

Second Regular Session  
Seventy-third General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 22-0590.01 Jane Ritter x4342

HOUSE BILL 22-1344

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HOUSE SPONSORSHIP

Neville and Ortiz,

SENATE SPONSORSHIP

Cooke and Ginal,

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House Committees

Public & Behavioral Health & Human Services

Senate Committees

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A BILL FOR AN ACT

101 CONCERNING THE LAWFUL USE OF A PRESCRIPTION DRUG THAT  
102 CONTAINS **3,4-METHYLENEDIOXYMETHAMPHETAMINE (MDMA)**  
103 THAT IS APPROVED BY THE UNITED STATES FOOD AND DRUG  
104 ADMINISTRATION.

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Bill Summary

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)*

The bill states that if the United States food and drug administration approves a prescription medicine that contains 3,4-methylenedioxyamphetamine (MDMA), and if that medicine has

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
Capital letters or bold & italic numbers indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.

been placed on a schedule of the federal "Controlled Substances Act", other than schedule I, or has been exempted from one or more provisions of such act, then thereafter prescribing, dispensing, transporting, possessing, and using that prescription drug is legal in Colorado.

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1 *Be it enacted by the General Assembly of the State of Colorado:*

2           **SECTION 1. Legislative declaration.** The general assembly  
3 finds and declares that if the United States food and drug administration  
4 approves a prescription medicine that contains  
5 3,4-methylenedioxyamphetamine (MDMA), then thereafter  
6 prescribing, dispensing, transporting, or possessing that prescription drug  
7 is legal in Colorado and must not be prohibited by Colorado law.

8           **SECTION 2.** In Colorado Revised Statutes, 18-18-203, **amend**  
9 (2)(c)(VII) as follows:

10           **18-18-203. Schedule I.** (2) Unless specifically excepted by  
11 Colorado or federal law or Colorado or federal regulation or more  
12 specifically included in another schedule, the following controlled  
13 substances are listed in schedule I:

14           (c) Any material, compound, mixture, or preparation containing  
15 any quantity of the following hallucinogenic substances, including any  
16 salts, isomers, and salts of isomers of them that are theoretically possible  
17 within the specific chemical designation:

18           (VII) 3,4-methylenedioxyamphetamine (MDMA); EXCEPT  
19 THAT 3,4-METHYLENEDIOXYAMPHETAMINE (MDMA) DOES NOT  
20 INCLUDE A PRESCRIPTION DRUG PRODUCT CONTAINING  
21 3,4-METHYLENEDIOXYAMPHETAMINE (MDMA) APPROVED BY THE  
22 FEDERAL FOOD AND DRUG ADMINISTRATION AND PLACED ON A SCHEDULE  
23 OF THE FEDERAL "CONTROLLED SUBSTANCES ACT", 21 U.S.C. SEC. 801 ET

1 SEQ., AS AMENDED, OTHER THAN SCHEDULE I, OR HAS BEEN EXEMPTED  
2 FROM ONE OR MORE PROVISIONS OF SUCH ACT, AND THAT IS INTENDED FOR  
3 PRESCRIBED USE AND DISPENSED BY A PHARMACY OR PRESCRIPTION DRUG  
4 OUTLET REGISTERED BY THE STATE OF COLORADO. ANY SUCH DRUG  
5 PRODUCT CONTAINING MDMA THAT IS APPROVED BY THE FEDERAL FOOD  
6 AND DRUG ADMINISTRATION MUST BE CONTROLLED IN COLORADO IN THE  
7 SAME MANNER AS REQUIRED BY ANY FEDERAL CONTROL DESIGNATION  
8 PURSUANT TO THE FEDERAL "CONTROLLED SUBSTANCES ACT", OR ANY  
9 EXEMPTION FROM ONE OR MORE PROVISIONS OF THAT ACT.

10 **SECTION 3. Act subject to petition - effective date.** This act  
11 takes effect at 12:01 a.m. on the day following the expiration of the  
12 ninety-day period after final adjournment of the general assembly; except  
13 that, if a referendum petition is filed pursuant to section 1 (3) of article V  
14 of the state constitution against this act or an item, section, or part of this  
15 act within such period, then the act, item, section, or part will not take  
16 effect unless approved by the people at the general election to be held in  
17 November 2022 and, in such case, will take effect on the date of the  
18 official declaration of the vote thereon by the governor.