**A** **BILL**

TO AMEND SECTION 44-53-190, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO MATERIALS, COMPOUNDS, MIXTURES, AND PREPARATIONS CLASSIFIED AS SCHEDULE I DRUGS, SO AS TO ADD SALVIA DIVINORUM AND SALVINORIN A TO THE LIST OF SCHEDULE I DRUGS.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 44-53-190(d) of the 1976 Code, as last amended by Act 267 of 2002, is further amended to read:

“(d) Any material, compound, mixture, or preparation which contains any quantity of the following hallucinogenic substances, their salts, isomers, and salts of isomers, unless specifically excepted, whenever the existence of ~~such~~these salts, isomers, and salts of isomers is possible within the specific chemical designation:

1. 3,4‑methylenedioxy amphetamine;

2. 5‑methoxy‑3,4‑methylenedioxy amphetamine;

3. 3,4‑methylenedioxymethamphetamine (MDMA);

4. 3,4,5‑trimethoxy amphetamine;

5. Bufotenine;

6. Diethyltryptamine (DET);

7. Dimethyltryptamine (DMT);

8. 4‑methyl‑2,5‑dimethoxyamphetamine (STP);

9. Ibogaine;

10. Lysergic acid diethylamide (LSD);

11. Marijuana;

12. Mescaline;

13. Peyote;

14. N‑ethyl‑3‑piperidyl benzilate;

15. N‑methyl‑3‑piperidyl benzilate;

16. Psilocybin;

17. Psilocyn;

18. Tetrahydrocannabinol (THC);

19. 2,5‑dimethoxyamphetamine;

20. 4‑bromo‑2,5‑dimethoxyamphetamine;

21. 4‑methoxyamphetamine;

22. Thiophene analog of phencyclidine;

23. Parahexyl;

24. Salvia divinorum; and

25. Salvinorin A.”

SECTION 2. The repeal or amendment by this act of any law, whether temporary or permanent or civil or criminal, does not affect pending actions, rights, duties, or liabilities founded thereon, or alter, discharge, release or extinguish any penalty, forfeiture, or liability incurred under the repealed or amended law, unless the repealed or amended provision shall so expressly provide. After the effective date of this act, all laws repealed or amended by this act must be taken and treated as remaining in full force and effect for the purpose of sustaining any pending or vested right, civil action, special proceeding, criminal prosecution, or appeal existing as of the effective date of this act, and for the enforcement of rights, duties, penalties, forfeitures, and liabilities as they stood under the repealed or amended laws.

SECTION 3. This act takes effect upon approval by the Governor.

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