# GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 2001

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## SENATE BILL 543 Judiciary II Committee Substitute Adopted 3/28/01

Short Title: Controlled Substances/Classif.-AB.

Sponsors:

Referred to:

March 19, 2001

1	A BILL TO BE ENTITLED
2	AN ACT TO AMEND THE CLASSIFICATION OF CERTAIN CONTROLLED
3	SUBSTANCES TO MAKE CONSISTENT WITH FEDERAL LAW GOVERNING
4	CONTROLLED SUBSTANCES.
5	The General Assembly of North Carolina enacts:
6	<b>SECTION 1.</b> G.S. 90-90(1)a. reads as rewritten:
7	"§ 90-90. Schedule II controlled substances.
8	This schedule includes the controlled substances listed or to be listed by whatever
9	official name, common or usual name, chemical name, or trade name designated. In
10	determining that a substance comes within this schedule, the Commission shall find: a
11	high potential for abuse; currently accepted medical use in the United States, or
12	currently accepted medical use with severe restrictions; and the abuse of the substance
13	may lead to severe psychic or physical dependence. The following controlled substances
14	are included in this schedule:
15	(1) Any of the following substances whether produced directly or
16	indirectly by extraction from substances of vegetable origin, or
17	independently by means of chemical synthesis, or by a combination of
18	extraction and chemical synthesis, unless specifically excepted or
19	unless listed in another schedule:
20	a. Opium and opiate, and any salt, compound, derivative, or
21	preparation of opium and opiate, excluding apomorphine,
22	nalbuphine, dextrorphan, naloxone, naltrexone and nalmefene,
23	and their respective salts, but including the following:
24	1. Raw opium.
25	2. Opium extracts.
26	3. Opium fluid extracts.
27	4. Powdered opium.
28	5. Granulated opium.
29	6. Tincture of opium.

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1	7. Codeine.
1 2	8. Ethylmorphine.
3	9. Etorphine hydrochloride.
4	10. Hydrocodone.
5	11. Hydromorphone.
6	12. Metopon.
7	13. Morphine.
8	14. Oxycodone.
9	15. Oxymorphone.
10	16. Thebaine.
11	<u>17.</u> <u>Dihydroetorphine.</u> "
12	SECTION 2.(a) G.S. 90-90(5) reads as rewritten:
13	"(5) Any material, compound, mixture, or preparation which contains any
14	quantity of the following hallucinogenic substances, including their
15	salts, isomers, and salts of isomers, unless specifically excepted, or
16	listed in another schedule, whenever the existence of such salts,
17	isomers, and salts of isomers is possible within the specific chemical
18	designation:
19	a. Dronabinol (synthetic) in sesame oil and encapsulated in a soft
20	gelatin capsule in a U.S. Food and Drug Administration
21	approved drug product. [Some other names: (6aR trans)-
22	6a,7,8,10a tetrahydro 6,6,9 trimethyl 3 penty 1 6H-
23	dibenzo[b,d]pyra n-1-o1, or (-)-delta-9-(trans)-
24	tetrahydrocannabinol].
25 26	b. Nabilone [Another name for nabilone: (1/) trans 2 (1.1 dimethylhentyl) 6 for 7.8 10 10a havebydro 1
20 27	(+/-)-trans-3-(1,1-dimethylheptyl)-6,6a,7,8,10,10a-hexahydro-1 -hydroxy-6,6/y-dimethyl-9H-dibenzo[b,d]pyran-9-one]."
27	<b>SECTION 2.(b)</b> G.S. 90-91 is amended by adding the following new
28 29	subsection to read:
30	"(m) <u>Dronabinol (synthetic) in sesame oil and encapsulated in a soft gelatin</u>
31	capsule in a U.S. Food and Drug Administration approved drug product. [Some other
32	names: (6aR-trans), -6a,7,8,10a-tetrahydro-6,6,9-trimethyl-3-pentyl-6H-dibenzo
33	[b,d]pyran-1-o1 or (-)-delta-9-(trans)-tetrahydrocannabinol]."
34	<b>SECTION 3.(a)</b> G.S. 90-91(b) reads as rewritten:
35	"(b) Any material, compound, mixture, or preparation which contains any quantity
36	of the following substances having a depressant effect on the central nervous system
37	unless specifically exempted or listed in another schedule:
38	1. Any substance which contains any quantity of a derivative of
39	barbituric acid, or any salt of a derivative of barbituric acid.
40	2. Chlorhexadol.
41	3. Repealed by Session Laws 1993, c. 319, s. 5.
42	4. Lysergic acid.

1	5.	Lysergic acid amide.
2	6.	Methyprylon.
3	7.	Sulfondiethylmethane.
4	8.	Sulfonethylmethane.
5	9.	Sulfonmethane.
6	9a.	Tiletamine and zolazepam or any salt thereof. Some trade or other
7		names for tiletamine-zolazepam combination product: Telazol. Some
8		trade or other names for tiletamine:
9		2-(ethylamino)-2-(2-thienyl)-cyclohexanone. Some trade or other
10		names for zolazepam:
11		4-(2-fluorophenyl)-6,8-dihydro-1,3,8-trimethylpyrazolo-[3,4-e][1,4]-di
12		azepin-7(1H)-one. flupyrazapon.
13	10.	Any compound, mixture or preparation containing
14		(i) Amobarbital.
15		(ii) Secobarbital.
16		(iii) Pentobarbital.
17		or any salt thereof and one or more active ingredients which are not
18		included in any other schedule.
19	11.	Any suppository dosage form containing
20		(i) Amobarbital.
21		(ii) Secobarbital.
22		(iii) Pentobarbital.
23		or any salt of any of these drugs and approved by the federal Food and
24		Drug Administration for marketing as a suppository.
25	<u>12.</u>	Ketamine."
26		<b>FION 3.(b)</b> G.S. $90-91(1)$ is repealed.
27		<b>FION 4.</b> G.S. 90-92(a) reads as rewritten:
28	. ,	schedule includes the controlled substances listed or to be listed by
29		al name, common or usual name, chemical name, or trade name
30	U	etermining that a substance comes within this schedule, the Commission
31		v potential for abuse relative to the substances listed in Schedule III of
32		rently accepted medical use in the United States; and limited physical or
33		lependence relative to the substances listed in Schedule III of this
34		owing controlled substances are included in this schedule:
35	(1)	Depressants. – Unless specifically excepted or unless listed in another
36		schedule, any material, compound, mixture, or preparation which
37 38		contains any quantity of the following substances, including its salts,
38 39		isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical
39 40		designation:
40 41		a. Alprazolam.
42		b. Barbital.
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1	c.	Bromazepam.
2	d.	Camazepam.
3	e.	Chloral betaine.
4	c. f.	Chloral hydrate.
5	r. g.	Chlordiazepoxide.
6	g. h.	Clobazam.
7	i.	Clonazepam.
8	ı. j.	Clorazepate.
9	J. k.	Clotiazepam.
10	к. 1.	Cloxazolam.
10	m.	Delorazepam.
12	n.	Diazepam.
12	n. 0.	Estazolam.
13		Ethchlorvynol.
15	p.	Ethinamate.
16	q. r.	Ethyl loflazepate.
10	1. S.	Fludiazepam.
18	s. t.	Flunitrazepam.
19	ι. u.	Flurazepam.
20	u. V.	Repealed by Session Laws 2000, c. 140, s. 92.2(c).
20 21	v. W.	Halazepam.
22	vv. X.	Haloxazolam.
22	х. У.	Ketazolam.
24	y. Z.	Loprazolam.
25	z. aa.	Lorazepam.
26	bb.	Lormetazepam.
20 27	cc.	Mebutamate.
28	dd.	Medazepam.
29	ee.	Meprobamate.
30	ff.	Methohexital.
31		Methylphenobarbital (mephobarbital).
32	gg. hh.	Midazolam.
33	ii.	Nimetazepam.
34	ii. jj.	Nitrazepam.
35	JJ∙ kk.	Nordiazepam.
36	кк. 11.	Oxazepam.
37	mm.	Oxazolam.
38	nn.	Paraldehyde.
39	00.	Petrichloral.
40	оо. pp.	Phenobarbital.
40 41		Pinazepam.
42	qq. rr.	Prazepam.
1 <i></i>	11.	Tuzopulli.

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1		ss. Quazepam.
2		tt. Temazepam.
3		uu. Tetrazepam.
4		vv. Triazolam.
5		ww. Zolpidem.
6		xx. Zaleplon.
7	(2)	Any material, compound, mixture, or preparation which contains any
8		of the following substances, including its salts, or isomers and salts of
9		such isomers, whenever the existence of such salts, isomers, and salts
10		of isomers is possible:
11		a. Fenfluramine.
12		b. Pentazocine.
13	(3)	Stimulants. – Unless specifically excepted or unless listed in another
14		schedule, any material, compound, mixture, or preparation which
15		contains any quantity of the following substances having a stimulant
16		effect on the central nervous system, including its salts, isomers
17		(whether optical, position, or geometric), and salts of such isomers
18		whenever the existence of such salts, isomers, and salts of isomers is
19		possible within the specific chemical designation:
20		a. Diethylpropion.
21		b. Mazindol.
22		c. Pemoline (including organometallic complexes and chelates
23		thereof).
24		d. Phentermine.
25		e. Cathine.
26		f. Fencamfamin.
27		g. Fenproporex.
28		h. Mefenorex.
29		i. Sibutramine.
30		<u>j.</u> <u>Modafinil.</u>
31	(4)	Other Substances Unless specifically excepted or unless listed in
32		another schedule, any material, compound, mixture or preparation
33		which contains any quantity of the following substances, including its
34		salts:
35		a. Dextropropoxyphene (Alpha-(plus)-4-dimethylamino-1,
36		2-diphenyl-3-methyl-2-propion oxybutane).
37		b. Pipradrol.
38		c. SPA ((-)-1-dimethylamino-1, 2-diphenylethane).
39		d. Butorphanol.
40	(5)	Narcotic Drugs Unless specifically excepted or unless listed in
41		another schedule, any material, compound, mixture, or preparation

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containing limited quantities of any of the following narcotic drugs, or
any salts thereof:
a. Not more than 1 milligram of difenoxin and not less than 25 micrograms of atropine sulfate per dosage unit.
b. Buprenorphine."
SECTION 5. This act is effective when it becomes law.