

SESSION OF 2026

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2765

As Recommended by House Committee on
Health and Human Services

Brief*

HB 2765 would make amendments to the Uniform Controlled Substances Act (CSA) by adding and removing certain substances in Schedules I, III, and IV and modify language related to fentanyl and cannabis to conform state statute with federal law.

The bill would also make technical and conforming amendments.

Schedule I

The bill would add 14 substances to Schedule I of the CSA, including 11 opioids or synthetic opioids; ethylphenidate, a stimulant; hexahydrocannabinol, a derivative of Delta 9; tetrahydrocannabinol (THC); CUMYL-PEGACLONE, a synthetic cannabinoid; and 7-hydroxymitragynine, also known as 7-OH, a derivative of kratom.

Dibenzopyran Numbering Convention for Cannabis

The bill would modify the numbering convention used to identify carbon atoms of the chemical structure of THC to adopt the commonly used dibenzopyran numbering convention and make these references consistent in statute. Delta 1 would become Delta 9, Delta 6 would become Delta

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <https://klrd.gov/>

8, and Delta 3 and 4 would become Delta 6a and 10a, respectively.

Fentanyl

Unless specifically exempted or unless listed in Schedules II through V of the CSA, any material, compound, mixture, or preparation that contains any quantity of a fentanyl-related substance or that contains the salts, isomers, and salts of isomers of a fentanyl-related substance whenever their existence is possible within the specific chemical designation would be added to Schedule I. The bill would remove more than 50 specific fentanyl-derivatives from the statute and provide a definition for “fentanyl-related substance” under Schedule I.

[*Note:* This change conforms to the 2025 federal Halt All Lethal Trafficking (HALT) of Fentanyl Act, which created a fentanyl class in Schedule I of the federal Controlled Substances Act.]

Schedule III

The bill would add 22 federally scheduled steroids to Schedule III.

Schedule IV

The bill would add zuranolone, a prescription medication approved to treat postpartum depression, to Schedule IV. The bill would also correct the spelling of the drug modafinil.

Background

The bill was introduced by the House Committee on Health and Human Services at the request of Representative W. Carpenter.

House Committee on Health and Human Services

In the House Committee hearing, **proponent** testimony was provided by representatives of the Kansas Board of Pharmacy (Board) and the Kansas Bureau of Investigation, who generally stated that the bill makes updates to conform Kansas' CSA with federal law, which is important to public safety as it provides clarity to law enforcement regarding emerging synthetic and semi-synthetic substances.

Written-only proponent testimony was provided by a representative of DCCCA.

Opponent testimony was provided by a representative of Global Kratom Coalition, who stated the Committee should amend the bill to include a maximum permissible concentration limit for 7-OH as the bill would move all kratom products into Schedule I. Opponent testimony was also provided by a private citizen, who stated that the cannabis plant should be removed from the CSA and decriminalized.

Written-only opponent testimony was provided by a private citizen.

No other testimony was provided.

Fiscal Information

According to the fiscal note prepared by the Division of the Budget on the bill, the Kansas Sentencing Commission indicates enactment of the bill would not have an effect on prison beds or admissions. The Department of Corrections states the bill's enactment would not have a fiscal effect.

The Office of Judicial Administration states that any fiscal effect resulting from the bill's enactment could be absorbed within existing resources. The Board states that the bill's enactment would not have a fiscal effect.

Controlled substances; Uniform Controlled Substances Act; fentanyl; opioids;
cannabis