§ 3.77 [Amended]
13. In §3.77(b), by changing the phrase "Bureau of Narcotics and Dangerous Drugs" to read "Drug Enforcement Administration, Department of Justice" each time it appears; and by changing the reference "§130.64" to read "§310.605."

§ 3.81 [Amended]
14. In §3.81(d) by changing the reference "§130.9 (d) and (e)" to read "§314.8(d) and (e)".

§ 3.90 [Amended]
15. In §3.90(d) by changing the reference "§130.9(d)" to read "§314.8(d)".

§ 3.91 [Amended]
16. In §3.91:
   a. In paragraph (c) (4) (I) by changing the reference "§130.9(d)" to read "§314.8(d)".
   b. In paragraph (c) (4) (V) by changing the reference "§130.9" to read "§314.1" each time it appears.

PART 8—COLOR ADDITIVES

§ 8.23 [Amended]
17. In §8.23 (b) by changing in the last sentence the reference "§130.14—130.26 of this chapter" to read "§514.200 through 514.223 of this chapter."
RULES AND REGULATIONS

§ 1301.02 Definitions.

(b) * * *

(iv) Ethorphine hydrochloride;

(v) Ethorphine;

(vi) Hydrocodone;

(vii) Hydromorphone;

(viii) Metopon;

(ix) Morphine;

(x) Oxycodone;

(xi) Oxymorphone;

(xii) Thebacline;

(xiii) Morphine hydrochloride;

(xiv) Cocaine;

(xv) Egonine;

Section 1308.11 (c) of Title 21 of the Code of Federal Regulations be amended by revising subparagraphs (9)–(23) of paragraph (e) to read:

§ 1308.11 Schedule I.

(c) * * *

(9) Droperidol ........................................... 9359
(10) Etorphine (except hydrochloride salt) ...... 9366

(11) Henboline ........................................... 9369
(12) Hydromorphone ..................................... 9361
(13) Metyldesorphine .................................... 9365
(14) Methylnaltrexone .................................. 9364
(15) Morphine methyl bromide ......................... 9366
(16) Morphine methyl sulfate ......................... 9386
(17) Morphine methanesulfonate ....................... 9386
(18) Morphine morphinone .............................. 9374
(19) Myronal ............................................ 9368
(20) Nicocodone .......................................... 9366
(21) Nicocodone .......................................... 9366
(22) Nicocodone .......................................... 9366
(23) Tbcram ............................................. 8315

(e) Section 1308.12(b) of Title 21 of the Code of Federal Regulations be amended by revising paragraph (b) (1) to read:

§ 1308.12 Schedule II.

(b) * * *

(1) Opium and opiate, and any salt, compound, derivative, or preparation of opium or opiate, excluding naloxone hydrochloride, but including the following:

(i) Raw opium .......................................... 9600
(ii) Opium extracts .................................... 9610
(iii) Opium acetate ..................................... 9650
(iv) Powdered opium .................................. 9659
(v) Granulated opium .................................. 9640
(vi) Nitrate of opium .................................. 9656
(vii) Asperomorphine ................................... 9699

(viii) Codeine .......................................... 9650
(ix) Ethylmorphine .................................... 9189
(x) Ethorphine hydrochloride ......................... 9659
(xi) Hydrocodone ..................................... 9163
(xii) Hydromorphone .................................. 9194
(xiii) Metapon .......................................... 9664
(xiv) Morphine .......................................... 9360
(xv) Oxycodone ........................................ 9143
(xvi) Oxymorphone ..................................... 9662
(xvii) Thebacline ....................................... 8333

The requirements imposed on the substance controlled by this order are as follows:

1. Registration. Any person who manufactures, distributes, engages in research, imports or exports any of this substance or who proposes to engage in the manufacture, distribution, importation, or exportation of, or research with, this substance shall obtain a registration to conduct that activity on or before April 19, 1974.

2. Security. This substance must be manufactured, distributed and stored in accordance with §§ 1301.71, 1301.72(a), 1301.73, 1301.74(a), 1301.75, and § 1301.76 of Title 21 of the Code of Federal Regulations. In addition, all registrants desiring to handle etorphine hydrochloride will be required to use a safe or steel cabinet equivalent to a U.S. Government Class V narcotic container after August 1, 1974. In the event that this imposes special hardships, the Drug Enforcement Administration will entertain any justifiable requests for extensions of time.

3. Labelling and packaging. All labels on commercial containers of, and all labelling of, this substance which is packaged after April 15, 1974 shall comply with the requirements of §§ 1302.03–1302.05 and 1302.08 of Title 21 of the Code of Federal Regulations. In accordance with § 1302.06 of Title 21 of the Code of Federal Regulations, the Administrator finds that in order to protect the public health and safety early compliance with these requirements is necessary and will be taken, including the limitation of use for abused substances, to facilitate the manufacture and the limited medical use of this substance. The shipment of etorphine hydrochloride should be under secure conditions using substantial packaging material with no markings on the outside of the package which would indicate the content. Shipment would be by the most secure means of transport available.

4. Quotas. Quotas for this substance have been established pursuant to section 1303 of Title 21 of the Code of Federal Regulations.

5. Inventory. Registrants possessing this substance will not be required to take an additional inventory.

6. Records. All registrants shall continue to keep records pursuant to §§ 1304.21–1304.27 of Title 21 of the Code of Federal Regulations. In addition, records for this substance shall be maintained separately from all other records on or before April 19, 1974.

7. Reports. All registrants are required to continue filing reports pursuant to Sections 1305.37–1305.41 of Title 21 of the Code of Federal Regulations. In addition, registrants supply this substance are required to forward copies of the order forms received to the Drug Enforcement Administration on a weekly basis on or before April 19, 1974.

8. Order forms. Each distribution of this substance requires the use of an order form pursuant to Part 1305.03 of Title 21 of the Code of Federal Regulations. Order forms for etorphine hydrochloride containing this substance alone or with diprenorphine (but shall not contain any other substance) on or after April 19, 1974.

9. Prescriptions. The Food and Drug Administration has restricted the use of this substance by or on the order of a licensed veterinarian. Therefore, this substance is not to be obtained by use of a prescription.

10. Importation and exportation. All importation and exportation of any of this substance on or after April 19, 1974 shall be in compliance with Part 1315 of Title 21 of the Code of Federal Regulations.

11. Criminal liability. Any activity with etorphine hydrochloride not authorized by or in violation of the Controlled Substances Act or the Controlled Substance Import and Export Act before April 19, 1974 shall be unlawful. The applicable penalties shall be those of a Schedule I narcotic controlled substance. On April 19, 1974, etorphine hydrochloride for the purposes of criminal liability shall not be treated as a Schedule II controlled substance. It should be noted that penalties of Schedule I or II narcotic controlled substances are the same. The only effect of the transfer will be for pleading purposes.

12. Other. In all other respects, this order is effective on April 19, 1974.

Dated: March 25, 1974.

JOHN E. BARTELS, JR.,
Administrator,
Drug Enforcement Administration.
[FR Doc. 74-7736 Filed 3-28-74; 8:45 am]

Title 25—Internal Revenue
CHAPTER I—INTERNAL REVENUE SERVICE, DEPARTMENT OF THE TREASURY
SUBCHAPTER A—INTERNAL REVENUE AND ADMINISTRATION
(T.D. 7809)

PART 301—PROCEDURE AND ADMINISTRATION

Time for Performance of Acts Where Last Day Falls on a Legal Holiday

By a notice of proposed rulemaking appearing in the Federal Register for Monday, July 16, 1973 (38 FR 16897), an amendment to the regulations on Procedure and Administration (26 CFR Part 301) under section 7503 of the Internal Revenue Code of 1954 was proposed in order to conform such regulations to the changes made by Pub. L. 90–383, 82 Stat. 250, which amended 5 U.S.C. 6103(a), regarding the observance of certain legal holidays on Monday. The amendment of 5 U.S.C. 6103(a) was effective on January 1, 1971. After consideration of all such relevant matter as was presented by interested persons, certain changes were made, and the proposed amendment of the regulations, subject to the changes indicated below, is adopted by this document.

The amendment to the regulations is designed to conform § 301.7503–1(b) (1) to the present District of Columbia law regarding the date of observance of legal holidays. The District of Columbia now observes Washington's Birthday on the third Monday in February, Memorial Day on the last Monday in May, Veterans' Day on the fourth Monday in October, and Columbus Day on the second Monday in November. Columbus Day is also considered a legal holiday in the District of Columbia for all calendar years after 1970, and is observed on the