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JUDICIARY

HOUSE FILE 2014  
BY CORMACK

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act establishing a criminal offense and penalty for the sale  
2 of certain ephedrine or creatinine products to a person under  
3 eighteen years of age.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 2014

1 Section 1. Section 124.212, subsection 5, paragraph b,  
2 unnumbered paragraph 1, Code 2001, is amended to read as  
3 follows:

4 The Except as provided in section 124.401, subsection 3,  
5 the following drug products containing ephedrine, its salts,  
6 optical isomers, and salts of such optical isomers are  
7 excepted from this schedule if they may lawfully be sold over  
8 the counter without a prescription under the federal Food,  
9 Drug and Cosmetic Act; are labeled and marketed in a manner  
10 consistent with the pertinent over-the-counter tentative final  
11 or final monograph; are manufactured and distributed for  
12 legitimate medicinal use in a manner that reduces or  
13 eliminates the likelihood of abuse; and are not marketed,  
14 advertised, or labeled for the indication of stimulation,  
15 mental alertness, weight loss, muscle enhancement, appetite  
16 control, or energy:

17 Sec. 2. Section 124.401, subsection 3, Code 2001, is  
18 amended by adding the following new unnumbered paragraph:

19 NEW UNNUMBERED PARAGRAPH. It is unlawful for any person to  
20 sell any product containing ephedrine, its salts, optical  
21 isomers, and salts of such isomers to a person under eighteen  
22 years of age. Any person who violates this paragraph commits  
23 a simple misdemeanor.

24 Sec. 3. Section 126.5, subsection 5, Code 2001, is amended  
25 to read as follows:

26 5. A violation of this chapter, except for section 126.24,  
27 is a violation of section 714.16, subsection 2, paragraph "a".

28 Sec. 4. NEW SECTION. 126.24 SALE OF CREATININE TO  
29 PERSONS UNDER EIGHTEEN YEARS OF AGE -- PENALTY.

30 A person shall not sell creatinine or any compound,  
31 mixture, or preparation containing creatinine to a person  
32 under eighteen years of age. A person violating this section  
33 commits a simple misdemeanor.

34 EXPLANATION

35 This bill establishes a criminal offense for selling

1 certain ephedrine products or creatinine to a person under 18  
2 years of age.

3 Under existing law, a person may lawfully sell to anyone  
4 certain ephedrine products. This bill provides that a person  
5 shall not sell certain ephedrine products to a person under 18  
6 years of age.

7 The bill also prohibits the sale of creatinine, or products  
8 containing creatinine, to a person under 18 years of age.

9 A person who commits a violation of this bill commits a  
10 simple misdemeanor. A simple misdemeanor is punishable by  
11 confinement for no more than 30 days or a fine of at least \$50  
12 but not more than \$500 or both.

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