

# Sheriff



**Larry Ashley, Okaloosa County Sheriff**

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January 12, 2011

Effective January 19<sup>th</sup>, 2011, you will no longer be able to legally sell, purchase, use or possess the synthetic marijuana's known as "Spice, Black Mamba, K2" among other names in Okaloosa County and across the nation. Although they have been marketed and sold as incense and not for human consumption, its other uses have been obvious. The plant material itself does not provide intoxication, the chemicals that are laced/added to the plant material is what causes the sought after intoxication. Concerns over public safety, health concerns, and reports from poison control centers have prompted the DEA to control the chemicals and substances used to lace the plant material.

The Deputy Administrator of the US Drug Enforcement Administration (DEA) filed the final rule Docket No. DEA-331F in the Federal Register on December 20<sup>th</sup>, 2010 placing substance 5 methoxy-N, N-dimethyltryptamine (5-MeO-DMT), including its salts, isomers, and salts of isomers whenever the existence of such salts, isomers and salts of isomers is possible, into schedule I of the Federal Controlled Substance Act (CSA) imposing the criminal sanctions and regulatory controls of schedule I substances under the CSA on the manufacture, distribution, dispensing, importation, exportation, and possession of 5-MeO-DMT making Federal Law Enforcement action possible as of January 19<sup>th</sup>, 2011.

Florida law makers are introducing to the Florida House of Representatives House Bill (HB) 39 amending Florida Statutes 893 to include "Homologue" meaning a chemical compound in a series in which each compound differs by one or more alkyl functional groups on an alkyl side chain.

They are also adding these chemicals to the Schedule I controlled substances:

- 2-[(1R,3S)-3-hydroxycyclohexyl]-5-(2-methyloctan-2-yl)phenol, also known as CP 47,497 and its dimethyloctyl (C8) 107 homologue. 108
- 6aR,10aR)-9-(hydroxymethyl)-6,6-dimethyl-3-(2-109 methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo [c]chromen-1-ol, 110 also known as HU-210.
- 42. 1-Pentyl-3-(1-naphthoyl)indole, also known as JWH-018. 1-Butyl-3-(1-naphthoyl)indole, also known as JWH-073.

These are the psychotropic chemicals that are added to plant material, sold as incense but marketed as legal marijuana.



The Okaloosa County Sheriff's Office is accredited by the  
Commission for Florida Law Enforcement Accreditation.

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Some proprietors have previously stated that they would not sell their products to persons who stated they were making the purchase to smoke it, and not to anyone under the age of 21 as a self-regulating measure. However, if the product was not intended for consumption why would mind altering chemicals (designed for THC research) be added to the organic material, charged \$35 a gram and not sold to young people if they knew it was not going to be used for illicit/intoxication purposes? Do other retail stores and businesses have the same costs associated with their products or self imposed restrictions of sales to minors for incense?

The Okaloosa County Sheriff's Office and Okaloosa County Multi-Agency Drug Task Force are committed to enforcing the Florida criminal drug law violations, and assisting the DEA and other agencies in their endeavors as well.

For further information please contact Lieutenant Michael Card of the Okaloosa County Multi-Agency Drug Task Force at 609-2003 or [mcard@sheriff-okaloosa.org](mailto:mcard@sheriff-okaloosa.org).

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