

2009 -- S 0128 AS AMENDED

LC00341

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2009

A N A C T

RELATING TO FOOD AND DRUGS - TRAFFICKING IN DEXTROMETHORPHAN

Introduced By: Senator Leo R. Blais

Date Introduced: January 29, 2009

Referred To: Senate Health & Human Services

It is enacted by the General Assembly as follows:

SECTION 1. Title 21 of the General Laws entitled "FOOD AND DRUGS" is hereby amended by adding thereto the following chapter:

CHAPTER 28.7

POSSESSION AND TRAFFICKING IN DEXTROMETHORPHAN

21-28.7-1. Possession of dextromethorphan. -- (a) No person may possess one gram or more of pure dextromethorphan or dextromethorphan as defined in accordance with U.S. pharmacopeia reference standards extracted from solid or liquid dose forms, other than a medical facility, medical practitioner, pharmacist or pharmacy licensed pursuant to title 5 of the general laws, and registrants under section 510 of the Federal Food, Drug, and Cosmetic Act pursuant to 21 USC 321 et seq.

(b) A violation of this section shall carry a civil penalty of one thousand dollars (\$1,000) for the first offense, and two thousand five hundred dollars (\$2,500) for the second and subsequent offenses.

SECTION 2. This act shall take effect upon passage.

LC00341

EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
A N A C T
RELATING TO FOOD AND DRUGS - TRAFFICKING IN DEXTROMETHORPHAN

- 1 This act would make possession of one gram or more of pure dextromethorphan by a
- 2 person other than a medical facility, medical practice, pharmacist or licensed pharmacy illegal.
- 3 This act would take effect upon passage.

=====
LC00341
=====