



## SENATE OF PENNSYLVANIA BILL SUMMARY

### Senate Bill 221 Printer's No. 204

Prime Sponsor: Senator Greenleaf  
Committee: Judiciary

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#### **SYNOPSIS:**

This bill amends Title 18 (Crimes and Offenses) to prohibit sales to minors of over-the-counter medicines containing dextromethorphan.

#### **SUMMARY:**

This bill adds a new Section 6322 to the miscellaneous offenses in Title 18. The new section creates a summary offense for knowingly selling or purchasing with the intent to sell a drug product containing dextromethorphan to a person who is under the age of 18. It would also be a summary offense to falsely represent oneself as being 18 years of age or older for the purpose of procuring a drug product containing dextromethorphan.

The bill requires retailers selling drug products that contain dextromethorphan to obtain proof of age from the purchaser before completing the sale, unless the purchaser's appearance would lead a reasonable person to presume that the purchaser's age is at least 25.

This bill does not apply to drug products containing dextromethorphan that are sold pursuant to a valid prescription. The bill explicitly preempts any ordinance regulating the sale, distribution, receipt, or possession of dextromethorphan.

#### **EFFECTIVE DATE:**

This bill is effective in sixty days.

#### **BILL HISTORY:**

None.

Prepared by: Cawley 1/27/2017