

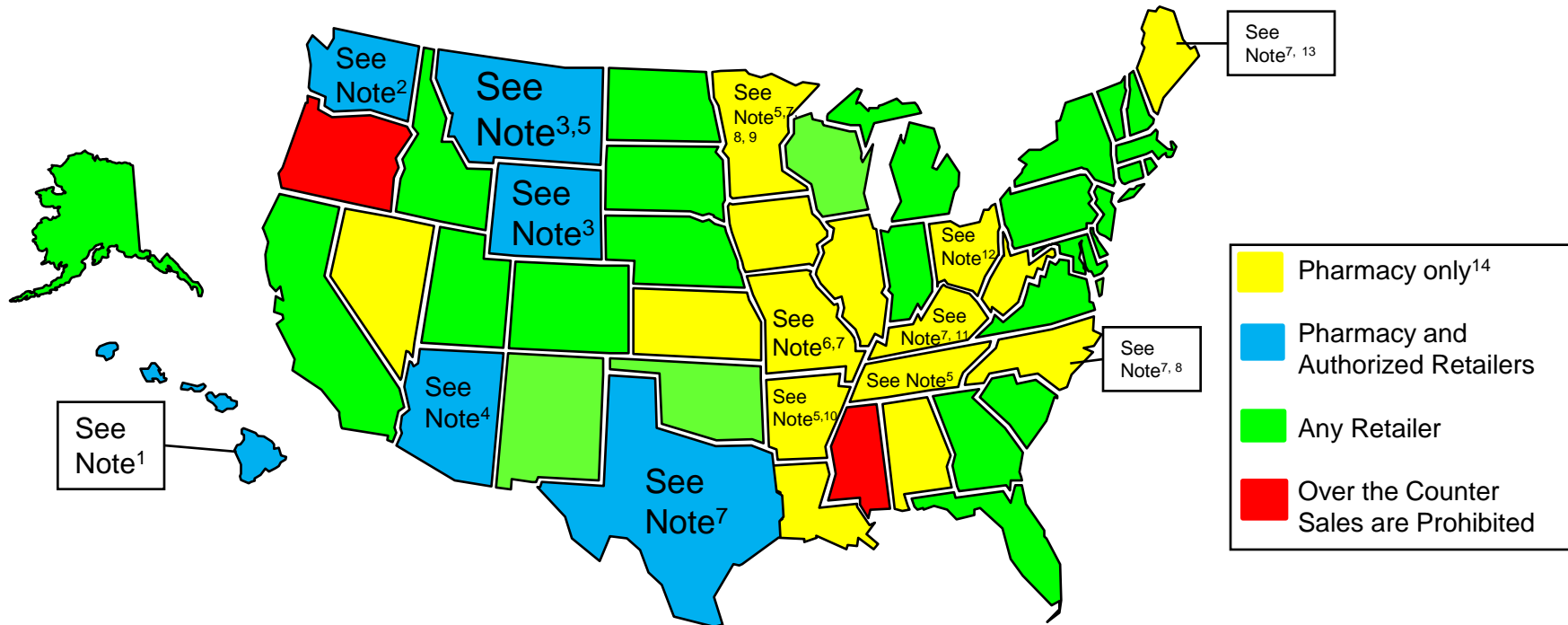
Individuals and Businesses Permitted to Sell Over-the-Counter Products Containing Ephedrine



This project was supported by Cooperative Agreement No. 2012-DC-BX-K002 awarded by the Bureau of Justice Assistance. The Bureau of Justice Assistance is a component of the Office of Justice Programs, which also includes the Bureau of Justice Statistics, the National Institute of Justice, the Office of Juvenile Justice and Delinquency Prevention, the Office for Victims of Crime, the Community Capacity Development Office, and the Office of Sex Offender Sentencing, Monitoring, Apprehending, Registering, and Tracking. Points of view or opinions in this document are those of the author and do not necessarily represent the official position or policies of the U.S. Department of Justice.

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Please refer to second page for information about footnotes.

The provisions of this map only apply to products that are allowed to be sold over-the-counter under state law. For states that generally require a prescription for products that contain ephedrine, this map only applies to products that have been exempted from prescription requirements. States that are colored red do not allow exemptions. For more information about states that require a prescription for products that contain ephedrine and specific state exemptions, please refer to the document, "Map and Application of States That Require a Prescription for Dispensing Ephedrine."

1. Retail distributors who sell, transfer, or furnish any over-the-counter ephedrine combination product in “safe harbor packaging” in a single transaction to an individual for legitimate medical use are exempt from permit requirements. “Safe harbor packaging” means a product that is, if not a liquid, sold in packages of not more than three grams of the base ingredient and is packaged in blister packs of not more than two tablets per blister; or, if a liquid, sold in package sizes of not more than three grams of the base ingredient.
2. Licensed shopkeepers and itinerant vendors may not sell products that contain ephedrine if the total monthly sales of the products exceed ten percent of the shopkeeper's total prior monthly sales of nonprescription drugs in March through October. In November through February, the shopkeeper or itinerant vendor may not sell any quantity of products containing ephedrine if the total monthly sales of these products exceed twenty percent of the shopkeeper's total prior monthly sales of nonprescription drugs. “Monthly sales” means total dollars paid by buyers.
3. Products that are in liquid, liquid capsule, or gel capsule form are exempted from the pharmacy or by a permitted retailer requirement if ephedrine is not the only active ingredient.
4. Preparations or compounds that contains ephedrine as the single active ingredient may only be sold in a pharmacy.
5. Products may be exempted by rule if the product is formulated to effectively prevent the conversion of ephedrine into methamphetamine.
6. Products may be exempted by rule if it is found the products are not used in the manufacture of methamphetamine.
7. Products that are in liquid or liquid filled gel capsule form are exempted from the pharmacy only requirement.
8. Pediatric products labeled pursuant to federal regulation primarily intended for administration to children under 12 years of age according to label instructions are exempted from the pharmacy only requirement.
9. Compounds, mixtures, or preparations in powder form where ephedrine constitutes less than one percent of its total weight and is not its sole active ingredient are exempted from the pharmacy only requirement.
10. Retail stores may sell products containing ephedrine in liquid, liquid capsule, or liquid gel capsule form if the drug is dispensed, sold, transferred in a single transaction and limited to no more than three packages, with any single package containing no more than 96 liquid capsules or liquid gel capsules or no more than three grams of ephedrine base.
11. Products may be exempted by rule if it is deemed they are not subject to abuse.
12. Schedule V ephedrine products may only be sold by a pharmacist. Several products are exempted from Schedule V. Exempted products are listed in R.C. § 3719.44(K) and OAC 4729-12-09.
13. Retailers may sell products in single dose packages of not more than 60 milligrams when kept within 30 feet, and in direct line of sight of a staffed cash register or store counter.
14. Products are only permitted to be dispensed in a pharmacy, and may only be dispensed by pharmacy personnel specified in state statute or regulations. For more information on specific personnel who may dispense over the counter ephedrine and pseudoephedrine products, please refer to the statutory and regulatory compilation, “Individuals and Businesses Permitted to Sell Over the Counter Ephedrine and Pseudoephedrine Products”.