

HOUSE BILL NO. HB0100

Methamphetamine precursors.

Sponsored by: Representative(s) Thompson and Senator(s)
Boggs and Job

A BILL

for

1 AN ACT relating to controlled substances; imposing
2 restrictions on the sale of products containing
3 pseudoephedrine; restricting the amount of product that may
4 be acquired within a certain period of time; granting
5 rulemaking authority; providing for the exemption of
6 products from the restrictions imposed; providing
7 penalties; and providing for an effective date.

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9 *Be It Enacted by the Legislature of the State of Wyoming:*

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11 **Section 1.** W.S. 35-7-1061 is created to read:

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13 **35-7-1061. Methamphetamine precursors.**

14

15 (a) Any material, compound, mixture or preparation
16 which contains any detectable quantity of pseudoephedrine,

1 its salts or optical isomers, unless specifically exempted
2 or excluded, is to be dispensed, sold and distributed in a
3 pharmacy as follows:

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5 (i) It shall be dispensed, sold and distributed
6 only by a licensed pharmacist or a licensed pharmacy
7 technician; and

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9 (ii) Any person purchasing, receiving or
10 otherwise acquiring any pseudoephedrine compound, mixture
11 or preparation shall produce a photo identification showing
12 the date of birth of the person and shall sign a written
13 log or receipt showing the date of the transaction, name of
14 the person and the amount of the compound, mixture or
15 preparation.

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17 (b) No person shall purchase, receive or otherwise
18 acquire more than nine (9) grams of any pseudoephedrine
19 product, mixture or preparation within any thirty (30) day
20 period. Provided, this limit shall not apply to any
21 quantity of such product, mixture or preparation dispensed
22 pursuant to a valid prescription. Any person who knowingly
23 or intentionally possesses or attempts to possess more than
24 nine (9) grams of any pseudoephedrine product, mixture or

1 preparation within a thirty (30) day period, other than
2 pursuant to a valid prescription, is guilty of a
3 misdemeanor and shall be punished by imprisonment not to
4 exceed six (6) months in the county jail or by a fine not
5 to exceed one thousand dollars (\$1,000.00), or both.

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7 (c) Any compounds, mixtures or preparations in
8 liquid, liquid capsule or gel capsule form in which
9 pseudoephedrine is not the only active ingredient shall not
10 be subject to subsections (a) and (b) of this section.

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12 (d) The Wyoming state board of pharmacy, by rule, may
13 exempt other products from subsections (a) and (b) of this
14 section which the board finds are not used in the illegal
15 manufacture of methamphetamine or other controlled
16 dangerous substances. A manufacturer of a drug product may
17 apply for their product to be exempt from subsections (a)
18 and (b) of this section if the product is determined by the
19 board to have been formulated in such a way as to
20 effectively prevent the conversion of the active ingredient
21 into methamphetamine.

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