

Amend **CSHB 164** by adding the following SECTION to ARTICLE 2 of the bill, appropriately numbered, and renumbering existing SECTIONS of that ARTICLE accordingly:

SECTION 2.__. Section 481.077(1), Health and Safety Code, is amended to read as follows:

(1) This section does not apply to the sale or transfer of any compound, mixture, or preparation containing ~~[a nonnarcotic product that:~~

~~[(1) includes:~~

~~[(A)] ephedrine,~~ [+]

~~[(B)] pseudoephedrine,~~ or ~~[+]~~

~~[(C)] norpseudoephedrine~~ that is in liquid, liquid capsule, or gel capsule form and that contains at least one active ingredient other than ephedrine, pseudoephedrine, or norpseudoephedrine ~~[+ or~~

~~[(D)] phenylpropanolamine; and~~

~~[(2) is sold with a prescription or over the counter in accordance with a federal statute or rule].~~