

## Session 118 - (2009-2010)

**S\*1137 (Rat #0309, Act #0242 of 2010) General Bill, By Fair and L. Martin**

**Similar (H 4544)**

AN ACT TO AMEND SECTION 44-53-398, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO MONITORING THE SALE OF PRODUCTS CONTAINING EPHEDRINE OR PSEUDOEPHEDRINE, SO AS TO ALSO MONITOR PHENYLPROPANOLAMINE AND THE SALE AND PURCHASE OF THESE PRODUCTS, TO ALSO MAKE IT ILLEGAL TO PURCHASE CERTAIN AMOUNTS OF THESE PRODUCTS IN CERTAIN TIME PERIODS, TO PROVIDE THAT INFORMATION GATHERED FROM THE PURCHASER AT THE TIME OF THE SALE OF THESE PRODUCTS MUST BE ENTERED IN AN ELECTRONIC LOG, RATHER THAN A WRITTEN LOG, TO PROVIDE THAT THE INFORMATION MUST BE TRANSMITTED TO A DATA COLLECTION SYSTEM THAT MUST COLLECT THIS DATA IN REAL TIME AND THAT MUST GENERATE A STOP SALE ALERT IF THE SALE WOULD RESULT IN A VIOLATION, TO PROVIDE THAT A RETAILER WHO RECEIVES A STOP SALE ALERT MUST NOT COMPLETE THE SALE UNLESS BODILY HARM IS FEARED, TO REQUIRE ALL SALES TO BE REPORTED TO THE COLLECTION SYSTEM UNLESS THE SYSTEM IS NOT OPERATIONAL AND TO PROVIDE IMMUNITY AND PROCEDURES FOR DELAYED SUBMISSION OF THIS DATA, TO PROVIDE AN EXEMPTION FROM THE ELECTRONIC LOG REQUIREMENT FOR CERTAIN RETAILERS, TO PROVIDE PROCEDURES AND PENALTIES FOR NONCOMPLIANCE FOR THOSE KEEPING WRITTEN LOGS, AND TO REQUIRE THE SHERIFF OR CHIEF OF POLICE TO MONITOR RETAILERS FOR COMPLIANCE WITH SALE AND PURCHASE REPORTING REQUIREMENTS; AND BY ADDING ARTICLE 14 TO CHAPTER 3, TITLE 23 SO AS TO PROVIDE THAT THE STATE LAW ENFORCEMENT DIVISION (SLED) SHALL HAVE AN ELECTRONIC MONITORING SYSTEM WHICH WILL SERVE AS THE REPOSITORY FOR INFORMATION THE DATA COLLECTION SYSTEM GATHERS AND TRANSFERS TO SLED PERTAINING TO THE SALE AND PURCHASE OF PRODUCTS CONTAINING EPHEDRINE, PSEUDOEPHEDRINE, AND PHENYLPROPANOLAMINE, TO PROVIDE THAT SLED'S SYSTEM MUST HAVE CERTAIN CAPABILITIES, TO PROHIBIT IMPOSING FEES ON RETAILERS AND LAW ENFORCEMENT FOR ACCESS TO THE DATA REPORTING AND COLLECTION SYSTEM, TO PROVIDE THAT THE INFORMATION IN SLED'S SYSTEM IS CONFIDENTIAL, TO AUTHORIZE SLED AND RETAILERS TO PARTICIPATE IN OTHER DATA COLLECTION SYSTEMS, AND TO REQUIRE SLED TO ENTER INTO A MEMORANDUM OF AGREEMENT WITH THE NATIONAL ASSOCIATION OF DRUG DIVERSION INVESTIGATORS, AS THE DATA COLLECTION SYSTEM, AND TO PROVIDE PROCEDURES, CERTAIN CONTENTS OF THE MEMORANDUM, AND ROLES AND RESPONSIBILITIES OF THE PARTIES. - ratified title

|                 |               |                                                                         |
|-----------------|---------------|-------------------------------------------------------------------------|
| <b>02/03/10</b> | <b>Senate</b> | <b>Introduced and read first time SJ-26</b>                             |
| <b>02/03/10</b> | <b>Senate</b> | <b>Referred to Committee on Medical Affairs SJ-26</b>                   |
| <b>03/09/10</b> | <b>Senate</b> | <b>Committee report: Favorable with amendment Medical Affairs SJ-14</b> |
| <b>03/10/10</b> | <b>Senate</b> | <b>Committee Amendment Adopted SJ-21</b>                                |
| <b>03/10/10</b> | <b>Senate</b> | <b>Read second time SJ-21</b>                                           |
| <b>03/11/10</b> | <b>Senate</b> | <b>Read third time and sent to House SJ-11</b>                          |
| <b>03/16/10</b> | <b>House</b>  | <b>Introduced and read first time HJ-145</b>                            |
| <b>03/16/10</b> | <b>House</b>  | <b>Referred to Committee on Judiciary HJ-145</b>                        |
| <b>05/06/10</b> | <b>House</b>  | <b>Committee report: Favorable with amendment Judiciary HJ-8</b>        |
| <b>05/18/10</b> | <b>House</b>  | <b>Debate adjourned until Wednesday, May 19, 2010 HJ-157</b>            |
| <b>05/19/10</b> | <b>House</b>  | <b>Debate adjourned HJ-17</b>                                           |
| <b>05/19/10</b> | <b>House</b>  | <b>Amended HJ-29</b>                                                    |
| <b>05/19/10</b> | <b>House</b>  | <b>Read second time HJ-29</b>                                           |
| <b>05/20/10</b> | <b>House</b>  | <b>Read third time and returned to Senate with amendments HJ-13</b>     |
| <b>05/26/10</b> | <b>Senate</b> | <b>House amendment amended SJ-104</b>                                   |
| <b>05/26/10</b> | <b>Senate</b> | <b>Returned to House with amendments SJ-104</b>                         |
| <b>06/01/10</b> | <b>House</b>  | <b>Concurred in Senate amendment and enrolled HJ-97</b>                 |
| <b>06/01/10</b> | <b>House</b>  | <b>Roll call Yeas-97 Nays-0 HJ-97</b>                                   |
| <b>06/07/10</b> |               | <b>Ratified R 309</b>                                                   |
| <b>06/14/10</b> |               | <b>Became law without Governor's signature</b>                          |
| <b>06/28/10</b> |               | <b>Effective date See Act for Effective Date</b>                        |
| <b>07/06/10</b> |               | <b>Act No. 242</b>                                                      |