

NORTH CAROLINA GENERAL ASSEMBLY  
1973 SESSION

CHAPTER 540  
HOUSE BILL 275

AN ACT TO MAKE CLARIFYING AND TECHNICAL CHANGES IN REGARD TO  
CONTROLLED SUBSTANCES AND TO REPEAL G.S. 90-113.

The General Assembly of North Carolina enacts:

**Section 1.** Subsection (2) of G.S. 14-401.11(a) is hereby rewritten to read as follows:

"(2) Any controlled substance included in any schedule of the Controlled Substances Act, or".

**Sec. 2.** Subdivision (15) of G.S. 90-87 is hereby rewritten to read as follows:

"(15) 'Manufacture' means the production, preparation, propagation, compounding, conversion, or processing of a controlled substance by any means, whether directly or indirectly, artificially or naturally, or by extraction from substances of a natural origin, or independently by means of chemical synthesis, or by a combination of extraction and chemical synthesis; and 'manufacture' further includes any packaging or repackaging of the substance or labeling or relabeling of its container, except that this term does not include the preparation or compounding of a controlled substance by an individual for his own use or the preparation, compounding, packaging, or labeling of a controlled substance:

- a. By a practitioner as an incident to his administering or dispensing of a controlled substance in the course of his professional practice, or
- b. By a practitioner, or by his authorized agent under his supervision, for the purpose of, or as an incident to research, teaching, or chemical analysis and not for sale."

**Sec. 3.** Subsection a. of G.S. 90-87(22) is hereby amended by striking out the words "in the" as they appear immediately after the words "administer a controlled substance" and immediately before the words "course of professional practice" and substituting therefor the words "so long as such activity is within the normal".

**Sec. 4.** Subsection b. of G.S. 90-87(22) is hereby amended by striking out the words "in the" as they appear immediately after the words "administer a controlled substance" and immediately before the words "course of professional practice" and substituting therefor the words "so long as such activity is within the normal".

**Sec. 5.** Subsection (a) of G.S. 90-91 is hereby repealed and subsections (b) through (i) of G.S. 90-91 are hereby redesignated as (a) through (h), respectively.

**Sec. 6.** Subsection (c) of G.S. 90-90 is hereby rewritten to read as follows:

"(c) Any material, compound, mixture, or preparation which contains any quantity of the following substances having a potential for abuse associated with a stimulant effect on the central nervous system unless specifically exempted or listed in another schedule:

1. Amphetamine, its salts, optical isomers, and salts of its optical isomers.
2. Phenmetrazine and its salts.
3. Methamphetamine, including its salts, isomers, and salts of isomers.
4. Methylphenidate."

**Sec. 7.** G.S. 90-113 is hereby repealed, but this repealer does not apply to any violation of G.S. 90-113 committed prior to the effective date of this act.

**Sec. 8.** This act shall become effective upon ratification.

In the General Assembly read three times and ratified, this the 17th day of May, 1973.