

PROPOSED

HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2489

(Reference to printed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Section 36-2511, Arizona Revised Statutes, is amended to
3 read:

4 36-2511. Nomenclature

5 The controlled substances listed or to be listed in the schedules in
6 sections 36-2512, 36-2513, 36-2514, 36-2515, 36-2516, ~~and~~ 36-2517 **AND**
7 **36-2517.01** or the rules adopted pursuant to this article are included by
8 whatever official, common, usual, chemical or trade name designated.

9 Sec. 2. Title 36, chapter 27, article 2, Arizona Revised Statutes,
10 is amended by adding section 36-2517.01, to read:

11 36-2517.01. United States food and drug administration;
12 approved medication; rescheduling

13 ANY COMPOUND, MIXTURE OR PREPARATION THAT CONTAINS
14 3, 4-METHYLENEDIOXYMETHAMPHETAMINE AND THAT IS APPROVED BY THE UNITED
15 STATES FOOD AND DRUG ADMINISTRATION AND RESCHEDULED BY THE UNITED STATES
16 DRUG ENFORCEMENT ADMINISTRATION TO A SCHEDULE OTHER THAN SCHEDULE I OF THE
17 CONTROLLED SUBSTANCES ACT (21 UNITED STATES CODE SECTIONS 801 THROUGH 904)
18 IS A CONTROLLED SUBSTANCE FOR THE PURPOSES OF THIS CHAPTER AND MAY BE
19 PRESCRIBED IN THIS STATE.

20 Sec. 3. Legislative findings; intent

21 The legislature finds that roughly five out of every one hundred
22 adults in the United States has post-traumatic stress disorder in any given
23 year. In 2020, approximately thirteen million Americans had post-traumatic
24 stress disorder, including veterans, first responders and survivors of
25 domestic violence, sexual assault and other trauma. People living with

1 post-traumatic stress disorder are in need of new treatment options, and
2 3, 4-methylenedioxymethamphetamine (MDMA) assisted therapy is showing
3 potential as one of these treatments. If an MDMA medication is approved by
4 the United States food and drug administration and rescheduled by the
5 United States drug enforcement administration, it is this legislature's
6 intent that patients have rapid access to this treatment option.

7 Sec. 4. Conditional enactment; notice

8 A. This act does not become effective unless on or before January 1,
9 2026 a 3, 4-methylenedioxymethamphetamine investigational product is newly
10 approved as a prescription medication pursuant to 21 United States Code
11 section 355 and is controlled under a federal interim final rule issued
12 pursuant to 21 United States Code section 811(j) and published in the
13 Federal Register.

14 B. The executive director of the Arizona state board of pharmacy
15 shall notify in writing the director of the Arizona legislative council on
16 or before February 1, 2026 either:

- 17 1. Of the date on which the condition was met.
- 18 2. That the condition was not met.

19 Sec. 5. Short title

20 This act may be cited as "The PTSD Treatment Act of 2023"."

21 Amend title to conform

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C: MH