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-hydroxy-cyclohexyl]-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).[3] also known as 4-methylmethcathinone (4-MMC), 4-methylephedrone.

b. 3,4-Methylenedioxypyrovalerone (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