
DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Hill

HB No. 82

Abstract: Prohibits the sale of dextromethorphan products to minors, limits the amount of the product which can be sold to adults, and provides penalties for unlawful possession.

Proposed law provides that a nonprescription material, compound, mixture, or preparation containing any detectable quantity of dextromethorphan, its salts, optical isomers, or salts of optical isomers shall not be dispensed, sold, or distributed to any person unless they are 18 years of age or older and produce photo identification.

Proposed law limits the quantity of nonprescription dextromethorphan which may be sold to three grams within a 30-day period to the same customer.

Proposed law creates an exception for any dextromethorphan products which are dispensed pursuant to a valid prescription.

Proposed law provides penalties for the sale of nonprescription products containing dextromethorphan to persons under 18 years of age which include a fine of not more than \$2,000, imprisonment, with or without hard labor, for not more than two years, or both.

Proposed law provides penalties for selling more than three grams of nonprescription products containing dextromethorphan within a 30-day period which include a fine of not more than \$500, imprisonment for not more than six months, or both.

Proposed law provides that it is unlawful for any person to possess three grams or more of dextromethorphan, its salts, optical isomers, or salts of optical isomers.

Proposed law contains exceptions for amounts of dextromethorphan possessed pursuant to a valid prescription and also provides exemptions for various health care professionals and pharmaceutical distributors and manufacturers. Further provides penalties including a fine of not more than \$2,000, imprisonment for not more than two years, or both.

(Adds R.S. 40:962.1.3 and 962.1.4)