

CHAPTER 532

S.B. No. 1197

AN ACT

relating to the exemption of certain substances from Schedules I through V of the Texas Controlled Substances Act.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 481.037, Health and Safety Code, is amended by adding Subsections (e), (f), and (g) to read as follows:

(e) A nonnarcotic prescription substance is exempted from Schedules I through V and the application of this chapter to the same extent that the substance has been exempted from the application of the Federal Controlled Substances Act, if the substance is listed as an exempt prescription product under 21 C.F.R. Section 1308.32 and its subsequent amendments.

(f) A chemical substance that is intended for laboratory, industrial, educational, or special research purposes and not for general administration to a human being or other animal is exempted from Schedules I through V and the application of this chapter to the same extent that the substance has been exempted from the application of the Federal Controlled Substances Act, if the substance is listed as an exempt chemical preparation under 21 C.F.R. Section 1308.24 and its subsequent amendments.

(g) An anabolic steroid product, which has no significant potential for abuse due to concentration, preparation, mixture, or delivery system, is exempted from Schedules I through V and the application of this chapter to the same extent that the substance has been exempted from the application of the Federal Controlled Substances Act, if the substance is listed as an exempt anabolic steroid product under 21 C.F.R. Section 1308.34 and its subsequent amendments.

SECTION 2. The exemption of a substance under Subsection (e), (f), or (g), Section 481.037, Health and Safety Code, as added by this Act, does not apply to an offense committed under Chapter 481, Health and Safety Code, before the effective date of this Act. An offense committed before that date is covered by the law as it existed on the date on which the offense was committed, and the former law is continued in effect for that purpose.

SECTION 3. This Act takes effect September 1, 1993.

SECTION 4. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended.

Passed the Senate on May 3, 1993, by a viva-voce vote; passed the House on May 22, 1993, by a non-record vote.

Approved June 8, 1993.

Effective Sept. 1, 1993.