

WHEREAS, the smoking of synthetic cannabinoids has been identified as a cause for many emergency room visits and calls to poison control centers; and

WHEREAS, the popularity of synthetic cannabinoids has significantly increased and are being used for their psychoactive properties in this State, as reported by law enforcement and the medical community; and

WHEREAS, synthetic cannabinoids are marketed under many product names including, but not limited to, "Spice" and "K2." Due to creative marketing, the products that contain the listed THC-like synthetic cannabinoids are perceived as "legal" alternatives to marijuana despite the fact that they are typically advertised as herbal incense by various retail venues and labeled "Not for Human Consumption." No evidence exists that these synthetic cannabinoids have value as an additive to herbal incense products; and

WHEREAS, based upon information provided by the Alabama Department of Forensic Sciences, the substances listed below are typically found laced on plant material. The plant material is packaged in small pouches or packets, and is being sold over the Internet, in tobacco shops, gas stations and convenience stores as herbal incense products, giving customers of all ages direct access to these substances; and

WHEREAS, the following chemical compounds are synthetic cannabinoids and exhibit cannabinoid-like psychoactivity:

- (1) (2-Methyl-1-pentyl-1H-indol-3-yl)-1-naphthalenyl-methanone some trade or other names: **JWH-007**.
- (2) (2-Methyl-1-propyl-1H-indol-3-yl)-1-naphthalenyl-methanone some trade or other names: **JWH-015**.
- (3) (1-Pentyl-1H-indol-3-yl)-1-naphthalenyl-methanone some trade or other names: **JWH-018**.
- (4) (1-Hexyl-1H-indol-3-yl)-1-naphthalenyl-methanone some trade or other names: **JWH-019**.
- (5) (1-Butyl-1H-indol-3-yl)-1-naphthalenyl-methanone some trade or other names: **JWH-073**.
- (6) (1-Penty-1H-lindol-3-yl)-4-Methoxynaphthalen-1-yl-methanone some trade or other names: **JWH-081**.
- (7) (1-Pentyl-2-methyl-1H-indol-3-yl)- 4-Methoxynaphthalen-1-yl- methanone some trade or other names: **JWH-098**.

- (8) (1-Pentyl-1H-indol-3-yl)-4-methylnaphthalen-1-yl-methanone some trade or other names: **JWH-122**.
- (9) [1-(2-(4-Morpholinyl)ethyl)-1H-indol-3-yl]-1-naphthalenyl-methanone some trade or other names: **JWH-200**.
- (10) (1-Pentyl-1H-lindol-3-yl)-2-(2-Chlorophenyl)-ethanone some trade or other names: **JWH-203**.
- (11) (1-Pentyl-1H-indol-3-yl)-1-(4-Ethyl-naphthalenyl)-methanone some trade or other names: **JWH-210**.
- (12) (1-Pentyl-1H-lindol-3-yl)-2-(2-Methoxyphenyl)-ethanone some trade or other names: **JWH-250**.
- (13) (5-(2-fluorophenyl)-1-pentylpyrrol-3-yl)-naphthalen-1-ylmethanone some trade or other names: **JWH-307**.
- (14) (1-Pentyl-1H-indol-3-yl)-1-(4-chloronaphthalen-1-yl)-methanone some trade or other names: **JWH-398**.
- (15) (R)-(+)-[2,3-Dihydro-5-methyl-3-(4-morpholinylmethyl)pyrrolo[1,2,3-de]-1,4-benzoxazin-6-yl]-1-naphthalenylmethanone some trade or other names: **WIN 55,212-2**.
- (16) (4-Methoxyphenyl)-[2-methyl-1-(2-morpholin-4-ylethyl)-1H-indol-3-yl]methanone some trade or other names: **WIN 48,098, Pravadoline**.
- (17) 2-(2-Methoxyphenyl)-1-[1-(2-cyclohexylethyl)-1H-indol-3-yl]ethanone some trade or other names: **RCS-8, SR-18**.
- (18) 2-(4-Methoxyphenyl)-1-(1-pentyl-1H-indol-3-yl)methanone some trade or other names: **RCS-4**.
- (19) (6aR,10aR)-9-(Hydroxymethyl)-6,6-dimethyl-3-(2-methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo[c]chromen-1-ol, some trade or other names: **HU-210**.
- (20) (6aS,10aS)-9-(Hydroxymethyl)-6,6-dimethyl-3-(2-methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo[c]chromen-1-ol, some trade or other names: **HU-211, Dexanabinol**.
- (21) 2-[(1R,3S)-3-hydroxycyclohexyl]-5-(2-methyloctan-2-yl)phenol some trade or other names: **CP 47, 497**.

- (22) [(5-fluoropentyl)-1H-indol-3-yl]-1-(2-iodophenyl)methanone some trade or other names: **AM-694.**
- (23) [(5-fluoropentyl)-1H-indol-3-yl]-1-(naphthalen-1-yl)methanone some trade or other names: **AM-2201.**
- (24) 2-[(1R,3S)-3-hydroxycyclohexyl]-5-(2-methylnonan-2-yl)phenol phenol some trade or other names: **Cannabicyclohexanol.**

WHEREAS, the State Health Officer has considered all the factors enumerated in *Code of Ala. 1975*, § 20-2-20(a)(1)-(8) and has determined that there is a significant risk to the public's health associated with the use of synthetic cannabinoids. There are indications of a history and pattern of abuse, and there is a high potential for continued abuse of synthetic cannabinoids and their analogs; and

WHEREAS, the State Health Officer further finds that the substances listed herein have no known accepted medical use in treatment in the United States or lack accepted safety for use in treatment under medical supervision; and

WHEREAS, the emergency placement of the above-listed synthetic cannabinoids into Schedule I of the Controlled Substances list is necessary in order to avoid an immediate danger to public health and safety; and

WHEREAS, the State Health Officer has communicated the foregoing information to the Governor of the State of Alabama, concluding that the synthetic cannabinoids specifically listed above and their chemical analogs present an immediate danger to the public's health and safety.

NOW THEREFORE, THESE PREMISES CONSIDERED, it is hereby Ordered by the State Health Officer in the name of and acting by the authority of the State Committee of Public Health in accordance with *Code of Ala. 1975*, § 22-2-8 as follows:

1. That the chemical compounds specifically listed herein are to be added to the Alabama Controlled Substances List in Schedule I, (d) Hallucinogenic Substances by emergency rule;
2. The rule be filed with the Legislative Reference Service (LRS) following the Alabama Administrative Procedure Act and that a copy of this Order, together with the appropriate LRS forms, be forthwith filed with the LRS;
3. That the rule scheduling the chemical compounds listed herein by emergency rule be effective on October 24, 2011;
4. That notice of this emergency order and corresponding emergency rules be immediately made to the Attorney General, district attorneys, and the Alabama law enforcement community; and

5. That the emergency rules be placed on the agenda for the October, 2011 meeting of the State Committee of Public Health for ratification and for consideration to be promulgated as permanent rules.

DONE AND ORDERED on this the 14th day of October, 2011.



Donald E. Williamson, M.D.
State Health Officer

Attest: Patricia C. Vinson