

NORTH CAROLINA GENERAL ASSEMBLY
1973 SESSION

CHAPTER 524
HOUSE BILL 392

AN ACT TO PROVIDE THAT THE STATE BOARD OF HEALTH HAS 180 DAYS IN WHICH TO SIMILARLY CONTROL A CONTROLLED SUBSTANCE AS CONTROLLED BY THE FEDERAL GOVERNMENT.

The General Assembly of North Carolina enacts:

Section 1. G.S. 90-88(d) is hereby rewritten to read as follows:

"(d) If any substance is designated, rescheduled or deleted as a controlled substance under federal law, the North Carolina State Board of Health shall similarly control, or cease control of, the substance under this Article after the expiration of 180 days from publication in the Federal Register of a final order designating a substance as a controlled substance unless, within the 180-day period, the North Carolina State Board of Health objects to such inclusion. In such case, the North Carolina State Board of Health shall cause to be published and made public the reason for such objection and shall afford all interested parties an opportunity to be heard. At the conclusion of such meeting, the North Carolina State Board of Health shall make public its decision, which shall be final unless specifically acted upon by the North Carolina General Assembly. Upon publication of objection to inclusion under this Article by the North Carolina State Board of Health, control under this section shall automatically be stayed until such time as the North Carolina State Board of Health makes public its decision."

Sec. 2. This act shall become effective upon ratification.

In the General Assembly read three times and ratified, this the 16th day of May, 1973.