

Bill No. SB 2352

Barcode 091430

CHAMBER ACTION

Senate

House

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The Committee on Health Care (Peaden) recommended the following ~~substitute for~~ amendment ~~(284286)~~:

Senate Amendment (with title amendment)

On page 13, line 11, through
page 14, line 17, delete those lines

and insert:

893.1495 Sale of ephedrine and related compounds.--

(1) No person shall deliver in any single retail over-the-counter sale any number of packages of any drug containing a sole active ingredient that he or she knows to contain a combined total of more than 9 base grams of ephedrine, pseudoephedrine, phenylpropanolamine, or any of their salts, optical isomers, or salts of optional isomers, or more than three packages in any single retail over-the-counter sale, regardless of weight, containing any such sole active ingredient.

(2) Packages of any drug having a sole active ingredient of ephedrine, pseudoephedrine, phenylpropanolamine, or any of their salts or optical isomers shall be displayed

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1 and offered for retail sale only behind a checkout counter
2 where the public is not permitted.

3 (3) Any person who is considered the general owner or
4 operator of the retail outlet where ephedrine,
5 pseudoephedrine, or phenylpropanolamine products are available
6 for retail sale shall provide an employee training program
7 that contains instruction on state and federal regulations
8 related to such products to each employee engaged in the
9 retail sale of the products.

10 (4) This section shall supersede any municipal
11 ordinance or regulation passed on or after July 1, 2005, to
12 the extent that such ordinance or regulation is more
13 restrictive than the provisions of this section.

14 (5) A person who violates subsection (1) or subsection
15 (2) shall not be punished for the first violation. A person
16 who violates subsection (1) or subsection (2) commits a
17 misdemeanor of the first degree, punishable as provided in s.
18 775.082 or s. 775.083, for a second offense and, for a third
19 or subsequent offense, commits a felony of the third degree,
20 punishable as provided in s. 775.082, s. 775.083, or s.
21 775.084.

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24 ===== T I T L E A M E N D M E N T =====

25 And the title is amended as follows:

26 On page 3, lines 3-8, delete those lines

27

28 and insert:

29 requiring the general owner or operator of an
30 outlet where a sale of products containing
31 ephedrine or related compounds exceeding

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1 specified amounts to provide an employee
2 training program to employers on the regulation
3 of such products; providing an effective date.
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