

G.S. 150B-21.3A Report for Report for 10A NCAC SUBCHAPTER 26F – CONTROLLED SUBSTANCES

Agency - DHHS - Commission for Mental Health, Developmental Disabilities and Substance Abuse Services

Comment Period - September 12, 2015 - November 11, 2015

Date Submitted to APO - Filled in by RRC staff

Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B-21.3A(c)(1)a]	Required to Implement or Conform to Federal Regulation [150B-21.3A(d1)]	Federal Regulation Citation	Public Comment Received [150B-21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]
SECTION .0100 - SCHEDULES OF CONTROLLED SUBSTANCES	10A NCAC 26F .0101	DEFINITIONS	Amended Eff. September 1, 1998	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	10A NCAC 26F .0102	SCHEDULE I	Amended Eff. November 1, 2005	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	21 CFR .1308.11	No	Necessary without substantive public interest
	10A NCAC 26F .0103	SCHEDULE II	Amended Eff. February 1, 2010	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	21CFR .1308.12	No	Necessary without substantive public interest
	10A NCAC 26F .0104	SCHEDULE III	Amended Eff. July 1, 2011	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	21 CFR .1308.13	No	Necessary without substantive public interest
	10A NCAC 26F .0105	SCHEDULE IV	Amended Eff. July 1, 2012	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	21 CFR .1308.14	No	Necessary without substantive public interest
	10A NCAC 26F .0106	SCHEDULE V	Amended Eff. July 1, 2012	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	21 CFR .1308.15	No	Necessary without substantive public interest
	10A NCAC 26F .0107	SCHEDULE VI	Eff. June 30, 1978	Necessary without substantive public interest	No		No	Necessary without substantive public interest
	10A NCAC 26F .0108	APPLICATION FOR EXCLUSION OF NONNARCOTIC SUBSTANCE	Amended Eff. May 1, 1990	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	21 CFR .1308.21	No	Necessary without substantive public interest
	10A NCAC 26F .0109	EXCLUDED SUBSTANCES	Amended Eff. September 30, 1978	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	21 USC 811(G)(1); 21 CFR .1308.22	No	Necessary without substantive public interest
	10A NCAC 26F .0110	APPLICATION FOR EXEMPT CHEMICAL PREPARATIONS	Amended Eff. May 1, 1990	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	21 CFR .1308.23	No	Necessary without substantive public interest
	10A NCAC 26F .0111	EXEMPT CHEMICAL PREPARATIONS	Amended Eff. May 1, 1990	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	21 CFR .1308.24	No	Necessary without substantive public interest

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10A NCAC 26F .0112	APPLICATION FOR EXCEPTION OF A STIMULANT OR DEPRESSANT	Amended Eff. May 1, 1990	Necessary without substantive public interest	No	No	Necessary without substantive public interest
10A NCAC 26F .0113	EXCEPTED COMPOUNDS	Amended Eff. May 1, 1990	Necessary without substantive public interest	No	No	Necessary without substantive public interest
10A NCAC 26F .0114	HEARINGS GENERALLY	Amended Eff. May 1, 1990	Necessary without substantive public interest	No	No	Necessary without substantive public interest
10A NCAC 26F .0115	PURPOSE OF HEARING	Amended Eff. May 1, 1990	Necessary without substantive public interest	No	No	Necessary without substantive public interest
10A NCAC 26F .0116	WAIVER OR MODIFICATION OF RULES	Amended Eff. May 1, 1990	Necessary without substantive public interest	No	No	Necessary without substantive public interest
10A NCAC 26F .0117	ADDITION: DELETION OR RESCHEDULING OF A SUBSTANCE	Amended Eff. April 1, 1982	Necessary without substantive public interest	No	No	Necessary without substantive public interest
10A NCAC 26F .0118	BURDEN OF PROOF	Eff. June 30, 1978	Necessary without substantive public interest	No	No	Necessary without substantive public interest
10A NCAC 26F .0119	TIME AND PLACE OF HEARING	Eff. June 30, 1978	Necessary without substantive public interest	No	No	Necessary without substantive public interest
10A NCAC 26F .0120	FINAL ORDER	Amended Eff. May 1, 1990	Necessary without substantive public interest	No	No	Necessary without substantive public interest
10A NCAC 26F .0121	MEETING REQUIRED	Amended Eff. May 1, 1990	Necessary without substantive public interest	No	No	Necessary without substantive public interest
10A NCAC 26F .0122	HEARING PROCEDURE	Amended Eff. May 1, 1990	Necessary without substantive public interest	No	No	Necessary without substantive public interest