

HB 1328 -- Controlled Substances

Sponsor: Cox

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

- (1) Lowers the amount from 24 to 15 grams of any methamphetamine precursor drug or combination of methamphetamine precursor drugs in which possession of is a class D felony;
- (2) Establishes enhanced penalties for any person who violates Sections 195.202 to 195.256, RSMo, and is in possession of a controlled substance and a firearm at the time of the violation;
- (3) 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;
- (4) Prohibits a pharmacist, intern pharmacist, or registered pharmacy technician from selling, dispersing, 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 75 grams within any 12-month period without regard to the number of transactions;
- (5) Specifies that the monthly and annual purchase limits contained in these provisions will include any quantities of the products that are purchased in other states, where the other state is utilizing the same electronic tracking system utilized in Missouri;
- (6) Specifies that each licensed pharmacy and pharmacist has the discretion to, in good faith, refuse to sell, dispense, or otherwise provide any individual with any methamphetamine precursor drug and will not be subject to criminal or civil liability in choosing to do so; and
- (7) Requires any person who has been found guilty or pled guilty or nolo contendere to any drug crime to obtain a prescription to purchase, receive, or otherwise acquire any drug or drug product containing any amount of ephedrine, phenylpropanolamine, or pseudoephedrine.