

HOUSE BILL No. 1562

DIGEST OF INTRODUCED BILL

Citations Affected: IC 25-1; IC 25-15-9-11; IC 25-22.5-2-8; IC 35-48-2.

Synopsis: Professional licensing matters. Requires individuals who hold professional licenses issued by the professional licensing agency (agency) to notify the professional licensing board (board) of any criminal convictions not later than 90 days after the entry of an order or judgment. Allows the agency to delay issuing a license renewal for up to 120 days. (Current law allows up to 90 days.) Removes provisions concerning matters voted on by the funeral and cemetery board. Adds "hydrocodone combination products" to the list of schedule II controlled substances. Adds "tramadol" to the list of schedule IV controlled substances. Creates a civil penalty for failure to complete or timely transmit a pregnancy termination form.

Effective: July 1, 2015.

Zent, Bacon, Davisson

January 20, 2015, read first time and referred to Committee on Public Health.



First Regular Session of the 119th General Assembly (2015)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2014 Regular Session and 2014 Second Regular Technical Session of the General Assembly.

HOUSE BILL No. 1562



A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 25-1-1.1-1, AS AMENDED BY P.L.155-2011,
2 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2015]: Sec. 1. (a) Except as provided under sections 2 through
4 5 of this chapter, a license or certificate of registration that an
5 individual is required by law to hold to engage in a business,
6 profession, or occupation may not be denied, revoked, or suspended
7 because the applicant or holder has been convicted of an offense. The
8 acts from which the applicant's or holder's conviction resulted may,
9 however, be considered as to whether the applicant or holder should be
10 entrusted to serve the public in a specific capacity.

11 (b) **An individual licensed or certified under this article shall,**
12 **not later than ninety (90) days after the entry of an order or**
13 **judgment, notify the board in writing of any misdemeanor or**
14 **felony criminal conviction, except traffic related misdemeanors**
15 **other than operating a motor vehicle under the influence of a drug**



1 **or alcohol. A certified copy of the order or judgment with a letter**
2 **of explanation must be submitted to the board along with the**
3 **written notice.**

4 SECTION 2. IC 25-1-5-4, AS AMENDED BY P.L.3-2014,
5 SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
6 JULY 1, 2015]: Sec. 4. (a) The agency shall employ necessary staff,
7 including specialists and professionals, to carry out the administrative
8 duties and functions of the boards, including but not limited to:

- 9 (1) notice of board meetings and other communication services;
10 (2) recordkeeping of board meetings, proceedings, and actions;
11 (3) recordkeeping of all persons licensed, regulated, or certified
12 by a board;
13 (4) administration of examinations; and
14 (5) administration of license or certificate issuance or renewal.

15 (b) In addition, the agency:

- 16 (1) shall prepare a consolidated statement of the budget requests
17 of all the boards described in IC 25-0.5-5;
18 (2) may coordinate licensing or certification renewal cycles,
19 examination schedules, or other routine activities to efficiently
20 utilize agency staff, facilities, and transportation resources, and to
21 improve accessibility of board functions to the public;
22 (3) may consolidate, where feasible, office space, recordkeeping,
23 and data processing services; and
24 (4) shall operate and maintain the electronic registry of
25 professions established under IC 25-1-5.5.

26 (c) In administering the renewal of licenses or certificates under this
27 chapter, the agency shall send a notice of the upcoming expiration of
28 a license or certificate to each holder of a license or certificate at least
29 sixty (60) days before the expiration of the license or certificate. The
30 notice must inform the holder of the license or certificate of the need
31 to renew and the requirement of payment of the renewal fee. If this
32 notice of expiration is not sent by the agency, the holder of the license
33 or certificate is not subject to a sanction for failure to renew if, once
34 notice is received from the agency, the license or certificate is renewed
35 within forty-five (45) days after receipt of the notice.

36 (d) In administering an examination for licensure or certification,
37 the agency shall make the appropriate application forms available at
38 least thirty (30) days before the deadline for submitting an application
39 to all persons wishing to take the examination.

40 (e) The agency may require an applicant for license renewal to
41 submit evidence proving that:

- 42 (1) the applicant continues to meet the minimum requirements for



- 1 licensure; and
 2 (2) the applicant is not in violation of:
 3 (A) the statute regulating the applicant's profession; or
 4 (B) rules adopted by the board regulating the applicant's
 5 profession.
 6 (f) The agency shall process an application for renewal of a license
 7 or certificate:
 8 (1) not later than ten (10) days after the agency receives all
 9 required forms and evidence; or
 10 (2) within twenty-four (24) hours after the time that an applicant
 11 for renewal appears in person at the agency with all required
 12 forms and evidence.
 13 This subsection does not require the agency to issue a renewal license
 14 or certificate to an applicant if subsection (g) applies.
 15 (g) The agency may delay issuing a license renewal for up to ~~ninety~~
 16 ~~(90)~~ **one hundred twenty (120)** days after the renewal date for the
 17 purpose of permitting the board to investigate information received by
 18 the agency that the applicant for renewal may have committed an act
 19 for which the applicant may be disciplined. If the agency delays issuing
 20 a license renewal, the agency shall notify the applicant that the
 21 applicant is being investigated. Except as provided in subsection (h),
 22 before the end of the ~~ninety (90)~~ **one hundred twenty (120)** day
 23 period, the board shall do one (1) of the following:
 24 (1) Deny the license renewal following a personal appearance by
 25 the applicant before the board.
 26 (2) Issue the license renewal upon satisfaction of all other
 27 conditions for renewal.
 28 (3) Issue the license renewal and file a complaint under IC 25-1-7.
 29 (4) Request the office of the attorney general to conduct an
 30 investigation under subsection (i) if, following a personal
 31 appearance by the applicant before the board, the board has good
 32 cause to believe that there has been a violation of IC 25-1-9-4 by
 33 the applicant.
 34 (5) Upon agreement of the applicant and the board and following
 35 a personal appearance by the applicant before the board, renew
 36 the license and place the applicant on probation status under
 37 IC 25-1-9-9.
 38 (h) If an individual fails to appear before the board under subsection
 39 (g), the board may take action on the applicant's license allowed under
 40 subsection (g)(1), (g)(2), or (g)(3).
 41 (i) If the board makes a request under subsection (g)(4), the office
 42 of the attorney general shall conduct an investigation. Upon completion



1 of the investigation, the office of the attorney general may file a
 2 petition alleging that the applicant has engaged in activity described in
 3 IC 25-1-9-4. If the office of the attorney general files a petition, the
 4 board shall set the matter for a hearing. If, after the hearing, the board
 5 finds the practitioner violated IC 25-1-9-4, the board may impose
 6 sanctions under IC 25-1-9-9. The board may delay issuing the renewal
 7 beyond the ~~ninety (90)~~ **one hundred twenty (120)** days after the
 8 renewal date until a final determination is made by the board. The
 9 applicant's license remains valid until the final determination of the
 10 board is rendered unless the renewal is denied or the license is
 11 summarily suspended under IC 25-1-9-10.

12 (j) The license of the applicant for a license renewal remains valid
 13 during the ~~ninety (90)~~ **one hundred twenty (120)** day period unless the
 14 license renewal is denied following a personal appearance by the
 15 applicant before the board before the end of the ~~ninety (90)~~ **one**
 16 **hundred twenty (120)** day period. If the ~~ninety (90)~~ **one hundred**
 17 **twenty (120)** day period expires without action by the board, the
 18 license shall be automatically renewed at the end of the ~~ninety (90)~~ **one**
 19 **hundred twenty (120)** day period.

20 (k) Notwithstanding any other statute, the agency may stagger
 21 license or certificate renewal cycles. However, if a renewal cycle for a
 22 specific board or committee is changed, the agency must obtain the
 23 approval of the affected board or committee.

24 (l) An application for a license, certificate, registration, or permit is
 25 abandoned without an action of the board, if the applicant does not
 26 complete the requirements to complete the application within one (1)
 27 year after the date on which the application was filed. However, the
 28 board may, for good cause shown, extend the validity of the application
 29 for additional thirty (30) day periods. An application submitted after
 30 the abandonment of an application is considered a new application.

31 SECTION 3. IC 25-1-8-8, AS ADDED BY P.L.197-2007,
 32 SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 33 JULY 1, 2015]: Sec. 8. (a) As used in this section, "board" has the
 34 meaning set forth in section 6(a) of this chapter.

35 (b) The licensing agency may delay reinstating a license, certificate,
 36 or registration for not more than ~~ninety (90)~~ **one hundred twenty (120)**
 37 days after the date the applicant applies for reinstatement of a license,
 38 certificate, or registration to permit the board to investigate information
 39 received by the licensing agency that the applicant for reinstatement
 40 may have committed an act for which the applicant may be disciplined.
 41 If the licensing agency delays reinstating a license, certificate, or
 42 registration, the licensing agency shall notify the applicant that the



1 applicant is being investigated. Except as provided in subsection (c),
 2 the board shall do one (1) of the following before the expiration of the
 3 ~~ninety (90)~~ **one hundred twenty (120)** day period:

4 (1) Deny reinstatement of the license, certificate, or registration
 5 following a personal appearance by the applicant before the
 6 board.

7 (2) Reinstatement the license, certificate, or registration upon
 8 satisfaction of all other requirements for reinstatement.

9 (3) Reinstatement the license and file a complaint under IC 25-1-7.

10 (4) Request the office of the attorney general to conduct an
 11 investigation under subsection (d) if, following a personal
 12 appearance by the applicant before the board, the board has good
 13 cause to believe that the applicant engaged in activity described
 14 in IC 25-1-9-4 or IC 25-1-11-5.

15 (5) Upon agreement of the applicant and the board and following
 16 a personal appearance by the applicant before the board, reinstate
 17 the license, certificate, or registration and place the applicant on
 18 probation status under IC 25-1-9-9 or IC 25-1-11-12.

19 (c) If an applicant fails to appear before the board under subsection
 20 (b), the board may take action as provided in subsection (b)(1), (b)(2),
 21 or (b)(3).

22 (d) If the board makes a request under subsection (b)(4), the office
 23 of the attorney general shall conduct an investigation. Upon completion
 24 of the investigation, the office of the attorney general may file a
 25 petition alleging that the applicant has engaged in activity described in
 26 IC 25-1-9-4 or IC 25-1-11-5. If the office of the attorney general files
 27 a petition, the board shall set the matter for a public hearing. If, after a
 28 public hearing, the board finds that the applicant violated IC 25-1-9-4
 29 or IC 25-1-11-5, the board may impose sanctions under IC 25-1-9-9 or
 30 IC 25-1-11-12. The board may delay reinstating a license, certificate,
 31 or registration beyond ~~ninety (90)~~ **one hundred twenty (120)** days
 32 after the date the applicant files an application for reinstatement of a
 33 license, certificate, or registration until a final determination is made
 34 by the board.

35 (e) The license, certificate, or registration of the applicant for
 36 license reinstatement remains invalid during the ~~ninety (90)~~ **one**
 37 **hundred twenty (120)** day period unless:

38 (1) the license, certificate, or registration is reinstated following
 39 a personal appearance by the applicant before the board before
 40 the end of the ~~ninety (90)~~ **one hundred twenty (120)** day period;

41 (2) the board issues a conditional license to the practitioner that
 42 is effective until the reinstatement is denied or the license is



1 reinstated; or

2 (3) the reinstatement is denied.

3 If the ~~ninety (90)~~ **one hundred twenty (120)** day period expires
4 without action by the board, the license, certificate, or registration shall
5 be automatically reinstated at the end of the ~~ninety (90)~~ **one hundred**
6 **twenty (120)** day period.

7 SECTION 4. IC 25-15-9-11 IS AMENDED TO READ AS
8 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 11. An official action
9 of the board is valid only if the action is adopted by at least six (6) of
10 the board's members. ~~However, cemetery members may not vote on any~~
11 ~~matter involving section 9 of this chapter, and funeral director~~
12 ~~members may not vote on any matter involving section 10 of this~~
13 ~~chapter. When either cemetery or funeral director members are~~
14 ~~ineligible to vote, an official action of the board is valid if the action is~~
15 ~~adopted by at least four (4) of the board's members.~~

16 SECTION 5. IC 25-22.5-2-8, AS AMENDED BY P.L.154-2012,
17 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
18 JULY 1, 2015]: Sec. 8. (a) The board shall implement a program to
19 investigate and assess a civil penalty of not more than one thousand
20 dollars (\$1,000) against a physician licensed under this article for the
21 following violations:

22 (1) Licensure renewal fraud.

23 (2) Improper termination of a physician and patient relationship.

24 (3) Practicing with an expired medical license.

25 (4) Providing office based anesthesia without the proper
26 accreditation.

27 (5) Failure to perform duties required for issuing birth or death
28 certificates.

29 (6) Failure to disclose, or negligent omission of, documentation
30 requested for licensure renewal.

31 **(7) Failure to complete or timely transmit a pregnancy**
32 **termination form under IC 16-34-2-5, with each failure**
33 **constituting a separate violation.**

34 (b) An individual who is investigated by the board and found by the
35 board to have committed a violation specified in subsection (a) may
36 appeal the determination made by the board in accordance with
37 IC 4-21.5.

38 (c) In accordance with the federal Health Care Quality Improvement
39 Act (42 U.S.C. 11132), the board shall report a disciplinary board
40 action that is subject to reporting to the National Practitioner Data
41 Bank. However, the board may not report board action against a
42 physician for only an administrative penalty described in subsection



1 (a). The board's action concerning disciplinary action or an
 2 administrative penalty described in subsection (a) shall be conducted
 3 at a hearing that is open to the public.

4 (d) The physician compliance fund is established to provide funds
 5 for administering and enforcing the investigation of violations specified
 6 in subsection (a). The fund shall be administered by the Indiana
 7 professional licensing agency.

8 (e) The expenses of administering the physician compliance fund
 9 shall be paid from the money in the fund. The fund consists of penalties
 10 collected through investigations and assessments by the board
 11 concerning violations specified in subsection (a). Money in the fund at
 12 the end of a state fiscal year does not revert to the state general fund.

13 SECTION 6. IC 35-48-2-6, AS AMENDED BY P.L.283-2013,
 14 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 15 JULY 1, 2015]: Sec. 6. (a) The controlled substances listed in this
 16 section are included in schedule II.

17 (b) Any of the following substances, except those narcotic drugs
 18 listed in other schedules, whether produced directly or indirectly by
 19 extraction from substances of vegetable origin, or independently by
 20 means of chemical synthesis, or by combination of extraction and
 21 chemical synthesis:

22 (1) Opium and opiate, and any salt, compound, derivative, or
 23 preparation of opium or opiate, excluding apomorphine,
 24 dextrorphan, nalbuphine, naloxone, naltrexone, and their
 25 respective salts but including:

26 (A) raw opium (9600);

27 (B) opium extracts (9610);

28 (C) opium fluid extracts (9620);

29 (D) powdered opium (9639);

30 (E) granulated opium (9640);

31 (F) tincture of opium (9630);

32 (G) codeine (9050);

33 (H) dihydroetorphine (9334);

34 (I) ethylmorphine (9190);

35 (J) etorphine hydrochloride (9059);

36 (K) hydrocodone (9193);

37 **(L) hydrocodone combination products (HCP);**

38 ~~(M)~~ **(M)** hydromorphone (9150);

39 ~~(N)~~ **(N)** metopon (9260);

40 ~~(O)~~ **(O)** morphine (9300);

41 ~~(P)~~ **(P)** oxycodone (9143);

42 ~~(Q)~~ **(Q)** oxymorphone (9652);



- 1 (⊕) (R) thebaine (9333); and
 2 (⊖) (S) oripavine.
 3 (2) Any salt, compound, isomer, derivative, or preparation thereof
 4 which is chemically equivalent or identical with any of the
 5 substances referred to in subdivision (b)(1) of this section, but not
 6 including the isoquinoline alkaloids of opium.
 7 (3) Opium poppy and poppy straw.
 8 (4) Cocaine (9041).
 9 (5) Concentrate of poppy straw (the crude extract of poppy straw
 10 in either liquid, solid, or powder form which contains the
 11 phenanthrene alkaloids of the opium poppy) (9670).
 12 (c) Opiates. Any of the following opiates, including their isomers,
 13 esters, ethers, salts, and salts of isomers, esters, and ethers whenever
 14 the existence of these isomers, esters, ethers, and salts is possible
 15 within the specific chemical designation:
 16 Alfentanil (9737)
 17 Alphaprodine (9010)
 18 Anileridine (9020)
 19 Bezitramide (9800)
 20 Bulk dextropropoxyphene (nondosage forms) (9273)
 21 Carfentanil (9743)
 22 Dihydrocodeine (9120)
 23 Diphenoxylate (9170)
 24 Fentanyl (9801)
 25 Isomethadone (9226)
 26 Levo-alpha-acetylmethadol (9648). Other names:
 27 Levo-alpha-acetylmethadol; levomethadyl acetate; and LAAM.
 28 Levomethorphan (9210)
 29 Levorphanol (9220)
 30 Metazocine (9240)
 31 Methadone (9250)
 32 Methadone-Intermediate, 4-cyano-2-dimethyl-amino-4,
 33 4-diphenyl butane (9254)
 34 Moramide-Intermediate, 2-methyl-3-morpholino-1,
 35 1-diphenylpropane- carboxylic acid (9802)
 36 Pethidine (Meperidine) (9230)
 37 Pethidine-Intermediate- A, 4-cyano-1-methyl-4-phenylpiperidine
 38 (9232)
 39 Pethidine-Intermediate-B, ethyl-4-phenylpiperidine-4-carboxylate
 40 (9233)
 41 Pethidine-Intermediate-C, 1-methyl-4-phenylpiperidine-4-carbo
 42 xylic acid (9234)



- 1 Phenazodine (9715)
 2 Piminodine (9730)
 3 Racemethorphan (9732)
 4 Racemorphan (9733)
 5 Remifentanil (9739)
 6 Sufentanil (9740)
 7 Tapentadol
- 8 (d) Stimulants. Any material compound, mixture, or preparation
 9 which contains any quantity of the following substances having a
 10 potential for abuse associated with a stimulant effect on the central
 11 nervous system:
- 12 (1) Amphetamine, its salts, optical isomers, and salts of its optical
 13 isomers (1100).
 14 (2) Methamphetamine, including its salts, isomers, and salts of its
 15 isomers (1105).
 16 (3) Phenmetrazine and its salts (1631).
 17 (4) Methylphenidate (1724).
 18 (5) Lisdexamfetamine, its salts, its isomers, and salts of its
 19 isomers.
- 20 (e) Depressants. Unless specifically excepted by rule of the board
 21 or unless listed in another schedule, any material, compound, mixture,
 22 or preparation which contains any quantity of the following substances
 23 having a depressant effect on the central nervous system, including its
 24 salts, isomers, and salts of isomers whenever the existence of such
 25 salts, isomers, and salts of isomers is possible within the specific
 26 chemical designation:
- 27 Amobarbital (2125)
 28 Glutethimide (2550)
 29 Pentobarbital (2270)
 30 Phencyclidine (7471)
 31 Secobarbital (2315)
- 32 (f) Immediate precursors. Unless specifically excepted by rule of the
 33 board or unless listed in another schedule, any material, compound,
 34 mixture, or preparation which contains any quantity of the following
 35 substances:
- 36 (1) Immediate precursor to amphetamine and methamphetamine:
 37 Phenylacetone (8501). Some trade or other names:
 38 phenyl-2-propanone; P2P; benzyl methyl ketone; methyl benzyl
 39 ketone.
 40 (2) Immediate precursors to phencyclidine (PCP):
 41 (A) 1-phenylcyclohexylamine (7460); or
 42 (B) 1-piperidinocyclohexanecarbonitrile (PCC) (8603).



- 1 (3) Immediate precursor to fentanyl:
 2 4-Anilino-N-Phenethyl-4-Piperidine (ANPP).
 3 (g) Hallucinogenic substances:
 4 Nabilone (7379). Other name: (+/-)-trans-3-
 5 (1,1-dimethylheptyl)-6, 6a, 7, 8, 10, 10a-hexahydro-1-hydroxy-6,
 6 6-dimethyl-9H-dibenzo [b,d] pyran-9-one.
 7 SECTION 7. IC 35-48-2-10, AS AMENDED BY P.L.283-2013,
 8 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 9 JULY 1, 2015]: Sec. 10. (a) The controlled substances listed in this
 10 section are included in schedule IV.
 11 (b) Narcotic drugs. Unless specifically excepted in a rule adopted
 12 by the board or unless listed in another schedule, any material,
 13 compound, mixture, or preparation containing any of the following
 14 narcotic drugs, or their salts calculated as the free anhydrous base or
 15 alkaloid, in the following limited quantities:
 16 (1) Not more than 1 milligram of difenoxin (9618) and not less
 17 than 25 micrograms of atropine sulfate per dosage unit.
 18 (2) Dextropropoxyphene (alpha- (+)-4-dimethylamino-1,2-
 19 diphenyl-3-methyl-2-propionoxybutane (9278).
 20 (c) Depressants. Unless specifically excepted in a rule adopted by
 21 the board or unless listed in another schedule, any material, compound,
 22 mixture, or preparation which contains any quantity of the following
 23 substances, including its salts, isomers, and salts of isomers whenever
 24 the existence of such salts, isomers, and salts of isomers is possible
 25 within the specific chemical designation:
 26 Alprazolam (2882).
 27 Barbitol (2145).
 28 Bromazepam (2748).
 29 Camazepam (2749).
 30 Carisoprodol.
 31 Chloral betaine (2460).
 32 Chloral hydrate (2465).
 33 Chlordiazepoxide (2744).
 34 Clobazam (2751).
 35 Clonazepam (2737).
 36 Clorazepate (2768).
 37 Clotiazepam (2752).
 38 Cloxazolam (2753).
 39 Delorazepam (2754).
 40 Diazepam (2765).
 41 Dichloralphenazone (2467).
 42 Estazolam (2756).



- 1 Ethchlorvynol (2540).
- 2 Ethinamate (2545).
- 3 Ethyl loflazepate (2758).
- 4 Fludiazepam (2759).
- 5 Flunitrazepam (2763).
- 6 Flurazepam (2767).
- 7 Fospropofol.
- 8 Halazepam (2762).
- 9 Haloxazolam (2771).
- 10 Ketazolam (2772).
- 11 Loprazolam (2773).
- 12 Lorazepam (2885).
- 13 Lormetazepam (2774).
- 14 Mebutamate (2800).
- 15 Medazepam (2836).
- 16 Meprobamate (2820).
- 17 Methohexital (2264).
- 18 Methylphenobarbital (mephobarbital) (2250).
- 19 Midazolam (2884).
- 20 Nimetazepam (2837).
- 21 Nitrazepam (2834).
- 22 Nordiazepam (2838).
- 23 Oxazepam (2835).
- 24 Oxazolam (2839).
- 25 Paraldehyde (2585).
- 26 Petrichloral (2591).
- 27 Phenobarbital (2285).
- 28 Pinazepam (2883).
- 29 Prazepam (2764).
- 30 Quazepam (2881).
- 31 Temazepam (2925).
- 32 Tetrazepam (2886).
- 33 **Tramadol.**
- 34 Triazolam (2887).
- 35 Zaleplon (2781).
- 36 Zolpidem (Ambien) (2783).
- 37 Zopiclone (2784).
- 38 (d) Fenfluramine. Any material, compound, mixture, or preparation
- 39 which contains any quantity of the following substances, including its
- 40 salts, isomers (whether optical, position, or geometric), and salts of
- 41 such isomers, whenever the existence of such salts, isomers, and salts
- 42 of isomers is possible.



- 1 Fenfluramine (1670).
- 2 (e) Stimulants. Unless specifically excepted in a rule adopted by the
3 board or unless listed in another schedule, any material, compound,
4 mixture, or preparation which contains any quantity of the following
5 substances having a stimulant effect on the central nervous system,
6 including its salts, isomers (whether optical, position, or geometric),
7 and salts of such isomers whenever the existence of such salts, isomers,
8 and salts of isomers is possible within the specific chemical
9 designation:
- 10 Cathine ((+)-norpseudoephedrine) (1230).
11 Diethylpropion (1610).
12 Fencamfamin (1760).
13 Fenproporex (1575).
14 Mazindol (1605).
15 Mefenorex (1580).
16 Modafinil (1680).
17 Phentermine (1640).
18 Pemoline (including organometallic complexes and chelates
19 thereof) (1530).
20 Pipradrol (1750).
21 Sibutramine (1675).
22 SPA ((-)-1-dimethylamino-1,2-diphenylethane (1635).
- 23 (f) Other substances. Unless specifically excepted or unless listed
24 in another schedule, any material, compound, mixture, or preparation
25 which contains any quantity of the following substances including its
26 salts:
- 27 Butorphanol (including its optical isomers) (9720).
28 Pentazocine (9709).
- 29 (g) The board may except by rule any compound, mixture, or
30 preparation containing any depressant substance listed in subsection
31 (b), (c), (d), (e), or (f) from the application of any part of this article if
32 the compound, mixture, or preparation contains one (1) or more active
33 medicinal ingredients not having a depressant effect on the central
34 nervous system, and if the admixtures are included therein in
35 combinations, quantity, proportion, or concentration that vitiate the
36 potential for abuse of the substances which have a depressant effect on
37 the central nervous system.

