

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED (Y/N)
ADOPTED AS AMENDED (Y/N)
ADOPTED W/O OBJECTION (Y/N)
FAILED TO ADOPT (Y/N)
WITHDRAWN (Y/N)
OTHER

1 Committee/Subcommittee hearing bill: Criminal Justice
2 Subcommittee

3 Representative Jacobs offered the following:

4
5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 Section 1. (1) The Legislature directs the Florida
8 Department of Law Enforcement, in collaboration with the
9 Department of Children and Families' Substance Abuse and Mental
10 Health Program Office and the Attorney General's Office, to
11 gather information on mitragyna speciosa korth, and any compound
12 or derivative thereof, and make a determination on whether the
13 Legislature or Office of the Attorney General should place
14 mitragyna speciosa korth in a controlled substance schedule
15 within the State of Florida.

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16 (a) In making this determination, the Florida Department
17 of Law Enforcement shall consult and gather information from the
18 following:

- 19 1. Substance abuse treatment providers;
20 2. Local law enforcement agencies;
21 3. Local governments, including those who have banned the
22 substance;
23 4. The Department of Children and Families;
24 5. The Attorney General's Office;
25 6. Research from medically accepted journals; and
26 7. Medical doctors specializing in addiction medicine or
27 currently researching the effects of mitragyna speciosa korth.

28 (b) The Florida Department of Law Enforcement shall gather
29 data on mitragyna speciosa korth and any compound or derivatives
30 thereof, including:

- 31 1. Whether the substance has an actual or relative
32 potential for abuse;
33 2. Any scientific evidence of the substance's
34 pharmacological effect;
35 3. The current scientific knowledge related to the
36 substance's psychological or physical dependence;
37 4. The substance's history and current pattern of abuse;
38 5. The scope, duration, and significance of abuse; and
39 6. What, if any, risk there is to the public health.

40 (2) The Florida Department of Law Enforcement shall
41 prepare a summary of its findings and present it to the

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42 President of the Senate and Speaker of the House no later than
43 December 31, 2015.

44 Section 2. This act shall take effect upon becoming law.
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47 **T I T L E A M E N D M E N T**

48 Remove everything before the enacting clause and insert:
49 An act relating to controlled substances; providing legislative
50 findings; requiring the Florida Department of Law Enforcement;
51 Department of Children and Families, Substance Abuse and Mental
52 Health Program Office; and the Attorney General's Office to
53 collect data regarding mitragyna speciosa korth, also known as
54 "Kratom;" providing parameters for the data collection;
55 requiring results be reported to the Legislature; providing an
56 effective date.
57

58 WHEREAS, the Legislature finds that substance abuse is a
59 major health problem that affects multiple service systems and
60 leads to such profoundly disturbing consequences as serious
61 impairment, chronic addiction, criminal behavior, vehicular
62 casualties, spiraling health care costs, AIDS, and business
63 losses, and significantly affects the culture, socialization,
64 and learning ability of children within our schools and
65 educational systems, and

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66 WHEREAS, the threat of Designer Drugs and Misbranded
67 Consumer Commodities is significant and presents a threat to the
68 public health, safety, and welfare of Floridians, and

69 WHEREAS, there is no currently accepted medicinal use of
70 mitragyna speciosa korth, and any compound or derivative
71 thereof, also known as "Kratom," and

72 WHEREAS, in the absence of FDA testing and regulation and
73 with a lack of knowledge regarding the long term health effects
74 and addictive properties of mitragyna speciosa korth, and any
75 compound or derivative thereof, there is a need for further
76 research into this substance, NOW, THEREFORE,
77