

DISTRICT OF COLUMBIA OFFICIAL CODE
TITLE 48. FOOD AND DRUGS
SUBTITLE III. ILLEGAL DRUGS
CHAPTER 9. CONTROLLED SUBSTANCES
UNIT A. CONTROLLED SUBSTANCES ACT

SUBCHAPTER II. STANDARDS AND SCHEDULES

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SUBCHAPTER II. STANDARDS AND SCHEDULES

§ 48-902.01 Administration.

(a) The Mayor shall administer this chapter and, with provision for public notice and comment, may add substances to or delete or reschedule all substances enumerated in the schedules in § 48-902.04, § 48-902.06, § 48-902.08, § 48-902.10, or § 48-902.12 pursuant to subchapter I of Chapter 5 of Title 2 and pursuant to the procedures set forth in this chapter. In making a determination regarding a substance, the Mayor shall consider the following:

- (1) The actual or relative potential for abuse;
- (2) The scientific evidence of its pharmacological effect, if known;
- (3) The state of current scientific knowledge regarding the substance;
- (4) The history and current pattern of abuse;

- (5) The scope, duration, and significance of abuse;
- (6) The risk to the public health;
- (7) The potential of the substance to produce psychological or physiological dependence;
and
- (8) Whether the substance is an immediate precursor of a substance already controlled under this subchapter.

(b) After considering the factors enumerated in subsection (a) of this section and after complying with subchapter I of Chapter 5 of Title 2, the Mayor shall make findings with respect to the factors and issue a rule either controlling the substance if the Mayor finds that the substance has a potential for abuse or deleting the substance if the Mayor finds that the substance does not have a potential for abuse.

(c) If the Mayor designates a substance as an immediate precursor, substances which are precursors of the controlled precursor shall not be subject to control solely because they are precursors of the controlled precursor.

(d) If any substance is designated, rescheduled, or deleted as a controlled substance under federal law, the Mayor may similarly propose to control or delete the substance under this chapter pursuant to subsections (a) and (b) of this section.

(e) Authority to control under this section does not extend to tobacco or to distilled spirits, wine, or malt beverages, as those terms are defined or used in § 25-103.

§ 48-902.02 Nomenclature.

The controlled substances listed or to be listed in the schedules in §§ 48-902.04, 48-902.06, 48-902.10 and 48-902.12 are included by whatever official, common, usual, chemical, or trade name designated.

§ 48-902.03 Schedule I tests.

The Mayor shall place a substance in Schedule I if the Mayor finds that the substance:

- (1) Has high potential for abuse; and
- (2) Has no accepted medical use in treatment in the United States or in the District of Columbia or lacks accepted safety for use in treatment under medical supervision.

§ 48-902.04 Schedule I enumerated.

The controlled substances listed in this section are included in Schedule I, unless and until removed therefrom pursuant to § 48-902.01:

(1) Unless specifically excepted or unless listed in another schedule, any of the following opiates, including their isomers, esters, ethers, salts, and salts of isomers, esters, and ethers, whenever the existence of these isomers, esters, ethers and salts is possible within the specific chemical designation:

(A) Acetylmethadol;

(B) Allylprodine;

(C) Alphacetylmethadol (except levo-alphacetylmethadol, also known as levoalphaacetylmethadol, levomethadyl, acetate, or LAAM);

(D) Alphameprodine;

(E) Alphamethadol;

(F) Benzethidine;

(G) Betacetylmethadol;

(H) Betameprodine;

(I) Betamethadol;

(J) Betaprodine;

(K) Clonitazene;

(L) Dextromoramide;

(M) Diampromide;

(N) Diethylthiambutene;

(O) Difenoxin;

- (P) Dimenoxadol;
- (Q) Dimepheptanol;
- (R) Diamethylthiambutene;
- (S) Dioxaphetylbutyrate;
- (T) Dipipanone;
- (U) Ethylmethylthiambutene;
- (V) Etonitazene;
- (W) Etoxidine;
- (X) Furethidine;
- (Y) Hydroxypethidine;
- (Z) Ketobemidone;
- (AA) Levomoramide;
- (BB) Levophenacymorphan;
- (CC) Morpheridine;
- (DD) Noracymethadol;
- (EE) Norlevorphanol;
- (FF) Normethadone;
- (GG) Norpipanone;
- (HH) Phenadoxone;
- (II) Phenampromide;

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(JJ) Phenomorphan;

(KK) Phenoperidine;

(LL) Piritramide;

(MM) Propheptazine;

(NN) Properidine

(OO) Propiram;

(PP) Racemoramide;

(QQ) Thiopene:

(RR) Trimeperidine;

(SS) Acetyl-Alpha-Methylfentanyl;

(TT) Alphe-methylfentanyl;

(UU) Alpha-Methylthiofentanyl;

(VV) Beta-hydroxyfentanyl;

(WW) Beta-hydroxy-3-Methylfentanyl;

(XX) 3-Methylfentanyl;

(YY) 3-Methylthiofentanyl;

(ZZ) MPPP;

(AAA) Para-fluorofentanyl;

(BBB) PEPAP;

(CCC) Thiofentanyl; and

(DDD) Tilidine;

(2) Unless specifically excepted or unless listed in another schedule, any of the following opium derivatives, its salts, isomers, and salts of isomers, whenever the existence of these salts, isomers, and salts of isomers is possible within the specific chemical designation:

(A) Acetorphine;

(B) Acetyldihydrocodeine;

(C) Benzylmorphine;

(D) Codeine methylbromide;

(E) Codeine-N-Oxide;

(F) Cyprenorphine;

(G) Desomorphine;

(H) Dihydromorphine;

(I) Drotepanol;

(J) Etorphine (except hydrochloride salt);

(K) Diacetylated morphine (heroin);

(L) Hydromorphinol;

(M) Methyldesorphine;

(N) Methyldihydromorphine;

(O) Morphine methylbromide;

(P) Morphine methylsulfonate;

(Q) Morphine-N-Oxide;

(R) Myorphine;

(S) Nicocodeine;

(T) Nicomorphine;

(U) Normorphine;

(V) Pholcodine; and

(W) Thebacon;

(3) Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following hallucinogenic substances, its salts, isomers, and salts of isomers, whenever the existence of these salts, isomers, and salts of isomers is possible within the specific chemical designation (for purposes of this paragraph only, the term "isomer" includes the optical, position, and geometric isomers):

(A) 4-bromo-2, 5-dimethoxyamphetamine;

(B) 2, 5 dimethoxyamphetamine;

(C) 4-methoxyamphetamine;

(D) 5-methoxy-3, 4-methylenedioxy and amphetamine;

(E) 4-methyl-2, 5-dimethoxyamphetamine;

(F) 3,4-methylenedioxyamphetamine[MDA];

(G) 3, 4, 5-trimethoxy amphetamine;

(H) Bufotenine;

(I) Diethyltryptamine;

(J) Dimethyltryptamine;

(K) Ethylamide analog of phencyclidine, PCE;

(L) Ibogaine;

(M) Lysergic acid diethylamide;

(N) Mescaline;

(O) Peyote;

(P) N-ethyl-3-piperidyl benzilate;

(Q) N-methyl-3-piperdyl benzilate;

(R) Psilocybin;

(S) Psilocyn;

(T) Pyrrolidine analog of phenycyclidine, PCPY;

(U) Thiophene analog of phencyclidine;

(V) Repealed;

(W) Parahexyl;

(X) 4-bromo-2, 5-dimthoxyphenthylamine; and

(Y) 3,4-methylenedioxymethamphetamine [MDMA]

(4) Unless specifically excepted or unless listed in another schedule, any material, compound, or 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:

(A) Mecloqualone; and

(B) Methaqualone; and

(5) Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a stimulate effect on the central nervous system, including its salts, isomers, and salts of isomers:

(A) Fenethyline; and

(B) N-ethylamphetamine.

§ 48-902.05 Schedule II tests.

The Mayor shall place a substance in Schedule II if the Mayor finds that:

(1) The substance has high potential for abuse;

(2) The substance has currently accepted medical use in treatment in the United States or The District of Columbia, or currently accepted medical use, with severe restrictions; and

(3) The abuse of the substance may lead to severe psychological or physical dependence.

§ 48-902.06 Schedule II enumerated.

The controlled substances listed in this section are included in Schedule II unless and until removed therefrom pursuant to § 48-902.01:

(1) Unless specifically excepted or unless listed in another schedule, any of the following substances, whether produced directly or indirectly by extraction from substances of vegetable origin, or independently by means of chemical synthesis, or by combination of extraction and chemical synthesis:

(A) Opium and opiate, and any salt, compound, derivative, or preparation of opium or opiate, excluding apomorphine, dextrophan, nalbuphine, naloxone, naltrexone, and their respective salts, but including the following:

(i) Raw opium;

(ii) Opium extracts;

(iii) Opium fluid extracts;

(iv) Powdered opium;

(v) Granulated opium;

(vi) Tincture of opium;

(vii) Codeine;

(viii) Ethylmorphine;

(ix) Etorphine Hydrochloride;

(x) Hydrocodone;

(xi) Metopon;

(xii) Morphine;

(xiii) Oxycodone;

(xiv) Oxymorphone;

(xv) Thebaine;

(xvi) Hydromorphone;

(xvii) Dihydrocodeine;

(xviii) Sufentanil;

(xix) Alfentanil; and

(xx) Carfentanil;

(B) Any salt, compound, derivative, or preparation thereof which is chemically equivalent or identical with any of the substances referred to in subparagraph (A) of this paragraph, but not including the isoquinoline alkaloids of opium;

(C) Opium poppy and poppy straw;

(D) Coca leaves, except coca leaves or extracts of coca leaves from which cocaine, ecgonine, or derivatives of ecgonine or their salts have been removed; cocaine, its salts, optical and geometric isomers, and salts of isomers; or any compound, mixture, or preparation that contains any substance referred to in this paragraph;

(E) Concentrate of poppy straw (the crude extract of poppy straw in either liquid, solid, or powder form which contains the phenanthrene alkaloids of the opium poppy);

(F) Hashish; and

(G) Synthetic Tetrahydrocannabinols: Chemical equivalents of the substances contained in the plant, or in the resinous extractives of Cannabis, and synthetic substances, derivatives, and their isomers with similar chemical structure and pharmacological activity such as the following:

- (i) Delta 1 cis or trans tetrahydrocannabinol, and their optical isomers;
- (ii) Delta 6 cis or trans tetrahydrocannabinol, and their optical isomers; or
- (iii) Delta 3, 4 cis or trans tetrahydrocannabinol, and its optical isomers (compounds of these structures, regardless of numerical designation of atomic positions covered);

(2) Unless specifically excepted or unless in another schedule, any of the following opiates, including their isomers, esters, ethers, salts, and salts of isomers, whenever the existence of these isomers, esters, ethers, and salts is possible within the specific chemical designation, dextrophan excepted:

- (A) Alphaprodine;
- (B) Anileridine;
- (C) Bezitramide;
- (D) Biphentamine;
- (E) Diphenoxylate;
- (F) Eskatrol;
- (G) Fentanyl;
- (H) Fetamine;
- (I) Isomethadone;
- (J) Levo-alpha-acetylmethadol, also known as levo-alpha-acetylmethadol, levomethadyl

acetate, or LAAM;

(K) Levomethorphan;

(L) Levorphanol;

(M) Metazocine;

(N) Methadone;

(O) Methadone-Intermediate, 4-cyano-2-dimethylamino-4, 4-diphenyl butane;

(P) Moramide-Intermediate, 2-methyl-3-morpholino-1, 1-diphenyl-propane-carboxylic acid;

(Q) Pethidine (meperidine);

(R) Pethidine-Intermediate-A, 4-cyano-1-methyl-4-phenylpiperidine;

(S) Pethidine-Intermediate-B, ethyl-4-phenylpiperidine-4-carboxylate;

(T) Pethidine-Intermediate-C, 1-methyl-4-phenylpiperidine-4-carboxylic acid;

(U) Phenazocine;

(V) Piminodine;

(W) Racemethorphan; and

(X) Racemorphan;

(1) Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a stimulate effect on the central nervous system:

(A) Amphetamine, its salts, optical isomers, and salts of its optical isomers;

(B) Methamphetamine, its salts, isomers, and salts of its isomers;

(C) Phenmetrazine and its salts;

(D) Methylphenidate and its salts;

(E) Repealed;

(F) Amphetamine/methamphetamine immediate precursor: Phenyl acetone (Phenyl-2-propanone), P2P; and

(4) Unless specifically excepted or unless listed in another schedule, 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:

(A) Methagualone;

(B) Amobarbital;

(C) Secobarbital;

(D) Pentobarbital;

(E) Phencyclidine;

(F) Phencyclidine immediate precursors:

(i) 1-phenylecyclohexylamine

(ii) 1-piperidinocyclohexanecarbonitrile (PCC);

(G) Dronabianol;

(H) Nabilone; and

(I) Glutethimide.

§ 48-902.07 Schedule III tests.

The Mayor shall place a substance in Schedule III if the Mayor finds that:

(1) The substance has a potential for abuse less than the substances listed in Schedules I and II;

(2) The substance has currently accepted medical use in treatment in the United States or the District of Columbia; and

(3) The abuse of the substance may lead to moderate or low physical dependence or high psychological dependence.

§ 48-902.08 Schedule III enumerated.

(a) The controlled substances listed in this section are included in Schedule III, unless and until removed therefrom pursuant to § 48-902.01:

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

(A) Those compounds, mixtures, or preparations in dosage unit form containing any stimulate substances listed in Schedule II which compounds, mixtures, or preparations were listed on August 25, 1971, as excepted compounds under § 1308.32 of the Code of Federal Regulations, and any other drug of the quantitative composition shown in that list for those drugs or which is the same excepted that it contains a lesser quantity of controlled substances;

(B) Benzphetamine;

(C) Chlorphentermine;

(D) Mazindol; and

(E) Phendimetrazine;

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

(A) Any compound, mixture, or preparation containing:

(i) Amobarbital;

(ii) Secobarbital; or

(iii) Pentobarbital; or any salt thereof and 1 or more other active medicinal ingredients which are not listed in any schedule;

(B) Any suppository dosage form containing:

(i) Amobarbital;

(ii) Secobarbital;

(iii) Pentobarbital; or any salt of any of these drugs and approved by the Food and Drug Administration for marketing only as a suppository;

(C) Any substance which contains any quantity of a derivative of barbituric acid, or any salt of a derivative of barbituric acid:

(i) Chlorhexadol;

(iii) Lysergic acid;

(iv) Lysergic acid amide;

(v) Methypylon;

(vi) Sulfondiethylmethane;

(vii) Sulfonethylmethane;

(viii) Sulfonmethane;

(ix) Tiletamine & Zolazepam Combination Product; and

(x) Vinbarbital;

(3) Nalorphine;

(4) Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation containing limited quantities of any of the following narcotic drugs, or any salts thereof:

- (A) Not more than 1.8 grams of codeine per 100 milliliters or not more than 90 milligrams per dosage unit, with an equal or greater quantity of an isoquinoline alkaloid of opium;
- (B) Not more than 1.8 grams of codeine per 100 milliliters or not more than 90 milligrams dosage unit, with 1 or more active, nonnarcotic ingredients in recognized therapeutic amounts;
- (C) Not more than 300 milligrams of dihydrocodeinone per 100 milliliters or not more than 15 milligrams per dosage unit, with a 4-fold or greater quantity of an isoquinoline alkaloid of opium;
- (D) Not more than 300 milligrams of dihydrocodeinone per 100 milliliters or not more than 15 milligrams per dosage unit, with 1 or more active, nonnarcotic ingredients in recognized therapeutic amounts;
- (E) Not more than 1.8 grams of dihydrocodeine per 100 milliliters or not more than 90 milligrams per dosage unit, with 1 or more active, nonnarcotic ingredients in recognized therapeutic amounts;
- (F) Not more than 300 milligrams of ethylmorphine per 100 milliliters or not more than 15 milligrams per dosage unit, with 1 or more ingredients in recognized therapeutic amounts;
- (G) Not more than 500 milligrams of opium per 100 milliliters or per 100 grams with or not more than 25 milligrams per dosage unit, with 1 or more active, nonnarcotic ingredients in recognized therapeutic amounts; and
- (H) Not more than 50 milligrams of morphine per 100 milliliters or per 100 grams with 1 or more active, nonnarcotic ingredients in recognized therapeutic amounts;
- (5) Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation containing any quantity of the following substances, drug or hormonal substance, chemically and pharmacologically related to testosterone (other than estrogens, progesterons, and corticosteroids) that promotes muscle growth and includes:
- (A) Boldenone;

- (B) Chlortestosterone (4-chlortestosterone);
- (C) Clostebol;
- (D) Dehydrochlormethyltestosterone;
- (E) Dihydrotestosterone (4-dihydrotestosterone);
- (F) Drostanolone;
- (G) Ethylestrenol;
- (H) Fluoxymesterone;
- (I) Formebolone (formebolone);
- (J) Mesterolone;
- (K) Methandienone;
- (L) Methandranone;
- (M) Methandriol;
- (N) Methandrostenolone;
- (O) Methenolone;
- (P) Methyltestosterone;
- (Q) Mibolerone;
- (R) Nandrolone;
- (S) Norethandrolone;
- (T) Oxandrolone;
- (U) Oxymesterone;

(V) Oxymetholone;

(W) Stanolone;

(X) Stanozolol;

(Y) Testolactone;

(Z) Testosterone;

(AA) Trenbolone; and

(BB) Any salt, ester or isomer of a drug or substance described or listed in this paragraph, if that salt, ester, or isomer promotes muscle growth. Except such term does not include an anabolic steroid which is expressly intended for administration through implants to cattle or other nonhuman species and which has been approved by Secretary of Health and Human Services for such administration. If any person prescribes, dispenses or distributes such steroid for human use such person shall be considered to have prescribed, dispensed or distributed an anabolic steroid within the meaning of this paragraph; and

(6) Cannabis.

(b) The Mayor may except by rule any compound, mixture, or preparation containing any stimulant or depressant substance listed in paragraphs (1) and (2) of subsection (a) of this section from the application of all or any part of this chapter if the compound, mixture, or preparation contains 1 or more active medicinal ingredients not having a stimulant or depressant effect on the central nervous system, and if the admixtures are included therein in combinations, quantity, proportion, or concentration that vitiate the potential for abuse of the substances which have a stimulate or depressant effect on the central nervous system.

§ 48-902.09 Schedule IV tests.

The Mayor shall place a substance in Schedule IV if the Mayor finds that:

(1) The substance has a low potential for abuse relative to substances in Schedule III;

(2) The substance has currently accepted medical use in treatment in the United States or the District of Columbia; and

(3) The abuse of the substance may lead to limited physical dependence or psychological

dependence relative to the substances in Schedule III.

§ 48-902.10 Schedule IV enumerated.

(a) The controlled substances listed in this section are included in Schedule IV, unless and until removed therefrom pursuant to § 48-902.01:

(1) 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:

(A) Barbital;

(B) Chloral betaine;

(C) Chloral Hydrate;

(D) Chlordiazepoxide;

(E) Clonazepam;

(F) Clorazepate;

(G) Dextropropoxyphene;

(H) Diazepam;

(I) Ethchlorvynol;

(J) Ethinamate;

(K) Flurazepam;

(L) Lorazepam;

(M) Mebutamate;

(N) Meprobamate;

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(O) Methohexital;

(P) Methylphenobarbital (mephobarbital);

(Q) Oxazepam;

(R) Paraldehyde;

(S) Peterichloral;

(T) Phenobarbital;

(U) Prazepam;

(V) Alprazolam;

(W) Bromazepam;

(X) Camazepam;

(Y) Clobazam;

(Z) Clotiazepam;

(AA) Cloxazolam;

(BB) Delorazepam;

(CC) Estazolam;

(DD) Ethyl Loflazepate;

(EE) Fludiazepam;

(FF) Flunitrazepam;

(GG) Halazepam;

(HH) Haloxazolam;

- (II) Ketazolam;
- (JJ) Loprazolam;
- (KK) Lormetazepam;
- (LL) Medazepam;
- (MM) Midazolam;
- (NN) Nimetazepam;
- (OO) Nitrazepam;
- (PP) Oxazolam;
- (QQ) Omitted;
- (RR) Pinazepam;
- (SS) Quazepam;
- (TT) Temazepam;
- (UU) Tetrazepam; and
- (VV) Triazolam;

(2) Any material, compound, mixture, or preparation which contains any quantity of the following substances, including its salts, isomers (whether optical, position, or geometric), and salts of such isomers, whenever the existence of such salts, isomers, and salts of isomers is possible, such as Fenfluramine;

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

- (A) Diethylpropion;

(B) Phentermine;

(C) Pemoline (including organomeallic complexes and chelates thereof);

(D) Cathine;

(E) Fencamfimin;

(F) Fenproporex;

(G) Mefenorex;

(H) Pipradrol; and

(I) SPA;

(4) 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:

(A) Dextropropoxyphene (Alpha-(+)-4-dimethylamino-1), 2-diphenyl-1-3-methyl-2 propionoxybutane; and

(B) Pentazocine; and

(5) Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation containing limited quantities of any of the following narcotic drugs, or any salts thereof of not more than 1 milligram of difenoxin and not less than 25 micrograms of atropine sulfate per dosage unit.

(b) The Mayor may except by rule any compound, mixture, or preparation containing any depressant substance listed in paragraph (1) of subsection (a) of this section from the application of all or any part of this chapter of the compound, mixture, or preparation contains 1 or more active medicinal ingredients not having a depressant effect on the central nervous system, and if the admixtures are included therein in combinations, quantity, proportion, or concentration that vitiate the potential for abuse of the substances which have a depressant effect on the central nervous system.

§ 48-902.11 Schedule V tests.

The Mayor shall place a substance in Schedule V if the Mayor finds that:

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(1) The substance has low potential for abuse relative to the controlled substances listed in Schedule IV;

(2) The substance has currently accepted medical use in treatment in the United States or the District of Columbia; and

(3) The substance has limited physical dependence or psychological dependence liability relative to the controlled substances listed in Schedule IV.

§ 48-902.12 Schedule V enumerated.

The controlled substances listed in this section are included in Schedule V unless and until removed therefrom pursuant to § 48-902.01.

(1) Any compound, mixture, or preparation containing limited quantities of any of the following narcotic drugs, or salts thereof, which also contains 1 or more non-narcotic active medicinal ingredients in sufficient proportion to confer upon the compound, mixture, or preparation valuable medicinal qualities other than those possessed by the narcotic drug alone:

(A) Not more than 200 milligrams of codeine per 100 milliliters or per 100 grams;

(B) Not more than 100 milligrams of opium per 100 milliliters or per 100 grams;

(C) Not more than 100 milligrams of dihydrocodeine per 100 milliliters or per 100 grams;

(D) Not more than 100 milligrams of ethylmorphine per 100 milliliters or per 100 grams;

(E) Not more than 2.5 milligrams of diphenoxylate and not less than 25 micrograms of atropine sulfate per dosage unit; and

(F) Not more than 0.5 milligrams of difenopin and not less than 25 micrograms of atropine sulfate per dosage unit;

(2) Repealed;

(3) Deleted upon adoption of rule in 34 DCMR 4370 on July 10, 1987;

(4) Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation containing any of the following narcotic drugs and their salts, as set forth below: Buprenorphine;

(5) Prophyllhexedrine; and

(6) Pyrovalerone.

§ 48-902.13 Revising and republishing of schedules.

The Mayor shall revise and republish the schedules semiannually for 2 years from August 5, 1981, and thereafter annually. The published schedules may include the brand or trade names of the substances controlled:

§ 48-902.14 Treatment of controlled substance analogues.

(a) A controlled substances analogue shall, to the extent intended for human consumption, be treated for the purposes of any District of Columbia law as a controlled substance in Schedule I.

(b) Except as provided in subsection (c) of this section, the term "controlled analogue" means:

(1) A substance with a chemical structure that is substantially similar to the chemical structure of a controlled substance in Schedule I or II;

(2) A substance that has a stimulate, depressant, or hallucinogenic effect on the central nervous system of a controlled substance in Schedule I and II; or

(3) A substance that, with respect to a particular person, is represented to have or is intended to have a stimulate, depressant, or hallucinogenic effect on the central nervous system that is substantially similar to, or greater than the stimulate, depressant, or hallucinogenic effect on the central nervous system of a controlled substance in Schedule I or II.

(c) Such term does not include:

(1) A controlled substance;

(2) Any substance for which there is an approved new drug application;

(3) With respect to a particular person any substance, if an exemption is in effect for investigational use, for that person, under § 505 of the Federal Food, Drug, and Cosmetic Act, approved June 25, 1938 (52 Stat. 1052, 21 U.S.C. § 355) to the extent conduct with respect to such substance is pursuant to such exemption; or

(4) Any substance to the extent not intended for human consumption before such an exemption takes effect with respect to that substance.