



SPONSOR: Rep. Baumbach & Rep. Briggs King & Sen. Walsh &
Sen. Lopez
Reps. Bentz, Chukwuocha, Heffernan, Kowalko,
Seigfried; Sens. Hansen, Pettyjohn, Poore, Townsend

HOUSE OF REPRESENTATIVES
150th GENERAL ASSEMBLY

HOUSE BILL NO. 61

AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO THE UNIFORM CONTROLLED
SUBSTANCES ACT.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

Section 1. Amend § 4720, Title 16 of the Delaware Code by making deletions as shown by strike through and
insertions as shown by underline as follows:

§ 4720. Schedule IV.

(a) The controlled substances listed in this section are included in Schedule IV.

(b) Any material, compound, ~~mixture~~ mixture, or preparation which contains any quantity of the following
substances having a potential for abuse associated with a depressant effect on the central nervous system:

- (1) Barbitol;
- (2) Chloral betaine;
- (3) Chloral hydrate;
- (4) Ethchlorvynol;
- (5) Ethinamate;
- (6) Methohexital;
- (7) Meprobamate;
- (8) Methylphenobarbital;
- (9) Paraldehyde;
- (10) Petrichloral;
- (11) Phenobarbital;
- ~~(12) Chlordiazepoxide;~~
- ~~(13) Diazepam;~~
- ~~(14) Oxazepam;~~
- ~~(15) Clorazepate;~~

(16) Flurazepam;
(17) Clonazepam;
(18) Lorazepam;
(19) (12) Mebutamate;
(20) Prazepam;
(21) Temazepam;
(22) Halazepam;
(23) Alprazolam;
(24) Triazolam;
(25) Quazepam;
(26) Midazolam; and
(27) (13) Zolpidem.

(c) The Secretary may except by rule any compound, ~~mixture~~ mixture, or preparation containing any depressant substance listed in subsection (b) or subsection (l) of this section from the application of all or any part of this chapter if the compound, ~~mixture~~ mixture, or preparation contains 1 or more active medicinal ingredients not having a depressant effect on the central nervous system and if the admixtures are included therein in combinations, quantities, ~~proportions~~ proportions, or concentrations that vitiate the potential for abuse of the substances which have a depressant effect on the central nervous system.

(d) Fenfluramine.

(e) Dextropropoxyphene, and any compound, mixture or preparation which contains any of this substance, including its salts.

(f) Phentermine and any compound, mixture or preparation which contains any of this substance, including its salts.

(g) Pentazocine, and any material, compound, mixture or preparation which contains any of this substance.

(h) Diethylpropion.

(i) Pemoline (including organometallic complexes and chelates thereof).

(j) A compound mixture or preparation containing not more than 1 milligram of Difenoxin and not less than 25 micrograms of Atropine Sulfate per dosage unit.

(k) Mazindol.

(1) Flunitrazepam. Any material, compound, mixture, or preparation that contains benzodiazepine, including all of the following:

(1) Adinazolam.

(2) Alprazolam.

(3) Brotizolam.

(4) Chlordiazepoxide.

(5) Clonazepam.

(6) Clonazolam.

(7) Clorazepate.

(8) Deschloroetizolam.

(9) Diazepam.

(10) Diclazepam.

(11) Etizolam.

(12) Flualprazolam.

(13) Flubromazepam.

(14) Flubromazolam.

(15) Flunitrazepam.

(16) Flunitrazolam.

(17) Flurazepam.

(18) Halazepam.

(19) Lorazepam.

(20) Meclonazepam.

(21) Metizolam.

(22) Midazolam.

(23) Nifoxipam.

(24) Nitrazolam.

(25) Oxazepam.

(26) Phenazepam.

(27) Prazepam.

(28) Pyrazolam.

- 81 (29) Temazepam.
- 82 (30) Triazolam.
- 83 (31) Quazepam.
- 84 (32) Zapizolam.

SYNOPSIS

Benzodiazepine drugs that are approved for medical use in the United States are classified by the federal Drug Enforcement Agency as Schedule IV. Fourteen benzodiazepine drugs are currently listed on Schedule IV of the Uniform Controlled Substances Act, § 4720 of Title 16. Benzodiazepine drugs have a serious potential for abuse.

This Act adds both additional benzodiazepine drugs by name and the category of benzodiazepine drugs to Schedule IV of the Uniform Controlled Substances Act so that all current and future benzodiazepine drugs are included on Schedule IV in Delaware, whether or not the specific drug is approved for medical use in the United States.