IOWA BOARD OF PHARMACY

MARIJUANA EXTRACT SCHEDULING) **PETITION FOR**) **AGENCY ACTION**

Request:

The petitioner requests the board to determine whether cannabis extracts are new substances designated as controlled substances under federal law, and to take appropriate action.

Iowa Code § 124.201(4) (2017):

If any new substance is designated as a controlled substance under federal law and notice of the designation is given to the board, the board shall similarly designate as controlled the new substance under this chapter after the expiration of thirty days from publication in the federal register of a final order designating a new substance as a controlled substance, unless within that thirty-day period the board objects to the new designation. In that case the board shall publish the reasons for objection and afford all interested parties an opportunity to be heard. At the conclusion of the hearing the board shall announce its decision. Upon publication of objection to a new substance being designated as a controlled substance under this chapter by the board, control under this chapter is stayed until the board publishes its decision. If a substance is designated as controlled by the board under this subsection the control shall be temporary and if, within sixty days after the next regular session of the general assembly convenes, the general assembly has not made the corresponding changes in this chapter, the temporary designation of control of the substance by the board shall be nullified.

Notice of federal scheduling:

https://www.gpo.gov/fdsys/pkg/FR-2016-12-14/pdf/2016-29941.pdf

PART 1308—SCHEDULES OF CONTROLLED SUBSTANCES

■ 1. The authority citation for part 1308 continues to read as follows:

Authority: 21 U.S.C. 811, 812, 871(b), unless otherwise noted.

■ 2. Section 1308.11 is amended by adding paragraph (d)(58) to read as follows:

§ 1308.11 Schedule I.

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(d) * * *

(58) Marihuana Extract—(7350)

Meaning an extract containing one or more cannabinoids that has been derived from any plant of the genus Cannabis, other than the separated resin (whether crude or purified) obtained from the plant.

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Dated: December 7, 2016.

Chuck Rosenberg, Acting Administrator.

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Respectfully Submitted:

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