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By: **Chairman, Judiciary Committee (Departmental - Health and Mental Hygiene)**

Introduced and read first time: January 20, 2000

Assigned to: Judiciary

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Committee Report: Favorable

House action: Adopted

Read second time: February 22, 2000

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Crimes - Controlled Dangerous Substances - Schedules**

3 FOR the purpose of altering the list of Schedule III controlled dangerous substances  
4 to include Dronabinol (synthetic) in sesame oil and encapsulated in a soft  
5 gelatin capsule in a U.S. Food and Drug Administration approved product, and  
6 Ketamine, its salts, isomers, and salts of isomers; and generally relating to  
7 controlled dangerous substances schedules.

8 BY repealing and reenacting, with amendments,  
9 Article 27 - Crimes and Punishments  
10 Section 279(c)  
11 Annotated Code of Maryland  
12 (1996 Replacement Volume and 1999 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
14 MARYLAND, That the Laws of Maryland read as follows:

15 **Article 27 - Crimes and Punishments**

16 279.

17 The following schedules include the controlled dangerous substances listed or to  
18 be listed by whatever official name, common or usual name, chemical name, or trade  
19 name designated.

20 (c) Schedule III - In determining that a substance comes within this schedule,  
21 the Department shall find:

- 1                   1.       A potential for abuse less than the substances listed in Schedules I  
2 and II; and
- 3                   2.       Well documented and approved medical use in the United States; and
- 4                   3.       Abuse may lead to moderate or low physical dependence or high  
5 psychological dependence.

6       The following are classes of controlled dangerous substances and are included in  
7 this schedule:

8                   a.       Unless listed in another schedule any material, compound, mixture,  
9 or preparation which contains any quantity of the following substances having a  
10 stimulant effect on the central nervous system, including its salts, isomers (whether  
11 optical, position, or geometric), and salts of such isomers whenever the existence of  
12 such salts, isomers, and salts of isomers is possible within the specific chemical  
13 designation:

- 14                   1.       Benzphetamine.
- 15                   2.       Chlorphentermine.
- 16                   3.       Clortermine.
- 17                   4.       Mazindol.
- 18                   5.       Phendimetrazine.

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

- 22                   1.       Any substance which contains any quantity of a derivative of  
23 barbituric acid, or any salt of a derivative of a barbituric acid, except those substances  
24 which are specifically listed in other schedules.
- 25                   2.       Chlorhexadol.
- 26                   3.       Glutethimide.
- 27                   4.       Lysergic acid.
- 28                   5.       Lysergic acid amide.
- 29                   6.       Methyprylon.
- 30                   7.       Pentazocine.
- 31                   8.       Sulfondiethylmethane.
- 32                   9.       Sulfonethylmethane.

- 1                   10.     Sulfonmethane.
- 2                   c.     Nalorphine.
- 3                   d.     Any material, compound, mixture, or preparation containing limited  
4 quantities of any of the following narcotic drugs, or any salts thereof:
- 5                   1.     Not more than 1.80 grams of codeine per 100 milliliters or not  
6 more than 90 milligrams per dosage unit, with an equal or greater quantity of an  
7 isoquinoline alkaloid of opium.
- 8                   2.     Not more than 1.80 grams of codeine per 100 milliliters or not  
9 more than 90 milligrams per dosage unit, with one or more active, nonnarcotic  
10 ingredients in recognized therapeutic amounts.
- 11                  3.     Not more than 300 milligrams of dihydrocodeinone per 100  
12 milliliters or not more than 15 milligrams per dosage unit, with a fourfold or greater  
13 quantity of an isoquinoline alkaloid of opium.
- 14                  4.     Not more than 300 milligrams of dihydrocodeinone per 100  
15 milliliters or not more than 15 milligrams per dosage unit, with one or more active,  
16 nonnarcotic ingredients in recognized therapeutic amounts.
- 17                  5.     Not more than 1.80 grams of dihydrocodeine per 100 milliliters  
18 or not more than 90 milligrams per dosage unit, with one or more active, nonnarcotic  
19 ingredients in recognized therapeutic amounts.
- 20                  6.     Not more than 300 milligrams of ethylmorphine per 100  
21 milliliters or not more than 15 milligrams per dosage unit, with one or more active,  
22 nonnarcotic ingredients in recognized therapeutic amounts.
- 23                  7.     Not more than 500 milligrams of opium per 100 milliliters or  
24 per 100 grams, or not more than 25 milligrams per dosage unit, with one or more  
25 active, nonnarcotic ingredients in recognized therapeutic amounts. Not more than  
26 100 milligrams of opium per 100 milliliters or per 100 grams, or not more than 5  
27 milligrams per dosage unit.
- 28                  8.     Not more than 50 milligrams of morphine per 100 milliliters or  
29 per 100 grams with one or more active, nonnarcotic ingredients in recognized  
30 therapeutic amounts.
- 31                  e.     Any compound, mixture or preparation or any salt thereof and one or  
32 more other active medicinal ingredients which are not listed in another schedule  
33 containing:
- 34                   1.     Amobarbital.
- 35                   2.     Secobarbital.
- 36                   3.     Pentobarbital.

1           f.       Any suppository dosage form or salt thereof, if not combined with one  
2 or more active medicinal ingredients which are listed in another schedule, containing:

3                   1.       Amobarbital.

4                   2.       Secobarbital.

5                   3.       Pentobarbital.

6           g.       Anabolic steroid.

7           H.       KETAMINE, ITS SALTS, ISOMERS, AND SALTS OF ISOMERS.

8           I.       DRONABINOL (SYNTHETIC) IN SESAME OIL AND ENCAPSULATED IN A  
9 SOFT GELATIN CAPSULE IN A U.S. FOOD AND DRUG ADMINISTRATION APPROVED  
10 PRODUCT.

11       SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
12 July 1, 2000.