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IOWA DEPARTMENT OF INSPECTIONS AND APPEALS

Petition by Carl Olsen for the adoption of rules relating to Iowa Code Chapter 124	PETITION FOR RULE MAKING
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1. The petitioner petitions the department to create an application process for religious exceptions to the Iowa Uniform Controlled Substances Act (Iowa Code Chapter 124).

2. The authority for this rule making action is Iowa Code § 124.204(4)(p) (“Peyote, except as otherwise provided in subsection 8”).

3. Iowa has created an exception for the religious use of a controlled substance, peyote. A process should exist to accept applications for religious use of other controlled substances. Iowa has created an exception for the secular use of a controlled substance, cannabis. A process should exist to accept applications for the religious use of cannabis.

Existing Religious Exception

Iowa Code § 124.204(8) is a religious exception for the use of a Schedule I controlled substance in Iowa.

Federal regulations provide a process to apply for exceptions to the federal Controlled Substances Act. 21 C.F.R. § 1307.03. There is a federal regulation for religious use of peyote. 21 C.F.R. § 1307.31.