

HB 201 -- CONTROLLED SUBSTANCES

SPONSOR: Morris

This bill changes the laws regarding the sale and possession of controlled substances. In its main provisions, the bill:

(1) Lowers, from 24 to 15 grams, the amount of any methamphetamine precursor drug or combination of methamphetamine precursor drugs in which possession is a class D felony;

(2) Lowers, from 9 to 7.5 grams, the amount of any drug product containing ephedrine, phenylpropanolamine, or pseudoephedrine that can be sold to the same person within a 30-day period without regard to the number of transactions;

(3) Prohibits a pharmacist, intern pharmacist, or registered pharmacy technician from selling, dispensing, or otherwise providing and a person from purchasing, receiving, or otherwise acquiring any number of packages of any drug product containing ephedrine, phenylpropanolamine, or pseudoephedrine in any total amount greater than 60 grams within any 12-month period without regard to the number of transactions;

(4) Specifies that the monthly and annual purchase limits contained in these provisions must include any quantities of the products that are purchased in other states if the other state is utilizing the same electronic tracking system utilized in Missouri;

(5) Specifies that each pharmacy and pharmacist licensed in this state must have the discretion to, in good faith, refuse to sell, dispense, or otherwise provide any individual with any methamphetamine precursor drug and that the pharmacy cannot be subject to criminal or civil liability in choosing to do so;

(6) Requires any person who has been found guilty or pled guilty or nolo contendere to any felony drug crime to obtain a prescription to purchase, receive, or otherwise acquire any drug or drug product containing any amount of ephedrine, phenylpropanolamine, pseudoephedrine, any of their salts or optical isomers, or salts of optical isomers;

(7) Requires the Department of Public Safety to implement a method of coordination between the Missouri Uniform Law Enforcement System within the State Highway Patrol and any electronic tracking system that tracks purchases of controlled substances to protect the privacy interests of persons purchasing controlled substances; and

(8) Specifies that the governing body of any city, county, or

other political subdivision that has an ordinance or regulation in effect as of the effective date of these provisions requiring a prescription to purchase, receive, or otherwise acquire any drug or drug product containing any detectable amount of ephedrine, phenylpropanolamine, pseudoephedrine, or any of their salts or optical isomers, or salts of optical isomers must vote whether to continue its existing ordinance or regulation within 90 days.

This bill also changes these provisions in the newly revised criminal code that will take effect on January 1, 2017.