

CERTIFICATION OF  
DEPARTMENT OF LEGAL AFFAIRS EMERGENCY RULE  
FILED WITH THE DEPARTMENT OF STATE

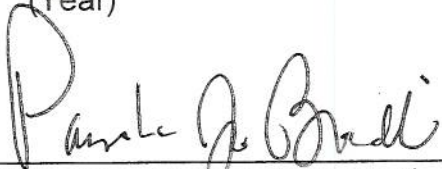
I hereby certify that an immediate danger to the public health, safety or welfare requires emergency action and that the attached rule is necessitated by the immediate danger. I further certify that the procedures used in the promulgation of this emergency rule were fair under the circumstances and that the rule otherwise complies with subsection 120.54(4), Florida Statutes. The adoption of this rule was authorized by the head of the agency and this rule is hereby adopted upon its filing with the Department of State.

Rule No.

2ER12-1

Under the provision of subparagraph 120.54(4)(d), F.S., this rule takes effect upon filing unless a later time and date less than 20 days from filing is set out below:

Effective: \_\_\_\_\_  
(Month) (Day) (Year)

  
\_\_\_\_\_  
Signature, Person Authorized  
To Certify Rules

Attorney General  
\_\_\_\_\_  
Title

3  
\_\_\_\_\_  
Number of Pages Certified

FILED  
2012 DEC 11 AM 8:35  
DEPARTMENT OF STATE  
TALLAHASSEE FLORIDA

NOTICE OF EMERGENCY RULE

DEPARTMENT OF LEGAL AFFAIRS

RULE TITLE:

RULE NO.:

Addition of

Pentedrone (2-(methylamino)-1-phenyl-1-pentanone)

Fluoroamphetamine

Fluoromethamphetamine

Methoxetamine

Methiopropamine

4-Methylbuphedrone (2-Methylamino-1-(4-methylphenyl)butan-1-one)

APB ((2-aminopropyl)benzofuran)

APDB ((2-aminopropyl)-2,3-dihydrobenzofuran)

UR-144 ((1-pentyl-1H-indol-3-yl)(2,2,3,3-tetramethylcyclopropyl)methanone)

XLR11 ((1-(5-fluoropentyl)-1H-indol-3-yl)(2,2,3,3-tetramethylcyclopropyl)methanone)

(1-(5-chloropentyl)-1H-indol-3-yl) (2,2,3,3-tetramethylcyclopropyl)methanone

AKB48 (1-pentyl-N-tricyclo[3.3.1.1<sup>3,7</sup>]dec-1-yl-1H-indazole-3-carboxamide)

AM-2233 ((2-iodophenyl)[1-[(1-methyl-2-piperidinyl)methyl]-1H-indol-3-yl]-methanone)

STS-135 (1-(5-fluoropentyl)-N-tricyclo[3.3.1.1<sup>3,7</sup>]dec-1-yl-1H-indole-3-carboxamide)

URB-597 ((3'-(aminocarbonyl)[1,1'-biphenyl]-3-yl)-cyclohexylcarbamate)

URB-602 ([1,1'-biphenyl]-3-yl-carbamic acid, cyclohexyl ester)

URB-754 (6-methyl-2-[(4-methylphenyl)amino]-1-benzoxazin-4-one)

2C-D (2-(2,5-Dimethoxy-4-methylphenyl)ethanamine)

2C-H (2-(2,5-Dimethoxyphenyl)ethanamine)

2C-N (2-(2,5-Dimethoxy-4-nitrophenyl)ethanamine)

2C-P (2-(2,5-Dimethoxy-4-(n)-propylphenyl)ethanamine)

25I-NBOMe(4-iodo-2,5-dimethoxy-N-[(2-methoxyphenyl)methyl]-benzeneethanamine)

to Schedule I, Subsection 893.03(1)(c), F.S.

2ER12-1

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE:

In written findings published on the date this emergency rule was filed with the Secretary of State's Office, Attorney General Bondi has found that there is a need to immediately place the above-mentioned psychoactive substances classifiable as Synthetic Cannabinoids, Cathinones, and Synthetic Phenethylamines under Schedule I, Subsection 893.03(1)(c), F.S., in order to curtail their abuse by Florida's children, young adults, and others. These substances are ostensibly legal and often perceived as a safer alternative to illegal drugs such as marijuana, MDMA ("ecstasy"), cocaine, and amphetamines. In many cases, however, they are more dangerous. Due to their chemical design, they are commonly available for purchase in specialty smoke shops, over the internet, in convenience stores and from other retailers, making them easily obtainable. These circumstances present an immediate and imminent hazard to the public health, safety, and welfare which requires emergency action. In addition the Attorney General has found that the above-mentioned compounds meet the statutory criteria for placement as a controlled substance in Schedule I, Subsection 893.03(1)(c), F.S.

REASONS FOR CONCLUDING THAT THE PROCEDURE USED IS FAIR UNDER THE CIRCUMSTANCES:

SUMMARY OF THE RULE:

The above-mentioned Synthetic Cannabinoids, Cathinones, and Synthetic Phenethylamines present an immediate and imminent hazard to the public health, safety, and welfare which requires emergency action. The Attorney General will ask the Florida Legislature to memorialize this action through legislation in its 2013 legislative session. The Attorney General will immediately begin rulemaking procedures if the Legislature fails to act. A copy of the Attorney General's findings in support of this emergency rule may be obtained by contacting the Office of the Attorney General, PL-01, The Capitol, Tallahassee, Florida 32399-1050; (850) 245-0145.

SUMMARY OF THE RULE: Under the authority of Section 893.05, Florida Statutes, additional substances are being added to Schedule I, Subsection 893.03(1)(c), F.S.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Emery Gainey, Director, Law Enforcement Relations, Victim Services & Criminal Justice Programs, Department of Legal Affairs, PL-01, The Capitol, Tallahassee, Florida 32399-1050

THE FULL TEXT OF THE EMERGENCY RULE IS:

2ER12-1 Addition of

Pentedrone (2-(methylamino)-1-phenyl-1-pentanone)

Fluoroamphetamine

Fluoromethamphetamine

Methoxetamine

Methiopropamine

4-Methylbuphedrone (2-Methylamino-1-(4-methylphenyl)butan-1-one)

APB ((2-aminopropyl)benzofuran)

APDB ((2-aminopropyl)-2,3-dihydrobenzofuran)

UR-144 ((1-pentyl-1H-indol-3-yl)(2,2,3,3-tetramethylcyclopropyl)methanone)

XLR11 ((1-(5-fluoropentyl)-1H-indol-3-yl)(2,2,3,3-tetramethylcyclopropyl)methanone)

(1-(5-chloropentyl)-1H-indol-3-yl) (2,2,3,3-tetramethylcyclopropyl)methanone

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AM-2233 ((2-iodophenyl)[1-[(1-methyl-2-piperidinyl)methyl]-1H-indol-3-yl]-methanone)

STS-135 (1-(5-fluoropentyl)-N-tricyclo[3.3.1.1<sup>3,7</sup>]dec-1-yl-1H-indole-3-carboxamide)

URB-597 ((3'-(aminocarbonyl)[1,1'-biphenyl]-3-yl)-cyclohexylcarbamate)

URB-602 ([1,1'-biphenyl]-3-yl-carbamic acid, cyclohexyl ester)

URB-754 (6-methyl-2-[(4-methylphenyl)amino]-1-benzoxazin-4-one)

2C-D (2-(2,5-Dimethoxy-4-methylphenyl)ethanamine)

2C-H (2-(2,5-Dimethoxyphenyl)ethanamine)

2C-N (2-(2,5-Dimethoxy-4-nitrophenyl)ethanamine)

2C-P (2-(2,5-Dimethoxy-4-(n)-propylphenyl)ethanamine)

25I-NBOMe(4-iodo-2,5-dimethoxy-N-[(2-methoxyphenyl)methyl]-benzeneethanamine)

to Schedule I, Subsection 893.03(1)(c), F.S.

(1) Under the authority of Section 893.035, F.S., the following substances are hereby controlled substances, added to Schedule I, subsection 893.03(1)(c), F.S.:

- (a) Pentedrone (2-(methylamino)-1-phenyl-1-pentanone)
  - (b) Fluoroamphetamine
  - (c) Fluoromethamphetamine
  - (d) Methoxetamine
  - (e) Methiopropamine;
  - (f) 4-Methylbuphedrone (2-Methylamino-1-(4-methylphenyl)butan-1-one )
  - (g) APB ((2-aminopropyl)benzofuran)
  - (h) APDB ((2-aminopropyl)-2,3-dihydrobenzofuran)
  - (i) UR-144 ((1-pentyl-1H-indol-3-yl)(2,2,3,3-tetramethylcyclopropyl)methanone)
  - (j) XLR11 ((1-(5-fluoropentyl)-1H-indol-3-yl)(2,2,3,3-tetramethylcyclopropyl)methanone)
  - (k) (1-(5-chloropentyl)-1H-indol-3-yl) (2,2,3,3-tetramethylcyclopropyl)methanone
  - (l) AKB48 (1-pentyl-N-tricyclo[3.3.1.1<sup>3,7</sup>]dec-1-yl-1H-indazole-3-carboxamide)
  - (m) AM-2233 ((2-iodophenyl)[1-[(1-methyl-2-piperidinyl)methyl]-1H-indol-3-yl]-methanone)
  - (n) STS-135 (1-(5-fluoropentyl)-N-tricyclo[3.3.1.1<sup>3,7</sup>]dec-1-yl-1H-indole-3-carboxamide)
  - (o) URB-597 ((3'-(aminocarbonyl)[1,1'-biphenyl]-3-yl)-cyclohexylcarbamate)
  - (p) URB-602 ([1,1'-biphenyl]-3-yl-carbamic acid, cyclohexyl ester)
  - (q) URB-754 (6-methyl-2-[(4-methylphenyl)amino]-1-benzoxazin-4-one)
  - (r) 2C-D (2-(2,5-Dimethoxy-4-methylphenyl)ethanamine)
  - (s) 2C-H (2-(2,5-Dimethoxyphenyl)ethanamine)
  - (t) 2C-N (2-(2,5-Dimethoxy-4-nitrophenyl)ethanamine)
  - (u) 2C-P (2-(2,5-Dimethoxy-4-(n)-propylphenyl)ethanamine)
  - (v) 25I-NBOMe(4-iodo-2,5-dimethoxy-N-[(2-methoxyphenyl)methyl]-benzeneethanamine)
- (2) All provisions of Chapter 893, F.S., applicable to controlled substances listed in Schedule I shall be

applicable to the substances listed in subsections (1)(a) through (v), above.

Rulemaking Authority: 893.035 F.S.

Law Implemented: 893.035 F.S.

History – New

THIS RULE TAKES EFFECT IMMEDIATELY UPON BEING FILED WITH THE DEPARTMENT OF STATE  
UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.