

DECLARATION OF EMERGENCY

Department of Health Office of Public Health

Added Controlled Dangerous Substances (LAC 46:LIII.2704)

The Department of Health, Office of Public Health (LDH/OPH), pursuant to the rulemaking authority granted to the Secretary of LDH by R.S. 40:962(C) and (H), hereby adopts the following Emergency Rule for the protection of public health. This Emergency Rule, effective November 6, 2023, is being promulgated in accordance with the Administrative Procedure Act (R.S. 49:950, et seq.), particularly R.S. 49:962, and shall remain in effect for the maximum period allowed under the Act or until adoption of a final Rule, whichever occurs first.

Based on the criteria, factors, and guidance set forth in R.S. 40:962(C) and 40:963, the secretary, under this rulemaking, has determined that the below-listed substance has a high potential for abuse and should be scheduled as a controlled dangerous substance under Schedule I to avoid an imminent peril to the public health, safety, or welfare. In reaching the decision to designate the below-listed substance as a controlled dangerous substance under Schedule I, the secretary has considered the criteria set forth in R.S. 40:963 and the specific factors listed therein. The secretary has determined that Schedule I is the most appropriate due to his findings that the substance added herein has a high potential for abuse, the substance has no currently accepted medical use for treatment in the United States, and there is a lack of accepted safety for use of the substance under medical supervision. In determining that the substance poses an imminent peril to the public health, safety, or welfare, such that it should be added to Schedule I by Emergency Rule, the secretary has considered the factors set forth in R.S. 40:962(C)(4), (5), and (6).

Title 46

PROFESSIONAL AND OCCUPATIONAL STANDARDS

Part LIII. Pharmacists

Chapter 27. Controlled Dangerous Substances

Subchapter A. General Provisions

§2704. Added Controlled Dangerous Substances

A. The following drugs or substances are added to Schedule I of the Louisiana Uniform Controlled Dangerous Substances Law, R.S. 40:961 et seq.:

1. bromazolam.

AUTHORITY NOTE: Promulgated in accordance with R.S. 40:962, R.S. 40:963, and R.S. 49:962.

HISTORICAL NOTE: Promulgated by the Department of Health, Office of Public Health, LR 50:

Stephen R. Russo, JD
Secretary