

ENGROSSED HOUSE
BILL NO. 1113

BY: WILLIAMS of the HOUSE

and

WILKERSON of the SENATE

AN ACT RELATING TO PUBLIC HEALTH AND SAFETY; AMENDING
63 O.S. 1981, SECTION 2-208, AS AMENDED BY SECTION
3, CHAPTER 127, O.S.L. 1984 (63 O.S. SUPP. 1990,
SECTION 2-208), WHICH RELATES TO SCHEDULE III
CONTROLLED SUBSTANCES; ADDING CERTAIN STEROIDS TO
THE SCHEDULE III CONTROLLED SUBSTANCES LIST;
PROVIDING EXCEPTIONS; AMENDING 63 O.S. 1981,
SECTION 2-210, AS LAST AMENDED BY SECTION 2,
CHAPTER 271, O.S.L. 1990 (63 O.S. SUPP. 1990,
SECTION 2-210), WHICH RELATES TO SCHEDULE IV
CONTROLLED SUBSTANCES; DELETING CERTAIN STEROIDS
FROM THE SCHEDULE IV CONTROLLED SUBSTANCES LIST,
AND PROVISIONS RELATED THERETO; PROVIDING AN
EFFECTIVE DATE; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 63 O.S. 1981, Section 2-208, as
amended by Section 3, Chapter 127, O.S.L. 1984 (63 O.S. Supp. 1990,
Section 2-208), is amended to read as follows:

Section 2-208. The controlled substances listed in this section
are included in Schedule III.

A. Unless listed in another schedule, any material, compound, mixture, or preparation, which contains any quantity of the following substances or any other substance having a potential for abuse associated with a stimulant or depressant effect on the central nervous system:

1. Any substance which contains any quantity of a derivative of barbituric acid, or any salt of a derivative of barbituric acid unless specifically excepted or unless listed in another schedule.

2. Chlorhexadol.

3. Glutethimide.

4. Lysergic acid.

5. Lysergic acid amide.

6. Methyprylon.

7. Sulfondiethylmethane.

8. Sulfonethylmethane.

9. Sulfonmethane.

10. Benzephetamine and its salts.

11. Chlorphentermine and its salts.

12. Clortermine.

13. Mazindol.

14. Phendimetrazine.

15. Phenylacetone (P2P).

16. 1-Phenycyclohexylamine.

17. 1-Piperidinocyclohexanecarbo nitrile (PCC).

18. Any material, compound, mixture, or preparation which contains any quantity of the following hormonal substances or steroids, including their salts, isomers, esters and salts of isomers and esters, when the existence of these salts, isomers, esters, and salts of isomers and esters is possible within the specific chemical designation:

a. Boldenone,

b. Chlorotestosterone,

- c. Clostebol,
- d. Dehydrochlormethyltestosterone,
- e. Dihydrotestosterone,
- f. Drostanolone,
- g. Ethylestrenol,
- h. Fluoxymesterone,
- i. Formebolone,
- j. Mesterolone,
- k. Methandienone,
- l. Methandranone,
- m. Methandriol,
- o. Methandrostenolone,
- p. Methenolone,
- q. Methyltestosterone,
- r. Mibolerone,
- s. Nandrolone,
- t. Norethandrolone,
- u. Oxandrolone,
- v. Oxymesterone,
- w. Oxymetholone,
- x. Stanolone,
- y. Stanozolol,
- z. Testolactone,
- aa. Testosterone, and
- bb. Trenbolone.

B. Nalorphine.

C. Unless listed in another schedule, any material, compound, mixture, or preparation containing limited quantities of any of the following narcotic drugs, or any salts thereof:

1. not more than one and eight-tenths (1.8) grams of codeine or any of its salts, per one hundred (100) milliliters or not more than

ninety (90) milligrams per dosage unit, with an equal or greater quantity of an isoquinoline alkaloid of opium;

2. not more than one and eight-tenths (1.8) grams of codeine or any of its salts, per one hundred (100) milliliters or not more than ninety (90) milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;

3. not more than three hundred (300) milligrams of dihydrocodeinone or any of its salts, per one hundred (100) milliliters or not more than fifteen (15) milligrams per dosage unit, with a fourfold or greater quantity of an isoquinoline alkaloid of opium;

4. not more than three hundred (300) milligrams of dihydrocodeinone or any of its salts, per one hundred (100) milliliters or not more than fifteen (15) milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;

5. not more than one and eight-tenths (1.8) grams of dihydrocodeine or any of its salts, per one hundred (100) milliliters or not more than ninety (90) milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;

6. not more than three hundred (300) milligrams of ethylmorphine or any of its salts, per one hundred (100) milliliters or not more than fifteen (15) milligrams per dosage unit, with one or more ingredients in recognized therapeutic amounts;

7. not more than five hundred (500) milligrams of opium per one hundred (100) milliliters or per one hundred (100) grams, or not more than twenty-five (25) milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;

8. not more than fifty (50) milligrams of morphine or any of its salts, per one hundred (100) milliliters or per one hundred

(100) grams with one or more active, nonnarcotic ingredients in recognized therapeutic amounts.

D. The Board of Pharmacy may except by rule any compound, mixture, or preparation containing any stimulant or depressant substance listed in subsections A and B of this section from the application of all or any part of the Uniform Controlled Dangerous Substances Act if the compound, mixture, or preparation contains one or more active medicinal ingredients not having a stimulant or depressant effect on the central nervous system, and if the admixtures are included therein in combinations, quantity, proportion, or concentration that vitiate the potential for abuse of the substances which have a stimulant or depressant effect on the central nervous system.

E. By rule, the Board of Pharmacy may except from the application of all or any part of the Uniform Controlled Dangerous Substances Act any material, compound, mixture or preparation containing an anabolic steroid listed in paragraph 18 of subsection A of this section if the material, compound, mixture or preparation is expressly intended for administration through implants to cattle or other nonhuman species and is approved by the Federal Food and Drug Administration for such use.

SECTION 2. AMENDATORY 63 O.S. 1981, Section 2-210, as last amended by Section 2, Chapter 271, O.S.L. 1990 (63 O.S. Supp. 1990, Section 2-210), is amended to read as follows:

Section 2-210. The controlled substances listed in this section are included in Schedule IV.

A. Any material, compound, mixture, or preparation which contains any quantity of the following substances having a potential for abuse associated with a stimulant or depressant effect on the central nervous system:

1. Chloral betaine.
2. Chloral hydrate.

3. Ethchlorvynol.
4. Ethinamate.
5. Meproamate.
6. Paraldehyde.
7. Petrichloral.
8. Diethylpropion.
9. Phentermine.
10. Pemoline.
11. Chlordiazepoxide.
12. Chlordiazepoxide and its salts, but not including
chlordiazepoxide hydrochloride and clidinium bromide or
chlordiazepoxide and water-soluble esterified estrogens.
13. Diazepam.
14. Oxazepam.
15. Clorazepate.
16. Flurazepam and its salts.
17. Clonazepam.
18. Barbital.
19. Mebutamate.
20. Methohexital.
21. Methylphenobarbital.
22. Phenobarbital.
23. Fenfluramine.
24. Pentazocine.
25. Dextropropoxyphene.
26. Butorphanol.
27. Alprazolam.
28. Halazepam.
29. Lorazepam.
30. Prazepam.
31. Temazepam.
32. Triazolam.

~~33. Methandrostenolone.~~

~~34. Stanozolol.~~

~~35. Ethylestrenol.~~

~~36. Nandrolene phenpropionate.~~

~~37. Nandrolone decanoate.~~

~~38. Testosterone propionate.~~

~~39. Chorionic gonadotropin.~~

B. The Board of Pharmacy may except by rule any compound, mixture, or preparation containing any depressant substance listed in subsection A of this section from the application of all or any part of the Uniform Controlled Dangerous Substances Act if the compound, mixture, or preparation contains one or more active medicinal ingredients not having a depressant effect on the central nervous system, and if the admixtures are included therein in combinations, quantity, proportion, or concentration that vitiate the potential for abuse of the substances which have a depressant effect on the central nervous system.

~~C. By rule, the Board of Pharmacy may except from the application of all or any part of the Uniform Controlled Dangerous Substances Act any material, compound, mixture or preparation containing an anabolic steroid listed in paragraphs 33 through 39 of subsection A of this section if the material, compound, mixture or preparation is expressly intended for administration through implants to cattle or other nonhuman species and is approved by the Federal Food and Drug Administration for such use.~~

~~D. In addition to the anabolic steroids listed in paragraphs 33 through 39 of subsection A of this section, "anabolic steroids" shall include any salt, optical and geometric isomers, and salts of isomers, compound, or derivative which is a chemical analog to any of the substances listed in paragraphs 33 through 39 of subsection A of this section.~~

SECTION 3. This act shall become effective July 1, 1991.

SECTION 4. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Passed the House of Representatives the 12th day of March, 1991.

Speaker of the House of
Representatives

Passed the Senate the ____ day of _____, 1991.

President of the Senate