

NORTH CAROLINA GENERAL ASSEMBLY  
1977 SESSION

CHAPTER 891  
HOUSE BILL 653

AN ACT TO AMEND THE CONTROLLED SUBSTANCES ACT TO SCHEDULE  
CONTROLLED SUBSTANCES PREVIOUSLY SCHEDULED BY REGULATION AND  
TO MAKE TECHNICAL CORRECTIONS IN THE ACT.

The General Assembly of North Carolina enacts:

**Section 1.** G.S. 90-89 is hereby amended as follows:

(1) by deleting from subsection (a) the substance "Dextrophan" renumbering the remaining substances as 13 through 43;

(2) by adding a new subdivision (19) to subsection (c) to read  
"(19) Thiophene Analog of Phencyclidine.";

(3) by adding a new subsection (d) to read as follows:

"(d) Any material compound, mixture, or preparation which contains any quantity of the following substances having a depressant effect on the central nervous system, including its salts, isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation, unless specifically excepted or unless listed in another schedule:

(1) Mecloqualone."; and

(4) by inserting in subsection (c) the following definition for the substance peyote:

"11. Peyote, meaning all parts of the plant presently classified botanically as *Lophophora Williamsii* Lemaire, whether growing or not; the seeds thereof; any extract from any part of such plant; and every compound, manufacture, salt, derivative, mixture or preparation of such plant, its seed or extracts."

**Sec. 2.** G.S. 90-90 is hereby amended as follows:

(1) by deleting from (a)1. the substance apomorphine, renumbering the remaining substances as (vii) through (xvi);

(2) by rewriting lines 5 through 7 of subsection (a) to read as follows:

"1. Opium and opiate, and any salt, compound, derivative, or preparation of opium and opiate, excluding apomorphine, nalbuphine, naloxone, and naltrexone, and their respective salts, but including the following:".

**Sec. 3.** G.S. 90-92 is hereby amended as follows:

(1) by rewriting lines 1 through 3 of subsection (a) to read as follows:

"(a) Depressants. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances, including its salts, isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation:";

(2) by adding the following at the end of subsection (a):

"19. Prazepam.";

(3) by adding a new subsection (e) to read as follows:

"(e) Other substances. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture or preparation which contains any quantity of the following substances, including its salts:

- (1) Dextropropoxyphene (Alpha-(plus)-4-dimethyamino-1,2-diphenyl-3-methyl-2-propionoxybutane)."

**Sec. 4.** G.S. 90-101 is hereby amended as follows:

- (1) by deleting from line 3 of subsection (a) the word "dangerous";
- (2) by deleting subdivision (4) of subsection (c);
- (3) by adding a new subsection (g) to read as follows:

"(g) Practitioners licensed in North Carolina by their respective licensing boards may possess, dispense or administer controlled substances to the extent authorized by law and by their boards."

**Sec. 5.** G.S. 90-113.2 is hereby amended on lines 2, 3, 6 and 7 by deleting the words "or the North Carolina Commission for Health Services".

**Sec. 6.** This act shall become effective upon ratification.

In the General Assembly read three times and ratified, this the 1st day of July, 1977.