

**AN ORDINANCE AMENDING THE CENTRALIA MUNICIPAL CODE REGARDING
THE PROHIBITION OF THE SALE, POSSESSION OR USE OF SYNTHETIC
CANNABIS AND OTHER SYNTHETIC ALTERNATIVE DRUGS**

WHEREAS, the City of Centralia (the “City”) is a duly organized and validly existing non home-rule municipality created in accordance with the Constitution of the State of Illinois of 1970 and the laws of the State; and,

WHEREAS, the City has encountered products being sold at commercial businesses within its corporate boundaries containing compounds originally designed as synthetic alternatives (*i.e.*, synthetic cannabinoids, synthetic stimulants and/or synthetic psychedelic/hallucinogens) to prohibited controlled substances such as tetrahydrocannabinol (THC), cathinone, methcathinone, MDMA and MDEA; and

WHEREAS, the City finds that products containing such synthetic alternatives may be purchased for recreational use currently as an alternative to otherwise regulated controlled substances banned at the Federal and State levels; and

WHEREAS, the City finds that products containing synthetic cannabinoids, synthetic stimulants and synthetic psychedelic/hallucinogens are particularly attractive to children and young adults due to their availability in small packages at neighborhood stores at minimal costs, as well as due to the names being given to these substances which are intended to appeal to children and young adults; and

WHEREAS, the Drug Enforcement Administration (“DEA”) has determined that the consumption of synthetic cannabinoids can have adverse health effects such as agitation, anxiety, nausea, vomiting, tachycardia, elevated blood pressure, tremors, seizures, hallucinations, paranoid behavior and non-responsiveness; and

WHEREAS, the DEA has determined that consumption of synthetic stimulants affect alertness, and have been linked to severe psychotic episodes, increased heart rates, panic attacks, and hallucinations; and

WHEREAS, the American Association of Poison Control Centers has reported 2,700 synthetic cannabinoid-related calls to poison control centers in 49 different states; and

WHEREAS, the City is also aware of fatal overdoses in other Illinois communities and in other States, which are believed to have resulted from the users’ consumption of synthetic stimulants, cannabinoids or psychedelic/hallucinogens; and

WHEREAS, the City deems it necessary and desirable to prohibit the sale, delivery, possession and use of products containing synthetic cannabinoids, synthetic stimulants and

synthetic psychedelic/hallucinogens in order to protect the public health, safety and welfare of the citizens of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR CENTRALIA, ILLINOIS, that

Section One: Chapter 12 of the Centralia Municipal Code be and same is hereby amended by the addition of the following section, designated Section 12-14 entitled “Sale, Possession or Use of Synthetic Cannabis and other Synthetic Alternative Drugs”.

Section 12-14 Sale, Possession or Use of Synthetic Cannabis and other Synthetic Alternative Drugs

A. Definitions.

For purposes of this section, the following definitions shall apply unless the context clearly indicates or requires different meaning:

(1) A *product containing a synthetic alternative drug* means any product containing a synthetic cannabinoid, stimulant or psychedelic/hallucinogen, as those terms are defined herein such as, but not limited to, the examples of brand names or identifiers listed in subsections two, three and four.

(2) *Synthetic cannabinoid* means any laboratory-created compound that functions similar to the active ingredient in marijuana, tetrahydrocannabinol (THC), including, but not limited to, any quantity of a natural or synthetic material, compound, mixture, preparation, substance and their analog (including isomers, esters, ethers, salts, and salts of isomers) containing a cannabinoid receptor agonist, such as:

- JWH-007 (1-pentyl-2-methyl-3-(1-naphthoyl)indole)
- JWH-015 ((2-Methyl-1-propyl-1H-indol-3-yl)-1-naphthalenylmethanone)
- JWH-018 (1-pentyl-3-(1-naphthoyl)indole)
- JWH-019 (1-hexyl-3-(naphthalen-1-oyl)indole)
- JWH-073 (naphthalen-1-yl-(1-butyldiol-3-yl)methanone)
- JWH-081 (4-methoxynaphthalen-1-yl-(1-pentylindol-3-yl)methanone)
- JWH-098 (4-methoxynaphthalen-1-yl-(1-pentyl-2-methylindol-3-yl)methanone)
- JWH-122 (1-Pentyl-3-(4-methyl-1-naphthoyl)indole)
- JWH-164 (7-methoxynaphthalen-1-yl-(1-pentylindol-3-yl)methanone)
- JWH-200 (1-(2-morpholin-4-ylethyl)indol-3-yl)-naphthalen-1-ylmethanone)
- JWH-203 (2-(2-chlorophenyl)-1-(1-pentylindol-3-yl)ethanone)
- JWH-210 (4-ethylnaphthalen-1-yl-(1-pentylindol-3-yl)methanone)
- JWH-250 (1-pentyl-3-(2-methoxyphenylacetyl)indole)
- JWH-251 (1-pentyl-3-(2-methylphenylacetyl)indole)
- JWH-398 (1-pentyl-3-(4-chloro-1-naphthoyl)indole)
- HU-210 ((6aR,10aR)-9-(Hydroxymethyl)-6,6-dimethyl-3-(2-methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo [c]chromen-1-ol)

- HU-211 ((6aS,10aS)-9-(Hydroxymethyl)-6,6-dimethyl-3-(2-methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo [c]chromen-1-ol)
- HU-308 ([(1R,2R,5R)-2-[2,6-dimethoxy-4-(2-methyloctan-2-yl)phenyl]-7,7-dimethyl-4-bicyclo[3.1.1]hept-3-enyl] methanol)
- HU-331 ((3-hydroxy-2-[(1R,6R)-3-methyl-6-(1-methylethenyl)-2-cyclohexen-1-yl]-5-pentyl-2,5-cyclohexadiene-1,4-dione)
- CP 55,940 (2-[(1R,2R,5R)-5-hydroxy-2-(3-hydroxypropyl) cyclohexyl]- 5-(2-methyloctan-2-yl)phenol)
- CP 47,497 (2-[(1R,3S)-3-hydroxycyclohexyl]- 5- (2-methyloctan-2-yl)phenol) and its homologues
- WIN 55,212-2 ((R)-(+)-[2,3-Dihydro-5-methyl-3-(4-morpholinylmethyl)pyrrolo [1,2,3-de)-1,4-benzoxazin-6-yl]-1-nepthalenylmethanone)
- RCS-4 ((4-methoxyphenyl)(1-pentyl-1H-indol-3-yl)methanone)
- RCS-8 (1-(1-(2-cyclohexylethyl)-1H-indol-3-yl)-2-(2-methoxyphenyl)ethanone)

Street names for synthetic cannabinoids may include, but are not limited to, the following:

- K2 Ultra Incense
- K2 Thai Dream
- K2 Summit
- K2 Blonde
- K2 Solid Sex
- K2 Sky
- K2 Huckleberry
- K2 Citron
- K2 Pink
- K2 Pineapple
- K2 Standard
- K2 Ultra
- Spice
- Kronik Skunk Blend
- Wickedspice
- Formula 420
- Quick Fix Plus
- Cloud Nine Incense
- Smoke Buddy
- Triad Blue Label 1
- Purple Haze Max
- Flying Buddha Nirvana
- Flying Buddha Rubia
- Flying Buddha Royal
- Flying Buddha Zen
- Flying Buddha Rose
- Flying Buddha Aqua

- Flying Buddha Golden
- Black Mamba Strawberry
- Black Mamba Tangerine
- Black Mamba Vanilla

(3) *Synthetic stimulant* means any compound that mimics the effects of any federally controlled Schedule I substance such as cathinone, methcathinone, MDMA and MDEA, including, but not limited to, any quantity of a natural or synthetic material, compound, mixture, preparation, substance and their analog (including salts, isomers, and salts of isomers) containing substances which have a stimulant effect on the central nervous system, such as:

- 3-Fluoromethcathinone
- 4-Fluoromethcathinone (other name: flephedrone)
- 3,4-Methylenedioxymethcathinone (other name: methylone, MDMC)
- 3,4-Methylenedioxypropylone (other name: MDPV)
- 4-Methylmethcathinone (other names: mephedrone, 4-MMC)
- 4-Methoxymethcathinone (other names: methedrone, bk-PMMA, PMMC)
- 4-Ethylmethcathinone (other name: 4-EMC)
- Ethcathinone
- Beta-keto-N-methylbenzodioxymethylpropylamine (other names: butylone, bk-MBDB)
- Naphthylpyrovalerone (other names: naphyrone, NRG-1)
- N,N-dimethylcathinone (other name: metamfepramone)
- Alpha-pyrrolidinopropiophenone (other name: alpha-PPP)
- 4-methoxy-alpha-pyrrolidinopropiophenone (other name: MOPPP)
- 3,4-methylenedioxy-alpha-pyrrolidinopropiophenone (other name: MDPPP)
- Alpha-pyrrolidinovalerophenone (other name: alpha-PVP)
- 6,7-dihydro-5H-indeno(5,6-d)-1,3-dioxal-6-amine (other name: MDAI)
- Any compound that is structurally derived from 2-amino-1-phenyl-1-propanone by modification or substitution in any of the following ways:
 - in the phenyl ring to any extent with alkyl, alkoxy, alkylendioxy, haloalkyl, or halide substituents, whether or not further substituted in the phenyl ring by one or more other univalent substituents;
 - at the 3-position with an alkyl substituent;
 - at the nitrogen atom with alkyl, dialkyl, benzyl, or methoxybenzyl groups;
 - or by inclusion of the nitrogen atom in a cyclic structure.

Street names for synthetic stimulants may include, but are not limited to, the following:

- Bliss
- Blue Silk
- Cloud Nine
- Drone
- Energy-1

- Ivory Wave
- Lunar Wave
- Meow Meow
- Ocean Burst
- Pure Ivory
- Purple Wave
- Red Dove
- Snow Leopard
- Stardust
- Vanilla Sky
- White Dove
- White Knight
- White Lightening

(4) *Synthetic psychedelic/hallucinogen* means any compound that mimics the effects of any federally controlled Schedule I substance, including but not limited to, any quantity of a natural or synthetic material, compound, mixture, preparation, substance and their analog (including salts, isomers, esters, ethers and salts of isomers) containing substances which have a psychedelic/hallucinogenic effect on the central nervous system and/or brain, such as:

- 2-(2,5-Dimethoxy-4-ethylphenyl)ethanamine (2C-E);
- 2-(2,5-dimethoxy-4-methylphenyl)ethanamine (2C-D);
- 2-(4-Chloro-2,5-dimethoxyphenyl)ethanamine (2C-C);
- 2-(4-Iodo-2,5-dimethoxyphenyl)ethanamine (2C-I);
- 2-(4-(Ethylthio)-2,5-dimethoxyphenyl)ethanamine (2C-T-2);
- 2-(4-(Isopropylthio)-2,5-dimethoxyphenyl)ethanamine (2C-T-4);
- 2-(2,5-Dimethoxyphenyl)ethanamine (2C-H);
- 2-(2,5-Dimethoxy-4-nitro-phenyl)ethanamine (2C-N);
- 2-(2,5-Dimethoxy-4-(n)-propylphenyl)ethanamine (2C-P).

Street names for synthetic psychedelic/hallucinogens may include, but are not limited to, the following:

- Maria Pastoria
- Sally-D
- Salvia

B. Sale or Delivery. It shall be unlawful for any person to sell, offer for sale or deliver any product containing a synthetic cannabinoid, stimulant or psychedelic/hallucinogen.

C. Possession. It shall be unlawful for any person to knowingly possess a product containing a synthetic cannabinoid, stimulant or psychedelic/hallucinogen.

D. Use. It shall be unlawful for any person to be under the influence of a synthetic cannabinoid, stimulant or psychedelic/hallucinogen.

E. Penalties. The first time within a 12 month period any person is found to be in violation of this Section shall receive a written notice of violation and a minimum fine of two hundred fifty dollars (\$250). Subsequent violations within a 12 month period shall be punished by a minimum fine of seven hundred fifty dollars (\$750) and the revocation of a tobacco and/or liquor license, if any, for a minimum of one (1) business day. Each violation of this section, or everyday a violation continues to exist, shall constitute a new and separate violation.

Section Two: In all other respects, the Centralia Municipal Code shall remain in full force and effect.

Section Three: This Ordinance shall be in full force and effect upon its passage, approval, and publication as provided by law.

Section Four: All ordinances or parts of ordinances thereof in conflict herewith are hereby repealed to the extent of any such conflict.

Section Five: That any Section or provision of this ordinance that is construed to be invalid or void shall not affect the remaining sections or provisions which shall remain in full force and effect thereafter.

Section Six: The Clerk shall publish this Ordinance in pamphlet form.

PASSED THIS 23rd DAY OF January, 2012

Tom Ashby
Mayor

Attest:

Tanya Bundy, CMC
City Clerk