



DEPARTMENT OF THE ARMY  
UNITED STATES ARMY COMBINED ARMS SUPPORT COMMAND  
2221 ADAMS AVENUE  
FORT LEE, VIRGINIA 23801

FORT LEE POLICY NO: 06-10

ATCL-CG

NOV 04 2014

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: USACASCOM, FL, & FE Policy Prohibiting Use, Possession, Manufacture, Purchase, or Distribution of Psychotropic Substances and Controlled Substance Analogues

1. REFERENCES.

- a. 21 United States Code 844(a).
- b. Uniform Code of Military Justice (2012).
- c. Synthetic Drug Abuse Prevention Act of 2012, 8 July 2012.
- d. 1950 Virginia Criminal Code, as Amended, 18.2-248.1:1.
- e. Department of Defense Directive 1010.4, Drug and Alcohol Abuse by DoD Personnel, 3 September 1997, with Change 1, 11 January 1999.
- f. Army Regulation 190-45, Law Enforcement Reporting, 30 March 2007.
- g. Army Regulation 600-85, The Army Substance Abuse Program, Rapid Action Revision, 28 December 2012.
- h. Army Directive 2012-14 (Prohibited Substances (Controlled Substance Analogues)).

2. **PURPOSE.** To establish a USACASCOM policy related to the abuse of psychotropic substances and controlled substance analogues. Psychotropic substances are natural substances, chemicals, propellants, and/or prescribed or over-the-counter drugs intended to induce intoxication, excitement, or stupefaction of the central nervous system when ingested. A controlled substance analogue is a substance that is intended by the user for human consumption and is structurally or pharmacologically substantially similar to, or is represented as being similar to, a Schedule I or Schedule II substance and is not an approved medication in the United States. The use of psychotropic substances and controlled substance analogues is inconsistent with the values of the United States Army. They are hazardous to the mission, the health and welfare of the user, and safety of the Army community.

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### 3. APPLICABILITY.

a. This policy applies to all Servicemembers assigned to Fort Lee, all Department of Defense (DoD) Civilian Employees, Non-Appropriated Fund (NAF) Employees temporarily or permanently assigned to United States Army Combined Support Command (USACASCOM) at Fort Lee or Fort Eustis, all Servicemembers assigned to Fort Eustis for whom the USACASCOM Commander is the General Court-Martial Convening Authority, and family members and unaffiliated civilians present on Fort Lee.

b. Servicemembers: This policy is punitive. Failure to obey this policy constitutes a violation of Article 92 of the Uniform Code of Military Justice. Servicemembers who violate this policy may be subject to punitive action under the UCMJ and/or adverse administrative action including loss of security clearance, demotion, and/or discharge from the United States Army.

c. Civilians: DoD and NAF Civilian Employees who violate this policy may be subject to adverse administrative and disciplinary action. Any civilians, including dependants, who violate this policy may be removed from Fort Lee and/or Fort Eustis and denied re-entry. Additionally, civilians may face prosecution in Federal Court under the United States Code and the laws of Virginia.

### 4. POLICY.

a. Several laws and regulations already address the use of psychotropic substances and controlled substance analogues. Laws and regulations applicable on Fort Lee and Fort Eustis include those references listed above as references (a) – (h). This policy is punitive and is meant to supplement those laws.

b. This policy prohibits the actual or attempted possession, manufacture, purchase, distribution, or introduction on or onto Fort Lee and Fort Eustis of substances whose use is prohibited per AR 600-85, para. 4-2(p). These prohibited substances are substances consumed for the purpose of inducing excitement, intoxication, or stupefaction of the central nervous system, including:

1) Controlled substance analogues (designer drugs) such as synthetic cannabis and other THC substitutes ("Spice"), derivatives of 2-aminopropanal ("Bath Salts"), synthetic cocaine ("RTI-126"), or any other substance similarly designed to mimic the effects of a controlled substance on the human body without an approved medical use in the United States.

2) Chemicals, propellants, or inhalants (huffing).

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3) Dietary supplements that are banned by the United States Food and Drug Administration.

4) Prescription or over-the-counter drugs and medications (when used in a manner contrary to their intended medical purpose or in excess of the prescribed dosage).

5) Naturally occurring substances (to include but not limited to Salvia Divinorum, Jimson Weed, and so forth).

c. This policy also prohibits the use, possession, introduction, manufacture, purchase, and distribution of the paraphernalia of these prohibited substances. Paraphernalia includes any equipment, product, or material of any kind which is primarily intended or designed for use in manufacturing, compounding, converting, concealing, producing, processing, preparing, injecting, ingesting, inhaling, or otherwise introducing into the human body a substance intended to produce a psychotropic "high." In determining whether an item constitutes drug paraphernalia, in addition to all other logically relevant factors, the following may be considered:

- 1) instructions, oral or written, provided with the item concerning its use;
- 2) descriptive materials accompanying the item which explain or depict its use;
- 3) national and local advertising concerning its use;
- 4) the existence and scope of legitimate uses of the item in the community.

5. **EXCEPTIONS.** This policy does not apply to:

a. The otherwise lawful use of alcohol, tobacco, or caffeine.

b. The lawful use of controlled substances by any person for whom they have been lawfully prescribed in accordance with applicable state and federal law, so long as substances are used in a manner consistent with their intended medical purpose and the instructions of the prescribing physician.

c. The lawful use of over-the-counter medications, so long as substances are used in a manner consistent with their intended medical purpose and product instructions.

6. This order remains in effect until rescinded.

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7. Point of Contact for this policy is the Chief of Military Justice, USACASCOM and Fort Lee, Office of the Staff Judge Advocate at (804) 765-1537.



STEPHEN R. LYONS  
Major General, US Army  
Commanding

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