

PURSUANT TO SECTION 2.16 OF ARTICLE 4476-15, V.C.S.
THE TEXAS CONTROLLED SUBSTANCES ACT SCHEDULES ARE HEREBY
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SCHEDULE I

Sec. 2.03. (a) Schedule I shall consist of the controlled substances listed in this section.

(b) Any of the following opiates, including their isomers, esters, ethers, salts, and salts of isomers, esters, and ethers, unless specifically excepted, whenever the existence of these isomers, esters, ethers and salts is possible within the specific chemical designation:

- *Alfentanil;
- *Allylprodine;⁹
- *Alpha-methylfentanyl or another₁₂ derivative of Fentanyl;
- *Benzethidine;
- *Betaprodine;
- *Clonitazene;
- *Diampromide;
- *Diethylthiambutene;
- *Difenoxin;
- *Dimenoxadol;
- *Dimethylthiambutene;
- *Dioxaphetyl butyrate;
- *Dipipanone;
- *Ethylmethylthiambutene;
- *Etonitazene;
- *Etoxidine;
- *Furethidine;
- *Hydroxypethidine;
- *Ketobemidone;
- *Levophenacetylmorphan;
- *Meprodine;
- *Methadol;
- *Moramide;
- *Morpheridine;
- *Noracymethadol;
- *Norlevorphanol;
- *Normethadone;
- *Norpipanone;
- *Phenadoxone;
- *Phenampromide;
- *Phencyclidine;
- *Phenomorphane;
- *Phenoperidine;
- *Piritramide;
- *Proheptazine;
- *Properidine;

*Propiram;
*Tilidine;g
*Trimeperidine.

(c) Any of the following opium derivatives, 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:

*Acetorphine;
*Acetyldihydrocodeine;
*Benzylmorphine;
*Codeine methylbromide;
*Codeine-N-Oxide;
*Cyprenorphine;
*Desomorphine;
*Dihydromorphine;
*Drotebanol;
*Etorphine (except hydrochloride salt);
*Heroin;
*Hydromorphinol;
*Methyldesorphine;
*Methyldihydromorphine;
*Monoacetylmorphine;
*Morphine methylbromide;
*Morphine methylsulfonate;
*Morphine-N-Oxide;
*Myrophine;
*Nicocodeine;
*Nicomorphine;
*Normorphine;
*Pholcodine;
*Thebacon.

(d) Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation, which contains any quantity of the following hallucinogenic substances, or which contains any of its salts, isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation (for purposes of this paragraph only, the term "isomer" includes the optical, position and geometric isomers):

*4-bromo-2,5-dimethoxyamphetamine (Some trade or other names: 4-bromo-2,5-dimethoxy-alpha-methylphenethylamine; 4-bromo-2,5-DMA);

*2,5-dimethoxyamphetamine (Some trade or other names: 2,5-dimethoxy-alpha-methylphenethylamine; 2,5-DMA);

*5-methoxy-3,4-methylenedioxy amphetamine;g

*4-methoxyamphetamine (Some trade or other names:

4-methoxy-alpha-methylphenethylamine; paramethoxyamphetamine; PMA);

1-methyl-4-phenyl-1, 2, 5, 6-tetrahydro-pyridine (MPTP);₁

1-methyl-4-phenyl-4-propionoxy-piperidine (MPPP, PPMP);₁

*4-methyl-2,5-dimethoxyamphetamine (Some trade and other names: 4-methyl-2,5-dimethoxy-alpha-methylphenethylamine; "DOM"; and "STP");

3, 4-methylene-dioxy methamphetamine (MDMA, MDM);₂

*3,4-methylene-dioxy amphetamine;

*3,4,5-trimethoxy amphetamine;

*Rufotenine (Some trade and other names: 3-(beta-Dimethylaminoethyl)-5-hydroxyindole; 3-(2-dimethylaminoethyl)-5-indolol; N,N-dimethylserotonin; 5-hydroxy-N,N-dimethyltryptamine; mappine);

*Diethyltryptamine (Some trade and other names: N,N-Diethyltryptamine, DET);

*Dimethyltryptamine (Some trade and other names: DMT);

*Ethylamine Analog of Phencyclidine (Some trade or other names: N-ethyl-1-phenylcyclohexylamine. (1-phenylcyclohexyl) ethylamine. N-(1-phenylcyclohexyl) ethylamine, cyclohexamine, PCE);₉

*Ibogaine (Some trade and other names: 7-Ethyl-6,6,beta, 7,8,9,10,12,13-octahydro-2-methoxy-6,9-methano-5H-pyrido [1',2':1,2] azepino [5,4-b] indole; tabernanthe iboga);

*Lysergic acid diethylamide;

*Marihuana;

*Mescaline;

*N-ethyl-3-piperidyl benzilate;₉

*N-methyl-3-piperidyl benzilate;₉

*Parahexyl (Some trade or other names: 3-Hexyl-1-hydroxy-7, 8,9,10-tetrahydro-6, 6, 9-tri-methyl-6H-dibenzo[b,d] pyran; Synhexyl);₉

*Peyote, unless unharvested and growing in its natural state, meaning all parts of the plant presently classified

botanically as Lophophora, whether growing or not; the seeds thereof; any extract from any part of such plant; and every compound, manufacture, salt, derivative, mixture, or preparation of such plant, its seeds, or extracts;

*Psilocybin;

*Psilocin;

*Pyrrolidine Analog of Phencyclidine (Some trade or other names: 1-(1-phenylcyclohexyl)-pyrrolidine, PCPy, PHP)₉

*Synthetic equivalents of the substances contained in the plant, or in the resinous extractives of Cannabis, and/or synthetic substances, derivatives, and their isomers with similar chemical structure and pharmacological activity such as the following:

delta-1 cis or trans tetrahydrocannabinol, and their optical isomers;
delta-6 cis or trans tetrahydrocannabinol, and their optical isomers;
delta-3,4 cis or trans tetrahydrocannabinol, and its optical isomers.

(Since nomenclature of these substances is not internationally standardized, compounds of these structures, regardless of numerical designation of atomic positions are covered.)₉

*Tetrahydrocannabinols;

*Thiophene Analog of Phencyclidine (Some trade or other names: 1-[1-(2-thienyl)cyclohexyl]-piperidine; 2-Thienyl Analog of Phencyclidine; TCP)₉

(e) Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a depressant or stimulant effect on the central nervous system, including its salts, isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation:

*Fenethylamine;
*Mecloqualone;₃
*Methaqualone;
*N-ethylamphetamine; and₃
*Nitrazepam.

(f) Temporary listing of substances subject to emergency scheduling by the Federal Drug Enforcement Administration. Any material, compound, mixture or preparation which contains any quantity of the following substances:

*3-Methylfentanyl(N-[3-methyl-1-(2-phenylethyl)-4-piperidyl]-N-phenylpropanamide), its optical and geometric isomers, salts and salts of isomers;6

1-(2-phenylethyl)-4-phenyl-4-acetyloxypiperidine(PEPAP), its optical isomers, salts and salts of isomers;8

N-[1-(1-methyl-2-phenyl)ethyl-4-piperidyl]-N-phenylacetamide (acetyl-alpha-methylfentanyl), its optical isomers, salts and salts of isomers;8

N-[1-(1-methyl-2-(2-thienyl)ethyl-4-piperidyl]-N-phenylpropanamide (alpha-methylthiofentanyl), its optical isomers, salts and salts of isomers;8

N-[1-benzyl-4-piperidyl]-N-phenylpropanamide (benzylfentanyl), its optical isomers, salts and salts of isomers;8

N-[1-(2-hydroxy-2-phenyl)ethyl-4-piperidyl]-N-phenylpropanamide (beta-hydroxyfentanyl), its optical isomers, salts and salts of isomers;8

N-[3-methyl-1-(2-hydroxy-2-phenyl)ethyl-4-piperidyl]-N-phenylpropanamide (beta-hydroxy-3-methylfentanyl), its optical and geometric isomers, salts and salts of isomers;8

N-[3-methyl-1-(2-(2-thienyl)ethyl)-4-piperidyl]-N-phenylpropanamide (3-methylthiofentanyl), its optical and geometric isomers, salts and salts of isomers;8

N-[1-(2-thienyl)methyl-4-piperidyl]-N-phenylpropanamide (thenylfentanyl), its optical isomers, salts and salts of isomers;8

N-[1-(2-(2-thienyl)ethyl)-4-piperidyl]-N-phenylpropanamide (thiofentanyl), its optical isomers, salts and salts of isomers;8

N-[1-(2-phenylethyl)-4-piperidyl]-N-(4-fluorophenyl)-propanamide (para-fluorofentanyl), its optical isomers, salts and salts of isomers.8

SCHEDULE II

Sec. 2.04. (a) Schedule II shall consist of the controlled substances listed in this section.

(b) Any of the following substances, except those narcotic drugs listed in other schedules, however produced:

(1) Opium and opiate, and any salt, compound, derivative, or preparation of opium or opiate excluding nalmeferene, naloxone, and naltrexone, and their respective salts, but including the following:4,10,11

*Codeine;
*Ethylmorphine;

- *Etorphine hydrochloride;
- *Granulated opium;g
- *Hydrocodone;
- *Hydromorphone;
- *Metopon;
- *Morphine;
- *Opium extracts;g
- *Opium fluid extracts;g
- *Oxycodone;
- *Oxymorphone;
- *Powdered opium;g
- *Raw opium;g
- *Thebaine;
- *Tincture of opium.g

(2) Any salt, compound, isomer, derivative, or preparation thereof which is chemically equivalent or identical with any of the substances referred to in paragraph (1) of this subsection, but not including the isoquinoline alkaloids of opium;

(3) Opium poppy and poppy straw;

(4) Cocaine, including its salts, isomers (whether optical, position, or geometric) and salts of such isomer; coca leaves, and any salt, compound, derivative, or preparation thereof which is chemically equivalent or identical with any of these substances, but not including decocainized coca leaves or extractions which do not contain cocaine or ecgonine; and

(5) Concentrate of poppy straw (the crude extract of poppy straw in either liquid, solid, or powder form which contains the phenanthrine alkaloids of the opium poppy).

(c) Any of the following opiates, including their isomers, esters, ethers, salts, and salts of isomers, whenever the existence of these isomers, esters, ethers, and salts is possible within the specific chemical designation:

- *Alphaprodine;
- *Anileridine;
- *Bezitramide;
- *Dextropropoxyphene, Bulk (nondosage form);
- *Dihydrocodeine;
- *Diphenoxylate;
- *Fentanyl;
- *Isomethadone;
- *Levomethorphan;
- *Levorphanol;
- *Metazocine;
- *Methadone;

- *Methadone-Intermediate, 4-cyano-2-dimethylamino-4, 4-diphenyl butane;

- *Moramide-Intermediate, 2-methyl-3-morpholino-1, 1-diphenyl-propane-carboxylic acid;

*Pethidine;

*Pethidine-Intermediate-A, 4-cyano-1-methyl-4-phenylpiperidine;

*Pethidine-Intermediate-B, ethyl-4-phenylpiperidine-4-carboxylate;

*Pethidine-Intermediate-C, 1-methyl-4-phenylpiperidine-4-carboxylic acid;

*Phenazocine;

*Piminodine;

*Racemethorphan;

*Racemorphan;

*Sufentanil.

(d) Unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a potential for abuse associated with a stimulant effect on the central nervous system:

*Amphetamine, its salts, optical isomers, and salts of its optical isomers;

*Methamphetamine, including its salts, isomers, and salts of isomers;

*Methylphenidate and its salts; and

*Phenmetrazine and its salts.

(e) Unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a depressant effect on the central nervous system, including its salts, isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation:

*Amobarbital;

*Secobarbital;⁹

*Pentobarbital.⁹

(f) Unless specifically excepted or listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances:⁵

(1) Immediate precursor to methamphetamine:

*Phenylacetone and methylamine if possessed together with intent to manufacture methamphetamine;

(2) Immediate precursor to amphetamine and methamphetamine:

*Phenylacetone

(Some trade or other names: phenyl-2-propanone;

P2P; benzyl methyl ketone; methyl benzyl ketone); and

- (3) Immediate precursors to phencyclidine (PCP):
*1-phenylcyclohexylamine;
*1-piperidinocyclohexanecarbonitrile (PCC).

SCHEDULE III

Sec. 2.05. (a) Schedule III shall consist of the controlled substances listed in this section.

(b) Unless listed in another schedule, any material, compound, 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:

*Any compound, mixture, or preparation containing amobarbital, secobarbital, pentobarbital or any salt thereof and one or more active medicinal ingredients which are not listed in any schedule;

*Any suppository dosage form containing amobarbital, secobarbital, pentobarbital, or any salt of any of these drugs and approved by the Food and Drug Administration for marketing only as a suppository;

*Any substance which contains any quantity of a derivative of barbituric acid, or any salt of a derivative of barbituric acid, except those substances which are specifically listed in other schedules;

*Chlorhexadol;

*Glutethimide;

*Lysergic acid;

*Lysergic acid amide;

*Methyprylon;

*Sulfondiethylmethane;

*Sulfonethylmethane;

*Sulfonmethane.

(c) Nalorphine.

(d) Any material, compound, mixture, or preparation containing limited quantities of any of the following narcotic drugs, or any salts thereof:

*not more than 1.8 grams of codeine, or any of its salts, per 100 milliliters or not more than 90 milligrams per dosage unit, with an equal or greater quantity of an isoquinoline alkaloid of opium;

*not more than 1.8 grams of codeine, or any of its salts, per 100 milliliters or not more than 90 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;

*not more than 300 milligrams of dihydrocodeinone, or any of its salts, per 100 milliliters or not more than 15 milligrams per dosage unit, with a fourfold or greater quantity of an isoquinoline alkaloid of opium;

*not more than 300 milligrams of dihydrocodeinone, or any of its salts, per 100 milliliters or not more than 15 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;

*not more than 1.8 grams of dihydrocodeine, or any of its salts, per 100 milliliters or not more than 90 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;

*not more than 300 milligrams of ethylmorphine, or any of its salts, per 100 milliliters or not more than 15 milligrams per dosage unit, with one or more ingredients in recognized therapeutic amounts;

*not more than 500 milligrams of opium per 100 milliliters or per 100 grams, or not more than 25 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;

*not more than 50 milligrams of morphine, or any of its salts, per 100 milliliters or per 100 grams with one or more active, nonnarcotic ingredients in recognized therapeutic amounts.

(e) Any compound, mixture, or preparation containing any stimulant listed in Subsection (d) of Section 2.04 or depressant substance listed in Subsection (b) of this section is excepted from the application of all or any part of this Act if the compound, mixture, or preparation contains one or more active medicinal ingredients not having a stimulant or depressant effect on the central nervous system, and if the admixtures are included therein in combinations, quantity, proportion, or concentration that vitiate the potential for abuse of the substances which have a stimulant or depressant effect on the central nervous system.

(f) Unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a stimulant effect on the central nervous system, including its salts, isomers (whether optical, position, or geometric), and salts of such isomers whenever the existence of such salts, isomers, and salts of isomers is possible, within the specific chemical designation:

- *Benzphetamine;
- *Chlorphentermine;
- *Clortermine;
- *Phendimetrazine.

SCHEDULE IV

Sec. 2.06. (a) Schedule IV shall consist of the controlled substances listed in this section.

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

- *Alprazolam;
- *Barbital;
- Bromazepam; 7
- Camazepam; 7
- *Chloral betaine;
- *Chloral hydrate;
- *Chlordiazepoxide;

Clobazam; 7
 *Clonazepam;
 *Clorazepate;
 Clotiazepam; 7
 Cloxazolam; 7
 Delorazepam; 7
 *Diazepam;
 Estazolam; 7
 *Ethchlorvynol;
 *Ethinamate;
 Ethyl loflazepate; 7
 Fludiazepam; 7
 Flunitrazepam; 7
 *Flurazepam;
 *Halazepam;
 Haloxazolam; 7
 Ketazolam; 7
 Loprazolam; 7
 *Lorazepam;
 Lormetazepam; 7
 *Mebutamate;
 Medazepam; 7
 *Meproamate;
 *Methohexital;
 *Methylphenobarbital (mephobarbital); 13
 Nimetazepam; 7
 Nordiazepam; 7
 *Oxazepam;
 Oxazolam; 7
 *Paraldehyde;

 *Pentazocine, its salts, derivatives, or compounds or mixtures thereof;

 *Petrichloral;
 *Phenobarbital;
 Pinazepam; 7
 *Prazepam;
 *Temazepam;
 Tetrazepam; 7
 *Triazolam.

(c) Any compound, mixture, or preparation containing any depressant substance listed in Subsection (b) of this section is excepted from the application of all or any part of this Act if the compound, mixture, or preparation contains one or more active medicinal ingredients not having a depressant effect on the central nervous system, and if the admixtures are included therein in combinations, quantity, proportion, or concentration that vitiate the potential for abuse of the substances which have a depressant effect on the central nervous system.

(d) Unless listed in another schedule, any material, compound,

mixture, or preparation which contains any quantity of the following substances having a stimulant effect on the central nervous system, including its salts, isomers (whether optical, position, or geometric), and salts of such isomers whenever the existence of such salts, isomers and salts of isomers is possible within the specific designation:

*Diethylpropion;

*Fenfluramine;

*Mazindol;

*Pemoline (including organometallic complexes and chelates thereof);

*Phentermine;

*Pipradol;

*SPA [(-)-1-dimethylamino-1, 2-diphenylethane].

(e) OTHER SUBSTANCES. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture or preparation which contains any quantity of the following substances, including its salts:

*Dextropropoxyphene (Alpha-(+)-4-dimethylamino-1,2-diphenyl-3-methyl-2-propionoxybutane).

(f) Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation containing limited quantities of any of the following narcotic drugs, or any salts thereof:

* Not more than 1 milligram of difenoxin and not less than 25 micrograms of atropine sulfate per dosage unit.

SCHEDULE V

Sec. 2.07. (a) Schedule V shall consist of the controlled substances listed in this section.

(b) NARCOTIC DRUGS. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture or preparation containing any of the following narcotic drugs and their salts as set forth below:

* Buprenorphine₆

(c) Any compound, mixture, or preparation containing limited quantities of any of the following narcotic drugs, which also contains one or more nonnarcotic active medicinal ingredients in sufficient proportion to confer upon the compound, mixture, or preparation valuable medicinal qualities other than those possessed by the narcotic drug alone:₆

* not more than 200 milligrams of codeine, or any of its salts, per 100 milliliters or per 100 grams;

* not more than 100 milligrams of dihydrocodeine, or any of its salts, per 100 milliliters or per 100 grams;

* not more than 100 milligrams of ethylmorphine, or any of its salts, per 100 milliliters or per 100 grams;

* not more than 2.5 milligrams of diphenoxylate and not less than 25 micrograms of atropine sulfate per dosage unit;

* not more than 15 milligrams of opium per 29.5729 milliliters or per 28.35 grams;

* not more than 0.5 milligram of difenoxin and not less than 25 micrograms₁₄ of atropine sulfate per dosage unit.

FOOT NOTES

- * Numbering of sub-paragraphs eliminated by the 69th Legislature (S.B. 639).
- 1 - Substances added by the 69th Legislature (S.B.639).
 - 2 - Substance moved from Section 2.03. paragraph (f) to paragraph (d) by the 69th Legislature (S.B. 639).
 - 3- the word "and" moved from the end of mecloqualone and placed at the end of substance N-ethyl amphetamine by the 69th Legislature (S.B. 639).
 - 4 - Subsection (1) revised to eliminate "naloxone" and add "naltrexone" in its place and eliminate the phrase "and excluding naltrexone and its salts". Subsection (1) was later changed by Commissioner of Health's Change Order April 25, 1986.
 - 5-The heading "Immediate Precursors" eliminated by the 69th Legislature (S.B. 639).
 - 6 - Commissioner of Health - Change Order - June 7, 1985
 - 7 - Commissioner of Health - Change Order - March 31, 1986
 - 8 - Commissioner of Health - Change Order - June 12, 1986
 - 9 - Arrangement of substances revised by 69th Legislature (S.B. 639).
 - 10 -Dextrorphan was removed from the Texas Controlled Substances Act by Commissioner of Health Change Order January 18, 1977. Apomorphine was removed from the Texas Controlled Substances Act by the Commissioner of Health Change Order August 18, 1976. Nalbuphine was removed from the Federal Controlled Substances Act (Federal Register 10-1-76, pg 43401). A change order to remove the substance from the Texas Controlled Substances Act was not executed because it was not specifically listed in the Texas Controlled Substances Act.
 - 11 -Commissioner of Health - Change Order - April 25, 1986
 - 12 -The word "another" was substituted for the words "any other" by the 69th Legislature (S.B. 639).
 - 13 -(mephobarbital) is listed as another name for Methylphenobarbital in the federal Controlled Substances Act, CFR Title 21, Part 1308.14.
 - 14 -The designation "milligram" is used in the Texas Controlled Substance Act enacted by the 69th Legislature (S.B. 639) in Section 2.07 in describing a quantity of atropine sulfate. The term must be "micrograms" in order to be medically safe.