

CHAPTER 65

CONTROLLED DANGEROUS SUBSTANCES

Authority

N.J.S.A. 24:21-1 et seq., specifically 24:21-3 and 24:21-9.

Source and Effective Date

R.1996 d.342, effective July 15, 1996.
See: 28 N.J.R. 2371(a), 28 N.J.R. 3563(a).

Executive Order No. 66(1978) Expiration Date

Chapter 65, Controlled Dangerous Substances, expires on July 15, 2001.

Chapter Historical Note

Chapter 65, Controlled Dangerous Substances, became effective January 17, 1973 as R.1973 d.24. See: 4 N.J.R. 303(b), 5 N.J.R. 42(c).

1973 Revisions: Amendments to Subchapter 2 became effective December 18, 1973 as R.1973 d.358. See: 5 N.J.R. 373(a), 6 N.J.R. 10(b). Subchapter 8 and Subchapter 10, Controlled Dangerous Substances Schedules, became effective January 17, 1973, as R.1973 d.23. See: 5 N.J.R. 42(b).

1974 Revisions: Amendments to Subchapter 2 became effective April 24, 1974 as R.1974 d.130. See: 6 N.J.R. 107(b), 6 N.J.R. 184(b). Further amendments to Subchapter 2 became effective September 20, 1974 as R.1974 d.261. See: 6 N.J.R. 309(b), 6 N.J.R. 397(c).

1975 Revisions: Subchapter 6 was amended by R.1975 d.56, effective March 12, 1975. See: 7 N.J.R. 55(a), 7 N.J.R. 164(a). Amendments to Subchapter 7 became effective March 12, 1975 as R.1975 d.58. See: 7 N.J.R. 54(a), 7 N.J.R. 164(f). Subchapter 11 became effective March 12, 1975 as R.1975 d.59. See: 7 N.J.R. 50(c), 7 N.J.R. 164(c). Further amendments to Subchapter 7 became effective November 18, 1975 as R.1975 d.349. See: 7 N.J.R. 265(a), 7 N.J.R. 556(a).

1976 Revisions: Subchapter 9, Administrative Functions, Practice and Procedures, was repealed by R.1976 d.376, effective November 24, 1976. See: 8 N.J.R. 512(a), 9 N.J.R. 17(b).

1978 Revisions: Amendments to Subchapter 7 became effective November 1, 1978 as R.1978 d.391. See: 10 N.J.R. 427(c), 10 N.J.R. 536(c).

1979 Revisions: Amendments to Subchapter 2 became effective February 15, 1979 as R.1979 d.73. See: 11 N.J.R. 12(b), 11 N.J.R. 130(e). Subchapter 4, Quotas, was repealed by R.1979 d.74, effective February 15, 1979. See: 11 N.J.R. 12(c), 11 N.J.R. 130(f). Amendments to Subchapter 6 became effective February 15, 1979 as R.1979 d.75. See: 11 N.J.R. 13(a), 11 N.J.R. 131(a). Amendments to Subchapter 7 became effective February 15, 1979 as R.1979 d.76. See: 11 N.J.R. 14(a), 11 N.J.R. 131(b). Further amendments to Subchapter 7 became effective April 18, 1979 as R.1979 d.152. See: 11 N.J.R. 128(a), 11 N.J.R. 237(b).

1980 Revisions: Amendments to Subchapters 1, 2, 5 and 6 became effective February 14, 1980 as R.1980 d.86. See: 12 N.J.R. 13(a), 12 N.J.R. 117(b). An exempt emergency Rule amending Subchapter 11 became effective July 18, 1980 as R.1980 d.328. See: 12 N.J.R. 468(c). Further amendments to Subchapter 5 became effective as an exempt emergency rule August 7, 1980 as R.1980 d.360. See: 12 N.J.R. 517(a).

1981 Revisions: Amendments to Subchapter 8 became effective July 9, 1981, as R.1981 d.238. See: 13 N.J.R. 131(a), 13 N.J.R. 411(b). Amendments to Subchapter 7 became effective November 16, 1981 as R.1981 d.452. See: 13 N.J.R. 130(b), 13 N.J.R. 845(a).

1982 Revisions: Amendments to Subchapter 7 became effective April 19, 1982 as R.1982 d.124. See: 14 N.J.R. 195(a), 14 N.J.R. 389(b).

1983 Revisions: Amendments to Subchapter 7 became effective June 6, 1983 as R.1983 d.193. See: 15 N.J.R. 125(a), 15 N.J.R. 923(d). Pursuant to Executive Order No. 66(1978), Subchapter 7 expired on November 1, 1983.

Pursuant to Executive Order No. 66(1978), Subchapter 6 expired on February 15, 1984. Pursuant to Executive Order No. 66(1978), Subchapter 2, Security Requirements, was readopted as R.1984 d.529, effective October 31, 1984, with amendments effective November 19, 1984. See: 16 N.J.R. 1311(a), 16 N.J.R. 3203(a).

1985 Revisions: A new Subchapter 7, Prescription Requirements for Controlled Dangerous Substances, became effective January 7, 1985 as R.1984 d.607. See: 16 N.J.R. 2327(a), 17 N.J.R. 83(b).

Pursuant to Executive Order No. 66(1978), Subchapters 1, 5 and 8 expired on February 11, 1985. Pursuant to Executive Order No. 66(1978), Subchapter 11 expired on July 17, 1985. A new Subchapter 6, Order Forms, became effective September 3, 1985 as R.1985 d.457. See: 17 N.J.R. 528(a), 17 N.J.R. 2135(a). A new Subchapter 1, General Provisions; Registration, became effective September 3, 1985 as R.1985 d.459. See: 17 N.J.R. 1508(a), 17 N.J.R. 2132(a). A new Subchapter 5, Records and Reports of Registrants, became effective December 2, 1985 as R.1985 d.606. See: 17 N.J.R. 524(a), 17 N.J.R. 2890(a).

1986 Revisions: Subchapter 8, Miscellaneous Provisions, became effective March 17, 1986 as R.1986 d.65. See: 17 N.J.R. 2721(a), 18 N.J.R. 555(c). A new Subchapter 11, Narcotic Treatment Program, became effective August 4, 1986 as R.1986 d.330. See: 18 N.J.R. 924(b), 18 N.J.R. 1592(b).

Pursuant to Executive Order No. 66(1978), Chapter 65, Controlled Dangerous Substances, expired on December 2, 1990. The expired rules were adopted as new, as R.1991 d.292, effective June 17, 1991. See: 22 N.J.R. 3190(a), 23 N.J.R. 1943(a).

Pursuant to Executive Order No. 66(1978), Chapter 65, Controlled Dangerous Substances, expired on June 17, 1996. The expired rules were adopted as new, as R.1996 d.342, effective July 15, 1996. See: Source and Effective Date. See, also, section annotations.

Annual Publication of Controlled Dangerous Substances List: 16 N.J.R. 3063(a), 18 N.J.R. 2463(a), 20 N.J.R. 108(d), 28 N.J.R. 3675(a).

Additions or deletions of drugs to the schedules in Subchapter 10 are exempt from the public notice and comment requirements of the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq., and are made by Public Notice of the Commissioner's Order in the New Jersey Register.

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SUBCHAPTER 1. GENERAL PROVISIONS; REGISTRATION

8:65-1.1 Registration fees

(a) Manufacturers of controlled dangerous substances shall pay an annual fee of \$200.00 at the time of application for registration or for renewal of registration.

v. The number of units of finished forms and/or commercial containers imported directly by the person (under a registration or authorization to import), including the date of, the number of units and/or commercial containers in, and the import or declaration number for, each importation;

vi. The number of units and/or commercial containers compounded by the registrant from units in finished form received from others or imported, including:

(1) The date and batch or other identifying number of each compounding;

(2) The operation performed (for example, re-packaging or relabeling);

(3) The number of units of finished form used in the compound, the number compounded and the number lost during compounding, with the causes for such losses, if known; and

(4) Such other information as is necessary to account for all substances used in the compounding process;

(5) The number of containers distributed to other programs, including the date, the number of containers in each distribution, and the name, address and registration number of the program to whom the containers were distributed;

(6) The number of commercial containers exported directly by the registrant (under a registration as an exporter), including the date, number of containers and export permit or declaration number of each exportation;

(7) The number of units finished forms and/or commercial containers destroyed in any manner by the registrant, including the reason, the date and manner of destruction. All other destruction of narcotic controlled substances will comply with N.J.A.C. 8:65-8.9.

8:65-11.7 Use of methadone

The only drug authorized to be used under the FDA regulations (21 CFR 291.505) is methadone.