

in this subtitle and, in fact, has adopted regulations that restrict the sale and use of sodium fluoride or hydrofluoric acid preparations, which are not listed as controlled poisons. As revised, this section follows the view that the legislature intended that, whenever the former law used the term "poison", the term applied to the specifically enumerated poisons, now defined as "controlled poisons".

Subsection (c)(2) of this section is substituted for the provision in former Article 43, § 280 that the duties of the Board as to notice and hearing also are imposed on the Department for all orders, rules, and regulations.

Also in subsection (c) of this section, the former provision incorporated from former Article 43, § 277, requiring that the notice state the date, time, and place of the hearing, is deleted as unnecessary.

In subsection (e) of this section, the former phrase "or any amendment or amendments thereto", which applied to adopted regulations, is deleted as unnecessary.

See also § 5-109 of this subtitle as to judicial review of action under this section.

5-104. RESERVED.

5-105. RESERVED.

PART II. CONTROLLED POISONS.

5-106. SCHEDULE OF CONTROLLED POISONS.

(A) PLANTS.

EACH OF THE FOLLOWING PLANTS AND ALKALOIDAL AND GLYCOSIDAL SUBSTANCES FOUND IN PLANTS, ANY COMPOUND, MIXTURE, DERIVATIVE, ISOMER, ESTER, ETHER, OR SALT OF THE FOLLOWING, IS A CONTROLLED POISON:

- (1) ACONITE.
- (2) ACONITINE.
- (3) ACPOLA.
- (4) ARECOLINE.
- (5) ATROPINE.