

State of Arkansas
County of Jefferson
Quorum Court

EMERGENCY ORDINANCE NO. 2010 - 60

AN EMERGENCY ORDINANCE PROHIBITING THE PURCHASE, POSSESSION, SALE AND OFFERING FOR SALE OF THE SYNTHETIC CANNABINOID, KNOWN AS "SPICE" OR "K-2" AND DECLARING AN EMERGENCY.

WHEREAS, the Quorum Court of Jefferson County, Arkansas has determined that certain substances, which when ingested produce intoxicating effects similar to THC or marijuana; and

WHEREAS, the substances are not yet categorized as illegal controlled substances under state or federal law; and,

WHEREAS, the substances which are described below, are often used as an alternative to marijuana and are potentially dangerous to users and further, the long term affects are not yet known; and

WHEREAS, it has been determined that the effects of these substances are a health concern to the citizens of Jefferson County, Arkansas.

NOW, THEREFORE BE IT ORDAINED BY THE QUORUM COURT OF JEFFERSON COUNTY, ARKANSAS:

ARTICLE 1. That it is hereby declared to be unlawful for any person to use, possess, purchase, attempt to purchase, sell, publicly display for sale or attempt to sell, give or barter any one or more of the following substances within Jefferson County, Arkansas:

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- (1) Salvia divinorum or slavinorium A: All parts of the plant presently classified botanically as salvia divinorum, whether growing or not, the seeds thereof, any extract from any part of such plant, and every compound, manufacture, salts, salt derivative; mixture, preparation of such plant, its seeds or extracts;
- (2) (6aR, 10aR)-9-(hydroxymethyl)-6, 6dimethyl-3-(2-methyloctan-2yl)-6a, 7, 10, 10a-tetrahydrobenzo{c} chromen-1-ol some other trade names: HU-210;
- (3) 1-Pentyl-3-(1-naphthoyl) indole-some trade other names: JWH-01 8\spice;
- (4) 1-butyl-3-(Inaphthoyl) indole-some trade or other names: JWH-073;
- (5) 1-(3-[trifluoremthylphenyl]) piperazine-some trade or other names: TFMPP;
- (6) or any similar structural analogs.

ARTICLE II. That it is not an offense under Section 1 above or this Ordinance if the person was acting at the direction of an authorized agent of law enforcement to enforce or ensure compliance with this law prohibiting the sale of the aforementioned substances.

ARTICLE III. That this ordinance does not apply to any person who commits any act described in this ordinance pursuant to the direction of prescription of licensed physician or dentist authorized to direct or prescribe such act. This Ordinance likewise does not apply to the inhalation of anesthesia for a medical purpose or dental purpose.

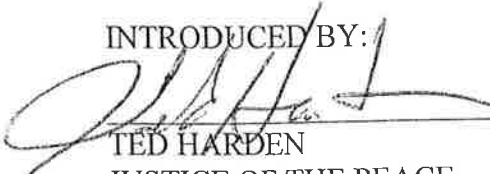
ARTICLE IV. Any person found to be in violation of this ordinance will be guilty of a misdemeanor and subject to a term of imprisonment not to exceed one year and a fine not to exceed

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\$1,000 or both.

ARTICLE V. **Emergency Clause.** The sale and use of the substances addressed in this ordinance are a danger to the health, safety, and welfare of the citizens of Jefferson County, including particularly the children of Jefferson County, Arkansas. These substances are, at the present time, being purchased and used in Jefferson County, Arkansas, including by children. Accordingly, an emergency is declared to exist, and this ordinance shall be effective immediately upon its passage and approval.


INTRODUCED BY:


TED HARDEN
JUSTICE OF THE PEACE
JEFFERSON COUNTY, ARKANSAS


APPROVED BY:


TERRY WYNNE
COUNTY ATTORNEY
JEFFERSON COUNTY, ARKANSAS

APPROVED:


MIKE HOLCOMB
JEFFERSON COUNTY JUDGE
JEFFERSON COUNTY, ARKANSAS

ATTEST:


PATRICIA R. JOHNSON
JEFFERSON COUNTY CLERK
JEFFERSON COUNTY, ARKANSAS

Dated: 8-9-10

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Judicial Committee

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EDDIE LUNSFORD

CO-SPONSOR

Dated: August 9, 2010