

## Session 116 - (2005-2006)

**H\*3591 (Rat #0286, Act #0275 of 2006) General Bill, By Brady, J.E. Smith, Harrison, Pinson, Agnew, Anthony, Ceips, Chalk, Cobb-Hunter, Frye, Haskins, Hayes, Hinson, Howard, Huggins, Jefferson, Lucas, McGee, E.H. Pitts, Taylor, Whitmire, Witherspoon, Young, Ballentine, Mahaffey, Thompson, Coates, Leach, Hagood, Clark, Sinclair, Cotty, Rhoad, Bailey, Jennings, Bales and Neilson**

**Summary:** Pseudoephedrine

AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 44-53-398 SO AS TO REQUIRE PRODUCTS WHOSE SOLE ACTIVE INGREDIENT IS EPHEDRINE OR PSEUDOEPHEDRINE TO BE SOLD ONLY IN BLISTER PACKAGING AND FROM BEHIND A COUNTER, TO PROVIDE THAT ONLY PRODUCTS CONTAINING NINE GRAMS OR LESS OF EPHEDRINE OR PSEUDOEPHEDRINE MAY BE SOLD IN A SINGLE SALE, TO REQUIRE RETAILERS TO PURCHASE SUCH PRODUCTS ONLY FROM DISTRIBUTORS REGISTERED BY THE UNITED STATES DRUG ENFORCEMENT ADMINISTRATION, TO REQUIRE PURCHASERS TO PRODUCE A GOVERNMENT ISSUED PHOTO IDENTIFICATION, TO REQUIRE A RETAILER TO MAINTAIN A LOG OF SUCH SALES, TO PROVIDE THAT IT IS UNLAWFUL TO POSSES, MANUFACTURE, DISTRIBUTE, OR SELL SUBSTANCES CONTAINING ALTERED EPHEDRINE OR PSEUDOEPHEDRINE, TO PROVIDE PENALTIES FOR VIOLATIONS, TO REQUIRE A RETAILER TO PROVIDE TRAINING TO EMPLOYEES ON THE REQUIREMENTS OF THIS SECTION AND TO PROVIDE THAT PROVIDING SUCH TRAINING IS AN AFFIRMATIVE DEFENSE TO CERTAIN VIOLATIONS, AND TO PROVIDE EXEMPTIONS FROM THE REQUIREMENTS OF THIS SECTION; TO ADD SECTION 20-7-105 SO AS TO PROVIDE THAT IT IS UNLAWFUL TO MANUFACTURE AMPHETAMINE OR METHAMPHETAMINE IN THE PRESENCE OF A CHILD, TO KNOWINGLY PERMIT A CHILD IN AN ENVIRONMENT WHERE A PERSON IS SELLING, DISPENSING, OR MANUFACTURING AMPHETAMINE OR METHAMPHETAMINE OR WHERE DRUG PARAPHERNALIA IS STORED FOR THE PURPOSE OF MANUFACTURING AMPHETAMINE OR METHAMPHETAMINE, AND TO PROVIDE PENALTIES; TO ADD SECTION 44-53-376 SO AS TO PROVIDE THAT IT IS UNLAWFUL TO KNOWINGLY CAUSE DISPOSAL OF WASTE FROM THE PRODUCTION OF METHAMPHETAMINE AND TO PROVIDE PENALTIES AND TO FURTHER PROVIDE THAT A PERSON CONVICTED OF SUCH AN OFFENSE SHALL MAKE RESTITUTION TO ALL ENTITIES INVOLVED IN ANY EMERGENCY ENVIRONMENTAL RESPONSE REQUIRED DUE TO SUCH UNLAWFUL DISPOSAL; AND TO ESTABLISH A STUDY COMMITTEE TO REVIEW THE IMPLEMENTATION AND APPLICATION OF THIS ACT DURING THE FIVE YEARS FOLLOWING ITS ENACTMENT. - ratified title

02/17/05	House	Introduced and read first time HJ-24
02/17/05	House	Referred to Committee on Medical, Military, Public and Municipal Affairs HJ-24
02/22/05	House	Member(s) request name added as sponsor: Ballentine
04/06/05	House	Member(s) request name added as sponsor: Mahaffey
04/07/05	House	Member(s) request name added as sponsor: Thompson
05/18/05	House	Committee report: Favorable with amendment Medical, Military, Public and Municipal Affairs HJ-149
05/19/05	House	Member(s) request name added as sponsor: Coates, Leach
05/19/05		Scrivener's error corrected
05/24/05	House	Requests for debate-Rep(s). White HJ-79
05/24/05	House	Amended HJ-79
05/24/05	House	Read second time HJ-88
05/24/05	House	Motion noted- Reconsider vote whereby read second time HJ-220
05/25/05	House	Reconsider second reading HJ-28
05/26/05	House	Debate interrupted HJ-21
05/26/05	House	Requests for debate-Rep(s). Loftis, Duncan, Edge, Davenport, Anthony, Hamilton, GR Smith, Altman, MA Pitts, DC Smith, Witherspoon, Chellis, Kennedy, and Rutherford HJ-30
06/01/05	House	Member(s) request name removed as sponsor: Umphlett
06/01/05	House	Requests for debate removed-Rep(s). Duncan, Witherspoon, MA Pitts, Loftis, DC Smith, and GR Smith HJ-23
06/01/05	House	Requests for debate removed-Rep(s). Rutherford, Anthony, Altman, and Edge HJ-54
06/01/05	House	Debate adjourned until Thursday, June 2, 2005 HJ-108
01/10/06	House	Requests for debate removed-Rep(s). Chellis HJ-62
01/11/06	House	Member(s) request name added as sponsor: Hagood, Clark, Sinclair, Cotty, Rhoad
01/11/06	House	Objection by Rep. Loftis HJ-18

01/11/06	House	Requests for debate-Rep(s). Duncan, Perry, Martin, Umphlett, Brady, J Brown, Scott, Parks, Anthony, Haskins, GM Smith HJ-18
01/11/06	House	Debate adjourned until Tuesday, January 17, 2006 HJ-24
01/17/06	House	Member(s) request name added as sponsor: Bailey, Jennings, Bales, Neilson
01/17/06	House	Member(s) request name removed as sponsor: M.A.Pitts
01/17/06	House	Amended HJ-24
01/17/06	House	Read second time HJ-32
01/17/06	House	Roll call Yeas-93 Nays-4 HJ-32
01/18/06	House	Read third time and sent to Senate HJ-187
01/18/06	Senate	Introduced and read first time SJ-10
01/18/06	Senate	Referred to Committee on Medical Affairs SJ-10
01/18/06		Scrivener's error corrected
03/07/06	Senate	Committee report: Majority favorable with amend., minority unfavorable Medical Affairs SJ-8
03/08/06		Scrivener's error corrected
04/05/06	Senate	Amended SJ-37
04/05/06	Senate	Read second time SJ-37
04/06/06	Senate	Read third time and returned to House with amendments SJ-5
04/06/06		Scrivener's error corrected
04/20/06	House	Debate adjourned until Tuesday, April 25, 2006 HJ-68
04/25/06	House	Concurred in Senate amendment and enrolled HJ-147
04/27/06		Ratified R 286
05/04/06		Became law without Governor's signature
05/10/06		Copies available
05/10/06		Effective date 11/04/06
06/08/06		Act No. 275