AN ACT

ENTITLED, An Act to add cannabidiol to the list of Schedule IV controlled substances and to exclude it from the definition of marijuana.

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

Section 1. That subdivision (12) of § 34-20B-1 be amended to read:

(12) "Marijuana," all parts of any plant of the genus cannabis, whether growing or not; the seeds thereof; and every compound, manufacture, salt, derivative, mixture, or preparation of such plant or its seeds. The term does not include fiber produced from the mature stalks of the plant, or oil or cake made from the seeds of the plant, or the resin when extracted from any part of the plant or cannabidiol, a drug product approved by the United States Food and Drug Administration;

Section 2. That § 34-20B-25 be amended to read:

34-20B-25. The following are included in Schedule IV:

(1) Chlordiazepoxide, but not including librax (chlordiazepoxide hydrochloride and clindinium bromide) or menrium (chlordiazepoxide and water soluble esterified estrogens);

(2) Clonazepam;

(3) Clorazepate;

(4) Diazepam;

(4A) Flunitrazepam;

(5) Flurazepam;

(6) Mebutamate;

(7) Oxazepam;

(8) Prazepam;
(9)  Lorazepam;
(10)  Triazolam;
(11)  Any substance which contains any quantity of a benzodiazepine, or salt of benzodiazepine, except substances which are specifically listed in other schedules;
(11A)  Alprazolam;
(11B)  Midazolam;
(11C)  Temazepam;
(12)  Repealed by SL 2003, ch 183, § 4;
(13)  Cathine;
(14)  Fencamfamine;
(15)  Fenproporex;
(16)  Mefenorex;
(17)  Pyrovalerone;
(18)  Propoxyphene;
(19)  Pentazocine;
(20)  Diethylpropion;
(21)  Ethchlorvynol;
(22)  Ethinamate;
(23)  Fenfluramine;
(24)  Mazindol;
(25)  Mephobarbital;
(26)  Methohexitol;
(27)  Paraldehyde;
(28)  Pemoline;
(29) Petrichloral;
(30) Phentermine;
(31) Barbital;
(32) Phenobarbital;
(33) Meprobamate;
(34) Zolpidem;
(35) Butorphanol;
(36) Modafinil, including its salts, isomers, and salts of isomers;
(37) Sibutramine;
(38) Zaleplon;
(39) Dichloralphenazone;
(40) Zopiclone (also known as eszopiclone), including its salts, isomers, and salts of isomers;
(41) Pregabalin;
(42) Lacosamide;
(43) Fospropofol, including its salts, isomers, and salts of isomers;
(44) Clobazam;
(45) Carisoprodol, including its salts, isomers, and salts of isomers;
(46) Ezogabine, [-2-amino-4-(4-fluorobenzylamino)-phenyl]-carbamic acid ethyl ester],
   including its salts, isomers, and salts of isomers;
(47) Lorcaserin, 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;
(48) Alfaxalone, 5[alpha]-pregnan-3[alpha]-ol-11,20-dione, including its salts, isomers, and
   salts of isomers;
(49) Tramadol, 2-[(dimethylamino)methyl]-1-(3-methoxyphenyl)cyclohexanol, its salts, optical and geometric isomers and salts of these isomers;

(50) Suvorexant, including its salts, isomers, and salts of isomers;

(51) Eluxadoline, 5-[[[(2S)-2-amino-3-[4-aminocarbonyl)-2,6-dimethylphenyl]-1-oxopropyl][1-(4-phenyl-1H-imidazol-2-yl)ethyl]amino]methyl]-2-methoxybenzoic acid) including its optical isomers and its salts, isomers, and salts of isomers; and

(52) Cannabidiol.
An Act to add cannabidiol to the list of Schedule IV controlled substances and to exclude it from the definition of marijuana.

I certify that the attached Act originated in the SENATE as Bill No. 95

Secretary of the Senate

President of the Senate

Attest:

Secretary of the Senate

The attached Act is hereby approved this day of , A.D., 20__

Governor

STATE OF SOUTH DAKOTA,

Office of the Secretary of State

Filed , 20__ at o'clock M.

Secretary of State

By Asst. Secretary of State

Senate Bill No. 95
File No. ______
Chapter No. ______