

**Title 61**  
STATE BOARD OF PHARMACY

**SECTION 1.** There is hereby created a new Article 61-13 of title 61 of the North Dakota Administrative Rules as follows:

**Article 61-13**  
CONTROLLED SUBSTANCES

Chapter  
61-13-01            Controlled Substances Schedules

Section  
61-13-01-01        Purpose and Scope  
61-13-01-02        Definitions  
61-13-01-03        Scheduling

**61-13-01-01    Purpose and Scope**

The purpose of this rule is to schedule substances which have an actual or relative potential for abuse; and which bear risk to the public health by unknown individuals using them by inhaling the smoke, vapors or by ingesting or injecting the substances.

**History:** Effective February 25, 2010

**General Authority:** NDCC 19-03.1-02; NDCC 19-03.1-05

**Law Implemented:** NDCC 19-03.1-02

**61-13-01-02    Definitions.**

The definitions under this rule have the meaning as set forth in Chapter 19-03.1 and Chapter 43-15.

**History:** Effective February 25, 2010

**General Authority:** NDCC 19-03.1-02; NDCC 19-03.1-05

**Law Implemented:** NDCC 19-03.1-02

**61-13-01-03    Scheduling.**

1. The following substances are hereby placed in Schedule I of the Controlled Substances Act NDCC 19-03.1-05 Schedule I subsection 5 Hallucinogenic substances:
  - a. CP 47,497 and homologues 2-[(1R,3S)-3-hydroxycyclohexyl]-5-(2-methyloctan-2-yl)phenol)

- b. HU-210[(6aR,10aR)-9-(hydroxymethyl)-6,6-dimethyl-3-(2-methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo[c] chromen-1-ol)].
  - c. HU-211 (dexanabinol, (6aS,10aS)-9-(hydroxymethyl)-6,6-dimethyl-3-(2-methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo[c]chromen-1-ol)
  - d. JWH-018 1-Pentyl-3-(1-naphthoyl)indole
  - e. JWH-073 1-Butyl-3-(1-naphthoyl)indole.
2. The following substances are hereby placed in Schedule I of the Controlled Substances Act NDCC 19-03.1-05 Schedule I subsection 7 Stimulant substances:
- a. Mephedrone (2-methylamino-1-*p*-tolylpropan-1-one).<sup>[3]</sup> also known as 4-methylmethcathinone (4-MMC), 4-methylephedrone.
  - b. 3,4-Methylenedioxypropylone (MDPV)

**History:** Effective February 25, 2010

**General Authority:** NDCC 19-03.1-02; NDCC 19-03.1-05

**Law Implemented:** NDCC 19-03.1-02