

By: Flynn, Darby

H.B. No. 1626

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the use of alternate electronic reporting databases for
3 over-the-counter sales of ephedrine, pseudoephedrine, and
4 norpseudoephedrine.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Section 486.005, Health and Safety Code, is
7 amended by amending Subsection (b) and adding Subsection (b-1) to
8 read as follows:

9 (b) Except as provided by Subsection (b-1), this ~~[This]~~
10 chapter preempts and supersedes a local ordinance, rule, or
11 regulation adopted by a political subdivision of this state
12 pertaining to over-the-counter sales of products that contain
13 ephedrine, pseudoephedrine, or norpseudoephedrine.

14 (b-1) This section does not preclude a political
15 subdivision from adopting an ordinance, rule, or regulation
16 authorizing or requiring a business establishment in that political
17 subdivision that engages in over-the-counter sales of products
18 containing ephedrine, pseudoephedrine, or norpseudoephedrine to
19 use an electronic reporting database in addition to any other
20 reporting or recordkeeping required under this chapter.

21 SECTION 2. This Act takes effect September 1, 2011.