appendix D, to amend (D) of Appendix E of Chapter 67 of Title 9, to add a new §3106.1 to Article 1 of Chapter 3 of Title 10 of the Guam Code Annotated relative to updating the Guam Uniform Controlled Substance Act based on the U.S. Drug Enforcement Administration schedule listing," sponsored by Vice Speaker Benjamin J.F. Cruz.

Public Hearing Requirements:

Notices of the hearing were disseminated via facsimile and email to all senators and all main media broadcasting outlets on June 8, 2011 (5-day Notice) and on June 13, 2011 (48-Hour notice), pursuant to meeting the requirements of the Open Government Law. Notice of the hearing was also posted on the Guam Legislature's website.

Senators Present:

Senator Adolpho B. Palacios, Sr.	Chairman
Senator Thomas C. Ada	Vice Chairman
Senator Aline A. Yamashita, Ph.D.	Member
Senator V. Anthony Ada	Member
Senator Mana Silva Taijeron	Member
Vice Speaker Benjamin J.F. Cruz	
Senator Frank F. Blas, Jr.	
Senator Sam Mabini, Ph.D.	

Office/Mailing Address: 155 Hesler Place, Hagatña, Guam 96910
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Email: SenABPalacios@gmail.com • Website: www.senatorpalacios.com

Individual(s) Registered for oral or written testimony:

Phil Tydingco, Chief Deputy Attorney General, provided oral testimony in support of the Bill.

Rosanne Rabago, Environmental Health Supervisor, Department of Public Health and Social Services, read the written testimony of Director James W. Gillan and provided oral testimony in support of the Bill.

Fred Bordallo, Jr., Chief of Police, Guam Police Department, provided oral testimony in support of the Bill.

James W. Gillan, Director, Department of Public Health and Social Services, provided written testimony in support of the Bill.

II. SUMMARY OF TESTIMONIES

Chairman Adolpho B. Palacios, Sr. convened the public hearing for the Committee on Public Safety, Law Enforcement and Judiciary at 9:06 a.m., read the agenda, recognized the Senators present, read the title of the Bill and deferred to the author to provide an overview. Chairman Palacios called the panel of Chief Deputy Attorney General Phil Tydingco, Rosanne Rabago and Chief Fred Bordallo.

Vice Speaker Benjamin J.F. Cruz stated that the issue was first raised when they were concerned about the drug known as "spice." He found that there are federally controlled substances that are lacking from the local schedules of controlled substances. He has worked to update the schedules of controlled substances. He related a story of how closely his office has worked with the Environmental Health Division of the Department of Public Health and Social Services.

Chief Deputy Attorney General Phil Tydingco stated that the Attorney General's Office supports the Bill's intent to update the Uniform Controlled Substances Act. He suggested that the updates should be made permissive so that the failure to update the Uniform Controlled Substances Act will not result in a challenge of the Uniform Controlled Substances Act.

Rosanne Rabago agreed with Mr. Tydingco about the suggestion about using permissive language. She read the written testimony of James W. Gillan, Director of the Department of Public Health and Social Services. Director James W. Gillan stated that the Department supports the Bill. He states that the controlled schedule listing has not been updated since its enactment on March 25, 1998. The Bill intends to update the existing schedules to conform to current listing of the U.S. Drug Enforcement Administration. The Office of the Attorney General has sometimes been unable to prosecute a local case because a specific controlled substance is not listed in the local

statute. There are numerous typographical errors in the current schedule that may undermine cases. For example, the term "powered opium" is listed where it should be "powdered opium." Every number, letter, hyphen, comma, bracket and parenthesis used in a chemical name has meaning, so minor errors negate those listing with errors. Additionally, two controlled substances have been relocated from one schedule to another. The Department thanks Vice Speaker Cruz and Chairman Palacios for this important Bill. *(See attached written testimony.)* She added that sixty-three (63) substances were added to the various schedules.

Chief Fred E. Bordallo, Jr., stated that he supports the Bill. He told a story about the person that he assigned to review the Bill.

Senator Mana Silva Taijeron asked if the updates would result in public notice. Ms. Rabago stated that the Department would provide public notice upon any update.

Mr. Tydingco stated that the updating would be through the Administrative Adjudication Act, which requires a hearing and public notice.

Senator Frank F. Blas, Jr., asked if the Drug Enforcement Agency assists the Department of Public Health and Social Services in the review of controlled substances. Ms. Rabago stated that the Agency does not. She stated that they will work closely with GPD to inform officers about diversion. Senator Blas is concerned that even the DEA may not be up-to-date.

Senator Aline A. Yamashita, Ph.D., asked if the updated schedule could be posted on the website. She also suggested that the street names be used. She talked about collaboration with businesses so that they know what should and should not be on their shelves.

Mr. Tydingco stated that he believes it would be best if permissive language were used. Furthermore, he suggested that perhaps an update every two (2) years would be more practical to allow for a lead-in.

Chairman Adolpho B. Palacios, Sr., thanked the panel for their testimony and declared that Bill No. 216-31(COR) is duly heard. The Chairman concluded the hearing and requested that written testimony be submitted within the next five (5) days. He adjourned the hearing at 1:32 p.m.

III. WRITTEN TESTIMONIES

James Gillan, Director, Department of Public Health and Social Services. (*Summarized in Section II.)*

Wilfred G. Aflague, Director, Department of Mental Health and Substance Abuse. *(Summary follows.)*

Rosanna Y. Rabago, Department of Public Health and Social Services. *(Summary follows.)*

Wilfred G. Aflague, Director, Department of Mental Health and Substance Abuse. Director Aflague stated that the Department supports the Bill. *(See attached written testimony.)*

Rosanna Y. Rabago, Department of Public Health and Social Services. Ms. Rabago thanked Mr. Lidia from the Vice Speaker's office for his assistance with Bill 216. She recounted a meeting with Mr. Jonathan Luke from the Attorney General's Office on the Bill. He discussed the possibility of including Salvia in the Bill. She stated that the Department is open to the suggestion of further amendment to Bill 216. Mr. Nadeau recommended the inclusion of carisoprodol, also known as Soma. *(See attached written testimony.)*

No further written testimony received within the five (5) day period after the public hearing.

IV. FINDINGS AND RECOMMENDATIONS

Substitute Bill 216-31 (COR)

The Committee on Public Safety, Law Enforcement and Judiciary has created a substitute Bill 216-31 (COR). The Bill had to be amended to accurately reflect the correct names of various controlled substances listed in the Bill, to use permissive language in Section 19 (in the substitute version) and to make technical changes, including renumbering the sections of the Bill.

The title had to be amended to reflect changes in the Bill and correctly reflect the title of the Act it amends.

Throughout the sections of the Bill, the phrase "as follows" was removed because it was unnecessary.

In Section 1, some of the Subitems in Subitem (C) had to be renumbered.

In Section 5, three (3) substantive amendments were made from the original to the substitute. In Item (A)(1), the term "opium derivative" was deleted to eliminate

redundancy. In Item (A)(1)(D), the name "powered opium" was changed to "powdered opium." In Item (A)(1)(I), the misspelling of hydrochloride was corrected.

In Section 6, an "I" was deleted from Item (B)(16) and in Item (B)(26) a redundant "and" was deleted.

The amendment from Section 9 was added to Section 8, requiring an adjustment of the language amending Section 8.

The rest of the Sections following Section 8 had to be renumbered.

In Section 9, Item (B)(5) and the following Items had to be renumbered starting at (B)(8)

In Section 14, Item (B)(1) had to be changed to correct the spelling of alprazolam.

Section 15 was amended to correct the language of the amended Item (C).

Section 19 was amended to change the language in §67.301(f) to reflect permissive language, by changing "shall" to "may" in the first line of the amendment.

Recommendations:

The Committee on Public Safety, Law Enforcement and Judiciary hereby reports out **Bill No. 216-31 (COR), as substituted by the Committee,** with the recommendation **TO PASS.**

I MINA' TRENTA I UNO NA LIHESLATURAN GUAHAN
2011 (First) Regular Session

2011 MAY 27 PM 12:13

Bill No. 216-31(COR)

Introduced by: B.J.F. Cruz
A.B. Palacios, Sr.

AN ACT TO AMEND (C), (D), (E), AND TO ADD A NEW ITEM (F) TO APPENDIX A, TO AMEND (A)(1), (B), AND (C) OF APPENDIX B, TO AMEND (B), (D), (E), AND ADD A NEW (F) TO APPENDIX C, TO AMEND (B) OF APPENDIX D, TO AMEND (D) OF APPENDIX D, TO AMEND (D) OF APPENDIX E OF CHAPTER 67 OF TITLE 9, TO ADD A NEW §3106.1 TO ARTICLE 1 OF CHAPTER 3 OF TITLE 10 OF THE GUAM CODE ANNOTATED RELATIVE TO UPDATING THE GUAM UNIFORM CONTROLLED SUBSTANCE ACT BASED ON THE U.S. DRUG ENFORCEMENT ADMINISTRATION SCHEDULE LISTING.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Item (C) of Appendix A of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read as follows:

"(C) Material, compound, mixture or preparation containing any quantity of the following hallucinogenic substances, including any salts, isomers, and salts of isomers of them that are theoretically possible within the specific chemical designation:

(1) Alpha-ethyltryptamine (other names: etryptamine; Monase; alpha-ethyl-lH-indole-3-ethanamine; 3-(2-aminobutyl) indole; alpha-ET; and AET);

(2) 4-bromo-2,5-dimethoxy-amphetamine (other names: 4-bromo-

2,5-dimethoxy-alpha-methylphenethylamine; 4-bromo-2,5-DMA);
(3) 4-romo-2,5-dimethoxyphenethylamine (other names: 2-(4-bromo-2,5-dimethoxyphenyl)-i-aminoethane; alpha-desmethyl DOB; 2C-B, Nexus);
(4) 2,5-dimethoxyamphetamine (other names: 2,5-dimethoxyalpha-methylphenethylamine; 2,5-DMA);
(5) 2,5-dimethoxy-4-ethylamphet-amine; Some trade or other names: DOET
(6) 2,5-dimethoxy-4-(n)-propylthiophenethylamine (other name: 2C-T-7)
~~(6)~~ (7) 4-methoxyamphetamine (other names: 4-methoxy-alphamethylphenethylamine; paramethoxyamphetamine, PMA);
~~(7)~~ (8) 5-methoxy-3,4-methylenedioxy-amphetamine;
~~(8)~~ (9) 4-methyl-2,5-dimethoxy-amphetamine (other names: 4-methyl-2,5-dimethoxy-alpha-methylphenethylamine; DOM; and STP);
~~(9)~~ (10) 3,4-methylenedioxy amphetamine;
~~(10)~~ (11) 3,4-methylenedioxymethamphetamine (MDMA);
~~(11)~~ (12) 3,4-methylenedioxy-N-ethylamphetamine (other names: Nethyl-alpha-methyl-3,4(methylenedioxy)phenethylamine, N-ethyl MDA, MDE, MDEA);
~~(12)~~ (13) N-hydroxy-3,4-methylenedioxyamphetamine (other names: N-hydroxy-alpha-methyl-3,4(methylenedioxy)phenethylamine, and Nhydroxy MDA);
~~(13)~~ (14) 3, 4, 5-trimethoxy amphetamine;
(15) Alpha-methyltryptamine (others name: AMT)
~~(14)~~ (16) bufotenine (other names: 3-(beta-Dimethylaminoethyl)-5-

hydroxyindole; 3-(2-dimethylaminoethyl)-5-indolol; N, Ndimethylserotonin; 5-hydroxy-N,N-dimethyltryptamine; mappine);

~~(15)~~ (17) diethyltryptamine (other names: N,N-Diethyltryptamine; DET);

~~(16)~~ (18) dimethyltryptamine (other names: DMT);

(19) 5-mthoxy-N,N-diisopropyltryptamine (other name: 5-MeO-DIPT)

~~(17)~~ (20) ibogaine (other names: (7-Ethyl-6,6Beta, 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);

~~(18)~~ (21) lysergic acid diethylamide;

~~(19)~~ (22) marihuana;

~~(20)~~ (23) mescaline;

~~(21)~~ (24) parahexyl (other names: 3-Hexyl-l-hydroxy-7, 8, 9, 10-tetrahydro-6, 6, 9-trimethyl-6H-dibenzo [b, d] pyran; Synhexyl);

~~(22)~~ (25) peyote (all parts of the plant presently classified botanically as Lophophora williamsii Lemaire, whether growing or not, its seeds, any extract from any part of the plant, and every compound manufacture, salts, derivative, mixture, or preparation of such plant, its seeds or extracts);

~~(23)~~ (26) N-ethyl-3-piperidyl benzilate;

~~(24)~~ (27) N-methyl-3-piperidyl benzilate;

~~(25)~~ (28) psilocybin;

~~(26)~~ (29) psilocyn;

~~(27)~~ (30) tetrahydrocannabinols;

~~(28)~~ (31) ethylamine analog of phencyclidine (other names: N-ethyl-1-phenylcyclohexylamine; (1-phenylcyclohexyl) ethylamine, N-(lphenylcyclohexyl) ethylamine; cyclohexamine, PCE);

~~(29)~~ (32) pyrrolidine analog of phencyclidine (other names: 1-(lphenylcyclohexyl)- pyrrolidine, PCPy; PHP);

(33) Tetrahydrocannabinols (Meaning tetrahydrocannabinols naturally contained in the plant of the genus Cannabis (cannabis plant), as well as synthetic equivalents of the substances contained in the cannabis plant, or in the resinous extractives of such plant, and/or synthetic substances, derivatives, and their isomers with similar chemical structure and pharmacological activity to those substances contained in the plant, such as the following:

-1 cis or trans tetrahydrocannabinol, and their optical isomers

-6 cis or trans tetrahydrocannabinol, and their optical isomers

-3, 4 cis or trans tetrahydrocannabinol, and its optical isomers

(Since nomenclature of these substances is not internationally standardized, compounds of these structures, regardless of numeric designation of atomic positions covered.)

~~(30)~~ (34) thiophene analog of phencyclidine (other names: 1-[l-(2-thienyl)-cyclohexyl]-piperidine, 2-thienylanalog of phencyclidine, TPCP; TCP); and

~~(31)~~ (35) TCPy (other name: 1-[l-(2-thienyl)cyclohexyl] pyrrolidine."

Section 2. Item (D) of Appendix A of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read as follows:

"(D) Material, compound, mixture or preparation containing any quantity of the following substances having a depressant effect on the central nervous

system, including any salts, isomers and salts of isomers of them that are theoretically possible within the specific chemical designation:

(1) gamma-hydroxybutyric acid (some other names include GBH; gamma-hydroxybutyrate; 4-hydroxybutyrate acid; sodium oxybate; sodium oxybutyrate)

~~(1)~~ (2) mecloqualone; and

~~(2)~~ (3) methaqualone."

Section 3. Item (E) of Appendix A of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read as follows:

"(E) Material, compound, mixture or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system, including their salts, isomers and salts of isomers:

(1) Aminorex (other names: aminoxaphen; 2-amino-5-phenyl-2-oxazoline; or 4,5-dihydro-5-phenly-2-oxazolamine);

(2) N-Benzylpiperazine (some other names: BZP, 1-benzylpiperazine)

~~(2)~~ (3) Cathinone (other names: 2-amino-1-phenyl-1-propanone, alpha-aminopropiophenone, 2-aminopropiophenone, and norephedrone);

~~(3)~~ (4) Fenethylline;

~~(4)~~ (5) Methcathinone (other names: 2-(methylamino)-propiophenone; alpha-(methylamino)propiophenone; 2-(methylamino)-1-phenylpropan-1-one; alpha-Nmethylaminopropiophenone; monomethylpropion; ephedrone; Nmethylcathinone; methylcathinone; AL-464; AL-422; AL-463 and UR1432), its salts, optical isomers and salts of optical isomers);

~~(5)~~ (6) (+/-)cis-4-methylaminorex (other name: (+/-)cis-4,5- dihydro-4-methyl-5-phenyl-2-oxazolamine);

~~(6)~~ (7) N-ethylamphetamine; and

~~(7)~~ (8) N,N-dimethylamphetamine (other name: N,N-alphatrimethylphenethylamine).

(9) (other name: N,N-alphatrimethylphenethylamine; N,N-alpha-trimethylbenzeneethamine)."

Section 4. A new Item (F) is hereby added to Appendix A of Chapter 67 of Title 9 of the Guam Code Annotated, to read as follows:

"(F) Any material, compound, mixture or preparation which contains any quantity of the following substances:

(1) N-[1-(2-thienyl)methyl-4-piperidyl]-N-phenylpropanamide (benzylyfentanyl), its optical isomers, salts and salts of isomers; and

(2) N-[1-(2-thienyl)methyl-4-piperidyl]-N-phenylpropanamide (thenylfentany), its optical isolers, salts and salts of isomers."

Section 5. Item (A) (1) of Appendix B of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read as follows:

"(A) Any of the following substances, however manufactured:

(1) Opium and opium derivative, and any salt, compound derivative, or preparation of opium or opium derivative, excluding apomorphine, dextrorphan, nailbuphine, butorphanol, nalmefene, naloxone, and naltrexone, but including:

(A) raw opium;

(B) opium extracts;

(C) opium fluid;

(D) powered opium

(E) granulated opium;

(F) tincture of opium;

(G) codeine;

(H) ethylmorphine;

(I) etorphine hydrocholride;

(J) hydrocodone;

(K) hydromorphone;

(L) metopon;

(M) morphine;

(N) oxycodone

(O) oxymorphone;

(P) thebaine;

(Q) dihydroetorphine;

(R) oripavine."

Section 6. Item (B) of Appendix B of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read as follows:

"(B) Any of, the following synthetic opiates, including any isomers, esters, ethers, salts, and salts of isomers, esters, and ethers of them that are theoretically possible within the specific chemical designation:

(1) alfentanil;

(2) alphaprodine;

(3) anileridine;

(4) bezitramide;

(5) carfentanil;

(6) bulk dextropropoxyphene (non-dosage forms);

(7) dihydrocodeine;

(8) diphenoxylate;

(9) fentanyl;

(10) isomethadone;

(11) levomethorphan;

(12) levorphanol;
(13) metazocine;
(14) methadone;
(15) methadone-intermediate, 4-cyano-2-dimethylamino-4, 4-diphenyl butane;
(16) moramide-intermediate, 2-methyl-3-morpholino-1, Idiphenylpropane-carboxylic acid;
(17) pethidine (meperidine);
(18) pethidine-intermediate-A,4-cyano-l-methyl-4-phenylpiperidine;
(19) pethidine-intermediate-B, ethyl-4-phenylpiperidine-4-carboxylate;
(20) pethidine-intermediate-C, 1-methyl-4-phenylpiperidine-4-carboxylic acid;
(21) phenazocine;
(22) piminodine;
(23) racemethorphan;
(24) racemorphan;
(25) remifentanil
~~(25)~~ (26) sufentanil; and
~~(26)~~ (27) levo-alphacetylmethadol (other names: levo-alphaacetylmethadol, levomethadyl acetate, LAAM).
(28) tapentadol."

Section 7. Item (C) of Appendix B of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read as follows:

"(C) Material, compound, mixture, or preparation containing any quantity of the following substances, their salts, isomers, or salts of isomers, having a stimulant effect on the central nervous system:

(1) amphetamine;

(2) methamphetamine;

(3) phenmetrazine; and

(4) methylphenidate;

(5) lisdexamfetamine, its salts, isomers, and salts of its isomers."

Section 8. Item (B) of Appendix C of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read as follows:

"(B) A material, compound, mixture, or preparation containing any quantity of the following substances having a depressant effect on the central nervous system:

(1) a compound, mixture, or preparation containing any of the following drugs or their salts and one or more other active medicinal ingredients not included in any schedule:

(A) amobarbital;

(B) secobarbital; and

(C) pentobarbital;

(2) any of the following drugs, or their salts, in suppository dosage form, approved by the federal Food and Drug Administration for marketing only as a suppository:

(A) amobarbital;

(B) secobarbital, and

(C) pentobarbital;

(3) a substance containing any quantity of a derivative of barbituric acid or any salt of a derivative of barbituric acid;

(A) embutramide

(B) any drug product containing gamma hydroxybutyric acid, including its salts, isomers, and salts of isomers, for which an application is approved under Section 505 of the Federal Food, Drug, and Cosmetic Act;

(C) ketamine, its salts, isomers, and salts of isomers [some other names for ketamine: (+)-2-(2-chlorophenyl)-2-(methylamino)-cyclohexanone]."

Section 9. Item (D) of Appendix C of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read as follows:

"(D) A material compound, mixture, or preparation containing any of the following narcotic drugs, or their salts calculated as the free anhydrous base or alkaloid, in limited quantities as set forth below:

(1) not more than 1.8 grams of codeine per 100 milliliters or not more than 90 milligrams per dosage unit, with an equal or greater quantity of an isoquinoline alkaloid of opium;

(2) not more than 1.8 grams of codeine per 100 milliliters or not more than 90 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;

(3) not more than 300 milligrams of dihydrocodeinone (hydrocodone) per 100 milliliters or not more than 15 milligrams per dosage unit, with a fourfold or greater quantity of an isoquinoline alkaloid of opium;

(4) not more than 300 milligrams of dihydrocodeinone (hydrocodone) per 100 milliliters or not more than 15 milligrams per dosage unit,

with one or more active-nonnarcotic ingredients in recognized therapeutic amounts;

(5) not more than 1.8 grams of dihydrocodeine per 100 milliliters or not more than 90 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;

(6) not more than 300 milligrams of ethylmorphine per 100 milliliters or not more than 15 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;(7) not more than 500 milligrams of opium per 100 milliliters or per 100 grams, or not more than 25 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts; ~~and~~

(8) not more than 50 milligrams of morphine per 100 milliliters or per 100 grams with one or more active, nonnarcotic ingredients in recognized therapeutic amounts; and

(9) A material, compound, mixture, or preparation containing any of the following narcotic drug and its salts: buprenorphine."

Section 10. Item (E) of Appendix C of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read as follows:

"(E) Anabolic Steroids. (1) Any drug or hormonal substance chemically and pharmacologically related to testosterone (other than estrogens, progestins, corticosteroids, and dehydroepiandrosterone), and includes:

(1) 3[beta], 17-dihydroxy-5a-androstane;

(2) 3[alpha], 17[beta]-dihydroxy-5a-androstane;

(3) 5[alpha]-androstan-3,17-dione;

(4) 1-androstenediol (3[beta],17[beta]-dihydroxy-5[alpha]-androst-1-ene);

(5) 1-androstenediol (3[alpha],17[beta]-dihydroxy-5[alpha]-androst-1-ene);
(6) 4-androstenediol (3[beta],17[beta]-dihydroxy-androst-4-ene;
(7) 5-androstenediol (3[beta],17[beta]-dihydroxy-androst-5-ene);
(8) 1-androstenedione ([5[alpha]]-androst-1-en-3,17-dione;
(9) 4-androstenedione (androst-4-en-3,17-dione);
(10) 5-androstenedione (androst-5-en-3,17-dione);
(11) bolasterone (7[alpha],17[alpha]-dimethyl-17[beta]-hydroxyandrost-4-en-3one);
(12) Boldenone (17[beta]-hydroxyandrost-1,4,-diene-3-one);
(13) boldione (androsta-1,4-diene-3,17-dione;
(15) calusterone (7[beta],17[alpha]-dimethyl-17[beta]-hydroxyandrost-4-en-3-one);
(16) Chlorotestosterone (4-chlortestosterone),
(17) Clostebol (4-chloro-17[beta]-hydroxyandrost-4-en-3-one);
(18) Dehydrochlormethyltestosterone (4-chloro-17[beta]-hydroxy- 17[alpha]methyl-androst-1,4-dien-3-one);
(19) [Delta] 1-dihydrotestosterone (a.k.a. '1-testosterone') (17[beta]- hydroxyl-5[alpha]-androst-1en-3-one);
(20) Dihydrotestosterone (4-dihydrotestosterone);
(21) 4-dihydrotestosterone (17[beta]-hydroxy-androstan-3-one);
(22) Drostanolone (17[beta]-hydroxy-2[alpha]-methyl-5[alpha]-androstan-3-one);
(23) Ethylestrenol (17[alpha]-ethyl-17[beta]-hydroxyestr-4-ene);

(24) Fluoxymesterone (formebolone) (9-fluoro-17[alpha]-methyl-11[beta],17[beta]-dihydroxyandrost-4-en-3-one);

(25) Formebulone (2-formyl-17[alpha]-methyl-11[beta],17[beta]-dihydroxyandrost-1,4-dien-3-one);

(26) furazabol (17[alpha]-methyl-17-17[beta]-hydroxyandrostano[2,3-c]- furazan);

(27) 13[beta]-ethyl-17[beta]-hydroxygon-4-en-3-one;

(28) 4-hydroxytestosterone (4,17[beta]-dihydroxy-androst-4-en-3-one);

(29) 4-hydroxy-19-nortestosterone (4,17[beta]-dihydroxy-estr-4-en-3-one);

(30) desoxymethyltestosterone (17[alpha]-methyl-5[alpha]-androst-2-en17[beta]-ol) (a.k.a., madol);

(31) Mestanolone (17[alpha]-methyl-17[beta]-hydroxy-5-androstan-3-one);

(32) Mesterolone (1[alpha]methyl-17[beta]-hydroxy-[5[alpha]]-androstan-3-one);

(33) Methandienone (17[alpha]-methyl-17[beta]-hydroxyandrost-1,4-dien-3-one);

(34) mathandriol (17[alpha]-methyl-3[beta],17[beta]-dihydroxyandrost-5-ene);

(35) Methandranone;

(36) Methandriol;

(37) Methandrostenolone;

(38) Methenolone (1-methyl-17[beta]-hydroxy-5[alpha]-androst-1-en-3-one);

(39) 17[alpha]-methyl-3[beta], 17[beta]-dihydroxy-5a-androstane;

(40) 17[alpha]-methyl-3[beta],17[beta],17[beta]-dihydroxyandrost-4-ene;

(41) 17[alpha]-methyl-4-hydroxynandrolone (17[alpha]-methyl-4-hydroxy-17[beta]-hydroxyestr-4-en-3-one);

(42) methyldienolone (17[alpha]-methyl-17[beta]-hydroxyestra-4,9(10)-dien-3-one);

(43) methyltrienolone (17[alpha]-methyl-17[beta]-hydroxyestra-4,9- 11-trien-3-one);

(44) Methyltestosterone (17[alpha]-methyl17[beta]-hydroxyandrost-4-en-3-one);

(45) Mibolerone (7[alpha],17[alpha]-dimethyl-17[beta]-hydroestr-4-en-3-one);

(46) 17[alpha]-methyl-[Delta]1-dihydrotestosterone (17b[beta]-hydroxy-17[alpha]-methyl-5[alpha]-androst-1-en-3-one) (a.k.a. '17- [alpha]-methyl-1-testosterone');

(48) Nandrolone (17[beta]-hydroxyestr-4-en-3-one);

(49) 19-nor-4-androstenediol (3[beta], 17[beta]-dihydroxyestr-4-ene);

(50) 19-nor-4-androstenediol (3[alpha], 17[beta]-dihydroxyestr-4-ene);

(51) 19-nor-4-androstenediol (3[beta], 17[beta]-dihydroxyestr-5-ene);

(52) 19-nor-4-androstenediol (3[alpha], 17[beta]-dihydroxyestr-5-ene);

(53) 19-nor-4,9(10)-androstadienedione (estra-4,9(10)-diene-3,17-dione);

(54) 19-nor-4-androstenedione (estr-4-en-3,17dione);

(55) 19-nor-5-androstenedione (estr-4-en-3,17dione);

(56) norbolethone (13[beta], 17[alpha]-diethyl-17[beta]-hydroxygon- 4-en-3-one);

(57) norclostebol (4-chloro-17[beta]-hydroxyestr-4-en-3-one);

(58) Norethandrolone (17[alpha]-ethyl-17[beta]-hydroxyestr-4-en-3-one);

(59) normethandrolone (17[alpha]-methyl-17[beta]-hydroxyyestr-4-en-3-one);

(60) oxandrolone (17[alpha]-methyl-17[beta]-hydroxy-2-oxa-[5[alpha]]-androstan-3-one);

(61) Oxymesterone (17[alpha]-methyl-17[beta]-hydroxy-2-oxa-[5[alpha]]-androstan-3-one);

(62) oxymetholone (17[alpha]-methyl-2-hydroxymethylene-17[beta]-hydroxy-[5[alpha]]-androstan-3-one);

(63) Stanolone;

(64) Stanozolol (17[alpha]-methyl-17[beta]-hydroxy-[5[alpha]]-androst-2-eno[3,2-c]-pyrazole);

(65) Testolactone (13-hydroxy-3-oxo-13,17-secoandrosta-1,4-dien-17-oic acidlactone);

(66) Testosterone (17[beta]-hydroxyandrost-4-en-3-one);

(67) tetrahydrogestrinone (13[beta], 17[alpha]-diethyl-17[beta]-hydroxygon-4,9,11-trien-3-one);

(68) Trenobolone (17[beta]-hydroxyestr-4,9,11-trien-3-one);

and

(2) Any salt, ester, or isomer of a drug or substance described or listed in (1), if that salt, ester, or isomer promotes muscle growth. Except such term does not include an anabolic steroid which is expressly intended for administration through implants to cattle or other nonhuman species and which has been approved by the Secretary of Health and Human Services for such administration. If any person prescribes, dispenses, or distributes such steroid for human use, such person shall be considered to have prescribed, dispensed, or distributed an anabolic steroid within the meaning of this paragraph.

DPHSS may exempt by rule a compound, mixture, or preparation containing a stimulant or depressant substance listed in subsections A and B from the application of all or part of this Act, if the compound, mixture, or preparation contains one or more active medicinal ingredients not having a stimulant or depressant effect on the central nervous system and the admixtures are in combinations, quantity, proportion, or concentration that vitiate the potential for abuse of the substances having a stimulant or depressant effect on the central nervous system."

Section 11. A new Item (F) is hereby *added* to Appendix C of Chapter 67 of Title 9 of the Guam Code Annotated, to read as follows:

"(F) Dronabinol (synthetic) in sesame oil and encapsulated is a soft gelatine capsule in a U.S. Food and Drug Administration approved product [Some other names for dronabinol: (6aR-trans)-6a, 7, 8, 10a-tetrahydro-6,6,9-trimethyl-3-pentyl-6*H*-dibenzo[b,d]pyran-1-ol] or (-)-delta-9-(trans)-tetrahydrocannabinol]."

Section 12. Item (B) of Appendix D of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read as follows:

"(B) A material, compound, mixture, or preparation containing any quantity of the following substances having a depressant effect on the central nervous system, including any salts, isomers, and salts of isomers of them that are theoretically possible within the specific chemical designation:

(1) alprazol.am;

(2) barbital;

(3) bromazepam;

(4) camazepam;

(5) chloral betaine;

(6) chloral hydrate;

(7) chlordiazepoxide;

(8) clobazam;

(9) clonazepam;

(10) clorazepate;

(11) clotiazepam;

(12) cloxazolam;

(13) delorazepam;

(14) diazepam;

(15) dichloraphenazone;

~~(15)~~ (16) estazolam;

~~(16)~~ (17) ethchlorvynol;

~~(17)~~ (18) ethinamate;

~~(18)~~ (19) ethylloflazepate;

~~(19)~~ (20) fludiazepam;

~~(20)~~ (21) flunitrazepam;

~~(21)~~ (22) flurazepam;

(23) fospropofol;

~~(22)~~ (24) halazepam;

~~(23)~~ (25) haloxazolam;

~~(24)~~ (26) ketazolam;

~~(25)~~ (27) loprazolam;

~~(26)~~ (28) lorazepam;

~~(27)~~ (29) lormetazepam;

~~(28)~~ (30) mebutamate;

~~(29)~~ (31) medazepam;

~~(30)~~ (32) meprobamate;

~~(31)~~ (33) methohexital;

~~(32)~~ (34) methylphenobarbital (mephobarbital);

~~(33)~~ (35) midazolam;

~~(34)~~ (36) nimetazepam;

~~(35)~~ (37) nitrazepam;

~~(36)~~ (38) nordiazepam;

~~(37)~~ (39) oxazepam;

~~(38)~~ (40) oxazolam;

~~(39)~~ (41) paraldehyde;

~~(40)~~ (42) petrichloral;

~~(41)~~ (43) phenobarbital;

~~(42)~~ (44) pinazepam;

~~(43)~~ (45) prazepam;

~~(44)~~ (46) quazepam;

~~(45)~~ (47) temazepam;

~~(46)~~ (48) tetrazepam;

~~(47)~~ (49) triazolam; ~~and~~

(50) zaleplon

~~(48)~~ (51) zolpidem

(52) zopiclone"

Section 13. Item (D) of Appendix D of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read as follows:

"(D) A material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system, including their salts, isomers, and salts of isomers:

(1) cathine;

(2) diethylpropion;

(3) fencamfamin;

(4) fenproporex;

(5) mazindol;

(6) mefenorex;

(7) modafinil;

~~(7)~~ (8) pemoline (including organometallic complexes and chelates thereof);

~~(8)~~ (9) phentermine;

~~(9)~~ (10) pipradrol; ~~and~~

(11) sibutramine:

~~(10)~~ (12) SPA ((-)-i-dimethylamino-1,2-diphenylethane);"

Section 14. Item (D) of Appendix E of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read as follows:

"(C) A material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system, including their salts, isomers and salts of isomers:

(1) lacosamide [(R)-2-acetoamido- N –benzyl-3-methoxy-propionamide];

(2) pregabalin [(S)-3-(aminomethyl)-5-methylhexanoic acid];

~~(1)~~ (3) pyrovalerone;"

Section 15. A new §3106.1 is hereby *added* to Article 1 of Chapter 3 of Title 10 of the Guam Code Annotated, to read as follows:

"**§3106.1 Guam Uniform Controlled Substance Act Review.**

The Director shall, in accordance with the Administrative Adjudication Law, conduct a biannual review of the U.S. Drug Enforcement Administration Schedule Listing to determine whether the Guam Uniform Controlled Substance Act shall be revised in accordance."

Section 16. Effective Date. This act shall take effect immediately upon enactment.

I MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN
2011 (First) Regular Session

Bill No. 216-31 (COR)
As Substituted by the Committee on Public Safety,
Law Enforcement and Judiciary.

Introduced by:

B.J.F. Cruz
A.B. Palacios, Sr.

AN ACT TO AMEND (C), (D), (E), AND TO ADD A NEW ITEM (F) TO APPENDIX A, TO AMEND (A)(1), (B), (C), (E) AND (F) TO APPENDIX B, TO AMEND (B), (C), (D), (E), AND (F) OF APPENDIX C, TO AMEND (B), (C), (D) OF APPENDIX D, TO AMEND (A) AND TO ADD A NEW ITEM (D) TO APPENDIX E, AND TO ADD A NEW §67.301(f) TO ARTICLE 3 OF CHAPTER 67 OF TITLE 9 OF THE GUAM CODE ANNOTATED, RELATIVE TO UPDATING THE GUAM UNIFORM CONTROLLED SUBSTANCES ACT BASED ON THE U.S. DRUG ENFORCEMENT ADMINISTRATION SCHEDULE LISTING.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Item (C) of Appendix A of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read:

"(C) Material, compound, mixture or preparation containing any quantity of the following hallucinogenic substances, including any salts, isomers, and salts of isomers of them that are theoretically possible within the specific chemical designation:

(1) Alpha-ethyltryptamine (other names: etryptamine; Monase; alpha-ethyl-lH-indole-3-ethanamine; 3-(2-aminobutyl) indole; alpha-ET; and AET);

(2) 4-bromo-2,5-dimethoxy-amphetamine (other names: 4-bromo-2,5-dimethoxy-alpha-methylphenethylamine; 4-bromo-2,5-DMA);

(3) 4-bromo-2,5-dimethoxyphenethylamine (other names: 2-(4-bromo-2,5-dimethoxyphenyl)-1-aminoethane; alpha-desmethyl DOB; 2C-B, Nexus);

(4) 2,5-dimethoxyamphetamine (other names: 2,5-dimethoxyalpha-methylphenethylamine; 2,5-DMA);

(5) 2,5-dimethoxy-4-ethylamphet-amine (other name: DOET);

(6) 2,5-dimethoxy-4-(n)-propylthiophenethylamine (other name: 2C-T-7);

~~(6)~~ (7) 4-methoxyamphetamine (other names: 4-methoxy-alphamethylphenethylamine; paramethoxyamphetamine, PMA);

~~(7)~~ (8) 5-methoxy-3,4-methylenedioxy-amphetamine;

~~(8)~~ (9) 4-methyl-2,5-dimethoxy-amphetamine (other names: 4-methyl-2,5-dimethoxy-alpha-methylphenethylamine; DOM; and STP);

~~(9)~~ (10) 3,4-methylenedioxy amphetamine;

~~(10)~~ (11) 3,4-methylenedioxymethamphetamine (MDMA);

~~(11)~~ (12) 3,4-methylenedioxy-N-ethylamphetamine (other names: N-ethyl-alpha-methyl-3,4(methylenedioxy)phenethylamine, N-ethyl MDA, MDE, MDEA);

~~(12)~~ (13) N-hydroxy-3,4-methylenedioxyamphetamine (other names: N-hydroxy-alpha-methyl-3,4(methylenedioxy)phenethylamine, and N-hydroxy MDA);

~~(13)~~ (14) 3, 4, 5-trimethoxy amphetamine;

(15) 5-methoxy-N,N-dimethyltryptamine (other names: 5-methoxy-3-[2-(dimethylamino)ethyl]indole; 5-MeO-DMT;

~~(15)~~ (16) Alpha-methyltryptamine (other name: AMT);

~~(14)~~ (17) bufotenine (other names: 3-(beta-Dimethylaminoethyl)-5-hydroxyindole; 3-(2-dimethylaminoethyl)-5-indolol; N, N-dimethylserotonin; 5-hydroxy-N,N-dimethyltryptamine; mappine);

~~(15)~~ (18) diethyltryptamine (other names: N,N-Diethyltryptamine; DET);

~~(16)~~ (19) dimethyltryptamine (other name: DMT);

~~(19)~~ (20) 5-methoxy-N,N-diisopropyltryptamine (other name: 5-MeO-DIPT);

~~(17)~~ (21) ibogaine (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);

~~(18)~~ (22) lysergic acid diethylamide;

~~(19)~~ (23) marihuana;

~~(20)~~ (24) mescaline;

~~(21)~~ (25) parahexyl (other names: 3-Hexyl-l-hydroxy-7, 8, 9, 10-tetrahydro-6, 6, 9-trimethyl-6H-dibenzo [b,d] pyran; Synhexyl);

~~(22)~~ (26) peyote (all parts of the plant presently classified botanically as Lophophora williamsii Lemaire, whether growing or not, its seeds, any extract from any part of the plant, and every compound manufacture, salts, derivative, mixture, or preparation of such plant, its seeds or extracts);

~~(23)~~ (27) N-ethyl-3-piperidyl benzilate;

~~(24)~~ (28) N-methyl-3-piperidyl benzilate;

~~(25)~~ (29) psilocybin;

~~(26)~~ (30) psilocyn;

~~(27)~~ (31) tetrahydrocannabinols (Meaning tetrahydrocannabinols naturally contained in a plant of the genus *Cannabis* (cannabis plant),

as well as synthetic equivalents of the substances contained in the cannabis plant, or in the resinous extractives of such plant, and/or synthetic substances, derivatives, and their isomers with similar chemical structure and pharmacological activity to those substances contained in the plant, such as the following:

-1 cis or trans tetrahydrocannabinol, and their optical isomers;

-6 cis or trans tetrahydrocannabinol, and their optical isomers; and

-3, 4 cis or trans tetrahydrocannabinol, and its optical isomers. (Since nomenclature of these substances is not internationally standardized, compounds of these structures, regardless of numeric designation of atomic positions covered.);

~~(28)~~ (32) ethylamine analog of phencyclidine (other names: N-ethyl-1-phenylcyclohexylamine; (1-phenylcyclohexyl) ethylamine; N-(1-phenylcyclohexyl) ethylamine; cyclohexamine; PCE);

~~(29)~~ (33) pyrrolidine analog of phencyclidine (other names: 1- (1-phenylcyclohexyl)–pyrrolidine; PCPy; PHP);

~~(30)~~ (34) thiophene analog of phencyclidine (other names: 1-[1-(2-thienyl)-cyclohexyl]-piperidine; 2-thienylanalog of phencyclidine; TPCP; TCP); and

~~(31)~~ (35) TCPy (other name: 1-[1-(2-thienyl)cyclohexyl] pyrrolidine."

Section 2. Item (D) of Appendix A of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read:

"(D) Material, compound, mixture or preparation containing any quantity of the following substances having a depressant effect on the central nervous system, including any salts, isomers and salts of isomers of them that are theoretically possible within the specific chemical designation:

(1) gamma-hydroxybutyric acid (other names: include GHB; gamma-hydroxybutyrate; 4-hydroxybutyrate; 4-hydroxybutanoic acid; sodium oxybate; sodium oxybutyrate);

~~(1)~~ (2) mecloqualone; and

~~(2)~~ (3) methaqualone."

Section 3. Item (E) of Appendix A of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read:

"(E) Material, compound, mixture or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system, including their salts, isomers and salts of isomers:

(1) Aminorex (other names: aminoxaphen; 2-amino-5-phenyl-2-oxazoline; or 4,5-dihydro-5-phenyl-2-oxazolamine);

(2) N-Benzylpiperazine (other names: BZP, 1- benzylpiperazine);

~~(2)~~ (3) Cathinone (other names: 2-amino-1-phenyl-1-propanone; alpha-aminopropiophenone; 2-aminopropiophenone; and norephedrone);

~~(3)~~ (4) Fenethylline;

~~(4)~~ (5) Methcathinone (other names: 2-(methylamino)-propiophenone; alpha-(methylamino)propiophenone; 2-(methylamino)-1-phenylpropan-l-one; alpha-N-methylaminopropiophenone; monomethylpropion; ephedrone; N-methylcathinone; methylcathinone; AL-464; AL-422; AL-463 and UR1432), its salts, optical isomers and salts of optical isomers);

~~(5)~~ (6) (+/-)cis-4-methylaminorex (other name: (+/-)cis-4,5- dihydro-4-methyl-5-phenyl-2-oxazolamine);

~~(6)~~ (7) N-ethylamphetamine; and

~~(7)~~ (8) N,N-dimethylamphetamine (other names: N,N-alpha-trimethyl-benzeneethanamine; N,N-alpha-trimethylphenethylamine)."

Section 4. A new Item (F) is hereby *added* to Appendix A of Chapter 67 of Title 9 of the Guam Code Annotated, to read:

"(F) *Temporary listing of substances subject to emergency scheduling.* Any material, compound, mixture or preparation which contains any quantity of the following substances:

(1) 5-(1,1-Dimethylheptyl)-2-[(1R,3S)-3-hydroxycyclohexyl]-phenol, its optical, positional, and geometric isomers, salts and salts of isomers (Other names: CP-47,497);

(2) 5-(1,1-Dimethyloctyl)-2-[(1R,3S)-3-hydroxycyclohexyl]-phenol, its optical, positional, and geometric isomers, salts and salts of isomers (Other names: cannabicyclohexanol and CP-47,497 C8 homologue);

(3) 1-Butyl-3-(1-naphthoyl)indole, its optical, positional, and geometric isomers, salts and salts of isomers (Other names: JWH- 073);

(4) 1-[2-(4-Morpholinyl)ethyl]-3-(1-naphthoyl)indole, its optical, positional, and geometric isomers, salts and salts of isomers (Other names: JWH-200); and

(5) 1-Pentyl-3-(1-naphthoyl)indole, its optical, positional, and geometric isomers, salts and salts of isomers (Other names: JWH- 018 and AM678)."

Section 5. Item (A) (1) of Appendix B of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read:

"(A) Any of the following substances, however manufactured:

(1) Opium and ~~opium derivative~~ opiate, and any salt, compound, derivative, or preparation of opium or ~~opium derivative~~ opiate excluding apomorphine, thebaine-derived butorphanol, dextrorphan,

nalbuphine, nalmefene, naloxone, and naltrexone, and their respective salts, but including the following:

(A) raw opium;

(B) opium extracts;

(C) opium fluid;

(D) ~~powered~~ powdered opium;

(E) granulated opium;

(F) tincture of opium;

(G) codeine;

(H) ethylmorphine;

(I) etorphine ~~hydrocholride~~ hydrochloride;

(J) hydrocodone;

(K) hydromorphone;

(L) metopon;

(M) morphine;

(N) oxycodone;

(O) oxymorphone;

(P) thebaine;

(Q) dihydroetorphine; and

(R) oripavine."

Section 6. Item (B) of Appendix B of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read:

"(B) Any of, the following synthetic opiates, including any isomers, esters, ethers, salts, and salts of isomers, esters, and ethers of them that are theoretically possible within the specific chemical designation:

(1) alfentanil;

(2) alphaprodine;

(3) anileridine;

(4) bezitramide;

(5) carfentanil;

(6) bulk dextropropoxyphene (non-dosage forms);

(7) dihydrocodeine;

(8) diphenoxylate;

(9) fentanyl;

(10) isomethadone;

(11) levomethorphan;

(12) levorphanol;

(13) metazocine;

(14) methadone;

(15) methadone-intermediate, 4-cyano-2-dimethylamino-4, 4-diphenyl butane;

(16) moramide-intermediate, 2-methyl-3-morpholino-1, ~~1~~ 1-diphenylpropane-carboxylic acid;

(17) pethidine (meperidine);

(18) pethidine-intermediate-A, 4-cyano-1-methyl-4-phenylpiperidine;

(19) pethidine-intermediate-B, ethyl-4-phenylpiperidine-4-carboxylate;

(20) pethidine-intermediate-C, 1-methyl-4-phenylpiperidine-4-carboxylic acid;

(21) phenazocine;

(22) piminodine;

(23) racemethorphan;

(24) racemorphan;

(25) remifentanil;

~~(25)~~ (26) sufentanil; ~~and~~

~~(26)~~ (27) levo-alphacetylmethadol (other names: levo-alphaacetylmethadol, levomethadyl acetate, LAAM); and

(28) tapentadol."

Section 7. Item (C) of Appendix B of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read:

"(C) Material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system:

(1) amphetamine, its salts, optical isomers, and salts of its optical isomers;

(2) methamphetamine, its salts, isomers, and salts of its isomers;

(3) phenmetrazine and its salts;

(4) methylphenidate; and

(5) lisdexamfetamine, its salts, isomers, and salts of its isomers."

Section 8. Item (E) and (F) of Appendix B of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read:

~~(E) Dronabinol (synthetic) in sesame oil and encapsulated in a soft gelatin capsule in a U.S. Food and Drug Administration approved drug product (other names for dronabinol: (6aR-trans)-6a,7,8,10a-tetrahydro-6,6,9-trimethyl-3-pentyl-6H-dibenzo[b,d]pyran-1-o1, or (-)-delta-9-(trans)-tetrahydrocannabinol)~~;

"~~(F)~~ (E) Hallucinogenic substances. (1) Nabilone ((~~another name for nabilone (+/-)-trans-3-(1, 1dimethylheptyl)-6, 6a, 7, 8, 10, 1Oa-hexahydro-1-hydroxy-6,6-dimethyl-9Hdibenzo[~~

~~b,dlpyran-9-one)~~; [other names: (+/-)-trans-3-(1,1-dimethylheptyl)-6,6a,7,8,10,10a-hexahydro-1-hydroxy-6, 6-dimethyl-9H-dibenzo[b,d]pyran-9-one].

~~(G)~~ (F) Material, compound, mixture, or preparation containing any quantity of the following substances:

(1) Immediate precursor to amphetamine and methamphetamine: phenylacetone (other names: phenyl-2-propanone; P2P; benzyl methyl ketone; methyl benzyl ketone);

(2) Immediate precursors to phencyclidine (PCP):

(i) 1-~~p,henylcyclohexylamine~~ phenylcyclohexylamine; and

(ii) ~~I~~ 1-piperidinocyclohexanecarbonnitrile (PCC)"

(3) Immediate precursor to fentanyl:

(i) 4-anilino-N-phenethyl-4-piperidine (ANPP)."

Section 9. Item (B) of Appendix C of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read:

"(B) A material, compound, mixture, or preparation containing any quantity of the following substances having a depressant effect on the central nervous system:

(1) a compound, mixture, or preparation containing any of the following drugs or their salts and one or more other active medicinal ingredients not included in any schedule:

(A) amobarbital;

(B) secobarbital; and

(C) pentobarbital;

(2) any of the following drugs, or their salts, in suppository dosage form, approved by the federal Food and Drug Administration for marketing only as a suppository:

(A) amobarbital;

(B) secobarbital, and

(C) pentobarbital;

(3) a substance containing any quantity of a derivative of barbituric acid or any salt of a derivative of barbituric acid;

(4) chlorhexadol;

(5) embutramide;

(6) any drug product containing gamma hydroxybutyric acid, including its salts, isomers, and salts of isomers, for which an application is approved under Section 505 of the Federal Food, Drug, and Cosmetic Act;

(7) ketamine, its salts, isomers, and salts of isomers [other names: (±)-2-(2-chlorophenyl)-2-(methylamino)-cyclohexanone];

~~(5)~~ (8) Lysergic acid;

~~(6)~~ (9) Lysergic acid amide;

~~(7)~~ (10) Methyprylon;

~~(8)~~ (11) Sulfondiethylmethane;

~~(9)~~ (12) Sulfonethylmethane;

~~(10)~~ (13) Sulfonmethane;

~~(11)~~ (14) Tiletamine and zolazepam or any salt thereof [other names for a tiletamine-zolazepam combination product: Telazol; other names for tiletamine: 2-(ethylamino)-2-(2-thienyl)-cyclohexanone; other names for zolazepam: 4-(2-fluorophenyl)-6,8-dihydro-1,3,8-trimethylpyrazolo-[3,4-e] [1,4]-diazepin-7(1H)-one, flupyrazapon]."

Section 10. Item C of Appendix C of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read:

"(C) Nalorphine; ~~and~~"

Section 11. Item (D) of Appendix C of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read:

"(D) Narcotic Drugs. (1) A material, compound, mixture, or preparation containing any of the following narcotic drugs, or their salts calculated as the free anhydrous base or alkaloid, in limited quantities as set forth below:

~~(1)~~ (A) not more than 1.8 grams of codeine per 100 milliliters or not more than 90 milligrams per dosage unit, with an equal or greater quantity of an isoquinoline alkaloid of opium;

~~(2)~~ (B) not more than 1.8 grams of codeine per 100 milliliters or not more than 90 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;

~~(3)~~ (C) not more than 300 milligrams of dihydrocodeinone (hydrocodone) per 100 milliliters or not more than 15 milligrams per dosage unit, with a fourfold or greater quantity of an isoquinoline alkaloid of opium;

~~(4)~~ (D) not more than 300 milligrams of dihydrocodeinone (hydrocodone) per 100 milliliters or not more than 15 milligrams per dosage unit, with one or more active-nonnarcotic ingredients in recognized therapeutic amounts;

~~(5)~~ (E) not more than 1.8 grams of dihydrocodeine per 100 milliliters or not more than 90 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;

~~(6)~~ (F) not more than 300 milligrams of ethylmorphine per 100 milliliters or not more than 15 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;

~~(7)~~ (G) not more than 500 milligrams of opium per 100 milliliters or per 100 grams, or not more than 25 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts; and

~~(8)~~ ~~(G)~~ (H) not more than 50 milligrams of morphine per 100 milliliters or per 100 grams with one or more active, nonnarcotic ingredients in recognized therapeutic amounts.~~; and~~

~~(9)~~ (2) A material, compound, mixture, or preparation containing any of the following narcotic drug and its salts:

(A) buprenorphine."

Section 12. Item (E) of Appendix C of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read:

"(E) Anabolic Steroids.

~~(1) Boldenone, Chlorotestosterone (4-chlortestosterone), Clostebol, Dehydrochlormethyltestosterone; Dihydrotestosterone (4-dihydrotestosterone), Drostanolone, Ethylestrenol, Fluoxymesterone, Formebulone (formebolone), Mesterolone, Methanedienone, Methandranone, Methandriol, Methandrostenolone, Methenolone, Methyltestosterone, Mibolerone, Nandrolone, Norethandrolone, oxandrolone, Oxymesterone, oxymetholone, Stanolone, Stanozolol, Testolactone, Testosterone, Trenobolone; and~~ Any drug or hormonal substance chemically and pharmacologically related to testosterone (other than estrogens, progestins, corticosteroids, and dehydroepiandrosterone), and includes:

(1) 3[beta], 17-dihydroxy-5a-androstane;

(2) 3[alpha], 17[beta]-dihydroxy-5a-androstane;

(3) 5[alpha]-androstan-3,17-dione;

(4) 1-androstenediol (3[beta],17[beta]-dihydroxy-5[alpha]-androst-1-ene);

(5) 1-androstenediol (3[alpha],17[beta]-dihydroxy-5[alpha]-androst-1-ene);

(6) 4-androstenediol (3[beta],17[beta]-dihydroxy-androst-4-ene;

(7) 5-androstenediol (3[beta],17[beta]-dihydroxy-androst-5-ene);

(8) 1-androstenedione ([5[alpha]]-androst-1-en-3,17-dione;

(9) 4-androstenedione (androst-4-en-3,17-dione);

(10) 5-androstenedione (androst-5-en-3,17-dione);

(11) bolasterone (7[alpha],17[alpha]-dimethyl-17[beta]-hydroxyandrost-4-en-3one);

(12) boldenone (17[beta]-hydroxyandrost-1,4,-diene-3-one);

(13) boldione (androsta-1,4-diene-3,17-dione);

(14) calusterone (7[beta],17[alpha]-dimethyl-17[beta]-hydroxyandrost-4-en-3-one);

(15) chlorotestosterone (4-chlortestosterone),

(16) clostebol (4-chloro-17[beta]-hydroxyandrost-4-en-3-one);

(17) dehydrochloromethyltestosterone (4-chloro-17[beta]-hydroxy- 17[alpha]methyl-androst-1,4-dien-3-one);

(18) [Delta] 1-dihydrotestosterone (a.k.a. '1-testosterone') (17[beta]- hydroxyl-5[alpha]-androst-1-en-3-one);

(19) 4-dihydrotestosterone (17[beta]-hydroxy-androstan-3-one);

(20) drostanolone (17[beta]-hydroxy-2[alpha]-methyl-5[alpha]-androstan-3-one);

(21) ethylestrenol (17[alpha]-ethyl-17[beta]-hydroxyestr-4-ene);

(22) fluoxymesterone (9-fluoro-17[alpha]-methyl-11[beta],17[beta]-dihydroxyandrost-4-en-3-one);

(23) formebolone (2-formyl-17[alpha]-methyl-11[alpha],17[beta]-dihydroxyandrost-1,4-dien-3-one);

(24) furazabol (17[alpha]-methyl-17[beta]-hydroxyandrostano[2,3-c]- furazan);

(25) 13[beta]-ethyl-17[beta]-hydroxygon-4-en-3-one;

(26) 4-hydroxytestosterone (4,17[beta]-dihydroxy-androst-4-en-3-one);

(27) 4-hydroxy-19-nortestosterone (4,17[beta]-dihydroxy-estr-4-en-3-one);

(28) desoxymethyltestosterone (17[alpha]-methyl-5[alpha]-androst-2-en-17[beta]-ol) (a.k.a., madol);

(29) mestanolone (17[alpha]-methyl-17[beta]-hydroxy-5-androstan-3-one);

(30) mesterolone (1[alpha]methyl-17[beta]-hydroxy-[5[alpha]]-androstan-3-one);

(31) methandienone (17[alpha]-methyl-17[beta]-hydroxyandrost-1,4-dien-3-one);

(32) mathandriol (17[alpha]-methyl-3[beta],17[beta]-dihydroxyandrost-5-ene);

(33) methandranone;

~~(34) methandriol;~~

(34) methandrostenolone;

(35) methenolone (1-methyl-17[beta]-hydroxy-5[alpha]-androst-1-en-3-one);

(36) 17[alpha]-methyl-3[beta], 17[beta]-dihydroxy-5a-androstane;

(37) 17[alpha]-methyl-3[alpha],17[beta]-dihydroxy-5a-androstane;

(38) 17[alpha]-methyl-3[beta],17[beta],-dihydroxyandrost-4-ene;

(39) 17[alpha]-methyl-4-hydroxynandrolone (17[alpha]-methyl-4-hydroxy-17[beta]-hydroxyestr-4-en-3-one);

(40) methyldienolone (17[alpha]-methyl-17[beta]-hydroxyestra-4,9(10)-dien-3-one);

(41) methyltrienolone (17[alpha]-methyl-17[beta]-hydroxyestra-4,9- 11-trien-3-one);

(42) methyltestosterone (17[alpha]-methyl-17[beta]-hydroxyandrost-4-en-3-one);

(43) mibolerone (7[alpha],17[alpha]-dimethyl-17[beta]-hydroxyestr-4-en-3-one);

(44) 17[alpha]-methyl-[Delta]1-dihydrotestosterone (17b[beta]-hydroxy-17[alpha]-methyl-5[alpha]-androst-1-en-3-one) (a.k.a. '17-[alpha]-methyl-1-testosterone');

(45) nandrolone (17[beta]-hydroxyestr-4-en-3-one);

(46) 19-nor-4-androstenediol (3[beta], 17[beta]-dihydroxyestr-4-ene);

(47) 19-nor-4-androstenediol (3[alpha], 17[beta]-dihydroxyestr-4-ene);

(48) 19-nor-5-androstenediol (3[beta], 17[beta]-dihydroxyestr-5-ene);

(49) 19-nor-5-androstenediol (3[alpha], 17[beta]-dihydroxyestr-5-ene);

(50) 19-nor-4,9(10)-androstadienedione (estra-4,9(10)-diene-3,17-dione);

(51) 19-nor-4-androstenedione (estr-4-en-3,17-dione);

(52) 19-nor-5-androstenedione (estr-5-en-3,17-dione);

(53) norbolethone (13[beta], 17[alpha]-diethyl-17[beta]-hydroxygon- 4-en-3-one);

(54) norclostebol (4-chloro-17[beta]-hydroxyestr-4-en-3-one);

(55) norethandrolone (17[alpha]-ethyl-17[beta]-hydroxyestr-4-en-3-one);

(56) normethandrolone (17[alpha]-methyl-17[beta]-hydroxyestr-4-en-3-one);

(57) oxandrolone (17[alpha]-methyl-17[beta]-hydroxy-2-oxa-[5[alpha]]-androstan-3-one);

(58) oxymesterone (17[alpha]-methyl-4,17[beta]-dihydroxyandrost-4-en-3-one;

(59) oxymetholone (17[alpha]-methyl-2-hydroxymethylene-17[beta]-hydroxy-[5[alpha]]-androstan-3-one);

(60) stanolone;

(61) stanozolol (17[alpha]-methyl-17[beta]-hydroxy-[5[alpha]]-androst-2-eno[3,2-c]-pyrazole);

(62) stenbolone (17[beta]-hydroxy-2-methyl-[5[alpha]]-androst-1-en-3- one);

(63) testolactone (13-hydroxy-3-oxo-13,17-secoandrosta-1,4-dien-17-oic acid lactone);

(64) testosterone (17[beta]-hydroxyandrost-4-en-3-one);

(65) tetrahydrogestrinone (13[beta], 17[alpha]-diethyl-17[beta]-hydroxygon-4,9,11-trien-3-one);

(66) trenbolone (17[beta]-hydroxyestr-4,9,11-trien-3-one); and

~~(2)~~ (67) Any salt, ester, or ~~isomer~~ ether of a drug or substance described or listed in (1) through (66) above, if that salt, ester, or

~~isomer~~ ether promotes muscle growth. Except such term does not include an anabolic steroid which is expressly intended for administration through implants to cattle or other nonhuman species and which has been approved by the Secretary of Health and Human Services for such administration. If any person prescribes, dispenses, or distributes such steroid for human use, such person shall be considered to have prescribed, dispensed, or distributed an anabolic steroid within the meaning of this paragraph.

DPHSS may exempt by rule a compound, mixture, or preparation containing a stimulant or depressant substance listed in subsections A and B from the application of all or part of this Act, if the compound, mixture, or preparation contains one or more active medicinal ingredients not having a stimulant or depressant effect on the central nervous system and the admixtures are in combinations, quantity, proportion, or concentration that vitiate the potential for abuse of the substances having a stimulant or depressant effect on the central nervous system."

Section 13. A new Item (F) is hereby *added* to Appendix C of Chapter 67 of Title 9 of the Guam Code Annotated, to read:

"(F) Dronabinol (synthetic) in sesame oil and encapsulated in a soft gelatine capsule in a U.S. Food and Drug Administration approved product [other names: (6a*R-trans*)-6a,7,8,10a-tetrahydro-6,6,9-trimethyl-3-pentyl-6*H*-dibenzo[*b,d*]pyran-1-ol] or (-)-delta-9-(*trans*)-tetrahydrocannabinol]."

Section 14. Item (B) of Appendix D of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read:

"(B) A material, compound, mixture, or preparation containing any quantity of the following substances having a depressant effect on the central nervous

system, including any salts, isomers, and salts of isomers of them that are theoretically possible within the specific chemical designation:

(1) ~~alprazol.am~~ alprazolam;

(2) barbital;

(3) bromazepam;

(4) camazepam;

(5) chloral betaine;

(6) chloral hydrate;

(7) chlordiazepoxide;

(8) clobazam;

(9) clonazepam;

(10) clorazepate;

(11) clotiazepam;

(12) cloxazolam;

(13) delorazepam;

(14) diazepam;

(15) dichloraphenazone;

~~(1.5)~~ (16) estazolam;

~~(16)~~ (17) ethchlorvynol;

~~(17)~~ (18) ethinamate;

~~(18)~~ (19) ethyl loflazepate;

~~(19)~~ (20) fludiazepam;

~~(20)~~ (21) flunitrazepam;

~~(21)~~ (22) flurazepam;

(23) fospropofol;

~~(22)~~ (24) halazepam;

~~(23)~~ (25) haloxazolam;

~~(24)~~ (26) ketazolam;

~~(25)~~ (27) loprazolam;

~~(26)~~ (28) lorazepam;

~~(27)~~ (29) lormetazepam;

~~(28)~~ (30) mebutamate;

~~(29)~~ (31) medazepam;

~~(30)~~ (32) meprobamate;

~~(31)~~ (33) methohexital;

~~(32)~~ (34) methylphenobarbital (mephobarbital);

~~(33)~~ (35) midazolam;

~~(34)~~ (36) nimetazepam;

~~(35)~~ (37) nitrazepam;

~~(36)~~ (38) nordiazepam;

~~(37)~~ (39) oxazepam;

~~(38)~~ (40) oxazolam;

~~(39)~~ (41) paraldehyde;

~~(40)~~ (42) petrichloral;

~~(41)~~ (43) phenobarbital;

~~(42)~~ (44) pinazepam;

~~(43)~~ (45) prazepam;

~~(44)~~ (46) quazepam;

~~(45)~~ (47) temazepam;

~~(46)~~ (48) tetrazepam;

~~(47)~~ (49) triazolam; ~~and~~

(50) zaleplon;

~~(48)~~ (51) zolpidem; and

(52) zopiclone."

Section 15. Item (C) of Appendix D of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read:

"(C) ~~A~~ Any material, compound, mixture, or preparation ~~containing~~ which contains any quantity of the following ~~substance~~ substances, including ~~any~~ its salts, isomers (whether optical, position, or geometric), and salts of such isomers, ~~of it that are theoretically possible:~~ whenever the existence of such salts, isomers, and salts of isomers is possible:

(1) Fenfluramine."

Section 16. Item (D) of Appendix D of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read:

"(D) A material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system, including their salts, isomers, and salts of isomers:

(1) cathine ((+)-norpseudoephedrine);

(2) diethylpropion;

(3) fencamfamin;

(4) fenproporex;

(5) mazindol;

(6) mefenorex;

(7) modafinil;

~~(7)~~ (8) pemoline (including organometallic complexes and chelates thereof);

~~(8)~~ (9) phentermine;

~~(9)~~ (10) pipradrol; ~~and~~

(11) sibutramine; and

~~(10)~~ (12) SPA ((-)-1-dimethylamino-1,2-diphenylethane)."

Section 17. Item (A) of Appendix E of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read:

"(A) ~~A material, compound, mixture, or preparation containing any of the following narcotic drug and its salts: buprenorphine;~~ *Narcotic drugs.* Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation containing any of the following narcotic drugs and their salts, as set forth below:"

Section 18. A new Item (D) of Appendix E of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *added* to read:

"(D) A material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system, including their salts, isomers and salts of isomers:

(1) lacosamide [(*R*)-2-acetoamido- *N* –benzyl-3-methoxy-propionamide]; and

(2) pregabalin [(S)-3-(aminomethyl)-5-methylhexanoic acid]."

Section 19. A new §67.301 (f) is hereby *added* to Article 3 of Chapter 67 of Title 9 of the Guam Code Annotated, to read:

"**§67.301 (f) Guam Uniform Controlled Substances Act Review.**

The Director may, in accordance with the Administrative Adjudication Law, conduct an annual review of the U.S. Drug Enforcement Administration Schedule Listing to determine whether the Guam Uniform Controlled Substances Act shall be revised in accordance."

Section 20. Effective Date. This act shall take effect immediately upon enactment.

COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY

I Mina'Trentai Uno na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
CHAIRMAN

Wednesday, June 15, 2011

Bill No. 216-31 (COR) – AN ACT TO AMEND (C), (D), (E), AND TO ADD A NEW ITEM (F) TO APPENDIX A, TO AMEND (A)(1), (B), AND (C) OF APPENDIX B, TO AMEND (B), (D), (E), AND ADD A NEW (F) TO APPENDIX C, TO AMEND (B) OF APPENDIX D, TO AMEND (D) OF APPENDIX D, TO AMEND (D) OF APPENDIX E OF CHAPTER 67 OF TITLE 9, TO ADD A NEW §3106.1 TO ARTICLE 1 OF CHAPTER 3 OF TITLE 10 OF THE GUAM CODE ANNOTATED RELATIVE TO **UPDATING THE GUAM UNIFORM CONTROLLED SUBSTANCE ACT** BASED ON THE U.S. DRUG ENFORCEMENT ADMINISTRATION SCHEDULE LISTING. – sponsored by **Vice Speaker Benjamin J. F. Cruz**

NAME (Please Print)	AGENCY/ORGANIZATION	CONTACT NUMBER	ORAL TESTIMONY	WRITTEN TESTIMONY	IN FAVOR	*NOT* IN FAVOR
✓ Phil Tydingco	AGO					
Rosanna Rabago	DPHSS	735 7221	X	X	X	
✓ Fred Borchla	GMA		X		X	

GOVERNMENT OF GUAM
DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES
DIPATTAMENTON SALUT PUPBLEKO YAN SETBISION SUSIAT

EDDIE BAZA CALVO
GOVERNOR

RAY TENORIO
LIEUTENANT GOVERNOR

JAMES W. GILLAN
DIRECTOR

LEO G. CASIL
DEPUTY DIRECTOR

JUN 14 2011

Testimony on Bill 216-31

Hafa Adai, Chairman Palacios, and members of the Committee on Public Safety, Law Enforcement, and Judiciary. My Name is Rosanna Rabago, Environmental Health Specialist Supervisor, of the Division of Environmental Health (DEH), of the Department of Public Health and Social Services. Our Director, Mr. James W. Gillan, prefers to have DEH staff available to answer technical questions that might arise during the public hearing, so I am presenting this testimony on his behalf. Thank you for allowing me the opportunity to testify on Bill 216-31, an act to amend and add to certain sections of Appendices A through E and Section 67.301(f) of Chapter 67 of Title 9 of the Guam Code Annotated (known as the Guam Uniform Controlled Substances Act).

The Department of Public Health and Social Services is responsible for administering the Guam Uniform Controlled Substances Act (hereafter, identified as the "Act"), and mandated to update the controlled substances schedules as necessary, pursuant to the Administrative Adjudication Law, Title 5 Guam Code Annotated, §9100, et *seq*.

We are requesting to update the current controlled substances schedule listing which has not been updated since its enactment on March 25, 1998. It is our intention to update our existing schedules by adopting the current schedule listing of the U.S. Drug Enforcement Administration (DEA) (Title 21 Code of Federal Regulations Section 1308).

There is adverse impact in not adopting legislation to update the schedule listing. In the past, it was brought to our attention by the Office of the Attorney General of a case that could not be prosecuted locally because the specific controlled substance was not listed in the Act.

During our research of Bill 216, we discovered that there were numerous typographical errors in the current schedule listing of the Act that may prove detrimental in terms of enforcement and prosecution of cases in court. For example, "powered opium" should have been indicated as "powdered opium." The listing of scheduled controlled substances is presented in both brand name, trade name, and the more technical, yet specific, chemical designated name. Every number, letter, hyphen, comma, bracket and parenthesis used in a chemical name has meaning on how the chemical structure of the drug is identified. We used this opportunity to correct these errors.

We also noted that two controlled substances were re-scheduled from one schedule to another by DEA. Specifically, Dronabinol was moved from Schedule II to Schedule III and Buprenorphine was moved from Schedule V to Schedule III. For your information, controlled substances are categorized from Schedules I through V based on their level of potential abuse, physical or psychological dependence from abuse, and accepted medical use in treatment. The lower the number, the higher potential for abuse.

Our Department has worked with Senator B.J. Cruz's staff to make significant changes to Bill 216 reflecting the updates listed in DEA's listing of schedules and correcting the typographical errors in the current Act. We would like to thank Senator B.J. Cruz and his staff as well as Senator Adolpho Palacios, Chairman of this Committee, for this important legislation.

Thank you for your consideration and support. For any further questions, you may contact the Division of Environmental Health of this Department at 735-7221.

JAMES W. GILLAN

department of
MENTAL HEALTH &
SUBSTANCE ABUSE
Dipåttamenton Salut Hinasso
Yan Abuson Åmot

790 Gov. Carlos G. Camacho Rd
Tamuning, Guam 96913
Phone: 671-647-5330
Fax: 671-647-5402

EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

WILFRED G. AFLAGUE
Director

June 15, 2011

Senator Adolpho B. Palacios, Sr.
Committee on Public Safety, Law Enforcement & Judiciary
155 Hesler Place
Hagatna, Guam 96910

RE: Response to Your Letter Dated June 14, 2011,
Reference Bill 216-31(COR); Bill 220-31(COR; Bill 221-31(COR)

Hafa Adai Senator Palacios,

After reviewing Bill No. 221-31, we agree to the act to amend item 35 of 67.100 and to add item 39 to article 1 of chapter 67, relative to drug free school zones.

After reviewing Bill No 220-31, we agree to the three (3) years sentence which will be carried out for an individual who is found guilty of distributing a non-narcotic controlled substance listed in schedule I or II to a minor or a pregnant woman. The punishment fits the crime since a minor or unborn child is harmed as a result of illicit drug use.

After reviewing Bill No. 216-31, we agree to the changes made relative to updating the Guam uniform controlled substance act based on the U.S. DEA schedule listing.

Senseramente,

for WILFRED G. AFLAGUE
Director

By direction of director

On Monday, June 20, 2011 at 3:08 p.m., Rosanna Y. Rabago wrote:

Hi Mike

Thanks again for the work you did with us in getting the bill ready for public hearing. As you know, we had a meeting with the prosecutor from AG's Office regarding certain controlled substance cases that we are wanting to pursue enforcement action. In speaking with the prosecutor, Mr. Jonathan Luke, we spoke of the public hearing on Bill 216. He mentioned that he would like to conduct research to determine whether it would be ideal to list Salvia as a scheduled drug. As it stands, Salvia was added to 9 GCA 67 as a new Article 8 (P.L. 30-174) which makes it illegal to possess it and has penalty provisions applicable to such violations. Interestingly, it is not listed as a scheduled drug. Considering the recent raid against a retail store selling Salvia here on island, we are open to Mr. Luke's recommendation for further amending Bill 216, if possible. Tom Nadeau even recommended inclusion of carisoprodol (trade name: Soma), a prescription drug (classified as a muscle relaxant and CNS depressant) that is escalating in terms of abuse in the last decade in the U.S. Can you please advise us on how best to proceed to have further revision to Bill 216 if supported by Senators Cruz and Palacios? Thanks.

Rosanna

COMMITTEE ON RULES

I Mina'trentai Unu na Liheslaturan Guåhan • The 31st Guam Legislature
155 Hesler Place, Hagåtña, Guam 96910 • *www.guamlegislature.com*
E-mail: *roryforguam@gmail.com* • Tel: (671)472-7679 • Fax: (671)472-3547

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CHAIRPERSON
MAJORITY LEADER

Senator
Judith P. Guthertz
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Senator
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Senator
vicente c. pangelinan

MINORITY MEMBERS:

Senator
Aline A. Yamashita
ASST. MINORITY LEADER

Senator
Christopher M. Duenas

June 21, 2011

Memorandum

To: **Pat C. Santos**
Clerk of the Legislature

From: **Senator Rory J. Respicio**
Chairperson, Committee on Rules

Subject: **Fiscal Notes**

Hafa Adai!

Attached please find the fiscal notes for the bill numbers listed below. Please note that the fiscal notes, or waivers, are issued on the bills as introduced.

Bill Nos.:

138-31 (LS)	196-31 (COR)	211-31 (COR)	220-31 (COR)
143-31 (COR)	200-31 (COR)	214-31 (COR)	221-31 (COR)
148-31 (COR)	203-31 (COR)	215-31 (COR)	225-31 (COR)
176-31 (LS)	206-31 (COR)	216-31 (COR)	229-31 (COR)
181-31 (LS)	207-31 (COR)	217-31 (COR)	
189-31 (LS)	208-31 (COR)	218-31 (COR)	
192-31 (COR)	210-31 (COR)	219-31 (COR)	

Please forward the same to MIS for posting on our website. Please contact our office should you have any questions regarding this matter.

Si Yu'os ma'åse'!

BUREAU OF BUDGET & MANAGEMENT RESEARCH

OFFICE OF THE GOVERNOR
Post Office Box 2950, Hagåtña Guam 96932

EDDIE BAZA CALVO
GOVERNOR

RAY TENORIO
LIEUTENANT GOVERNOR

BENITA A. MANGLONA
DIRECTOR

STEPHEN J. GUERRERO
DEPUTY DIRECTOR

JUN 17 2011

Senator Rory J. Respicio
Chairperson, Committee on Rules
I Mina'trentai Unu na Liheslaturan Guåhan
The 31st Guam Legislature
155 Hesler Place
Hagåtna, Guam 96932

Hafa Adai Senator Respicio:

Transmitted herewith are Fiscal Notes on the following Bill Nos.: **138-31(LS), 143-31(COR), 148-31(COR), 176-31(LS), 181-31(LS), 189-31(LS), 192-31(COR), 196-31(COR), 200-31(COR, 206-31(COR), 207-31(COR), 208-31(COR), 210-31(COR), 211-31(COR), 214-31(COR), 215-31(COR), 216-31(COR), 217-31(COR), 218-31(COR), 220-31(COR), 221-31(COR), 225-31(COR), 229-31(COR)** and Fiscal Note Waivers on Bill Nos.: **203-31(COR), 219-31(COR).**

If you have any question(s), please do not hesitate to call the office at 475-9412/9106.

BENITA A. MANGLONA
Director

Enclosures

cc: Senator Vicente (ben) Pangelinan

Bureau of Budget & Management Research
Fiscal Note of Bill No. 216-31 (COR)

AN ACT TO AMEND (C), (D), (E) AND TO ADD A NEW ITEM (F) TO APPENDIX A, TO AMEND (A)(1), (B), AND (C) OF APPENDIXX B, TO AMEND (B), (D), (E), AND ADD A NEW (F) TO APPENDIX C, TO AMEND (B) OF APPENDIX D, TO AMEND (D) OF APPENDIX D, TO AMEND (D) OF APPENDIX E OF CHAPTER 67 OF TITLE 9, TO ADD A NEW §3106.1 TO ARTICLE 1 OF CHAPTER 3 OF TITLE 10 OF THE GUAM CODE ANNOTATED RELATIVE TO UPDATING THE GUAM UNIFORM CONTROLLED SUBSTNACE ACT BASED ON THE U.S. DRUG ENFORCEMENT ADNIMISTRAITON SCHEDULE LISTING.

Department/Agency Appropriation Information		
Dept./Agency Affected: Attorney General's Office	Dept./Agency Head: Leonardo Rapadas	
Department's General Fund (GF) appropriation(s) to date:		10,793,965
Department's Other Fund (Specify) appropriation(s) to date:		-
Total Department/Agency Appropriation(s) to date:		$10,793,965

Fund Source Information of Proposed Appropriation	General Fund:	(Specify Special Fund):	Total:
FY 2010 Unreserved Fund Balance[1]		$0	$0
FY 2011 Adopted Revenues	$0	$0	$0
FY 2011 Appro. (P.L. 30-196)	$0	$0	$0
Sub-total:	$0	$0	$0
Less appropriation in Bill	$0	$0	$0
Total:	$0	$0	$0

Estimated Fiscal Impact of Bill	One Full Fiscal Year	For Remainder of FY 2011 (if applicable)	FY 2012	FY 2013	FY 2014	FY 2015
General Fund	$0	$0	$0	$0	$0	$0
(Specify Special Fund)	$0	$0	$0	$0	$0	$0
Total	$0	$0	$0	$0	$0	$0

1. Does the bill contain "revenue generating" provisions? / / Yes /x/ No
   If Yes, see attachment
2. Is amount appropriated adequate to fund the intent of the appropriation? /x/ N/A / / Yes / / No
   If no, what is the additional amount required? $ _____ / / N/A
3. Does the Bill establish a new program/agency? / / Yes /x/ No
   If yes, will the program duplicate existing programs/agencies? / / N/A / / Yes /x/ No
   Is there a federal mandate to establish the program/agency? / / Yes /x/ No
4. Will the enactment of this Bill require new physical facilities? / / Yes /x/ No
5. Was Fiscal Note coordinated with the affected dept/agency? If no, indicate reason: / / Yes /x/ No
   / / Requested agency comments not received by due date / / Other: _____

6/7/14

Analyst: _____ Date: 6/6/14 Director: _____ Date: 6/16/14
Matt Quinata Benjamin A. Manglona, BBMR Director

Footnotes:

The Bill has potential for additional costs to departments/agencies who administer programs to ensure compliance with the additional items included in the Guam Uniform Controlled Susbtance Act Listing. However, in its present form, that impact cannot be determined at this time.

COMMITTEE ON RULES

I Mina'trentai Unu na Liheslaturan Guåhan • The 31st Guam Legislature
155 Hesler Place, Hagåtña, Guam 96910 • *www.guamlegislature.com*
E-mail: *roryforguam@gmail.com* • Tel: (671)472-7679 • Fax: (671)472-3547

MAY 31 PM 3:35

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator
Judith P. Guthertz
VICE CHAIRPERSON
ASST. MAJORITY LEADER

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Senator
vicente c. pangelinan

MINORITY MEMBERS:

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Aline A. Yamashita
ASST. MINORITY LEADER

Senator
Christopher M. Duenas

May 31, 2011

MEMORANDUM

To: **Pat Santos**
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: **Senator Rory J. Respicio**
Chairperson, Committee on Rules

Subject: **Referral of Bill Nos. 215-31 (COR) through 217-31 (COR)**

As Chairperson of the Committee on Rules, I am forwarding my referral of Bill Nos. 215-31(COR) through 217-31 (COR).

Please ensure that the subject bills are referred, in my name, to the respective committee, as shown on the attachment. I also request that the same be forwarded to all Senators of *I Mina'trentai Unu na Liheslaturan Guåhan.*

Should you have any questions, please feel free to contact our office at 472-7679.

Si Yu'os ma'åse!

(2) Attachments

I Mina'Trentai Unu Na Liheslaturan Guåhan
Bill Log Sheet
May 27, 2011

Bill No.	Sponsor(s)	Title	Date Introduced	Date Referred	120 Day Deadline	Committee Referred	Public Hearing Date	Date Committee Report Filed	Status (Date) Passed? Failed? Vetoed? Overridden? Public Law?
215-31 (COR)	B. J.F. Cruz,	AN ACT TO REZONE LOT NO. 1068-1-1NEW-A-R1 IN THE MUNICIPALITY OF BARRIGADA FROM "C" COMMERCIAL TO "M1" LIGHT INDUSTRIAL ZONE.	5/27/11 12:13 p.m.	5/31/11		Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement and Land.			
216-31 (COR)	B. J.F. Cruz, A.B. Palacios, Sr	AN ACT TO AMEND (C), (D), (E), AND TO ADD A NEW ITEM (F) TO APPENDIX A, TO AMEND (A)(1), (B), AND (C) OF APPENDIX B, TO AMEND (B), (D), (E), AND ADD A NEW (F) TO APPENDIX C, TO AMEND (B) OF APPENDIX D, TO AMEND (D) OF APPENDIX D, TO AMEND (D) OF APPENDIX E OF CHAPTER 67 OF TITLE 9, TO ADD A NEW §3106.1 TO ARTICLE 1 OF CHAPTER 3 OF TITLE 10 OF THE GUAM CODE ANNOTATED RELATIVE TO UPDATING THE GUAM UNIFORM CONTROLLED SUBSTANCE ACT BASED ON THE U.S. DRUG ENFORCEMENT ADMINISTRATION SCHEDULE LISTING.	05/27/11 12:13 p.m.	5/31/11		Committee on Public Safety, Law Enforcement & Judiciary			

From: Priscilla Cruz (pris@senatorpalacios.com)
To: phnotice@guamlegislature.org; telo.taitague@guam.gov;
Date: Wed, June 8, 2011 9:12:15 AM
Cc:
Subject: First Notice of Public Hearing scheduled for June 15, 2011

June 8, 2011

Please see attached First Notice of Public Hearing scheduled for June 15, 2011.
Thank you for your kind attention.

Priscilla T. Cruz
Administrative Officer
Office of Senator A. B. Palacios, Sr.
155 Hesler Pl.
Hagatna, Guam 96910
472-5047/5048

Listserv: phnotice@guamlegislature.org

aline4families@gmail.com
audrey@judiwonpat.com
berleneranae@hotmail.com
bruce.lloyd.media@gmail.com
carlo@tinamunabarnes.com
chechsantos@gmail.com
chelsa@tinamunabarnes.com
cherbert.senatordrodriguez@gmail.com
cipo@guamlegislature.org
clerks@guamlegislature.org
cor@guamlegislature.org
cyrus@senatorada.org
doc.wyttenbachsantos@gmail.com
duenasenator@gmail.com
edleonguerrero@gmail.com
edwardglee671@yahoo.com
elaine@tinamunabarnes.com
etajalle@guamlegislature.org
evelyn4families@gmail.com
fbtorres@judiwonpat.com
frank.blasjr@gmail.com
gavin@tinamunabarnes.com
guamnativesun@yahoo.com
jamespcastro@gmail.com
jane@tinamunabarnes.com
jcamacho@senatorada.org
jmesngon.senatordrodriguez@gmail.com
joshua.tenorio@senatorbjcruz.com
judiguthertz@gmail.com
laurielisla@gmail.com
leonguerrero.angela@gmail.com
leslie.g@senatormabini.com
lou4families@gmail.com
louise_atalig@yahoo.com
markaflague@gmail.com
marksayama@gmail.com
maryfejeran@gmail.com
mis@guamlegislature.org
mtorres.senatordrodriguez@gmail.com
nsantos@senatorada.org
office@senatorada.org
oliviampalacios@gmail.com
peterlg@gmail.com
pjtcruz@yahoo.com
rhea@tinamunabarnes.com
rob.tupaz@gmail.com
roryforguam@gmail.com
sem@guamlegislature.org
senabpalacios@gmail.com
senator@senatorbjcruz.com
senator@tinamunabarnes.com
senatordrodriguez@gmail.com
senatormana@gmail.com
senatorsam@senatormabini.com
senatortonyada@guamlegislature.org
senbenp@guam.net
sgtarms@guamlegislature.org
speaker@judiwonpat.com
steve@judiwonpat.com
tanya4families@gmail.com
tom@senatorada.org
tterlaje@guam.net

COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Unu Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

PRESS RELEASE

FIRST NOTICE OF PUBLIC HEARING
Wednesday, June 15, 2011 – 9:00 am

FOR IMMEDIATE RELEASE
(Hagatna, Guam – June 8, 2011)

In accordance with the Open Government Law, Public Law No. 24-109, relative to notice for public meetings, please be advised that the Committee on Public Safety, Law Enforcement, and Judiciary will be conducting a public hearing starting at **9:00 am, Wednesday, June 15, 2011**, at ***I Liheslaturan Guåhan's*** **Public Hearing Room** in *Hagåtña*, on the following:

- **Bill No. 214-31 (COR)** – AN ACT TO AMEND §40105(b) OF 7GCA, TO AMEND §§30.80, 30.80.1, 30.80.2, 30.80.3, OF 8GCA AND TO REPEAL §30.80.4 OF 8GCA RELATIVE TO **DEFERRED PLEAS FOR DOMESTIC VIOLENCE ABUSERS**. – sponsored by **Senator V. Anthony Ada**.

- **Bill No. 216-31 (COR)** – AN ACT TO AMEND (C), (D), (E), AND TO ADD A NEW ITEM (F) TO APPENDIX A, TO AMEND (A)(1), (B), AND (C) OF APPENDIX B, TO AMEND (B), (D), (E), AND ADD A NEW (F) TO APPENDIX C, TO AMEND (B) OF APPENDIX D, TO AMEND (D) OF APPENDIX D, TO AMEND (D) OF APPENDIX E OF CHAPTER 67 OF TITLE 9, TO ADD A NEW §3106.1 TO ARTICLE 1 OF CHAPTER 3 OF TITLE 10 OF THE GUAM CODE ANNOTATED RELATIVE TO **UPDATING THE GUAM UNIFORM CONTROLLED SUBSTANCE ACT** BASED ON THE U.S. DRUG ENFORCEMENT ADMINISTRATION SCHEDULE LISTING. – sponsored by **Vice Speaker Benjamin J. F. Cruz**.

- **Bill No. 220-31 (COR)** – AN ACT *AMEND* "§67.407 OF ARTICLE 4, CHAPTER 67 OF TITLE 9 OF THE GUAM CODE ANNOTATED RELATIVE TO THE **GUAM UNIFORM CONTROL SUBSTANCE ACT**. – sponsored by **Senator Frank F. Blas, Jr**.

- **Bill No. 221-31 (COR)** – AN ACT *AMEND* ITEM (35) OF §67.100 AND TO *ADD* ITEM (39) TO ARTICLE 1 OF CHAPTER 67 RELATIVE TO **DRUG FREE SCHOOL ZONES**. – sponsored by **Senator Frank F. Blas, Jr.**

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From: Priscilla Cruz (pris@senatorpalacios.com)
To: mindy@kuam.com; jason@kuam.com; sabrina@kuam.com; news@guampdn.com; cmeylan@guampdn.com; dmgeorge@guampdn.com; mpieper@guampdn.com; dcrisost@guampdn.com; amier@mvguam.com; zytaitano@mvguam.com; news@spbguam.com; clynt@spbguam.com; jtyquiengco@spbguam.com; jontalk@k57.com; breakfastshowk57@gmail.com; kstonews@ite.net;
Date: Wed, June 8, 2011 9:15:21 AM
Cc:
Subject: First Notice of Public Hearing scheduled for June 15, 2011

June 8, 2011

Please see attached Press Release regarding first notice of public hearing scheduled for June 15, 2011. Thank you for your kind attention.

Priscilla T. Cruz
Administrative Officer
Office of Senator A. B. Palacios, Sr.
155 Hesler Pl.
Hagatna, Guam 96910
472-5047/5048

COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Unu Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

PRESS RELEASE

FIRST NOTICE OF PUBLIC HEARING
Wednesday, June 15, 2011 – 9:00 am

FOR IMMEDIATE RELEASE
(Hagatna, Guam – June 8, 2011)

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Broadcast Report

06/08/2011 08:53
Serial No. A02E011003085
TC: 136005

Destination	Start Time	Time	Prints	Result	Note
PDN	06-08 08:43	00:00:40	001/001	OK	
KUAM	06-08 08:44	00:00:23	001/001	OK	
PNC	06-08 08:45	00:00:26	001/001	OK	
K57	06-08 08:46	00:00:25	001/001	OK	
HIT RADIO 100	06-08 08:46	00:00:21	001/001	OK	
KSTO	06-08 08:48	00:00:46	001/001	OK	
GLIMPSES	06-08 08:49	00:01:10	001/001	OK	
MARIANAS VARIETY	06-08 08:50	00:00:25	001/001	OK	
KSTEREO/KISH	06-08 08:51	00:00:47	001/001	OK	
JOY 92 FM	06-08 08:52	00:00:21	001/001	OK	
KPRG	06-08 08:53	00:00:27	001/001	OK	

Note TMR: Timer TX, POL: Polling, ORG: Original Size Setting, FME: Frame Erase TX,
MIX: Mixed Original TX, CALL: Manual TX, CSRC: CSRC, FWD: Forward, PC: PC-Fax,
BND: Double-Sided Binding Direction, SP: Special Original, FCODE: F-code, RTX: Re-TX,
RLY: Relay, MBX: Confidential, BUL: Bulletin, SIP: SIP Fax, IPADR: IP Address Fax,
I-FAX: Internet Fax

Result OK: Communication OK, S-OK: Stop Communication, PW-OFF: Power Switch OFF,
TEL: RX from TEL, NG: Other Error, Cont: Continue, No Ans: No Answer,
Refuse: Receipt Refused, Busy: Busy, M-Full:Memory Full,
LOVR:Receiving length Over, POVER:Receiving page Over, FIL:File Error,
DC:Decode Error, MDN:MDN Response Error, DSN:DSN Response Error.

COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Unu Na Liheslaturan Guåhan
SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

PRESS RELEASE

FIRST NOTICE OF PUBLIC HEARING
Wednesday, June 15, 2011 – 9:00 am

FOR IMMEDIATE RELEASE
(Hagatna, Guam – June 8, 2011)

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06/08/2011 08:55
Serial No. A02E011003085
TC: 136006

Destination	Start Time	Time	Prints	Result	Note
GPD	06-08 08:54	00:00:22	001/001	OK	
AGO	06-08 08:54	00:00:25	001/001	OK	
Gov.	06-08 08:55	00:00:21	001/001	OK	

Note TMR: Timer TX, POL: Polling, ORG: Original Size Setting, FME: Frame Erase TX, MIX: Mixed Original TX, CALL: Manual TX, CSAC: CSAC, FWD: Forward, PC: PC-Fax, BND: Double-Sided Binding Direction, SP: Special Original, FCODE: F-code, RTX: Re-TX, RLY: Relay, MBX: Confidential, BUL: Bulletin, SIP: SIP Fax, IPADR: IP Address Fax, I-FAX: Internet Fax

Result OK: Communication OK, S-OK: Stop Communication, PW-OFF: Power Switch OFF, TEL: RX from TEL, NG: Other Error, Cont: Continue, No Ans: No Answer, Refuse: Receipt Refused, Busy: Busy, M-Full:Memory Full, LOVR:Receiving length Over, POVER:Receiving page Over, FIL:File Error, DC:Decode Error, MDN:MDN Response Error, DSN:DSN Response Error.

COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Unu Na Liheslaturan Guåhan
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Chairman

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Office/Mailing Address: 155 Hesler Place, Hagatña Guam 96910
Telephone No. (671) 472-5047/5048 • Fax No. (671) 472-5022 • Email: SenABPalacios@gmail.com

COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Unu Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

PRESS RELEASE

SECOND NOTICE OF PUBLIC HEARING
Wednesday, June 15, 2011 – 9:00 am

FOR IMMEDIATE RELEASE
(Hagatna, Guam – June 13, 2011)

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From: Priscilla Cruz (pris@senatorpalacios.com)
To: phnotice@guamlegislature.org; telo.taitague@guam.gov;
Date: Mon, June 13, 2011 8:35:12 AM
Cc:
Subject: Second Notice of Public Hearing scheduled for June 15, 2011

PRESS RELEASE

SECOND NOTICE OF PUBLIC HEARING
Wednesday, June 15, 2011 – 9:00 am

FOR IMMEDIATE RELEASE
(Hagatna, Guam – June 13, 2011)

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V. Anthony Ada.

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ON THE U.S. DRUG ENFORCEMENT ADMINISTRATION SCHEDULE LISTING. – sponsored by Vice Speaker Benjamin J. F. Cruz.

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DEPARTMENT FACILITIES. – sponsored by Senator Adolpho B. Palacios, Sr.

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Priscilla T. Cruz
Administrative Officer
Office of Senator A. B. Palacios, Sr.
155 Hesler Pl.
Hagatna, Guam 96910
472-5047/5048

Broadcast Report

P 1
06/13/2011 08:23
Serial No. A02E011003085
TC: 136330

Destination	Start Time	Time	Prints	Result	Note
PDN	06-13 08:14	00:00:41	001/001	OK	
KUAM	06-13 08:15	00:00:26	001/001	OK	
PNC	06-13 08:16	00:00:25	001/001	OK	
K57	06-13 08:17	00:00:21	001/001	OK	
HIT RADIO 100	06-13 08:17	00:00:21	001/001	OK	
KSTO	06-13 08:18	00:00:43	001/001	OK	
GLIMPSES	06-13 08:19	00:00:22	001/001	OK	
MARIANAS VARIETY	06-13 08:20	00:00:25	001/001	OK	
KSTEREO/KISH	06-13 08:21	00:00:47	001/001	OK	
JOY 92 FM	06-13 08:22	00:00:21	001/001	OK	
KPRG	06-13 08:23	00:00:20	001/001	OK	

Note TMR: Timer TX, POL: Polling, ORG: Original Size Setting, FME: Frame Erase TX, MIX: Mixed Original TX, CALL: Manual TX, CSRC: CSRC, FWD: Forward, PC: PC-Fax, BND: Double-Sided Binding Direction, SP: Special original, FCODE: F-code, RTX: Re-TX, RLY: Relay, MBX: Confidential, BUL: Bulletin, SIP: SIP Fax, IPADR: IP Address Fax, I-FAX: Internet Fax

Result OK: Communication OK, S-OK: Stop Communication, PW-OFF: Power Switch OFF, TEL: RX from TEL, NG: Other Error, Cont: Continue, No Ans: No Answer, Refuse: Receipt Refused, Busy: Busy, M-Full:Memory Full, LOVR:Receiving length Over, POVER:Receiving page Over, FIL:File Error, DC:Decode Error, MDN:MDN Response Error, DSN:DSN Response Error.

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I Minn'Trentai Unu Na Liheslaturan Guåhan
SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

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Wednesday, June 15, 2011 – 9:00 am

FOR IMMEDIATE RELEASE
(Hagatna, Guam – June 13, 2011)

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- **Bill No. 214-31 (COR)** – AN ACT TO AMEND §40105(b) OF 7GCA, TO AMEND §§30.80, 30.80.1, 30.80.2, 30.80.3, OF 8GCA AND TO REPEAL §30.80.4 OF 8GCA RELATIVE TO **DEFERRED PLEAS FOR DOMESTIC VIOLENCE ABUSERS**. – sponsored by **Senator V. Anthony Ada**.
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- **Bill No. 220-31 (COR)** – AN ACT *AMEND* "§67.407 OF ARTICLE 4, CHAPTER 67 OF TITLE 9 OF THE GUAM CODE ANNOTATED RELATIVE TO THE **GUAM UNIFORM CONTROL SUBSTANCE ACT**. – sponsored by **Senator Frank F. Blas, Jr.**
- **Bill No. 221-31 (COR)** – AN ACT *AMEND* ITEM (35) OF §67.100 AND TO *ADD* ITEM (39) TO ARTICLE 1 OF CHAPTER 67 RELATIVE TO **DRUG FREE SCHOOL ZONES**. – sponsored by **Senator Frank F. Blas, Jr.**
- **Bill No. 228-31 (COR)** – AN ACT TO AMEND §78106 OF CHAPTER 78, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE **GUAM COMMUNITY POLICE REVIEW COMMISSION TO CONDUCT MEETINGS AND RELEVANT ACTIVITIES WITHIN GUAM POLICE DEPARTMENT FACILITIES**. – sponsored by Senator Adolpho B. Palacios, Sr.

Copies of the aforementioned Bills may be obtained at *I Liheslaturan Guåhan's* website at www.guamlegislature.com. Testimonies should be addressed to Senator Adolpho B. Palacios, Sr., Chairperson, and will be accepted via hand delivery to our office, our mailbox at the main Legislature Building at 155 Hesler Place, Hagatna, Guam 96910, or via email to SenABPalacios@gmail.com, or via facsimile to (671) 472-5022, until 5:00 pm, June 6, 2011. Individuals requiring special accommodations or services, please contact Julian Janssen or Jennifer Dulla at (671) 472-5047/5048.

Office/Mailing Address: 155 Hesler Place, Hagatña Guam 96910
Telephone No. (671) 472-5047/5048 • Fax No. (671) 472-5022 • Email: SenABPalacios@gmail.com

From: Priscilla Cruz (pris@senatorpalacios.com)
To: sabrina@kuam.com; jason@kuam.com; mindy@kuam.com; news@guampdn.com; dcrisost@guampdn.com; dmgeorge@guampdn.com; mpieper@guampdn.com; amier@mvguam.com; zytaitano@mvguam.com; news@spbguam.com; clynt@spbguam.com; jtyquiengco@spbguam.com; jontalk@k57.com; rgibson@k57.com; breakfastshowk57@gmail.com; kstonews@ite.net;
Date: Mon, June 13, 2011 8:37:20 AM
Cc:
Subject: Press Release - Second Notice of Public Hearing

PRESS RELEASE

SECOND NOTICE OF PUBLIC HEARING
Wednesday, June 15, 2011 – 9:00 am

FOR IMMEDIATE RELEASE
(Hagatna, Guam – June 13, 2011)

In accordance with the Open Government Law, Public Law No. 24-109, relative to notice for public meetings, please be advised that the Committee on Public Safety, Law Enforcement, and Judiciary will be conducting a public hearing starting at 9:00 am, Wednesday, June 15, 2011, at I Liheslaturan Guåhan's Public Hearing Room in Hagåtña, on the following:

- Bill No. 214-31 (COR) – AN ACT TO AMEND §40105(b) OF 7GCA, TO AMEND §§30.80, 30.80.1, 30.80.2, 30.80.3, OF 8GCA AND TO REPEAL §30.80.4 OF 8GCA RELATIVE TO DEFERRED PLEAS FOR DOMESTIC VIOLENCE ABUSERS. – sponsored by Senator
V. Anthony Ada.

- Bill No. 216-31 (COR) – AN ACT TO AMEND (C), (D), (E), AND TO ADD A NEW ITEM (F) TO APPENDIX A, TO AMEND (A)(1), (B), AND (C) OF APPENDIX B, TO AMEND (B), (D), (E), AND ADD A NEW (F) TO APPENDIX C, TO AMEND (B) OF APPENDIX D, TO AMEND (D) OF APPENDIX D, TO AMEND (D) OF APPENDIX E OF CHAPTER 67 OF TITLE 9, TO
ADD A NEW §3106.1 TO ARTICLE 1 OF CHAPTER 3 OF TITLE 10 OF THE GUAM CODE ANNOTATED RELATIVE TO UPDATING THE GUAM UNIFORM CONTROLLED SUBSTANCE ACT BASED
ON THE U.S. DRUG ENFORCEMENT ADMINISTRATION SCHEDULE LISTING. – sponsored by Vice Speaker Benjamin J. F. Cruz.

- Bill No. 220-31 (COR) – AN ACT AMEND "§67.407 OF ARTICLE 4, CHAPTER 67 OF TITLE 9 OF THE GUAM CODE ANNOTATED RELATIVE TO THE GUAMUNIFORM CONTROL SUBSTANCE
ACT. – sponsored by Senator Frank F. Blas, Jr.

- Bill No. 221-31 (COR) – AN ACT AMEND ITEM (35) OF §67.100 AND TO ADD ITEM (39) TO ARTICLE 1 OF CHAPTER 67 RELATIVE TO DRUG FREE SCHOOL ZONES. – sponsored by Senator Frank F. Blas, Jr.

- Bill No. 228-31 (COR) – AN ACT TO AMEND §78106 OF CHAPTER 78, TITLE 10,

GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE GUAM COMMUNITY POLICE REVIEW
COMMISSION TO CONDUCT MEETINGS AND RELEVANT ACTIVITIES WITHIN GUAM POLICE
DEPARTMENT FACILITIES. – sponsored by Senator Adolpho B. Palacios, Sr.

Copies of the aforementioned Bills may be obtained at I Liheslaturan Guåhan's website at www.guamlegislature.com. Testimonies should be addressed to Senator Adolpho B. Palacios, Sr., Chairperson, and will be accepted via hand delivery to our office, our mailbox at the main Legislature Building at 155 Hesler Place, Hagatna, Guam 96910, or via email to SenABPalacios@gmail.com, or via facsimile to (671) 472-5022, until 5:00 pm, June 25, 2011. Individuals requiring special accommodations or services, please contact Julian Janssen or Jennifer Dulla at (671) 472-5047/5048.

Priscilla T. Cruz
Administrative Officer
Office of Senator A. B. Palacios, Sr.
155 Hesler Pl.
Hagatna, Guam 96910
472-5047/5048

COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

PUBLIC HEARING

9:00 am, Wednesday, June 15, 2011

I Liheslaturan Guåhan's Public Hearing Room, Hagåtña

AGENDA

I. **Call to Order**

II. **Opening Remarks/Announcements**

III. **Items for Public Consideration**

- **Bill No. 214-31 (COR)** – AN ACT TO AMEND §40105(b) OF 7GCA, TO AMEND §§30.80, 30.80.1, 30.80.2, 30.80.3, OF 8GCA AND TO REPEAL §30.80.4 OF 8GCA RELATIVE TO **DEFERRED PLEAS FOR DOMESTIC VIOLENCE ABUSERS**. – sponsored by **Senator V. Anthony Ada**.

- **Bill No. 216-31 (COR)** – AN ACT TO AMEND (C), (D), (E), AND TO ADD A NEW ITEM (F) TO APPENDIX A, TO AMEND (A)(1), (B), AND (C) OF APPENDIX B, TO AMEND (B), (D), (E), AND ADD A NEW (F) TO APPENDIX C, TO AMEND (B) OF APPENDIX D, TO AMEND (D) OF APPENDIX D, TO AMEND (D) OF APPENDIX E OF CHAPTER 67 OF TITLE 9, TO ADD A NEW §3106.1 TO ARTICLE 1 OF CHAPTER 3 OF TITLE 10 OF THE GUAM CODE ANNOTATED RELATIVE TO **UPDATING THE GUAM UNIFORM CONTROLLED SUBSTANCE ACT** BASED ON THE U.S. DRUG ENFORCEMENT ADMINISTRATION SCHEDULE LISTING. – sponsored by **Vice Speaker Benjamin J. F. Cruz**.

- **Bill No. 220-31 (COR)** – AN ACT *AMEND* "§67.407 OF ARTICLE 4, CHAPTER 67 OF TITLE 9 OF THE GUAM CODE ANNOTATED RELATIVE TO THE **GUAM UNIFORM CONTROL SUBSTANCE ACT**. – sponsored by **Senator Frank F. Blas, Jr.**

- **Bill No. 221-31 (COR)** – AN ACT *AMEND* ITEM (35) OF §67.100 AND TO *ADD* ITEM (39) TO ARTICLE 1 OF CHAPTER 67 RELATIVE TO **DRUG FREE SCHOOL ZONES**. – sponsored by **Senator Frank F. Blas, Jr.**

- **Bill No. 228-31 (COR)** – AN ACT TO AMEND §78106 OF CHAPTER 78, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE **GUAM COMMUNITY POLICE REVIEW COMMISSION TO CONDUCT MEETINGS AND RELEVANT ACTIVITIES WITHIN GUAM POLICE DEPARTMENT FACILITIES**. – sponsored by Senator Adolpho B. Palacios, Sr.

IV. **Closing Remarks**

V. **Adjournment**

The Committee requests that, if written testimonies are to be presented at the hearing, copies be submitted one day prior to the public hearing date, to the Office of Senator Adolpho B. Palacios, Sr., or via fax to 472-5022, or via email to SenABPalacios@gmail.com. Copies of the aforementioned Bill(s) may be obtained at *I Liheslaturan Guåhan's* website at www.guamlegislature.com. Individuals requiring special accommodations or services, please contact Julian Janssen or Jennifer Dulla at 472-5047/5048.

Office/Mailing Address: 155 Hesler Place, Hagatña Guam 96910
Telephone No. (671) 472-5047/5048 • Fax No. (671) 472-5022 • Email: SenABPalacios@gmail.com

GOVERNMENT MEETINGS

Tomorrow

Civil Service Commission: Board meeting 5:45 p.m., seventh floor conference room, ITC Building, Tamuning. Hearing on merits: Melanie Aguon vs. Guam Memorial Hospital; motion hearing: Laura Mooney vs. Department of Education; hearing on merits continuation: James S. Cruz vs. Guam Police Department; bills and laws relating to CSC. For special accommodations, call Tillie at 647-1855/7 or TDD 647-1872.

Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement and Land: Round-table meeting 2 to 4 p.m., Legislature's public hearing room, Hagåtña. The Department of Revenue and Taxation, Department of Administration and Bureau of Budget Management and Research have been invited to provide the legislature with information on the status of refunds. For special accommodations, call 473-4236.

Committee on Municipal Affairs, Tourism, Housing and Recreation: Public hearing 9 a.m., Legislature's public hearing room, Hagåtña. Executive appointment of Evelyn Casil and Elizabeth Gayle to serve as members of Parks and Recreation Commission; executive appointment of Annmarie T. Muna to serve as member of Hagåtña Restoration and Redevelopment Authority Board of Commissioners; Bill 204-31, requiring Department of Parks and Recreation to conduct review of beaches and near-shore areas surrounding Guam. Email written testimony to: senator@tinamunabarnes.com. For special accommodations, call 472-3455/6.

June 15

Committee on Public Safety, Law Enforcement and Judiciary: Public hearing 9 a.m., Legislature's public hearing room, Hagåtña. Bill 214-31 (cor), relative to deferred pleas for domestic violence abusers; Bill 216-31 (cor), relative to updating Guam Uniform Controlled Substance Act based on U.S. Drug Enforcement Administration schedule list; Bill 220-31 (cor), relative to Guam Uniform Control Substance Act; Bill 221-31 (cor), relative to drug free school zones; Bill 228-31 (cor), authorizing Guam Community Police Review Commission to conduct meetings and relevant activities within Guam Police Department facilities. Email testimony to: senabpalacios@gmail.com. For special accommodations, call 472-5047/5048.

Guam Board of Medical Examiners: Regular meeting noon, Guam Memorial Hospital Authority's Dan L. Webb conference room, Tamuning. Agenda copies available. For special accommodations, call 735-7407 or TDD 649-1801.

Guam Contractors License Board: Regular meeting 5:30 p.m., board conference room, 542 North Marine Corps Drive, upper Tumon. For special accommodations, call 649-2211/9676.

Mayors Council of Guam: Special meeting 10 a.m., J&G Commercial Center, Suite 111F, Hagåtña. Call Elaine Schaaf, 472-6940 or 477-8461.

June 16

Chamorro Land Trust Commission: Board meeting 1 p.m., Department of Land Management conference room, third floor, ITC building, Tamuning. For special accommodations, call 642-4247.

Civil Service Commission: Board meeting 5:45 p.m., seventh floor conference room, ITC Building, Tamuning. Continuation on hearing on merits: James S. Cruz vs. Guam Police Department; bills and laws relating to CSC. For special accommodations, call Tillie at 647-1855/7 or TDD 647-1872.

Guam Board of Accountancy: Meeting 4 p.m., Suite 101, 335 South Marine Corps Drive, Tamuning. For special accommodations, call 647-0813.

Guam Board of Examiners for Pharmacy: Regular meeting 7:30 a.m., Health Professional Licensing Office, Suite 9, Legacy Square Commercial Complex, Route 10, Mangilao. For special accommodations, call 735-7407.

Guam Environmental Protection Agency: Board of directors' regular meeting 4 p.m., GEPA main conference room, Mariner Ave., Tiyan. Public is invited. For special accommodations, call 475-1658/9.

June 23

Port Authority of Guam: Board of directors' regular meeting 11:45 a.m., board conference room, Cabras Island, Piti. For special accommodations, call Simeon Delos Santos, 477-5931/4, ext. 430.

June 24

Government of Guam Retirement Fund Board of Trustees: Regular meeting noon, Retirement Fund conference room, Route 8, Maite. For special accommodations, call 475-8900/1.

June 28

Guam Board of Examiners for Optometry: Regular meeting 8:30 a.m., Health Professional Licensing Office, Suite 9, Legacy Square Commercial Complex, Route 10, Mangilao. For special accommodations, call 735-7407.

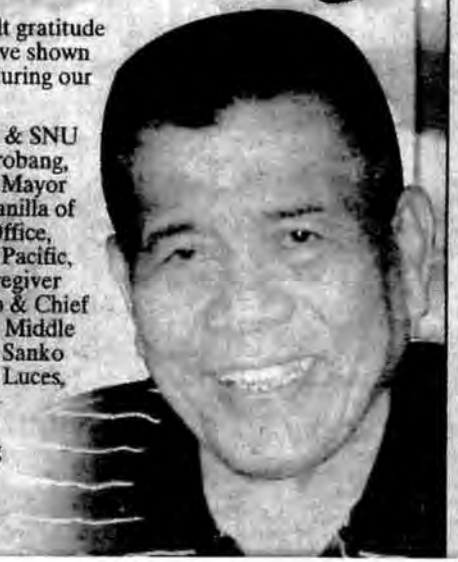
WITH SINCERE APPRECIATION

We, the family of the late

Henry Baculi Ong

Would like to express our most heartfelt gratitude to all those who in one way or another have shown compassion, generosity and their presence during our family's most difficult moments.

Special thanks to: GMH ICU, Surgical Ward & SNU Staff, Dr. Olivia Cruz, Carlos & Cely Mangrobang, Father Jason Granado, Mt. Carmel Church, Mayor Carol Tayama & Vice Mayor Agustin Quintanilla of the Agat Mayor's Office, OCP Mayor's Office, Guahan Caregiving, Health Services of the Pacific, Catholic Social Services, UOG Family Caregiver Support Program, Faculty & Staff of Adacao & Chief Brodie Elementary & Agueda & Untalan Middle School, SDA Clinic Employees, MHI & Sanko Employees, Emily Marquez & Lawrence Luces, Degoma, Poblete & Quilit Family, Gigi's Catering, OLOP and most especially to all those who have faithfully stood by us during the rosaries, memorial mass and burial service of our beloved brother, father and grandfather. To each of you we are eternally grateful and will cherish



Keyless Nook beats out the Kindle for easy e-reading

Bloomberg News

SAN FRANCISCO — As impressed as I am with Amazon.com for launching the electronic-book market, there's one thing about the groundbreaking Kindle that I could do without: its keyboard. Those little round buttons and navigation controls are just too hard to use and take up too

'Special offers'

Both cost $139 for a Wi-Fi-only version, though Amazon gives you more choices, including a higher-priced model with built-in 3G access as well as other versions that knock the price down in return for subjecting you to "special offers" (read: "adver-

can go weeks between charges.

on an iPad, or use physical buttons — they're more like ridges, really — on the bezel framing the screen. There are four of them, a pair on each side, to accommodate both righties and lefties. I didn't much like them: Besides being redundant, they required too much pressure.

Barnes & Noble has also figured out a way to reduce by

U.S. Department of Justice Drug Enforcement Administration

Office of Diversion Control



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DEA

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Good Medicine, Bad Behavior.
Drug Diversion in America

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Code of Federal Regulations

Section 1308.11 Schedule I.

(a) Schedule I shall consist of the drugs and other substances, by whatever official name, common or usual name, chemical name, or brand name designated, listed in this section. Each drug or substance has been assigned the DEA Controlled Substances Code Number set forth opposite it.

(b) Opiates. Unless specifically excepted or unless listed in another schedule, any of the following opiates, including their isomers, esters, ethers, salts, and salts of isomers, esters and ethers, whenever the existence of such isomers, esters, ethers and salts is possible within the specific chemical designation (for purposes of paragraph **(b)(34)** only, the term isomer includes the optical and geometric isomers):

(1) Acetyl-alpha-methylfentanyl (N-[1-(1-methyl-2-phenethyl)-4-piperidinyl]-N-phenylacetamide)	9815
(2) Acetylmethadol	9601
(3) Allylprodine	9602
(4) Alphacetylmethadol (except levo-alphacetylmethadol also known as levo-alpha-acetylmethadol, levomethadyl acetate, or LAAM)	9603
(5) Alphameprodine	9604
(6) Alphamethadol	9605
(7) Alpha-methylfentanyl (N-[1-(alpha-methyl-beta-phenyl)ethyl-4-piperidyl] propionanilide; 1-(1-methyl-2-phenylethyl)-4-(N-propanilido) piperidine)	9814
(8) Alpha-methylthiofentanyl (N-[1-methyl-2-(2-thienyl)ethyl-4- piperidinyl]-N-phenylpropanamide)	9832
(9) Benzethidine	9606
(10) Betacetylmethadol	9607
(11) Beta-hydroxyfentanyl (N-[1-(2-hydroxy-2-phenethyl)-4- piperidinyl]-N-phenylpropanamide)	9830
(12) Beta-hydroxy-3-methylfentanyl (other name: N-[1-(2-hydroxy-2- phenethyl)-3-methyl-4-piperidinyl]-N-phenylpropanamide	9831
(13) Betameprodine	9608
(14) Betamethadol	9609
(15) Betaprodine	9611
(16) Clonitazene	9612
(17) Dextromoramide	9613
(18) Diampromide	9615
(19) Diethylthiambutene	9616
(20) Difenoxin	9168
(21) Dimenoxadol	9617
(22) Dimepheptanol	9618
(23) Dimethylthiambutene	9619
(24) Dioxaphetyl butyrate	9621

(25) Dipipanone	9622
(26) Ethylmethylthiambutene	9623
(27) Etonitazene	9624
(28) Etoxeridine	9625
(29) Furethidine	9626
(30) Hydroxypethidine	9627
(31) Ketobemidone	9628
(32) Levomoramide	9629
(33) Levophenacylmorphan	9631
(34) 3-Methylfentanyl (N-[3-methyl-1-(2-phenylethyl)-4-piperidyl]-N-phenylpropanamide)	9813
(35) 3-methylthiofentanyl (N-[(3-methyl-1-(2-thienyl)ethyl-4-piperidinyl]-N-phenylpropanamide)	9833
(36) Morpheridine	9632
(37) MPPP (1-methyl-4-phenyl-4-propionoxypiperidine)	9661
(38) Noracymethadol	9633
(39) Norlevorphanol	9634
(40) Normethadone	9635
(41) Norpipanone	9636
(42) Para-fluorofentanyl (N-(4-fluorophenyl)-N-[1-(2-phenethyl)-4-piperidinyl] propanamide	9812
(43) PEPAP (1-(-2-phenethyl)-4-phenyl-4-acetoxypiperidine	9663
(44) Phenadoxone	9637
(45) Phenampromide	9638
(46) Phenomorphan	9647
(47) Phenoperidine	9641
(48) Piritramide	9642
(49) Proheptazine	9643
(50) Properidine	9644
(51) Propiram	9649
(52) Racemoramide	9645
(53) Thiofentanyl (N-phenyl-N-[1-(2-thienyl)ethyl-4-piperidinyl]-propanamide	9835
(54) Tilidine	9750
(55) Trimeperidine	9646

(c) Opium derivatives. Unless specifically excepted or unless listed in another schedule, any of the following opium derivatives, its salts, isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation:

(1) Acetorphine	9319
(2) Acetyldihydrocodeine	9051
(3) Benzylmorphine	9052
(4) Codeine methylbromide	9070
(5) Codeine-N-Oxide	9053
(6) Cyprenorphine	9054
(7) Desomorphine	9055
(8) Dihydromorphine	9145
(9) Drotebanol	9335
(10) Etorphine (except hydrochloride salt)	9056
(11) Heroin	9200
(12) Hydromorphinol	9301
(13) Methyldesorphine	9302
(14) Methyldihydromorphine	9304
(15) Morphine methylbromide	9305
(16) Morphine methylsulfonate	9306
(17) Morphine-N-Oxide	9307
(18) Myrophine	9308
(19) Nicocodeine	9309
(20) Nicomorphine	9312
(21) Normorphine	9313
(22) Pholcodine	9314

(23) Thebacon	9315

(d) Hallucinogenic substances. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation, which contains any quantity of the following hallucinogenic substances, or which contains any of its salts, isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation (for purposes of this paragraph only, the term "isomer" includes the optical, position and geometric isomers):

(1) Alpha-ethyltryptamine	7249
Some trade or other names: etryptamine; Monase; alpha-ethyl-1H-indole-3-ethanamine; 3-(2-aminobutyl) indole; alpha-ET; and AET.	
(2) 4-bromo-2,5-dimethoxy-amphetamine	7391
Some trade or other names: 4-bromo-2,5-dimethoxy--alpha-methylphenethylamine; 4-bromo-2,5-DMA	
(3) 4-Bromo-2,5-dimethoxyphenethylamine	7392
Some trade or other names: 2-(4-bromo-2,5-dimethoxyphenyl)-1-aminoethane; alpha-desmethyl DOB; 2C-B, Nexus.	
(4) 2,5-dimethoxyamphetamine	7396
Some trade or other names: 2,5-dimethoxy-alpha-methylphenethylamine; 2,5-DMA	
(5) 2,5-dimethoxy-4-ethylamphet-amine	7399
Some trade or other names: DOET	
(6) 2,5-dimethoxy-4-(n)-propylthiophenethylamine (other name: 2C-T-7)	7348
(7) 4-methoxyamphetamine	7411
Some trade or other names: 4-methoxy-alpha-methylphenethylamine; paramethoxyamphetamine, PMA	
(8) 5-methoxy-3,4-mdthylenedioxy-amphetamine	7401
(9) 4-methyl-2,5-dimethoxy-amphetamine	7395
Some trade and other names: 4-methyl-2,5-dimethoxy-alpha-methylphenethylamine; "DOM"; and "STP"	
(10) 3,4-methylenedioxy amphetamine	7400
(11) 3,4-methylenedioxymethamphetamine (MDMA)	7405
(12) 3,4-methylenedioxy-N-ethylamphetamine (also known as N-ethyl-alpha-methyl-3,4(methylenedioxy)phenethylamine, N-ethyl MDA, MDE, MDEA	7404
(13) N-hydroxy-3,4-methylenedioxyamphetamine (also known as N-hydroxy-alpha-methyl-3,4(methylenedioxy)phenethylamine, and N-hydroxy MDA	7402
(14) 3,4,5-trimethoxy amphetamine	7390
(15) Alpha-methyltryptamine (other name: AMT)	7432
(16) Bufotenine	7433
Some trade and other names: 3-(beta-Dimethylaminoethyl)-5-hydroxyindole; 3-(2-dimethylaminoethyl)-5-indolol; N, N-dimethylserotonin; 5-hydroxy-N,N-dimethyltryptamine; mappine	
(17) Diethyltryptamine	7434
Some trade and other names: N,N-Diethyltryptamine; DET	
(18) Dimethyltryptamine	7435
Some trade or other names: DMT	
(19) 5-methoxy-N,N-diisopropyltryptamine (other name: 5-MeO-DIPT)	7439
(20) Ibogaine	7260
Some trade and 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	
(21) Lysergic acid diethylamide	7315
(22) Marihuana	7360
(23) Mescaline	7381
(24) Parahexyl--7374; some trade or other names: 3-Hexyl-1-hydroxy-7,8,9,10-tetrahydro-6,6,9-trimethyl-6H-dibenzo[b,d]pyran; Synhexyl.	
(25) Peyote	7415
Meaning all parts of the plant presently classified botanically as Lophophora williamsii Lemaire, whether growing or not, the seeds thereof, any extract from any part of such plant, and every compound, manufacture, salts, derivative, mixture, or preparation of such plant, its seeds or extracts (Interprets 21 USC 812(c), Schedule I(c) (12))	
(26) N-ethyl-3-piperidyl benzilate	7482
(27) N-methyl-3-piperidyl benzilate	7484
(28) Psilocybin	7437
(29) Psilocyn	7438

(30) Tetrahydrocannabinols	7370
Meaning tetrahydrocannabinols naturally contained in a plant of the genus Cannabis (cannabis plant), as well as synthetic equivalents of the substances contained in the cannabis plant, or in the resinous extractives of such plant, and/or synthetic substances, derivatives, and their isomers with similar chemical structure and pharmacological activity to those substances contained in the plant, such as the following: -1 cis or trans tetrahydrocannabinol, and their optical isomers -6 cis or trans tetrahydrocannabinol, and their optical isomers -3,4 cis or trans tetrahydrocannabinol, and its optical isomers (Since nomenclature of these substances is not internationally standardized, compounds of these structures, regardless of numerical designation of atomic positions covered.)	
(31) Ethylamine analog of phencyclidine	7455
Some trade or other names: N-ethyl-1-phenylcyclohexylamine, (1-phenylcyclohexyl)ethylamine, N-(1-phenylcyclohexyl)ethylamine, cyclohexamine, PCE	
(32) Pyrrolidine analog of phencyclidine	7458
Some trade or other names: 1-(1-phenylcyclohexyl)-pyrrolidine, PCPy, PHP	
(33) Thiophene analog of phencyclidine	7470
Some trade or other names: 1-[1-(2-thienyl)-cyclohexyl]-piperidine, 2-thienylanalog of phencyclidine, TPCP, TCP	
(34) 1-[1-(2-thienyl)cyclohexyl]pyrrolidine	7473
Some other names: TCPy	

(e) Depressants. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a depressant effect on the central nervous system, including its salts, isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation:

(1) gamma-hydroxybutyric acid (some other names include GHB; gamma-hydroxybutyrate; 4-hydroxybutyrate; 4-hydroxybutanoic acid; sodium oxybate; sodium oxybutyrate)	2010
(2) Mecloqualone	2572
(3) Methaqualone	2565

(f) Stimulants. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a stimulant effect on the central nervous system, including its salts, isomers, and salts of isomers:

(1) Aminorex (Some other names: aminoxaphen; 2-amino-5-phenyl-2-oxazoline; or 4,5-dihydro-5-phenly-2-oxazolamine)	1585
(2) N-Benzylpiperazine (some other names: BZP, 1-benzylpiperazine)	7493
(3) Cathinone	1235
Some trade or other names: 2-amino-1-phenyl-1-propanone, alpha-aminopropiophenone, 2-aminopropiophenone, and norephedrone	
(4) Fenethylline	1503
(5) Methcathinone (Some other names: 2-(methylamino)-propiophenone; alpha-(methylamino)propiophenone; 2-(methylamino)-1-phenylpropan-1-one; alpha-N-methylaminopropiophenone; monomethylpropion; ephedrone; N-methylcathinone; methylcathinone; AL-464; AL-422; AL-463 and UR1432), its salts, optical isomers and salts of optical isomers	1237
(6) (+/-)cis-4-methylaminorex ((+/-)cis-4,5-dihydro-4-methyl-5-phenyl-2-oxazolamine)	1590
(7) N-ethylamphetamine	1475
(8) N,N-dimethylamphetamine (also known as N,N-alpha-trimethyl-benzeneethanamine; N,N-alpha-trimethylphenethylamine)	1480

(g) *Temporary listing of substances subject to emergency scheduling.* Any material, compound, mixture or preparation which contains any quantity of the following substances:

(1) N-[1-benzyl-4-piperidyl]-N-phenylpropanamide (benzylfentanyl), its optical isomers, salts and salts of isomers	9818
(2) N-[1-(2-thienyl)methyl-4-piperidyl]-N-phenylpropanamide (thenylfentanyl), its optical isolers, salts and salts of isomers	9834

[39 FR 22141, June 20, 1974]

Editorial Note: For federal Register citations affecting 1308.11, see the List of CFR Sections Affected, which appears in the Finding Aids section of the printed volume and on GPO Access.

Effective Date Note: At 68 FR 14119, Mar. 21, 2003, Section 1308.11 was amended by revising paragraph (d)(27), effective April 21, 2003.

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Code of Federal Regulations

Section 1308.12 Schedule II.

(a) Schedule II shall consist of the drugs and other substances, by whatever official name, common or usual name, chemical name, or brand name designated, listed in this section. Each drug or substance has been assigned the Controlled Substances Code Number set forth opposite it.

(b) Substances, vegetable origin or chemical synthesis. Unless specifically excepted or unless listed in another schedule, any of the following substances whether produced directly or indirectly by extraction from substances of vegetable origin, or independently by means of chemical synthesis, or by a combination of extraction and chemical synthesis:

(1) Opium and opiate, and any salt, compound, derivative, or preparation of opium or opiate excluding apomorphine, thebaine-derived butorphanol, dextrorphan, nalbuphine, nalmefene, naloxone, and naltrexone, and their respective salts, but including the following:

(i) Codeine	9050
ADD (ii) Dihydroetorphine	9334
(iii) Ethylmorphine	9190
(iv) Etorphine hydrochloride	9059
(v) Granulated opium	9640
(vi) Hydrocodone	9193
(vii) Hydromorphone	9150
(viii) Metopon	9260
(ix) Morphine	9300
(x) Opium extracts	9610
(xi) Opium fluid	9620
ADD (xii) Oripavine	9330
(xiii) Oxycodone	9143
(xiv) Oxymorphone	9652
(xv) Powdered opium	9639
(xvi) Raw opium	9600
(xvii) Thebaine	9333
(xviii) Tincture of opium	9630

(2) Any salt, compound, derivative, or preparation thereof which is chemically equivalent or identical with any of the substances referred to in **paragraph (b) (1)** of this section, except that these substances shall not include the isoquinoline alkaloids of opium.

(3) Opium poppy and poppy straw.

(4) Coca leaves (9040) and any salt, compound, derivative or preparation of coca leaves (including cocaine (9041) and ecgonine (9180) and their salts, isomers, derivatives and salts of isomers and derivatives), and any salt, compound, derivative, or preparation

thereof which is chemically equivalent or identical with any of these substances, except that the substances shall not include decocainized coca leaves or extraction of coca leaves, whhch extractions do not contain cocaine or ecgonine.

(5) Concentrate of poppy straw (the crude extract of poppy straw in either liquid, solid or powder form which contains the phenanthrene alkaloids of the opium poppy), 9670.

(c) Opiates. Unless specifically excepted or unless in another schedule any of the following opiates, including its isomers, esters, ethers, salts and salts of isomers, esters and ethers whenever the existence of such isomers, esters, ethers, and salts is possible within the specific chemical designation, dextrorphan and levopropoxyphene excepted:

(1) Alfentanil	9737
(2) Alphaprodine	9010
(3) Anileridine	9020
(4) Bezitramide	9800
(5) Bulk dextropropoxyphene (non-dosage forms)	9273
(6) Carfentanil	9743
(7) Dihydrocodeine	9120
(8) Diphenoxylate	9170
(9) Fentanyl	9801
(10) Isomethadone	9226
(11) Levo-alphacetylmethadol [Some other names: levo-alpha-acetylmethadol, levomethadyl acetate, LAAM]	9648
(12) Levomethorphan	9210
(13) Levorphanol	9220
(14) Metazocine	9240
(15) Methadone	9250
(16) Methadone-Intermediate, 4-cyano-2-dimethylamino-4,4-diphenyl butane	9254
(17) Moramide-Intermediate, 2-methyl-3-morpholino-1, 1-diphenylpropane-carboxylic acid	9802
(18) Pethidine (meperidine)	9230
(19) Pethidine-Intermediate-A, 4-cyano-1-methyl-4-phenylpiperidine	9232
(20) Pethidine-Intermediate-B, ethyl-4-phenylpiperidine-4-carboxylate	9233
(21) Pethidine-Intermediate-C, 1-methyl-4-phenylpiperidine-4-carboxylic acid	9234
(22) Phenazocine	9715
(23) Piminodine	9730
(24) Racemethorphan	9732
(25) Racemorphan	9733
ADD (26) Remifentanil	9739
(27) Sufentanil	9740
ADD (28) Tapentadol	9780

(d) Stimulants. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a stimulant effect on the central nervous system:

(1) Amphetamine, its salts, optical isomers, and salts of its optical isomers	1100
(2) Methamphetamine, its salts, isomers, and salts of its isomers	1105
(3) Phenmetrazine and its salts	1631
(4) Methylphenidate	1724
ADD (5) Lisdexamfetamine, its salts, isomers, and salts of its isomers	1205

(e) Depressants. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a depressant effect on the central nervous system, including its salts, isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation:

(1) Amobarbital	2125
(2) Glutethimide	2550
(3) Pentobarbital	2270
(4) Phencyclidine	7471
(5) Secobarbital	2315

(f) Hallucinogenic substances.

(1) Nabilone	7379
[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]	

(g) Immediate precursors. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances:

(1) Immediate precursor to amphetamine and methamphetamine:

(i) Phenylacetone	8501
Some trade or other names: phenyl-2-propanone; P2P; benzyl methyl ketone; methyl benzyl ketone;	

(2) Immediate precursors to phencyclidine (PCP):

(i) 1-phenylcyclohexylamine	7460
(ii) 1-piperidinocyclohexanecarbonitrile (PCC)	8603

[39 FR 22142, June 20, 1974]

Editorial Note: For Federal Register citations affecting Sec. 1308.12, see the List of CFR Sections Affected, which appears in the Finding Aids section of the printed volume and on GPO Access.

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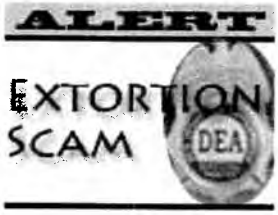





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Code of Federal Regulations

Section 1308.13 Schedule III.

(a) Schedule III shall consist of the drugs and other substances, by whatever official name, common or usual name, chemical name, or brand name designated, listed in this section. Each drug or substance has been assigned the DEA Controlled Substances Code Number set forth opposite it.

(b) Stimulants. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a stimulant effect on the central nervous sxstem, including its salts, isomers (whether optical, position, or geometric), and salts of such isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation:

(1) Those compounds, mixtures, or preparations in dosage unit form containing any stimulant substances listed in schedule II which compounds, mixtures, or preparations were listed on August 25, 1971, as excepted compounds under **Sec. 1308.32**, and any other drug of the quantitative composition shown in that list for those drugs or which is the same except that it contains a lesser quantity of controlled substances	1405
(2) Benzphetamine	1228
(3) Chlorphentermine	1645
(4) Clortermine	1647
(5) Phendimetrazine	1615

(c) Depressants. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a depressant effect on the central nervous system:

(1) Any compound, mixture or preparation containing:	
(i) Amobarbital	2126
(ii) Secobarbital	2316
(iii) Pentobarbital	2271
or any salt thereof and one or more other active medicinal ingredients which are not listed in any schedule.	
(2) Any suppository dosage form containing:	
(i) Amobarbital	2126
(ii) Secobarbital	2316
(iii) Pentobarbital	2271
or any salt of any of these drugs and approved by the Food and Drug Administration for marketing only as a suppository.	

(3) Any substance which contains any quantity of a derivative of barbituric acid or any salt thereof	2100
(4) Chlorhexadol	2510
(5) Embutramide	2020
(6) Any drug product containing gamma hydroxybutyric acid, including its salts, isomers, and salts of isomers, for which an application is approved under section 505 of the Federal Food, Drug, and Cosmetic Act	2012
(7) Ketamine, its salts, isomers, and salts of isomers	7285
[Some other names for ketamine: (±)-2-(2-chlorophenyl)-2-(methylamino)-cyclohexanone]	
(8) Lysergic acid	7300
(9) Lysergic acid amide	7310
(10) Methyprylon	2575
(11) Sulfondiethylmethane	2600
(12) Sulfonethylmethane	2605
(13) Sulfonmethane	2610
(14) Tiletamine and zolazepam or any salt thereof	7295
Some trade or other names for a tiletamine-zolazepam combination product: Telazol Some trade or other names for tiletamine: 2-(ethylamino)-2-(2-thienyl)-cyclohexanone Some trade or other names for zolazepam: 4-(2-fluorophenyl)-6,8-dihydro-1,3,8-trimethylpyrazolo-[3,4-e] [1,4]-diazepin-7(1H)-one, flupyrazapon	

(d) Nalorphine 9400.

(e) Narcotic Drugs. Unless specifically excepted or unless listed in another schedule:

(1) Any material, compound, mixture, or preparation containing any of the following narcotic drugs, or their salts calculated as the free anhydrous base or alkaloid, in limited quantities as set forth below:

(i) Not more than 1.8 grams of codeine per 100 milliliters or not more than 90 milligrams per dosage unit, with an equal or greater quantity of an isoquinoline alkaloid of opium	9803
(ii) Not more than 1.8 grams of codeine per 100 milliliters or not more than 90 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts	9804
(iii) Not more than 300 milligrams of dihydrocodeinone (hydrocodone) per 100 milliliters or not more than 15 milligrams per dosage unit, with a fourfold or greater quantity of an isoquinoline alkaloid of opium	9805
(iv) Not more than 300 milligrams of dihydrocodeinone (hydrocodone) per 100 milliliters or not more than 15 milligrams per dosage unit, with one or more active nonnarcotic ingredients in recognized therapeutic amounts	9806
(v) Not more than 1.8 grams of dihydrocodeine per 100 milliliters or not more than 90 milligrams per dosage unit, with one or more active nonnarcotic ingredients in recognized therapeutic amounts	9807
(vi) Not more than 300 milligrams of ethylmorphine per 100 milliliters or not more than 15 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts	9808
(vii) Not more than 500 milligrams of opium per 100 milliliters or per 100 grams or not more than 25 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts	9809
(viii) Not more than 50 milligrams of morphine per 100 milliliters or per 100 grams, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts	9810

(2) Any material, compound, mixture, or preparation containing any of the following narcotic drugs or their salts, as set forth below:

(i) Buprenorphine (ii) [Reserved]	9064

GUCSA AS SCH. I p.83 App E.

(f) Anabolic Steroids. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture or preparation containing any quantity of the following substances, including its salts, esters and ethers:

(1) Anabolic steroids (see Sec. 1300.01 of this chapter)	4000
(2) [Reserved]	

(g) Hallucinogenic substances.

GUCSA AS SCH I DEPRESSANT p. 76

(1) Dronabinol (synthetic) in sesame oil and encapsulated in a soft gelatin capsule in a U.S. Food and Drug Administration approved product	7369
[Some other names for dronabinol: (6a*R-trans*)-6a,7,8,10a-tetrahydro-6,6,9-trimethyl-3-pentyl-6*H*-dibenzo [*b,d*]pyran-1-ol] or (-)-delta-9-(*trans*)-tetrahydrocannabinol]	
(2) [Reserved]	

[39 FR 22142, June 20, 1974, as amended at 41 FR 43401, Oct. 1, 1976; 43 FR 3359, Jan. 25, 1978; 44 FR 40888, July 13, 1979; 46 FR 52334, Oct. 27, 1981; 51 FR 5320, Feb. 13, 1986; 52 FR 2222, Jan. 21, 1987; 52 FR 5952, Feb. 27, 1987; 56 FR 5754, Feb. 13, 1991; 56 FR 11932, Mar. 21, 1991; 62 FR 13968, Mar. 24, 1997; 64 FR 35930, July 2, 1999; 64 FR 37675, July 13, 1999; 65 FR 13238 Mar. 13, 2000; 65 FR 17440, Apr. 3, 2000; 67 FR 62370, Oct. 7, 2002; 70 FR 74657, Dec. 16, 2005; 71 FR 51116, Aug 29, 2006]

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Code of Federal Regulations

Section 1300.01 Definitions relating to controlled substances.

(a) Any term not defined in this part shall have the definition set forth in section 102 of the Act (**21 U.S.C. 802**), except that certain terms used in part **1316** of this chapter are defined at the beginning of eachsubpart of that part.

(b) As used in parts **1301** through **1308** and part **1312** of this chapter, the following terms shall have the meanings specified:

(1) The term *Act* means the Controlled Substances Act, as amended (84 Stat. 1242; **21 U.S.C. 801**) and/or the Controlled Substances Import and Export Act, as amended (84 Stat. 1285; **21 U.S.C. 951**).

(2) The term *Administration* means the Drug Enforcement Administration.

(3) The term *Administrator* means the Administrator of the Drug Enforcement Administration. The Administrator has been delegated authority under the Act by the Attorney General (28 CFR 0.100).

(4) The term *anabolic steroid* means any drug or hormonal substance, chemically and pharmacologically related to testosterone (other than estrogens, progestins, corticosteroids, and dehydroepiandrosterone), and includes:

(i) 3[beta],17-dihydroxy-5a-androstane

(ii) 3[alpha],17[beta]-dihydroxy-5a-androstane

(iii) 5[alpha]-androstan-3,17-dione

(iv) 1-androstenediol (3[beta],17[beta]-dihydroxy-5[alpha]-androst-1- ene)

(v) 1-androstenediol (3[alpha],17[beta]-dihydroxy-5[alpha]-androst-1- ene)

(vi) 4-androstenediol (3[beta],17[beta]-dihydroxy-androst-4-ene)

(vii) 5-androstenediol (3[beta],17[beta]-dihydroxy-androst-5-ene)

(viii) 1-androstenedione ([5[alpha]]-androst-1-en-3,17-dione)

(ix) 4-androstenedione (androst-4-en-3,17-dione)

(x) 5-androstenedione (androst-5-en-3,17-dione)

(xi) bolasterone (7[alpha],17[alpha]-dimethyl-17[beta]-hydroxyandrost- 4-en-3-one)

(xii) boldenone (17[beta]-hydroxyandrost-1,4,-diene-3-one)

(xiii) boldione (androsta-1,4-diene-3,17-dione)

(xiv) calusterone (7[beta],17[alpha]-dimethyl-17[beta]-hydroxyandrost- 4-en-3-one)

(xv) clostebol (4-chloro-17[beta]-hydroxyandrost-4-en-3-one)

(xvi) dehydrochloromethyltestosterone (4-chloro-17[beta]-hydroxy- 17 [alpha]-methyl-androst-1,4-dien-3-one)

(xvii) [Delta]1-dihydrotestosterone (a.k.a. '1-testosterone') (17[beta]-hydroxy-5[alpha]-androst-1-en-3-one)

(xviii) 4-dihydrotestosterone (17[beta]-hydroxy-androstan-3-one)

(xix) drostanolone (17[beta]-hydroxy-2[alpha]-methyl-5[alpha]- androstan-3-one)

(xx) ethylestrenol (17[alpha]-ethyl-17[beta]-hydroxyestr-4-ene)

(xxi) fluoxymesterone (9-fluoro-17[alpha]-methyl-11[beta],17[beta]-dihydroxyandrost-4-en-3-one)

(xxii) formebolone (2-formyl-17[alpha]-methyl-11[alpha],17[beta]-dihydroxyandrost-1,4-dien-3-one)

(xxiii) furazabol (17[alpha]-methyl-17[beta]-hydroxyandrostano[2,3-c]-furazan)

(xxiv) 13[beta]-ethyl-17[beta]-hydroxygon-4-en-3-one

(xxv) 4-hydroxytestosterone (4,17[beta]-dihydroxy-androst-4-en-3-one)

(xxvi) 4-hydroxy-19-nortestosterone (4,17[beta]-dihydroxy-estr-4-en-3- one)

(xxvii) desoxymethyltestosterone (17[alpha]-methyl-5[alpha]-androst- 2-en-17[beta]-ol) (a.k.a., madol)

(xxviii) mestanolone (17[alpha]-methyl-17[beta]-hydroxy-5-androstan-3-one)

(xxix) mesterolone (1[alpha]methyl-17[beta]-hydroxy-[5[alpha]]- androstan-3 -one)

(xxx) methandienone (17[alpha]-methyl-17[beta]-hydroxyandrost-1,4- dien-3 -one)

(xxxi) methandriol (17[alpha]-methyl-3[beta],17[beta]-dihydroxyandrost- 5-ene)

(xxxii) methenolone (1-methyl-17[beta]-hydroxy-5[alpha]-androst-1-en-3-one)

(xxxiii) 17[alpha]-methyl-3[beta], 17[beta]-dihydroxy-5a-androstane

(xxxiv) 17[alpha]-methyl-3[alpha],17[beta]-dihydroxy-5a-androstane

(xxxv) 17[alpha]-methyl-3[beta],17[beta]-dihydroxyandrost-4-ene

(xxxvi) 17[alpha]-methyl-4-hydroxynandrolone (17[alpha]-methyl-4- hydroxy-17[beta]-hydroxyestr-4-en-3-one)

(xxxvii) methyldienolone (17[alpha]-methyl-17[beta]-hydroxyestra-4,9(10)-dien-3-one)

(xxxviii) methyltrienolone (17[alpha]-methyl-17[beta]-hydroxyestra-4,9- 11-trien-3-one)

(xxxix) methyltestosterone (17[alpha]-methyl-17[beta]-hydroxyandrost- 4-en -3-one)

(xl) mibolerone (7[alpha],17[alpha]-dimethyl-17[beta]-hydroxyestr- 4-en-3-one)

(xli) 17[alpha]-methyl-[Delta]1-dihydrotestosterone (17b[beta]- hydroxy-17 [alpha]-methyl-5[alpha]-androst-1-en-3-one) (a.k.a. '17- [alpha]-methyl-1-testosterone')

(xlii) nandrolone (17[beta]-hydroxyestr-4-en-3-one)

(xliii) 19-nor-4-androstenediol (3[beta], 17[beta]-dihydroxyestr-4-ene)

(xliv) 19-nor-4-androstenediol (3[alpha], 17[beta]-dihydroxyestr-4-ene)

(xlv) 19-nor-5-androstenediol (3[beta], 17[beta]-dihydroxyestr-5-ene)

(xlvi) 19-nor-5-androstenediol (3[alpha], 17[beta]-dihydroxyestr-5-ene)

(xlvii) 19-nor-4,9(10)-androstadienedione (estra-4,9(10)-diene- 3,17-dione)

(xlviii) 19-nor-4-androstenedione (estr-4-en-3,17-dione)

(xlix) 19-nor-5-androstenedione (estr-5-en-3,17-dione

(l) norbolethone (13[beta], 17[alpha]-diethyl-17[beta]-hydroxygon- 4-en-3-one)

(li) norclostebol (4-chloro-17[beta]-hydroxyestr-4-en-3-one)

(lii) norethandrolone (17[alpha]-ethyl-17[beta]-hydroxyestr-4-en-3-one)

(liii) normethandrolone (17[alpha]-methyl-17[beta]-hydroxyestr-4-en-3-one)

(liv) oxandrolone (17[alpha]-methyl-17[beta]-hydroxy-2-oxa-[5[alpha]]-androstan-3-one)

(lv) oxymesterone (17[alpha]-methyl-4,17[beta]-dihydroxyandrost-4-en-3-one)

(lvi) oxymetholone (17[alpha]-methyl-2-hydroxymethylene-17[beta]- hydroxy -[5[alpha]]-androstan-3-one)

(lvii) stanozolol (17[alpha]-methyl-17[beta]-hydroxy-[5[alpha]]- androst-2-eno[3,2-c]-pyrazole)

(lviii) stenbolone (17[beta]-hydroxy-2-methyl-[5[alpha]]-androst-1-en-3- one)

(lix) testolactone (13-hydroxy-3-oxo-13,17-secoandrosta-1,4-dien-17-oic acid lactone)

(lx) testosterone (17[beta]-hydroxyandrost-4-en-3-one)

(lxi) tetrahydrogestrinone (13[beta], 17[alpha]-diethyl-17[beta]- hydroxygon-4,9,11-trien-3-one)

(lxii) trenbolone (17[beta]-hydroxyestr-4,9,11-trien-3-one)

(lxiii) Any salt, ester, or ether of a drug or substance described in this paragraph. Except such term does not include an anabolic steroid that is expressly intended for administration through implants to cattle or other nonhuman species and that has been approved by the Secretary of Health and Human Services for such administration. If any person prescribes, dispenses, or distributes such steroid for human use, the person shall be considered to have prescribed, dispensed, or distributed an anabolic steroid within the meaning of this paragraph.

(5) The term *basic class* means, as to controlled substances listed in Schedules I and II:

(i) Each of the opiates, including its isomers, esters, ethers, salts, and salts of isomers, esters, and ethers whenever the existence of such isomers, esters, ethers, and salts is possible within the specific chemical designation, listed in **Sec. 1308.11(b)** of this chapter;

(ii) Each of the opium derivatives, including its salts, isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation, listed in **Sec. 1308.11 (c)** of this chapter;

(iii) Each of the hallucinogenic substances, including its salts, isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation, listed in **Sec. 1308.11(d)** of this chapter;

(iv) Each of the following substances, whether produced directly or indirectly by extraction from substances of vegetable origin, or independently by means of chemical synthesis, or by a combination of extraction and chemical synthesis:

(A) Opium, including raw opium, opium extracts, opium fluid extracts, powdered opium, granulated opium, deodorized opium and tincture of opium;

(B) Apomorphine;

(C) Codeine;

(D) Etorphine hydrochloride;

(E) Ethylmorphine;

(F) Hydrocodone;









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Code of Federal Regulations

Section 1308.14 Schedule IV.

(a) Schedule IV shall consist of the drugs and other substances, by whatever official name, common or usual name, chemical name, or brand name designated, listed in this section. Each drug or substance has been assigned the DEA Controlled Substances Code Number set forth opposite it.

(b) Narcotic drugs. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation containing any of the following narcotic drugs, or their salts calculated as the free anhydrous base or alkaloid, in limited quantities as set forth below:

(1) Not more than 1 milligram of difenoxin and not less than 25 micrograms of atropine sulfate per dosage unit	9167
(2) Dextropropoxyphene (alpha-(+)-4-dimethylamino-1,2-diphenyl-3-methyl-2-propionoxybutane)	9278

(c) Depressants. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances, including its salts, isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation:

(1) Alprazolam	2882
(2) Barbital	2145
(3) Bromazepam	2748
(4) Camazepam	2749
(5) Chloral betaine	2460
(6) Chloral hydrate	2465
(7) Chlordiazepoxide	2744
(8) Clobazam	2751
(9) Clonazepam	2737
(10) Clorazepate	2768
(11) Clotiazepam	2752
(12) Cloxazolam	2753
(13) Delorazepam	2754
(14) Diazepam	2765
(15) Dichloraphenazone	2467
(16) Estazolam	2756
(17) Ethchlorvynol	2540

(18) Ethinamate	2545
(19) Ethyl loflazepate	2758
(20) Fludiazepam	2759
(21) Flunitrazepam	2763
(22) Flurazepam	2767
(23) Fospropofol	2138
(24) Halazepam	2762
(25) Haloxazolam	2771
(26) Ketazolam	2772
(27) Loprazolam	2773
(28) Lorazepam	2885
(29) Lormetazepam	2774
(30) Mebutamate	2800
(31) Medazepam	2836
(32) Meprobamate	2820
(33) Methohexital	2264
(34) Methylphenobarbital (mephobarbital)	2250
(35) Midazolam	2884
(36) Nimetazepam	2837
(37) Nitrazepam	2834
(38) Nordiazepam	2838
(39) Oxazepam	2835
(40) Oxazolam	2839
(41) Paraldehyde	2585
(42) Petrichloral	2591
(43) Phenobarbital	2285
(44) Pinazepam	2883
(45) Prazepam	2764
(46) Quazepam	2881
(47) Temazepam	2925
(48) Tetrazepam	2886
(49) Triazolam	2887
(50) Zaleplon	2781
(51) Zolpidem	2783
(52) Zopiclone	2784

(d) Fenfluramine. Any material, compound, mixture, or preparation which contains any quantity of the following substances, including its salts, isomers (whether optical, position, or geometric), and salts of such isomers, whenever the existence of such salts, isomers, and salts of isomers is possible:

(1) Fenfluramine 1670

(e) Stimulants. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a stimulant effect on the central nervous system, including its salts, isomers and salts of isomers:

(1) Cathine ((+)-norpseudoephedrine)	1230
(2) Diethylpropion	1610
(3) Fencamfamin	1760
(4) Fenproporex	1575
(5) Mazindol	1605

(6) Mefenorex	1580
(7) Modafinil	1680
(8) Pemoline (including organometallic complexes and chelates thereof)	1530
(9) Phentermine	1640
(10) Pipradrol	1750
(11) Sibutramine	1675
(12) SPA ((-)-1-dimethylamino- 1,2-diphenylethane)	1635

(f) Other substances. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture or preparation which contains any quantity of the following substances, including its salts:

(1) Pentazocine	9709
(2) Butorphanol (including its optical isomers)	9720

[39 FR 22143, June 20, 1974]

Editorial Note: For Federal Register citations affecting §1308.14, see the List of CFR Sections Affected, which appears in the Finding Aids section of the printed volume and on GPO Access.

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Code of Federal Regulations

Section 1308.15 Schedule V.

(a) Schedule V shall consist of the drugs and other substances, by whatever official name, common or usual name, chemical name, or brand name designated, listed in this section.

(b) *Narcotic drugs.* Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation containing any of the following narcotic drugs and their salts, as set forth below:

(1) [Reserved]

* * * * *

(c) *Narcotic drugs containing non-narcotic active medicinal ingredients.* Any compound, mixture, or preparation containing any of the following narcotic drugs, or their salts calculated as the free anhydrous base or alkaloid, in limited quantities as set forth below, which shall include one or more non-narcotic active medicinal ingredients in sufficient proportion to confer upon the compound, mixture, or preparation valuable medicinal qualities other than those possessed by narcotic drugs alone:

(1) Not more than 200 milligrams of codeine per 100 milliliters or per 100 grams.

(2) Not more than 100 milligrams of dihydrocodeine per 100 milliliters or per 100 grams.

(3) Not more than 100 milligrams of ethylmorphine per 100 milliliters or per 100 grams.

(4) Not more than 2.5 milligrams of diphenoxylate and not less than 25 micrograms of atropine sulfate per dosage unit.

(5) Not more than 100 milligrams of opium per 100 milliliters or per 100 grams.

(6) Not more than 0.5 milligram of difenoxin and not less than 25 micrograms of atropine sulfate per dosage unit.

(d) *Stimulants.* Unless specifically exempted or excluded or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a stimulant effect on the central nervous system, including its salts, isomers and salts of isomers:

(1) Pyrovalerone	1485
(2) [Reserved]	

ADD

(e) *Depressants.* Unless specifically exempted or excluded or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a depressant effect on the central nervous system, including its salts:

(1) Lacosamide [(*R*)-2-acetoamido- *N* -benzyl-3-methoxy-propionamide]—2746

(2) Pregabalin [(S)-3-(aminomethyl)-5-methylhexanoic acid]—2782

[39 FR 22143, June 20, 1974, as amended at 43 FR 38383, Aug. 28, 1978; 44 FR 40888, July 13, 1979; 47 FR 49841, Nov. 3, 1982; 50 FR 8108, Feb. 28, 1985; 52 FR 5952, Feb. 27, 1987; 53 FR 10870, Apr. 4,

1988; 56 FR 61372, Dec. 3, 1991; 67 FR 62370, Oct. 7, 2002; 70 FR 43635, July 28, 2005; 74 FR 23790, May 21, 2009]

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SENATOR BENJAMIN J.F. CRUZ, VICE SPEAKER
Chairman, Committee on Youth, Cultural Affairs, Procurement, General Government Operations, and Public Broadcasting.
Web Address: www.senatorbjcruz.com

I MINA'TRENTAI UNU NA LIHESLATURAN GUAHAN
The 31st Guam Legislature • senator@senatorbjcruz.com
155 Hesler Place, Hagatna, Guam 96910
Telephone: (671) 477-2520/1 • Fax: (671) 477-2522

June 9, 2011

SENT VIA DELIVERY AND FACSIMILE

Michael Puralewski
Resident Agent In Charge
United States Department of Justice
Drug Enforcement Administration
108 Hernan Cortez Avenue
Suite 300
Hagatna, Guam 96910

Re: Public Hearing for Bill No. 216-31 (COR)

Dear Agent Puralewski:

Please be advised that the Committee on Public Safety, Law Enforcement, and Judiciary has scheduled a Public Hearing for Bill No. 216-31 (COR) starting at **9:00 am, Wednesday, June 15, 2011**, at *I Liheslaturan Guåhan's* Public Hearing Room under the purview of Senator Adolpho B. Palacios, Sr. Bill No. 216-31 (COR) is the second bill on the morning agenda:

AN ACT TO AMEND (C), (D), (E), AND TO ADD A NEW ITEM (F) TO APPENDIX A, TO AMEND (A)(1), (B), AND (C) OF APPENDIX B, TO AMEND (B), (D), (E), AND ADD A NEW (F) TO APPENDIX C, TO AMEND (B) OF APPENDIX D, TO AMEND (D) OF APPENDIX D, TO AMEND (D) OF APPENDIX E OF CHAPTER 67 OF TITLE 9, TO ADD A NEW §3106.1 TO ARTICLE 1 OF CHAPTER 3 OF TITLE 10 OF THE GUAM CODE ANNOTATED RELATIVE TO UPDATING THE GUAM UNIFORM CONTROLLED SUBSTANCE ACT BASED ON THE U.S. DRUG ENFORCEMENT ADMINISTRATION SCHEDULE LISTING.

Please extend this invitation to others within your office you feel appropriate. Please bring 10 copies of your testimony to the Public Hearing. Written testimony may be submitted to the office of the Honorable Adolpho B. Palacios, Sr. Suite 104, 155 Hesler St. Hagåtña, Guam 96910 or via email at senabpalacios@gmail.com .

Thank you for your time and kind consideration.

Sincerely,

Benjamin J.F. Cruz

COPY

Rec'd
11:48 am
6/9/11

SENATOR BENJAMIN J.F. CRUZ, VICE SPEAKER
Chairman, Committee on Youth, Cultural Affairs, Procurement, General Government Operations, and Public Broadcasting.
Web Address: www.senatorbjcruz.com

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155 Hesler Place, Hagatna, Guam 96910
Telephone: (671) 477-2520/1 • Fax: (671) 477-2522

June 9, 2011

SENT VIA DELIVERY AND FACSIMILE

Fred Bordallo
Chief of Police
Guam Police Department
233 Central Avenue
Hagåtña, Guam 96913

Re: Public Hearing for Bill No. 216-31 (COR)

Dear Chief Bordallo:

Please be advised that the Committee on Public Safety, Law Enforcement, and Judiciary has scheduled a Public Hearing for Bill No. 216-31 (COR) starting at **9:00 am, Wednesday, June 15, 2011**, at *I Liheslaturan Guåhan's* Public Hearing Room under the purview of Senator Adolpho B. Palacios, Sr. Bill No. 216-31 (COR) is the second bill on the morning agenda:

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Thank you for your time and kind consideration.

Sincerely,

Benjamin J.F. Cruz

Rec'd: EG Photo Alert
6/9/11, 11:40am.

COPY

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155 Hesler Place, Hagatna, Guam 96910
Telephone: (671) 477-2520/1 • Fax: (671) 477-2522

June 9, 2011

SENT VIA DELIVERY AND FACSIMILE

Rosanna Rabago
Environmental Health Specialist Supervisor
Department of Public Health and Social Services
123 Chalan Kareta
Mangilao, Guam 96913
Fax: (671) 734-5556

Re: Public Hearing for Bill No. 216-31 (COR)

Dear Ms. Rabago:

Please be advised that the Committee on Public Safety, Law Enforcement, and Judiciary has scheduled a Public Hearing for Bill No. 216-31 (COR) starting at **9:00 am, Wednesday, June 15, 2011**, at *I Liheslaturan Guåhan's* Public Hearing Room under the purview of Senator Adolpho B. Palacios, Sr. Bill No. 216-31 (COR) is the second bill on the morning agenda:

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Thank you for your time and kind consideration.

Sincerely,

Benjamin J.F. Cruz

Rec'd
6/9/11
Linda Del Rosario
12:10

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SENATOR BENJAMIN J.F. CRUZ, VICE SPEAKER
Chairman, Committee on Youth, Cultural Affairs, Procurement, General Government Operations and Public Broadcasting
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155 Hesler Place, Hagatna, Guam 96910
Telephone: (671) 477-2520/1 • Fax: (671) 477-2522

June 9, 2011

SENT VIA DELIVERY AND FACSIMILE

M. Thomas Nadeau
Environmental Health Specialist Administrator
Department of Public Health and Social Services
123 Chalan Kareta
Mangilao, Guam 96913

Re: Public Hearing for Bill No. 216-31 (COR)

Dear Mr. Nadeau:

Please be advised that the Committee on Public Safety, Law Enforcement, and Judiciary has scheduled a Public Hearing for Bill No. 216-31 (COR) starting at **9:00 am, Wednesday, June 15, 2011**, at *I Liheslaturan Guåhan's* Public Hearing Room under the purview of Senator Adolpho B. Palacios, Sr. Bill No. 216-31 (COR) is the second bill on the morning agenda:

AN ACT TO AMEND (C), (D), (E), AND TO ADD A NEW ITEM (F) TO APPENDIX A, TO AMEND (A)(1), (B), AND (C) OF APPENDIX B, TO AMEND (B), (D), (E), AND ADD A NEW (F) TO APPENDIX C, TO AMEND (B) OF APPENDIX D, TO AMEND (D) OF APPENDIX D, TO AMEND (D) OF APPENDIX E OF CHAPTER 67 OF TITLE 9, TO ADD A NEW §3106.1 TO ARTICLE 1 OF CHAPTER 3 OF TITLE 10 OF THE GUAM CODE ANNOTATED RELATIVE TO UPDATING THE GUAM UNIFORM CONTROLLED SUBSTANCE ACT BASED ON THE U.S. DRUG ENFORCEMENT ADMINISTRATION SCHEDULE LISTING.

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Thank you for your time and kind consideration.

Sincerely,

Benjamin J.F. Cruz

Rec'd
6/9/11
LINDA Del Rosario
12:10

COPY

SENATOR BENJAMIN J.F. CRUZ, VICE SPEAKER
Chairman, Committee on Youth, Cultural Affairs, Procurement, General Government Operations, and Public Broadcasting
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155 Hesler Place, Hagatna, Guam 96910
Telephone: (671) 477-2520/1 • Fax: (671) 477-2522

June 9, 2011

SENT VIA DELIVERY AND FACSIMILE

The Honorable Leonardo Rapadas
Attorney General of Guam
287 West O' Brien Drive
Hagåtña, Guam 96910
Fax: (671) 472-2493
Email: law@guamattorneygeneral.com

Re: Public Hearing for Bill No. 216-31 (COR)

Dear General Rapadas:

Please be advised that the Committee on Public Safety, Law Enforcement, and Judiciary has scheduled a Public Hearing for Bill No. 216-31 (COR) starting at **9:00 am, Wednesday, June 15, 2011**, at *I Liheslaturan Guåhan's* Public Hearing Room under the purview of Senator Adolpho B. Palacios, Sr. Bill No. 216-31 (COR) is the second bill on the morning agenda:

AN ACT TO AMEND (C), (D), (E), AND TO ADD A NEW ITEM (F) TO APPENDIX A, TO AMEND (A)(1), (B), AND (C) OF APPENDIX B, TO AMEND (B), (D), (E), AND ADD A NEW (F) TO APPENDIX C, TO AMEND (B) OF APPENDIX D, TO AMEND (D) OF APPENDIX D, TO AMEND (D) OF APPENDIX E OF CHAPTER 67 OF TITLE 9, TO ADD A NEW §3106.1 TO ARTICLE 1 OF CHAPTER 3 OF TITLE 10 OF THE GUAM CODE ANNOTATED RELATIVE TO UPDATING THE GUAM UNIFORM CONTROLLED SUBSTANCE ACT BASED ON THE U.S. DRUG ENFORCEMENT ADMINISTRATION SCHEDULE LISTING.

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Thank you for your time and kind consideration.

Sincerely,

Benjamin J.F. Cruz

COPY

RECEIVED
JUN 09 2011
11:31PM
Office of the Attorney General of Guam
Civil/Solicitor Division

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Chairman, Committee on Youth, Cultural Affairs, Procurement, General Government Operations, and Public Broadcasting.
Web Address: www.senatorbjcruz.com

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155 Hesler Place, Hagatna, Guam 96910
Telephone: (671) 477-2520/1 • Fax: (671) 477-2522

June 9, 2011

SENT VIA DELIVERY AND FACSIMILE

Katherine B. Duenas
Environmental Health Specialist Supervisor
Department of Public Health and Social Services
123 Chalan Kareta
Mangilao, Guam 96913
Fax: (671) 734-5556

Re: Public Hearing for Bill No. 216-31 (COR)

Dear Ms. Duenas:

Please be advised that the Committee on Public Safety, Law Enforcement, and Judiciary has scheduled a Public Hearing for Bill No. 216-31 (COR) starting at **9:00 am, Wednesday, June 15, 2011**, at *I Liheslaturan Guåhan's* Public Hearing Room under the purview of Senator Adolpho B. Palacios, Sr. Bill No. 216-31 (COR) is the second bill on the morning agenda:

AN ACT TO AMEND (C), (D), (E), AND TO ADD A NEW ITEM (F) TO APPENDIX A, TO AMEND (A)(1), (B), AND (C) OF APPENDIX B, TO AMEND (B), (D), (E), AND ADD A NEW (F) TO APPENDIX C, TO AMEND (B) OF APPENDIX D, TO AMEND (D) OF APPENDIX D, TO AMEND (D) OF APPENDIX E OF CHAPTER 67 OF TITLE 9, TO ADD A NEW §3106.1 TO ARTICLE 1 OF CHAPTER 3 OF TITLE 10 OF THE GUAM CODE ANNOTATED RELATIVE TO UPDATING THE GUAM UNIFORM CONTROLLED SUBSTANCE ACT BASED ON THE U.S. DRUG ENFORCEMENT ADMINISTRATION SCHEDULE LISTING.

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Thank you for your time and kind consideration.

Sincerely,

Benjamin J.F. Cruz

Received
6/9/11
Linda Dela Fuente
12:10

COPY

COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

June 8, 2011

MEMORANDUM

TO: Vice Speaker Benjamin J.F. Cruz

FROM: Chairman, Committee on Public Safety, Law Enforcement & Judiciary

SUBJECT: **Public Hearing scheduled for June 15, 2011.**

The Committee on Public Safety, Law Enforcement and Judiciary will conduct a public hearing starting at **9:00 a.m.** on **Wednesday, June 15, 2011** at the Guam Legislature's Public Hearing Room, and among the items on the agenda is the following Bill of which you are the author:

> **Bill No. 216-31 (COR)** – AN ACT TO AMEND (C), (D), (E), AND TO ADD A NEW ITEM (F) TO APPENDIX A, TO AMEND (A)(1), (B), AND (C) OF APPENDIX B, TO AMEND (B), (D), (E), AND ADD A NEW (F) TO APPENDIX C, TO AMEND (B) OF APPENDIX D, TO AMEND (D) OF APPENDIX D, TO AMEND (D) OF APPENDIX E OF CHAPTER 67 OF TITLE 9, TO ADD A NEW §3106.1 TO ARTICLE 1 OF CHAPTER 3 OF TITLE 10 OF THE GUAM CODE ANNOTATED RELATIVE TO **UPDATING THE GUAM UNIFORM CONTROLLED SUBSTANCE ACT** BASED ON THE U.S. DRUG ENFORCEMENT ADMINISTRATION SCHEDULE LISTING.

You may notify the appropriate government agencies, organizations, and persons who may wish to provide written and/or oral testimony on this bill. Thank you for your kind attention.

Office/Mailing Address: 155 Hesler Place, Hagatña Guam 96910
Telephone No. (671) 472-5047/5048 • Fax No. (671) 472-5022 • Email: SenABPalacios@gmail.com

From: Priscilla Cruz (pris@senatorpalacios.com)
To: senator@senatorbjcruz.com; chris.carillo@senatorbjcruz.com; garrett.duenas@senatorbjcruz.com;
Date: Wed, June 8, 2011 10:07:16 AM
Cc:
Subject: Public Hearing scheduled for June 15, 2011

June 8, 2011

Please see attached memorandum from Senator A. B. Palacios, Sr. regarding your Bill No. 216-31 (COR) which is part of the agenda for public hearing on June 15, 2011. Thank you for your kind attention.

Priscilla T. Cruz
Administrative Officer
Office of Senator A. B. Palacios, Sr.
155 Hesler Pl.
Hagatna, Guam 96910
472-5047/5048

COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

Thirty-First
Guam Legislature

Committee Members:

Senator Thomas C. Ada
Vice Chairman

Speaker Judith T. Won Pat, Ph.D.
Member

Senator Tina R. Muña-Barnes
Member

Senator Judith P. Guthertz, DPA
Member

Senator Rory J. Respicio
Member

Senator Dennis G. Rodriguez, Jr.
Member

Senator V. Anthony Ada
Member

Senator Christopher M. Duenas
Member

Senator Mana Silva-Taijeron
Member

Senator Aline A. Yamashita, Ph.D.
Member

Other Committee Membership:

Vice Chairman, Committee on Utilities, Transportation, Public Works and Veterans Affairs

Vice Chairman, Committee on Health and Human Services, Senior Citizens, Economic Development and Election Reform

Member, Committee on Rules, Federal, Foreign & Micronesian Affairs and Human & Natural Resources

Member, Committee on Education and Public Libraries

Member, Committee on Guam Military Buildup and Homeland Security

Member, Committee on Municipal Affairs, Tourism, Housing and Recreation

June 13, 2011

James W. Gillan
Director
Department of Public Health and Social Services
123 Chalan Kareta
Tiyan, Guam 96913

RE: Public Hearing
Wednesday, June 15, 2011

Dear James W. Gillan,

Buenas yan Håfa Adai! The Committee on Public Safety, Law Enforcement and Judiciary has scheduled a public hearing on Wednesday, June 15, 2011 beginning at 9:00 a.m. Included on the agenda are the following bills which concern the Department of Public Health and Social Services:

Bill 216-31 (COR) – "An act to amend (C), (D), (E), and to add a new Item (F) to Appendix A, to amend (A)(1), (B), and (C) of Appendix B, to amend (B), (D), (E), and add a new (F) to Appendix C, to amend (B) of Appendix D, to amend (D) of Appendix D, to amend (D) of Appendix E of Chapter 67 of Title 9, to add a new §3106.1 to Article 1 of Chapter 3 of Title 10 of the Guam Code Annotated relative to updating the Guam Uniform Controlled Substance Act based on the U.S. Drug Enforcement Administration schedule listing. " –Sponsored by Vice Speaker Benjamin J.F. Cruz

Bill 220-31 (COR) – "An act to *amend* "§67.407 of Article 4, Chapter 67 of Title 9 of the Guam Code Annotated relative to the Guam Uniform Control Substance Act. " –Sponsored by Senator Frank F. Blas, Jr.

Bill 221-31 (COR) – "An act to *amend* Item (35) of §67.100 and to *add* Item (39) to Article 1 of Chapter 67 relative to drug free school zones." –Sponsored by Senator Frank F. Blas, Jr.

Your attendance in this public hearing would be very helpful. If you are unable to attend, a written comment would be appreciated. Please contact me or my office for further information or concerns.

Sincerely,

Senator Adolpho B. Palacios, Sr., MPA, BS/CJA

Office/Mailing Address: 155 Hesler Place, Hagatña Guam 96910
Telephone No. (671) 472-5047/5048 • Fax No. (671) 472-5022 • Email: SenABPalacios@gmail.com

TX Result Report

P 1
06/14/2011 08:54
Serial No. A02E011003085
TC: 136441

Destination	Start Time	Time	Prints	Result	Note
DPHSS Director	06-14 08:54	00:00:23	001/001	OK	

Note TMR: Timer TX, POL: Polling, ORG: Original Size Setting, FME: Frame Erase TX, MIX: Mixed Original TX, CALL: Manual TX, CSAC: CSAC, FWD: Forward, PC: PC-Fax, BND: Double-Sided Binding Direction, SP: Special original, FCODE: F-code, RTX: Re-TX, RLY: Relay, MBX: Confidential, BUL: Bulletin, SIP: SIP Fax, IPADR: IP Address Fax, I-FAX: Internet Fax

Result OK: Communication OK, S-OK: Stop Communication, PW-OFF: Power Switch OFF, TEL: RX from TEL, NG: Other Error, Cont: Continue, No Ans: No Answer, Refuse: Receipt Refused, Busy: Busy, M-Full:Memory Full, LOVR:Receiving length Over, POVER:Receiving page Over, FIL:File Error, DC:Decode Error, MDN:MDN Response Error, DSN:DSN Response Error.

Thirty-First
Guam Legislature

Committee Members:

Senator Thomas C. Ada
Vice Chairman

Speaker Judith T. Won Pat, Ph.D.
Member

Senator Tina R. Muña-Barnes
Member

Senator Judith P. Guthertz, DPA
Member

Senator Rory J. Respicio
Member

Senator Dennis G. Rodriguez, Jr.
Member

Senator V. Anthony Ada
Member

Senator Christopher M. Duenas
Member

Senator Mana Silva-Taijeron
Member

Senator Aline A. Yamashita, Ph.D.
Member

Other Committee Membership:

Vice Chairman, Committee on Utilities, Transportation, Public Works and Veterans Affairs

Vice Chairman, Committee on Health and Human Services, Senior Citizens, Economic Development and Election Reform

Member, Committee on Rules, Federal, Foreign & Micronesian Affairs and Human & Natural Resources

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COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trental Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

June 13, 2011

James W. Gillan
Director
Department of Public Health and Social Services
123 Chalan Kareta
Tiyan, Guam 96913

RE: Public Hearing
Wednesday, June 15, 2011

Dear James W. Gillan,

Buenas yan Håfa Adaii The Committee on Public Safety, Law Enforcement and Judiciary has scheduled a public hearing on Wednesday, June 15, 2011 beginning at 9:00 a.m. Included on the agenda are the following bills which concern the Department of Public Health and Social Services:

Bill 216-31 (COR) — "An act to amend (C), (D), (E), and to add a new Item (F) to Appendix A, to amend (A)(1), (B), and (C) of Appendix B, to amend (B), (D), (E), and add a new (F) to Appendix C, to amend (B) of Appendix D, to amend (D) of Appendix D, to amend (D) of Appendix E of Chapter 67 of Title 9, to add a new §3106.1 to Article 1 of Chapter 3 of Title 10 of the Guam Code Annotated relative to updating the Guam Uniform Controlled Substance Act based on the U.S. Drug Enforcement Administration schedule listing. " —Sponsored by Vice Speaker Benjamin J.F. Cruz

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Your attendance in this public hearing would be very helpful. If you are unable to attend, a written comment would be appreciated. Please contact me or my office for further information or concerns.

Sincerely,

Senator Adolpho B. Palacios, Sr., MPA, BS/CJA

Office/Mailing Address: 155 Hesler Place, Hagatña Guam 96910
Telephone No. (671) 472-5047/5048 • Fax No. (671) 472-5022 • Email: SenABPalacios@gmail.com

TX Result Report

P 1
06/14/2011 14:33
Serial No. A02E011003085
TC: 136576

Destination	Start Time	Time	Prints	Result	Note
DPHSS Director	06-14 14:32	00:00:32	001/001	OK	

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Result OK: Communication OK, S-OK: Stop Communication, PW-OFF: Power Switch OFF, TEL: RX from TEL, NG: Other Error, Cont: Continue, No Ans: No Answer, Refuse: Receipt Refused, Busy: Busy, M-Full:Memory Full, LOVR:Receiving length Over, POVER:Receiving page Over, FIL:File Error, DC:Decode Error, MDN:MDN Response Error, DSN:DSN Response Error.

Thirty-First
Guam Legislature

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Department of Public Health and Social Services
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SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

June 14, 2011

Wilfred Aflague
Director
Department of Mental Health and Substance Abuse
790 Governor Carlos G. Camacho Rd.
Tamuning, Guam 96913

RE: Public Hearing
Wednesday, June 15, 2011

Dear Wilfred Aflague,

Buenas yan Håfa Adai! The Committee on Public Safety, Law Enforcement and Judiciary has scheduled a public hearing on Wednesday, June 15, 2011 beginning at 9:00 a.m. Included on the agenda are the following bills which concern the Department of Mental Health and Substance Abuse:

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Destination	Start Time	Time	Prints	Result	Note
DMHSA Dir	06-14 10:14	00:00:26	001/001	OK	

Note TMR: Timer TX, POL: Polling, ORG: Original Size Setting, FME: Frame Erase TX, MIX: Mixed Original TX, CALL: Manual TX, CSRC: CSRC, FWD: Forward, PC: PC-Fax, BND: Double-Sided Binding Direction, SP: Special Original, FCODE: F-code, RTX: Re-TX, RLY: Relay, MBX: Confidential, BUL: Bulletin, SIP: SIP Fax, IPADR: IP Address Fax, I-FAX: Internet Fax

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June 14, 2011

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Director
Department of Mental Health and Substance Abuse
790 Governor Carlos G. Camacho Rd.
Tamuning, Guam 96913

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Wednesday, June 15, 2011

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I Mina'Trentai Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

June 13, 2011

The Honorable Leonardo Rapadas
Attorney General
Office of the Attorney General
287 West O'Brien Drive
Hagåtña, Guam 96910

RE: Public Hearing
Wednesday, June 15, 2011

Dear Attorney General Leonardo Rapadas,

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Your attendance in this public hearing would be very helpful. If you are unable to attend, a written comment would be appreciated. Please contact me or my office for further information or concerns.

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Senator Adolpho B. Palacios, Sr., MPA, BS/CJA

Office/Mailing Address: 155 Hesler Place, Hagatña Guam 96910
Telephone No. (671) 472-5047/5048 • Fax No. (671) 472-5022 • Email: SenABPalacios@gmail.com

TX Result Report

P 1
06/14/2011 08:55
Serial No. A02E011003085
TC: 136442

Destination	Start Time	Time	Prints	Result	Note
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June 13, 2011

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Attorney General
Office of the Attorney General
287 West O'Brien Drive
Hagåtña, Guam 96910

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Office/Mailing Address: 155 Hesler Place, Hagatña Guam 96910
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SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

June 13, 2011

Fred E. Bordallo
Chief of Police
Guam Police Department
Building 233 Central Avenue
Tiyan, Guam 96912

RE: Public Hearing
Wednesday, June 15, 2011

Dear Chief Fred E. Bordallo,

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TX Result Report

P 1
06/14/2011 08:55
Serial No. A02E011003085
TC: 136443

Destination	Start Time	Time	Prints	Result	Note
GPD	06-14 08:55	00:00:23	001/001	OK	

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June 13, 2011

Fred E. Bordallo
Chief of Police
Guam Police Department
Building 233 Central Avenue
Tiyan, Guam 96912

RE: Public Hearing
Wednesday, June 15, 2011

Dear Chief Fred E. Bordallo,

Buenas yan Håfa Adai! The Committee on Public Safety, Law Enforcement and Judiciary has scheduled a public hearing on Wednesday, June 15, 2011 beginning at 9:00 a.m. Included on the agenda are the following bills which concern the Guam Police Department:

Bill 214-31 (COR) — "An act to amend §40105)b_ of 7GCA, to amend §§30.80, 30.80.2, 30.80.3 of 8GCA and to repeal §30.80.4 of 8GCA relative to deferred pleas for domestic violence abusers." —Sponsored by Senator V. Anthony Ada

Bill 216-31 (COR) — "An act to amend (C), (D), (E), and to add a new Item (F) to Appendix A, to amend (A)(1), (B), and (C) of Appendix B, to amend (B), (D), (E), and add a new (F) to Appendix C, to amend (B) of Appendix D, to amend (D) of Appendix D, to amend (D) of Appendix E of Chapter 67 of Title 9, to add a new §3106.1 to Article 1 of Chapter 3 of Title 10 of the Guam Code Annotated relative to updating the Guam Uniform Controlled Substance Act based on the U.S. Drug Enforcement Administration schedule listing." — Sponsored by Vice Speaker Benjamin J.F. Cruz

Bill 220-31 (COR) — "An act to *amend* "§67.407 of Article 4, Chapter 67 of Title 9 of the Guam Code Annotated relative to the Guam Uniform Control Substance Act." — Sponsored by Senator Frank F. Blas, Jr.

Bill 221-31 (COR) — "An act to *amend* Item (35) of §67.100 and to *add* Item (39) to Article 1 of Chapter 67 relative to drug free school zones." —Sponsored by Senator Frank F. Blas, Jr.

Bill 228-31 (COR) — "An act to amend §78106 of Chapter 78, Title 10, Guam Code Annotated, relative to authorizing the Guam Community Police Review Commission to conduct meetings and relevant activities within Guam Police Department facilities." — Sponsored by Senator Adolpho B. Palacios, Sr.

Your attendance in this public hearing would be very helpful. If you are unable to attend, a written comment would be appreciated. Please contact me or my office for further information or concerns.

Sincerely,

Senator Adolpho B. Palacios, Sr., MPA, BS/CJA

Office/Mailing Address: 155 Hesler Place, Hagatña Guam 96910
Telephone No. (671) 472-5047/5048 • Fax No. (671) 472-5022 • Email: SenABPalacios@gmail.com

TX Result Report

P 1
06/14/2011 13:52
Serial No. A02E011003085
TC: 136572

Destination	Start Time	Time	Prints	Result	Note
GPD	06-14 13:52	00:00:31	001/001	OK	

Note TMR: Timer TX, POL: Polling, ORG: Original Size Setting, FME: Frame Erase TX, MIX: Mixed Original TX, CALL: Manual TX, CSRC: CSRC, FWD: Forward, PC: PC-Fax, BND: Double-Sided Binding Direction, SP: Special original, FCODE: F-Code, RTX: Re-TX, RLY: Relay, MBX: Confidential, BUL: Bulletin, SIP: SIP Fax, IPADR: IP Address Fax, I-FAX: Internet Fax

Result OK: Communication OK, S-OK: Stop Communication, PW-OFF: Power Switch OFF, TEL: RX from TEL, NG: Other Error, Cont: Continue, No Ans: No Answer, Refuse: Receipt Refused, Busy: Busy, M-Full:Memory Full, LOVR:Receiving length Over, POVER:Receiving page Over, FIL:File Error, DC:Decode Error, MDN:MDN Response Error, DSN:DSN Response Error.

Thirty-First
Guam Legislature

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COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

June 13, 2011

Fred E. Bordallo
Chief of Police
Guam Police Department
Building 233 Central Avenue
Tiyan, Guam 96912

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Sincerely,

Senator Adolpho B. Palacios, Sr., MPA, BS/CJA

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I MINA' TRENTA I UNO NA LIHESLATURAN GUAHAN
2011 (First) Regular Session

2011 MAY 27 PM 12:13

Bill No. 216-31(COR)

Introduced by: B.J.F. Cruz
A.B. Palacios, Sr.

AN ACT TO AMEND (C), (D), (E), AND TO ADD A NEW ITEM (F) TO APPENDIX A, TO AMEND (A)(1), (B), AND (C) OF APPENDIX B, TO AMEND (B), (D), (E), AND ADD A NEW (F) TO APPENDIX C, TO AMEND (B) OF APPENDIX D, TO AMEND (D) OF APPENDIX D, TO AMEND (D) OF APPENDIX E OF CHAPTER 67 OF TITLE 9, TO ADD A NEW §3106.1 TO ARTICLE 1 OF CHAPTER 3 OF TITLE 10 OF THE GUAM CODE ANNOTATED RELATIVE TO UPDATING THE GUAM UNIFORM CONTROLLED SUBSTANCE ACT BASED ON THE U.S. DRUG ENFORCEMENT ADMINISTRATION SCHEDULE LISTING.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Item (C) of Appendix A of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read as follows:

"(C) Material, compound, mixture or preparation containing any quantity of the following hallucinogenic substances, including any salts, isomers, and salts of isomers of them that are theoretically possible within the specific chemical designation:

(1) Alpha-ethyltryptamine (other names: etryptamine; Monase; alpha-ethyl-lH-indole-3-ethanamine; 3-(2-aminobutyl) indole; alpha-ET; and AET);

(2) 4-bromo-2,5-dimethoxy-amphetamine (other names: 4-bromo-

2,5-dimethoxy-alpha-methylphenethylamine; 4-bromo-2,5-DMA);

(3) 4-romo-2,5-dimethoxyphenethylamine (other names: 2-(4-bromo-2,5-dimethoxyphenyl)-i-aminoethane; alpha-desmethyl DOB; 2C-B, Nexus);

(4) 2,5-dimethoxyamphetamine (other names: 2,5-dimethoxyalpha-methylphenethylamine; 2,5-DMA);

(5) 2,5-dimethoxy-4-ethylamphet-amine; Some trade or other names: DOET

(6) 2,5-dimethoxy-4-(n)-propylthiophenethylamine (other name: 2C-T-7)

~~(6)~~ (7) 4-methoxyamphetamine (other names: 4-methoxy-alphamethylphenethylamine; paramethoxyamphetamine, PMA);

~~(7)~~ (8) 5-methoxy-3,4-methylenedioxy-amphetamine;

~~(8)~~ (9) 4-methyl-2,5-dimethoxy-amphetamine (other names: 4-methyl-2,5-dimethoxy-alpha-methylphenethylamine; DOM; and STP);

~~(9)~~ (10) 3,4-methylenedioxy amphetamine;

~~(10)~~ (11) 3,4-methylenedioxymethamphetamine (MDMA);

~~(11)~~ (12) 3,4-methylenedioxy-N-ethylamphetamine (other names: Nethyl-alpha-methyl-3,4(methylenedioxy)phenethylamine, N-ethyl MDA, MDE, MDEA);

~~(12)~~ (13) N-hydroxy-3,4-methylenedioxyamphetamine (other names: N-hydroxy-alpha-methyl-3,4(methylenedioxy)phenethylamine, and Nhydroxy MDA);

~~(13)~~ (14) 3, 4, 5-trimethoxy amphetamine;

(15) Alpha-methyltryptamine (others name: AMT)

~~(14)~~ (16) bufotenine (other names: 3-(beta-Dimethylaminoethyl)-5-

hydroxyindole; 3-(2-dimethylaminoethyl)-5-indolol; N, Ndimethylserotonin; 5-hydroxy-N,N-dimethyltryptamine; mappine);

~~(15)~~ (17) diethyltryptamine (other names: N,N-Diethyltryptamine; DET);

~~(16)~~ (18) dimethyltryptamine (other names: DMT);

(19) 5-mthoxy-N,N-diisopropyltryptamine (other name: 5-MeO-DIPT)

~~(17)~~ (20) ibogaine (other names: (7-Ethyl-6,6Beta, 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);

~~(18)~~ (21) lysergic acid diethylamide;

~~(19)~~ (22) marihuana;

~~(20)~~ (23) mescaline;

~~(21)~~ (24) parahexyl (other names: 3-Hexyl-l-hydroxy-7, 8, 9, 10-tetrahydro-6, 6, 9-trimethyl-6H-dibenzo [b, d] pyran; Synhexyl);

~~(22)~~ (25) peyote (all parts of the plant presently classified botanically as Lophophora williamsii Lemaire, whether growing or not, its seeds, any extract from any part of the plant, and every compound manufacture, salts, derivative, mixture, or preparation of such plant, its seeds or extracts);

~~(23)~~ (26) N-ethyl-3-piperidyl benzilate;

~~(24)~~ (27) N-methyl-3-piperidyl benzilate;

~~(25)~~ (28) psilocybin;

~~(26)~~ (29) psilocyn;

~~(27)~~ (30) tetrahydrocannabinols;

~~(28)~~ (31) ethylamine analog of phencyclidine (other names: N-ethyl-1-phenylcyclohexylamine; (1-phenylcyclohexyl) ethylamine, N-(lphenylcyclohexyl) ethylamine; cyclohexamine, PCE);

~~(29)~~ (32) pyrrolidine analog of phencyclidine (other names: 1-(lphenylcyclohexyl)- pyrrolidine, PCPy; PHP);

(33) Tetrahydrocannabinols (Meaning tetrahydrocannabinols naturally contained in the plant of the genus Cannabis (cannabis plant), as well as synthetic equivalents of the substances contained in the cannabis plant, or in the resinous extractives of such plant, and/or synthetic substances, derivatives, and their isomers with similar chemical structure and pharmacological activity to those substances contained in the plant, such as the following:

-1 cis or trans tetrahydrocannabinol, and their optical isomers

-6 cis or trans tetrahydrocannabinol, and their optical isomers

-3, 4 cis or trans tetrahydrocannabinol, and its optical isomers

(Since nomenclature of these substances is not internationally standardized, compounds of these structures, regardless of numeric designation of atomic positions covered.)

~~(30)~~ (34) thiophene analog of phencyclidine (other names: 1-[l-(2-thienyl)-cyclohexyl]-piperidine, 2-thienylanalog of phencyclidine, TPCP; TCP); and

~~(31)~~ (35) TCPy (other name: 1-[l-(2-thienyl)cyclohexyl] pyrrolidine."

Section 2. Item (D) of Appendix A of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read as follows:

"(D) Material, compound, mixture or preparation containing any quantity of the following substances having a depressant effect on the central nervous

system, including any salts, isomers and salts of isomers of them that are theoretically possible within the specific chemical designation:

(1) gamma-hydroxybutyric acid (some other names include GBH; gamma-hydroxybutyrate; 4-hydroxybutyrate acid; sodium oxybate; sodium oxybutyrate)

~~(1)~~ (2) mecloqualone; and

~~(2)~~ (3) methaqualone."

Section 3. Item (E) of Appendix A of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read as follows:

"(E) Material, compound, mixture or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system, including their salts, isomers and salts of isomers:

(1) Aminorex (other names: aminoxaphen; 2-amino-5-phenyl-2-oxazoline; or 4,5-dihydro-5-phenly-2-oxazolamine);

(2) N-Benzylpiperazine (some other names: BZP, 1-benzylpiperazine)

~~(2)~~ (3) Cathinone (other names: 2-amino-1-phenyl-1-propanone, alpha-aminopropiophenone, 2-aminopropiophenone, and norephedrone);

~~(3)~~ (4) Fenethylline;

~~(4)~~ (5) Methcathinone (other names: 2-(methylamino)-propiophenone; alpha-(methylamino)propiophenone; 2-(methylamino)-1-phenylpropan-l-one; alpha-Nmethylaminopropiophenone; monomethylpropion; ephedrone; Nmethylcathinone; methylcathinone; AL-464; AL-422; AL-463 and UR1432), its salts, optical isomers and salts of optical isomers);

~~(5)~~ (6) (+/-)cis-4-methylaminorex (other name: (+/-)cis-4,5- dihydro-4-methyl-5-phenyl-2-oxazolamine);

~~(6)~~ (7) N-ethylamphetamine; and

~~(7)~~ (8) N,N-dimethylamphetamine (other name: N,N-alphatrimethylphenethylamine).

(9) (other name: N,N-alphatrimethylphenethylamine; N,N-alpha-trimethylbenzeneethamine)."

Section 4. A new Item (F) is hereby added to Appendix A of Chapter 67 of Title 9 of the Guam Code Annotated, to read as follows:

"(F) Any material, compound, mixture or preparation which contains any quantity of the following substances:

(1) N-[1-(2-thienyl)methyl-4-piperidyl]-N-phenylpropanamide (benzylyfentanyl), its optical isomers, salts and salts of isomers; and

(2) N-[1-(2-thienyl)methyl-4-piperidyl]-N-phenylpropanamide (thenylfentany), its optical isolers, salts and salts of isomers."

Section 5. Item (A) (1) of Appendix B of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read as follows:

"(A) Any of the following substances, however manufactured:

(1) Opium and opium derivative, and any salt, compound derivative, or preparation of opium or opium derivative, excluding apomorphine, dextrorphan, nailbuphine, butorphanol, nalmefene, naloxone, and naltrexone, but including:

(A) raw opium;

(B) opium extracts;

(C) opium fluid;

(D) powered opium

(E) granulated opium;

(F) tincture of opium;

(G) codeine;

(H) ethylmorphine;

(I) etorphine hydrocholride;

(J) hydrocodone;

(K) hydromorphone;

(L) metopon;

(M) morphine;

(N) oxycodone

(O) oxymorphone;

(P) thebaine;

(Q) dihydroetorphine;

(R) oripavine."

Section 6. Item (B) of Appendix B of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read as follows:

"(B) Any of, the following synthetic opiates, including any isomers, esters, ethers, salts, and salts of isomers, esters, and ethers of them that are theoretically possible within the specific chemical designation:

(1) alfentanil;

(2) alphaprodine;

(3) anileridine;

(4) bezitramide;

(5) carfentanil;

(6) bulk dextropropoxyphene (non-dosage forms);

(7) dihydrocodeine;

(8) diphenoxylate;

(9) fentanyl;

(10) isomethadone;

(11) levomethorphan;

(12) levorphanol;
(13) metazocine;
(14) methadone;
(15) methadone-intermediate, 4-cyano-2-dimethylamino-4, 4-diphenyl butane;
(16) moramide-intermediate, 2-methyl-3-morpholino-1, Idiphenylpropane-carboxylic acid;
(17) pethidine (meperidine);
(18) pethidine-intermediate-A,4-cyano-l-methyl-4-phenylpiperidine;
(19) pethidine-intermediate-B, ethyl-4-phenylpiperidine-4-carboxylate;
(20) pethidine-intermediate-C, 1-methyl-4-phenylpiperidine-4-carboxylic acid;
(21) phenazocine;
(22) piminodine;
(23) racemethorphan;
(24) racemorphan;
(25) remifentanil
~~(25)~~ (26) sufentanil; and
~~(26)~~ (27) levo-alphacetylmethadol (other names: levo-alphaacetylmethadol, levomethadyl acetate, LAAM).
(28) tapentadol."

Section 7. Item (C) of Appendix B of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read as follows:

"(C) Material, compound, mixture, or preparation containing any quantity of the following substances, their salts, isomers, or salts of isomers, having a stimulant effect on the central nervous system:

(1) amphetamine;

(2) methamphetamine;

(3) phenmetrazine; and

(4) methylphenidate;

(5) lisdexamfetamine, its salts, isomers, and salts of its isomers."

Section 8. Item (B) of Appendix C of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read as follows:

"(B) A material, compound, mixture, or preparation containing any quantity of the following substances having a depressant effect on the central nervous system:

(1) a compound, mixture, or preparation containing any of the following drugs or their salts and one or more other active medicinal ingredients not included in any schedule:

(A) amobarbital;

(B) secobarbital; and

(C) pentobarbital;

(2) any of the following drugs, or their salts, in suppository dosage form, approved by the federal Food and Drug Administration for marketing only as a suppository:

(A) amobarbital;

(B) secobarbital, and

(C) pentobarbital;

(3) a substance containing any quantity of a derivative of barbituric acid or any salt of a derivative of barbituric acid;

(A) embutramide

(B) any drug product containing gamma hydroxybutyric acid, including its salts, isomers, and salts of isomers, for which an application is approved under Section 505 of the Federal Food, Drug, and Cosmetic Act;

(C) ketamine, its salts, isomers, and salts of isomers [some other names for ketamine: (+)-2-(2-chlorophenyl)-2-(methylamino)-cyclohexanone].”

Section 9. Item (D) of Appendix C of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read as follows:

“(D) A material compound, mixture, or preparation containing any of the following narcotic drugs, or their salts calculated as the free anhydrous base or alkaloid, in limited quantities as set forth below:

(1) not more than 1.8 grams of codeine per 100 milliliters or not more than 90 milligrams per dosage unit, with an equal or greater quantity of an isoquinoline alkaloid of opium;

(2) not more than 1.8 grams of codeine per 100 milliliters or not more than 90 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;

(3) not more than 300 milligrams of dihydrocodeinone (hydrocodone) per 100 milliliters or not more than 15 milligrams per dosage unit, with a fourfold or greater quantity of an isoquinoline alkaloid of opium;

(4) not more than 300 milligrams of dihydrocodeinone (hydrocodone) per 100 milliliters or not more than 15 milligrams per dosage unit,

with one or more active-nonnarcotic ingredients in recognized therapeutic amounts;

(5) not more than 1.8 grams of dihydrocodeine per 100 milliliters or not more than 90 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;

(6) not more than 300 milligrams of ethylmorphine per 100 milliliters or not more than 15 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;(7) not more than 500 milligrams of opium per 100 milliliters or per 100 grams, or not more than 25 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts; ~~and~~

(8) not more than 50 milligrams of morphine per 100 milliliters or per 100 grams with one or more active, nonnarcotic ingredients in recognized therapeutic amounts; and

(9) A material, compound, mixture, or preparation containing any of the following narcotic drug and its salts: buprenorphine."

Section 10. Item (E) of Appendix C of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read as follows:

"(E) Anabolic Steroids. (1) Any drug or hormonal substance chemically and pharmacologically related to testosterone (other than estrogens, progestins, corticosteroids, and dehydroepiandrosterone), and includes:

(1) 3[beta], 17-dihydroxy-5a-androstane;

(2) 3[alpha], 17[beta]-dihydroxy-5a-androstane;

(3) 5[alpha]-androstan-3,17-dione;

(4) 1-androstenediol (3[beta],17[beta]-dihydroxy-5[alpha]-androst-1-ene);

(5) 1-androstenediol (3[alpha],17[beta]-dihydroxy-5[alpha]-androst-1-ene);

(6) 4-androstenediol (3[beta],17[beta]-dihydroxy-androst-4-ene;

(7) 5-androstenediol (3[beta],17[beta]-dihydroxy-androst-5-ene);

(8) 1-androstenedione ([5[alpha]]-androst-1-en-3,17-dione;

(9) 4-androstenedione (androst-4-en-3,17-dione);

(10) 5-androstenedione (androst-5-en-3,17-dione);

(11) bolasterone (7[alpha],17[alpha]-dimethyl-17[beta]-hydroxyandrost-4-en-3one);

(12) Boldenone (17[beta]-hydroxyandrost-1,4,-diene-3-one);

(13) boldione (androsta-1,4-diene-3,17-dione;

(15) calusterone (7[beta],17[alpha]-dimethyl-17[beta]-hydroxyandrost-4-en-3-one);

(16) Chlorotestosterone (4-chlortestosterone),

(17) Clostebol (4-chloro-17[beta]-hydroxyandrost-4-en-3-one);

(18) Dehydrochlormethyltestosterone (4-chloro-17[beta]-hydroxy- 17[alpha]methyl-androst-1,4-dien-3-one);

(19) [Delta] 1-dihydrotestosterone (a.k.a. '1-testosterone') (17[beta]- hydroxyl-5[alpha]-androst-1en-3-one);

(20) Dihydrotestosterone (4-dihydrotestosterone);

(21) 4-dihydrotestosterone (17[beta]-hydroxy-androstan-3-one);

(22) Drostanolone (17[beta]-hydroxy-2[alpha]-methyl-5[alpha]-androstan-3-one);

(23) Ethylestrenol (17[alpha]-ethyl-17[beta]-hydroxyestr-4-ene);

(24) Fluoxymesterone (formebolone) (9-fluoro-17[alpha]-methyl-11[beta],17[beta]-dihydroxyandrost-4-en-3-one);

(25) Formebulone (2-formyl-17[alpha]-methyl-11[beta],17[beta]-dihydroxyandrost-1,4-dien-3-one);

(26) furazabol (17[alpha]-methyl-17-17[beta]-hydroxyandrostano[2,3-c]- furazan);

(27) 13[beta]-ethyl-17[beta]-hydroxygon-4-en-3-one;

(28) 4-hydroxytestosterone (4,17[beta]-dihydroxy-androst-4-en-3-one);

(29) 4-hydroxy-19-nortestosterone (4,17[beta]-dihydroxy-estr-4-en-3-one);

(30) desoxymethyltestosterone (17[alpha]-methyl-5[alpha]-androst-2-en17[beta]-ol) (a.k.a., madol);

(31) Mestanolone (17[alpha]-methyl-17[beta]-hydroxy-5-androstan-3-one);

(32) Mesterolone (1[alpha]methyl-17[beta]-hydroxy-[5[alpha]]-androstan-3-one);

(33) Methandienone (17[alpha]-methyl-17[beta]-hydroxyandrost-1,4-dien-3-one);

(34) mathandriol (17[alpha]-methyl-3[beta],17[beta]-dihydroxyandrost-5-ene);

(35) Methandranone;

(36) Methandriol;

(37) Methandrostenolone;

(38) Methenolone (1-methyl-17[beta]-hydroxy-5[alpha]-androst-1-en-3-one);

(39) 17[alpha]-methyl-3[beta], 17[beta]-dihydroxy-5a-androstane;

(40) 17[alpha]-methyl-3[beta],17[beta],17[beta]-dihydroxyandrost-4-ene;

(41) 17[alpha]-methyl-4-hydroxynandrolone (17[alpha]-methyl-4-hydroxy-17[beta]-hydroxyestr-4-en-3-one);

(42) methyldienolone (17[alpha]-methyl-17[beta]-hydroxyestra-4,9(10)-dien-3-one);

(43) methyltrienolone (17[alpha]-methyl-17[beta]-hydroxyestra-4,9- 11-trien-3-one);

(44) Methyltestosterone (17[alpha]-methyl17[beta]-hydroxyandrost-4-en-3-one);

(45) Mibolerone (7[alpha],17[alpha]-dimethyl-17[beta]-hydroestr-4-en-3-one);

(46) 17[alpha]-methyl-[Delta]1-dihydrotestosterone (17b[beta]-hydroxy-17[alpha]-methyl-5[alpha]-androst-1-en-3-one) (a.k.a. '17- [alpha]-methyl-1-testosterone');

(48) Nandrolone (17[beta]-hydroxyestr-4-en-3-one);

(49) 19-nor-4-androstenediol (3[beta], 17[beta]-dihydroxyestr-4-ene);

(50) 19-nor-4-androstenediol (3[alpha], 17[beta]-dihydroxyestr-4-ene);

(51) 19-nor-4-androstenediol (3[beta], 17[beta]-dihydroxyestr-5-ene);

(52) 19-nor-4-androstenediol (3[alpha], 17[beta]-dihydroxyestr-5-ene);

(53) 19-nor-4,9(10)-androstadienedione (estra-4,9(10)-diene-3,17-dione);

(54) 19-nor-4-androstenedione (estr-4-en-3,17dione);

(55) 19-nor-5-androstenedione (estr-4-en-3,17dione);

(56) norbolethone (13[beta], 17[alpha]-diethyl-17[beta]-hydroxygon- 4-en-3-one);

(57) norclostebol (4-chloro-17[beta]-hydroxyestr-4-en-3-one);

(58) Norethandrolone (17[alpha]-ethyl-17[beta]-hydroxyestr-4-en-3-one);

(59) normethandrolone (17[alpha]-methyl-17[beta]-hydroxyyestr-4-en-3-one);

(60) oxandrolone (17[alpha]-methyl-17[beta]-hydroxy-2-oxa-[5[alpha]]-androstan-3-one);

(61) Oxymesterone (17[alpha]-methyl-17[beta]-hydroxy-2-oxa-[5[alpha]]-androstan-3-one);

(62) oxymetholone (17[alpha]-methyl-2-hydroxymethylene-17[beta]-hydroxy-[5[alpha]]-androstan-3-one);

(63) Stanolone;

(64) Stanozolol (17[alpha]-methyl-17[beta]-hydroxy-[5[alpha]]-androst-2-eno[3,2-c]-pyrazole);

(65) Testolactone (13-hydroxy-3-oxo-13,17-secoandrosta-1,4-dien-17-oic acidlactone);

(66) Testosterone (17[beta]-hydroxyandrost-4-en-3-one);

(67) tetrahydrogestrinone (13[beta], 17[alpha]-diethyl-17[beta]-hydroxygon-4,9,11-trien-3-one);

(68) Trenobolone (17[beta]-hydroxyestr-4,9,11-trien-3-one);

and

(2) Any salt, ester, or isomer of a drug or substance described or listed in (1), if that salt, ester, or isomer promotes muscle growth. Except such term does not include an anabolic steroid which is expressly intended for administration through implants to cattle or other nonhuman species and which has been approved by the Secretary of Health and Human Services for such administration. If any person prescribes, dispenses, or distributes such steroid for human use, such person shall be considered to have prescribed, dispensed, or distributed an anabolic steroid within the meaning of this paragraph.

DPHSS may exempt by rule a compound, mixture, or preparation containing a stimulant or depressant substance listed in subsections A and B from the application of all or part of this Act, if the compound, mixture, or preparation contains one or more active medicinal ingredients not having a stimulant or depressant effect on the central nervous system and the admixtures are in combinations, quantity, proportion, or concentration that vitiate the potential for abuse of the substances having a stimulant or depressant effect on the central nervous system."

Section 11. A new Item (F) is hereby *added* to Appendix C of Chapter 67 of Title 9 of the Guam Code Annotated, to read as follows:

"(F) Dronabinol (synthetic) in sesame oil and encapsulated is a soft gelatine capsule in a U.S. Food and Drug Administration approved product [Some other names for dronabinol: (6aR-trans)-6a, 7, 8, 10a-tetrahydro-6,6,9-trimethyl-3-pentyl-6*H*-dibenzo[b,d]pyran-1-ol] or (-)-delta-9-(trans)-tetrahydrocannabinol]."

Section 12. Item (B) of Appendix D of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read as follows:

"(B) A material, compound, mixture, or preparation containing any quantity of the following substances having a depressant effect on the central nervous system, including any salts, isomers, and salts of isomers of them that are theoretically possible within the specific chemical designation:

(1) alprazol.am;

(2) barbital;

(3) bromazepam;

(4) camazepam;

(5) chloral betaine;

(6) chloral hydrate;

(7) chlordiazepoxide;

(8) clobazam;

(9) clonazepam;

(10) clorazepate;

(11) clotiazepam;

(12) cloxazolam;

(13) delorazepam;

(14) diazepam;

(15) dichloraphenazone;

~~(15)~~ (16) estazolam;

~~(16)~~ (17) ethchlorvynol;

~~(17)~~ (18) ethinamate;

~~(18)~~ (19) ethylloflazepate;

~~(19)~~ (20) fludiazepam;

~~(20)~~ (21) flunitrazepam;

~~(21)~~ (22) flurazepam;

(23) fospropofol;

~~(22)~~ (24) halazepam;

~~(23)~~ (25) haloxazolam;

~~(24)~~ (26) ketazolam;

~~(25)~~ (27) loprazolam;

~~(26)~~ (28) lorazepam;

~~(27)~~ (29) lormetazepam;

~~(28)~~ (30) mebutamate;

~~(29)~~ (31) medazepam;

~~(30)~~ (32) meprobamate;

~~(31)~~ (33) methohexital;

~~(32)~~ (34) methylphenobarbital (mephobarbital);

~~(33)~~ (35) midazolam;

~~(34)~~ (36) nimetazepam;

~~(35)~~ (37) nitrazepam;

~~(36)~~ (38) nordiazepam;

~~(37)~~ (39) oxazepam;

~~(38)~~ (40) oxazolam;

~~(39)~~ (41) paraldehyde;

~~(40)~~ (42) petrichloral;

~~(41)~~ (43) phenobarbital;

~~(42)~~ (44) pinazepam;

~~(43)~~ (45) prazepam;

~~(44)~~ (46) quazepam;

~~(45)~~ (47) temazepam;

~~(46)~~ (48) tetrazepam;

~~(47)~~ (49) triazolam; ~~and~~

(50) zaleplon

~~(48)~~ (51) zolpidem

(52) zopiclone"

Section 13. Item (D) of Appendix D of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read as follows:

"(D) A material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system, including their salts, isomers, and salts of isomers:

(1) cathine;

(2) diethylpropion;

(3) fencamfamin;

(4) fenproporex;

(5) mazindol;

(6) mefenorex;

(7) modafinil;

~~(7)~~ (8) pemoline (including organometallic complexes and chelates thereof);

~~(8)~~ (9) phentermine;

~~(9)~~ (10) pipradrol; ~~and~~

(11) sibutramine:

~~(10)~~ (12) SPA ((-)-i-dimethylamino-1,2-diphenylethane);"

Section 14. Item (D) of Appendix E of Chapter 67 of Title 9 of the Guam Code Annotated is hereby *amended* to read as follows:

"(C) A material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system, including their salts, isomers and salts of isomers:

(1) lacosamide [(R)-2-acetoamido- N –benzyl-3-methoxy-propionamide];

(2) pregabalin [(S)-3-(aminomethyl)-5-methylhexanoic acid];

~~(1)~~ (3) pyrovalerone;"

Section 15. A new §3106.1 is hereby *added* to Article 1 of Chapter 3 of Title 10 of the Guam Code Annotated, to read as follows:

"**§3106.1 Guam Uniform Controlled Substance Act Review.**

The Director shall, in accordance with the Administrative Adjudication Law, conduct a biannual review of the U.S. Drug Enforcement Administration Schedule Listing to determine whether the Guam Uniform Controlled Substance Act shall be revised in accordance."

Section 16. Effective Date. This act shall take effect immediately upon enactment.