



1 listed in another schedule, any material, compound, mixture or  
2 preparation which contains any quantity of the following substances  
3 having a stimulant effect on the central nervous system including  
4 its salts, isomers (whether optical, position or geometric), and  
5 salts of such isomers whenever the existence of the salts, isomers  
6 and salts of isomers is possible within the specific chemical  
7 designation:

8       (1) Those compounds, mixtures or preparations in dosage unit  
9 form containing any stimulant substances listed in Schedule II  
10 which compounds, mixtures or preparations were listed on August 25,  
11 1971, as excepted compounds under 21 C.F.R §1308.32, and any other  
12 drug of the quantitative composition shown in that list for those  
13 drugs or which is the same except that it contains a lesser  
14 quantity of controlled substances;

15       (2) Benzphetamine;

16       (3) Chlorphentermine;

17       (4) Clortermine;

18       (5) Phendimetrazine;

19       (6) Hydrocodone.

20       (c) *Depressants*. -- Unless specifically excepted or unless  
21 listed in another schedule, any material, compound, mixture or  
22 preparation which contains any quantity of the following substances  
23 having a depressant effect on the central nervous system:

24       (1) Any compound, mixture or preparation containing:

- 1 (A) Amobarbital;
- 2 (B) Secobarbital;
- 3 (C) Pentobarbital; or any salt of pentobarbital and one or  
4 more other active medicinal ingredients which are not listed in any  
5 schedule;
- 6 (2) Any suppository dosage form containing:
- 7 (A) Amobarbital;
- 8 (B) Secobarbital;
- 9 (C) Pentobarbital; or any salt of any of these drugs and  
10 approved by the Food and Drug Administration for marketing only as  
11 a suppository;
- 12 (3) Any substance which contains any quantity of a derivative  
13 of barbituric acid or any salt of barbituric acid;
- 14 (4) Chlorhexadol;
- 15 (5) Lysergic acid;
- 16 (6) Lysergic acid amide;
- 17 (7) Methyprylon;
- 18 (8) Sulfondiethylmethane;
- 19 (9) Sulfonethylmethane;
- 20 (10) Sulfonmethane;
- 21 (11) Tiletamine and zolazepam or any salt of tiletamine and  
22 zolazepam; some trade or other names for a tiletamine-zolazepam  
23 combination product: Telazol; some trade or other names for  
24 tiletamine: 2-(ethylamino)-2-(2-thienyl)-cyclohexanone; some trade

1 or other names for zolazepam: 4-(2-fluorophenyl)-6, 8-dihydro-1, 3,  
2 8-trimethylpyrazolo-[3,4-e] [1,4]-diazepin-7(1H)-one, flupyrzapon;

3 (12) Human growth hormones or anabolic steroids.

4 Ketamine, its salts, isomers and salts of isomers including  
5 ketamine hydrochloride.

6 (d) Nalorphine.

7 (e) *Narcotic drugs*. -- Unless specifically excepted or unless  
8 listed in another schedule, any material, compound, mixture or  
9 preparation containing any of the following narcotic drugs, or  
10 their salts calculated as the free anhydrous base or alkaloid, in  
11 limited quantities as set forth below:

12 (1) Not more than 1.8 grams of codeine per 100 milliliters and  
13 not more than 90 milligrams per dosage unit, with an equal or  
14 greater quantity of an isoquinoline alkaloid of opium;

15 (2) Not more than 1.8 grams of codeine per 100 milliliters or  
16 not more than 90 milligrams per dosage unit, with one or more  
17 active, nonnarcotic ingredients in recognized therapeutic amounts;

18 (3) Not more than 300 milligrams of dihydrocodeinone  
19 (hydrocodone) per 100 milliliters or not more than 15 milligrams  
20 per dosage unit, with a fourfold or greater quantity of an  
21 isoquinoline alkaloid of opium;

22 (4) Not more than 300 milligrams of dihydrocodeinone  
23 (hydrocodone) per 100 milliliters or not more than 15 milligrams  
24 per dosage unit, with one or more active, nonnarcotic ingredients

1 in recognized therapeutic amounts;

2 (5) Not more than 1.8 grams of dihydrocodeine per 100  
3 milliliters and not more than 90 milligrams per dosage unit, with  
4 one or more active, nonnarcotic ingredients in recognized  
5 therapeutic amounts;

6 (6) Not more than 300 milligrams of ethylmorphine per 100  
7 milliliters or not more than 15 milligrams per dosage unit, with  
8 one or more active, nonnarcotic ingredients in recognized  
9 therapeutic amounts;

10 (7) Not more than 500 milligrams of opium per 100 milliliters  
11 or per 100 grams or not more than 25 milligrams per dosage unit,  
12 with one or more active, nonnarcotic ingredients in recognized  
13 therapeutic amounts;

14 (8) Not more than 50 milligrams of morphine per 100  
15 milliliters or per 100 grams, with one or more active, nonnarcotic  
16 ingredients in recognized therapeutic amounts; and

17 (9) Buprenorphine.

18 (f) *Anabolic steroids.* -- Unless specifically excepted or  
19 unless listed in another schedule, any material, compound, mixture,  
20 or preparation containing any quantity of anabolic steroids,  
21 including its salts, isomers and salts of isomers whenever the  
22 existence of the salts of isomers is possible within the specific  
23 chemical designation.

24 (g) Dronabinol (synthetic) in sesame oil and encapsulated in

1 a soft gelatin capsule in a United States food and drug  
2 administration approved drug product. (Some other names for  
3 dronabinol: (6aR-trans)-6a, 7, 8, 10a- tetrahydro-6, 6, 9-  
4 trimethyl-3-pentyl-6H-dibenzo [b,d] pyran-1- ol or (-)-delta-9-  
5 (trans)-tetrahydrocannabinol).

6 **§60A-2-212. Schedule V.**

7 (a) Schedule V shall consist of the drugs and other  
8 substances, by whatever official name, common or usual name,  
9 chemical name, or brand name designated, listed in this section.

10 ~~(b) Narcotic drugs. -- Unless specifically excepted or unless~~  
11 ~~listed in another schedule, any material, compound, mixture or~~  
12 ~~preparation containing any of the following narcotic drugs and~~  
13 ~~their salts, as set forth below:~~

14 ~~(1) Buprenorphine.~~

15 ~~(c) (b) Narcotic drugs containing nonnarcotic active medicinal~~  
16 ~~ingredients. Any compound, mixture or preparation containing any~~  
17 ~~of the following narcotic drugs or their salts calculated as the~~  
18 ~~free anhydrous base or alkaloid in limited quantities as set forth~~  
19 ~~below, which shall include one or more nonnarcotic active medicinal~~  
20 ~~ingredients in sufficient proportion to confer upon the compound,~~  
21 ~~mixture or preparation valuable medicinal qualities other than~~  
22 ~~those possessed by the narcotic drug alone:~~

23 (1) Not more than 200 milligrams of codeine per 100  
24 milliliters or per 100 grams;

1 (2) Not more than 100 milligrams of dihydrocodeine per 100  
2 milliliters or per 100 grams;

3 (3) Not more than 100 milligrams of ethylmorphine per 100  
4 milliliters or per 100 grams;

5 (4) Not more than 2.5 milligrams of diphenoxylate and not less  
6 than 25 micrograms of atropine sulfate per dosage unit;

7 (5) Not more than 100 milligrams of opium per 100 milliliters  
8 or per 100 grams;

9 (6) Not more than 0.5 milligrams of difenoxin and not less  
10 than 25 micrograms of atropine sulfate per dosage unit.

11 ~~(d)~~ (c) *Stimulants.* -- Unless specifically exempted or  
12 excluded or unless listed in another schedule, any material,  
13 compound, mixture or preparation which contains any quantity of the  
14 following substances having a stimulant effect on the central  
15 nervous system, including its salts, isomers and salts of isomers:

16 (1) Pyrovalerone.

17 ~~(e)~~ (d) Any compound, mixture or preparation containing as its  
18 single active ingredient ephedrine, pseudoephedrine or  
19 phenylpropanolamine, their salts or optical isomers, or salts of  
20 optical isomers except products which are for pediatric use  
21 primarily intended for administration to children under the age of  
22 twelve: *Provided,* That neither the offenses set forth in section  
23 four hundred one, article four of this chapter, nor the penalties  
24 therein, shall be applicable to ephedrine, pseudoephedrine or

1 phenylpropanolamine which shall be subject to the provisions of  
2 article ten of this chapter.

NOTE: The purpose of this bill is to remove the drug buprenorphine, sold as Suboxone or Subutex, from its current Schedule V substance classification and move to Schedule III. This move, in effect, would cause those convicted of a crime in regards to its use, manufacture or possession, to suffer a felony instead of the misdemeanor under its current Schedule V classification.

Strike-throughs indicate language that would be stricken from the present law and underscoring indicates new language that would be added.