

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2338 Session of
1984

INTRODUCED BY GLADECK, SAURMAN, REBER AND HAGARTY, JUNE 25, 1984

REFERRED TO COMMITTEE ON HEALTH AND WELFARE, JUNE 25, 1984

AN ACT

1 Amending the act of April 14, 1972 (P.L.233, No.64), entitled
2 "An act relating to the manufacture, sale and possession of
3 controlled substances, other drugs, devices and cosmetics;
4 conferring powers on the courts and the secretary and
5 Department of Health, and a newly created Pennsylvania Drug,
6 Device and Cosmetic Board; establishing schedules of
7 controlled substances; providing penalties; requiring
8 registration of persons engaged in the drug trade and for the
9 revocation or suspension of certain licenses and
10 registrations; and repealing an act," further providing for
11 renewal of substances from control; and adding a drug to
12 Schedule V.

13 The General Assembly of the Commonwealth of Pennsylvania
14 hereby enacts as follows:

15 Section 1. Section 3(c) of the act of April 14, 1972
16 (P.L.233, No.64), known as The Controlled Substance, Drug,
17 Device and Cosmetic Act, is amended to read:

18 Section 3. Authority to Control.--* * *

19 (c) The secretary shall not remove any substance from
20 control under this act unless [specifically authorized by the
21 General Assembly to do so] a regulation removing it is adopted
22 in accordance with law. The secretary shall not reschedule any
23 controlled substance unless specifically authorized by the board

1 to do so.

2 Section 2. Section 4(5) of the act is amended to read:

3 Section 4. Schedules of Controlled Substances.--The
4 following schedules include the controlled substances listed or
5 to be listed by whatever official name, common or usual name,
6 chemical name, or trade name designated.

7 * * *

8 (5) Schedule V--In determining that a substance comes within
9 this schedule, the secretary shall find: a low potential for
10 abuse relative to the substances listed in Schedule IV;
11 currently accepted medical use in the United States; and limited
12 physical dependence and/or psychological dependence liability
13 relative to the substances listed in Schedule IV. The following
14 controlled substances are included in this schedule:

15 (i) Any compound, mixture, or preparation containing limited
16 quantities of any of the following narcotics or any of their
17 salts, which shall include one or more nonnarcotic active
18 medicinal ingredients in sufficient proportion to confer upon
19 the compound, mixture, or preparation, valuable medicinal
20 qualities other than those possessed by the narcotic alone:

21 (ii) Loperamide hydrochloride.

22 1. Not more than 200 milligrams of codeine, or any of its
23 salts, per 100 milliliter or per 100 grams and not more than 10
24 milligrams per dosage unit.

25 2. Not more than 100 milligrams of dihydrocodeine, or any of
26 its salts, per 100 milliliters or per 100 grams and not more
27 than 5 milligrams per dosage unit.

28 3. Not more than 100 milligrams of ethylmorphine, or any of
29 its salts, per 100 milliliters or per 100 grams and not more

1 than 5 milligrams per dosage unit.

2 4. Not more than 2.5 milligrams of diphenoxylate and not
3 less than 25 micrograms of atropine sulfate per dosage unit.

4 5. Not more than 100 milligrams of opium per 100 milliliters
5 or per 100 grams, or not more than 5 milligrams per dosage unit.

6 Section 3. This act shall take effect immediately.