

Highlights – Ohio Senate Bill 53

Research is current as of April 26, 2006

- 1) Restrictions on Sale/Distribution and/or Purchase/Acquisition of E/P Products (Quantity Restrictions):
 - 9 grams of pseudoephedrine product in 30 days
- 2) Exemptions/Exceptions to Restrictions on Sale/Distribution and/or Possession/Acquisition
 - Pseudoephedrine products in liquid, liquid capsule or gel capsule form
 - Products intended for administration to children under the age of 12 if there is a limit of 15 milligrams of pseudoephedrine per dosage unit
 - Products dispensed pursuant to a valid prescription
- 3) Purchaser Requirements
 - Must be 18 years of age
 - Retailers must maintain a logbook of pseudoephedrine product purchases in either a tangible or electronic format
 - Each purchaser must sign the logbook
 - Retailers must determine that the name entered matches that on the presented ID
 - Retailers must either include in the logbook OR post in a conspicuous location language detailing the state's laws regarding the purchase of pseudoephedrine products
- 4) Transaction Requirements
 - Seller MAY perform scans to determine the validity of a driver's license or commercial driver's license presented by a pseudoephedrine product purchaser
 - Sellers are prohibited from electronically/mechanically recording any information derived from a transaction scan except the purchaser's name, date of birth, card expiration date and identification number
- 5) Restrictions on Retail Sales
 - Pseudoephedrine products must be segregated from other merchandise so that purchase of a pseudoephedrine product requires the assistance of a pharmacist or other authorized employee
- 6) Immunity
 - A seller can claim an affirmative defense, to violations in cases where a purchaser's age is an element of the alleged violation, if the purchaser presents a driver's license or commercial driver's license, a transaction scan indicates the ID is valid, and the pseudoephedrine product was sold in reasonable reliance on the presented identification
- 7) Miscellaneous
 - Effective date is May 17, 2006