



BOARD OF PHARMACY
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Howard C. Anderson, Jr, R.Ph.
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NDCC 28-32-08.1 – Small Entity Economic Impact Statement

RE: NDAC 61-13 – Controlled Substances.

All entities, including small entities are subject to the requirements of this rule, which makes these particular substances Schedule I Controlled Substances, their sale or possession are illegal for everyone.

Although there are no administrative costs involved with the compliance with this rule, there may be costs for those who have these chemicals on hand in their inventory, as they will be ineligible for possession or sale.

Private persons will be protected from purchasing and utilizing products which contain these chemicals and are not labeled as to the proper contents. Individuals will be warned by the inclusion in Schedule I of the Controlled Substances Act that these chemicals entities are Schedule I Controlled Substances, meaning they have no legitimate medical use in North Dakota and should not be purchased or used. Small entities who have these substances on hand must dispose of them, turn them over to law enforcement or immediately return them to their suppliers.

The effect of the proposed rule on state revenues could be negative if these substances were being sold and sales tax paid on the sale of these products. I have no estimate of the amount of these products being sold in North Dakota at the time of this rule.

There is no less intrusive or less costly alternative of achieving the scheduling of these controlled substances to protect the public from the potential harm by their exposure to these chemicals, either knowingly or unknowingly.

Howard C Anderson, Jr, R.Ph.
Executive Director