

PUBLIC HEALTH CODE (EXCERPT)
Act 368 of 1978

333.7219 Schedule 5; placement of substance.

Sec. 7219.

The administrator shall place a substance in schedule 5 if it finds all of the following:

- (a) The substance has low potential for abuse relative to the controlled substances listed in schedule 4.
- (b) The substance has currently accepted medical use in treatment in the United States.
- (c) The substance has limited physical dependence or psychological dependence liability relative to the controlled substances listed in schedule 4 or the incidence of abuse is such that the substance should be dispensed by a practitioner.

History: 1978, Act 368, Eff. Sept. 30, 1978

Constitutionality: The Legislature's delegation to the Board of Pharmacy of the authority to schedule controlled substances in accordance with detailed criteria is not an unlawful delegation of power. *People v Turmon*, 417 Mich 638; 340 NW2d 620 (1983).

Popular Name: Act 368