Regulation of the
Department of Consumer Protection

Concerning
Controlled Substances

Regulations adopted after July 1, 2013, become effective upon posting to the website of the Secretary of the State, or at a later date specified within the regulation.

Website posted on
September 17, 2013

Effective Date
September 17, 2013

Approved by the Attorney General on
December 28, 2012

Approved by the Legislative Regulation Review Committee on
August 27, 2013

Received and filed in the Office of the Secretary of the State on
September 10, 2013

Electronic copy with agency head certification statement submitted to the Office of the Secretary of the State on
September 12, 2013

Published in the Connecticut Law Journal on
Electronic Copy Certification Statement

I, William M. Rubenstein, Commissioner of the Department of Consumer Protection, in accordance with the provisions of Section 4-172 of the General Statutes of the State of Connecticut, do hereby certify:

That the electronic copy of a regulation concerning Controlled Substance-MM, which was approved by the Legislative Regulation Review Committee on August 27, 2013, and which shall be submitted electronically for filing to the Secretary of the State by Tanya Washington, of this agency on September 12, 2013, is a true and accurate copy of the original regulation approved in accordance with Sections 4-169 and 4-170 of the General Statutes of the State of Connecticut.

In testimony whereof, I have hereunto set my hand on September 12, 2013.

(Signature of agency head)
STATE OF CONNECTICUT

REGULATION

of the

DEPARTMENT OF CONSUMER PROTECTION

concerning

CONTROLLED SUBSTANCES

Section 1. Subsection (c) of Section 21a-243-7 of the Regulations of Connecticut State Agencies is amended to read as follows:

(c) Any material, compound, mixture or preparation which contains their salts, isomers and salts of isomers, unless specifically excepted, whenever the existence of these salts, isomers, and salts of isomers is possible within the specific chemical designation:

(1) Alpha-ethyltryptamine;
(2) 4-bromo-2,5-dimethoxyamphetamine; or 4-bromo-2,5-DMA;
(3) 2,5-dimethoxyamphetamine; or 2,5-DMA;
(4) 2,5-Dimethoxy-4-ethylamphetamone or DOET;
(5) 3,4-M ethylenedioxy-N-ethylamphetamine;
(6) 1-methyl-4-phenyl-4-propionoxypiperidine; or MPPP;
(7) 3,4-methylenedioxymethamphetamine; or MDMA;
(8) 2,5-dimethoxy-4-(n)-propylthiopenenthylamine (2C-T-7);
(9) 4-methoxyamphetamine; or PMA;
(10) 5-methoxy-3,4-methylenedioxy-amphetamine;
(11) 5-Methoxy-nn-Diisopropyltryptamine(5-methoxy-dipt);
(12) 4-methyl-2,5-dimethoxyamphetamine; or DOM; or STP
(13) 3,4-methylenedioxymphetamine; or MDA;
(14) N-hydroxy-3,4-methylenedioxymphetamine (also known as N-hydroxy-alpha-methyl-3,4(methylenedioxy)phenethylamine, and N-hydroxy MDA;
(15) 3,4,5-trimethoxyamphetamine;
(16) benzylpiperazine or BZP;
(17) Bufotenine or Mappine;
(18) Alphaethyltryptamine;
(19) Diethyltryptamine or DET;
(20) Dimethyltryptamine or DMT;
(21) Ibogaine;
(22) Lysergic acid diethylamide;
[(23) Marijuana;]
[(24)] (23) MDVP (3,4-methylenedioxypyrovalerone);
[(25)] (24) 3,4-methylenedioxo-N-methcathione (methylone)
[(26)] (25) Mephedrone (4-methylmethcathinone);
[(27)] (26) Mescaline;
[(28)] (27) Parahexyl or Synhexyl;
[(29)] (28) Peyote, meaning all parts of the plants;
[(30)] (29) 1-(2-phenylethyl)-4-phenyl-4-acetoxypiperidine; or PEPAP;
[(31)] (30) N-ethyl-3-piperidyl benzilate;
[(32)] (31) N-methyl-3-piperidyl benzilate;
[(33)] (32) Psilocybin;
[(34)] (33) Psilocyn;
[(35)] (34) Tetrahydrocannabinols except Dronabinol (synthetic) in sesame oil and encapsulated in a soft gelatin capsule in a United States food and drug administration approved product;
[(36)] (35) Salvia divinorum;
[(37)] (36) Salvinorin A;
[(38)] (37) Ethylamine analog of phencyclidine, Cyclohexamine or PCE;
[(39)] (38) 4-Bromo-2,5-dimethoxyphenethylamine;
[(40)] (39) Pyrrolidine analog of phencyclidine, PCP or PHP;
[(41)] (40) 1-[1-(2-thienyl)cyclohexyl]pyrrolidine;
[(42)] (41) Thiophene analog of phencyclidine, TPCP or TCP;
[(43)] (42) Tiletamine or 2-(ethylamino)-2-(2-thienyl)-cyclohexanone;
[(44)] (43) Trifluoromethylphenylpiperazine or TFMPP.

Sec. 2. Section 21a-243-8 of the Regulations of Connecticut State Agencies is amended by adding a new subsection (g) as follows:

(NEW) (g) Marijuana, including any material, compound, mixture or preparation which contains its salts, isomers and salts of isomers, unless specifically excepted, whenever the existence of these salts, isomers, and salts of isomers is possible within the specific chemical designation.

STATEMENT OF PURPOSE:

(A) **Purpose:** To reclassify marijuana as a Schedule II controlled substance pursuant to Public Act No. 12-55.

(B) **Summary:** At present, marijuana is classified as a Schedule I controlled substance. The Department’s proposed regulations reclassify marijuana as a Schedule II controlled substance.

(C) **Legal Effects:** At present, marijuana is classified as a Schedule I controlled substance. Under this classification, marijuana cannot be legally produced, prescribed or possessed. The Department’s proposed regulations classify marijuana as a Schedule II controlled substance. As a Schedule II controlled substance, marijuana can be legally produced, prescribed and dispensed under strict controls.
CERTIFICATION

This certification statement must be completed in full, including items 3 and 4, if they are applicable.

1) I hereby certify that the above (check one) ☒ Regulations ☐ Emergency Regulations

2) are (check all that apply) ☒ adopted ☐ amended ☐ repealed by this agency pursuant to the following authority(ies): (complete all that apply)
   a. Connecticut General Statutes section(s) 4-168 and 21a-243.
   b. Public Act Number(s) 12-55.
      (Provide public act number(s) if the act has not yet been codified in the Connecticut General Statutes.)

3) And I further certify that notice of intent to adopt, amend or repeal said regulations was published in the Connecticut Law Journal on October 23, 2012;
   (Insert date of notice publication if publication was required by CGS Section 4-168.)

4) And that a public hearing regarding the proposed regulations was held on November 26, 2012;
   (Insert date(s) of public hearing(s) held pursuant to CGS Section 4-168(a)(7), if any, or pursuant to other applicable statute.)

5) And that said regulations are EFFECTIVE (check one, and complete as applicable)
   ☒ When filed with the Secretary of the State
   ☐ on (insert date) _____

DATE 12/20/12

SIGNED (Head of Board, Agency or Commission) (Signature)
OFFICIAL TITLE, DUTY AUTHORIZED
Commissioner
Department of Consumer Protection

APPROVED by the Attorney General as to legal sufficiency in accordance with CGS Section 4-169, as amended

DATE 12/28/12

SIGNED (Attorney General or AG's designated representative) (Signature)
OFFICIAL TITLE, DUTY AUTHORIZED
Attorney General

Proposed regulations are DEEMED APPROVED by the Attorney General in accordance with CGS Section 4-169, as amended, if the Attorney General fails to give notice to the agency of any legal insufficiency within thirty (30) days of the receipt of the proposed regulation.

(For Regulation Review Committee Use ONLY)
☐ Approved  ☒ Rejected without prejudice
☐ Approved with technical corrections  ☐ Disapproved in part, (Indicate Section Numbers disapproved only)
☐ Deemed approved pursuant to CGS Section 4-170(c)

By the Legislative Regulation Review Committee in accordance with CGS Section 4-170, as amended

DATE 3/26/2013

SIGNED (Administrator, Legislative Regulation Review Committee) (Signature)

Two certified copies received and filed and one such copy forwarded to the Commission on Official Legal Publications in accordance with CGS Section 4-172, as amended.

DATE

SIGNED (Secretary of the State)  BY

(For Secretary of the State Use ONLY)
CERTIFICATION

This certification statement must be completed in full, including items 3 and 4, if they are applicable.

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   ☐ on (insert date)

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(For Regulation Review Committee Use ONLY)

☐ Approved

☐ Rejected without prejudice

☒ Approved with technical correction

☐ Disapproved in part, (Indicate Section Numbers disapproved only)

☐ Deemed approved pursuant to CGS Section 4-170(c)

By the Legislative Regulation Review Committee in accordance with CGS Section 4-170, as amended

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