

State of Arkansas

As Engrossed: H2/23/15

90th General Assembly

A Bill

Regular Session, 2015

HOUSE BILL 1292

By: Representatives Leding, Ballinger, Baltz, Bell, Bentley, Brown, Copeland, Cozart, Deffenbaugh, Della Rosa, C. Douglas, Farrer, C. Fite, L. Fite, V. Flowers, M. Gray, Harris, Hickerson, G. Hodges, Holcomb, House, Ladyman, Lampkin, Lemons, Lowery, D. Meeks, Murdock, B. Overbey, Petty, Richmond, Scott, B. Smith, Sullivan, Tosh, Vaught, *Lundstrum, Richey*

By: Senators Bledsoe, Caldwell, E. Cheatham, J. Cooper, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Irvin, B. Johnson, G. Stubblefield, Teague, J. Woods, *Elliott*

For An Act To Be Entitled

AN ACT TO AMEND THE LAW REGARDING THE REAL-TIME
ELECTRONIC LOGBOOK; TO DECLARE AN EMERGENCY; AND FOR
OTHER PURPOSES.

Subtitle

TO AMEND THE LAW REGARDING THE REAL-TIME
ELECTRONIC LOGBOOK; AND TO DECLARE AN
EMERGENCY.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 5-64-1106(a), concerning the real-time electronic logbook for ephedrine and other drugs, is amended to read as follows:

(a)(1)(A) ~~Subject to available funding, on~~ On or before May 15, ~~2008~~ 2015, the Arkansas Crime Information Center shall provide pharmacies in this state access to a real-time electronic logbook for the purpose of entering into the real-time electronic logbook any transaction required to be reported by § 5-64-1104.

(B) The real-time electronic logbook shall be installed, operated, and maintained free of any one-time or recurring charge to a pharmacy, law enforcement agency or the state.



1 (C) If a real-time electronic logbook required by this
2 section is no longer available to pharmacies, law enforcement agencies, and
3 the state at no cost, the Arkansas Crime Information Center shall select
4 another real-time electronic logbook through the state procurement process.

5 (D) The real-time electronic logbook shall be able to
6 communicate in real time with similar systems operated in other states and
7 similar systems containing information from more than one (1) state.

8 (2) The real-time electronic logbook shall have the capability
9 to calculate both state and federal ephedrine, pseudoephedrine, or
10 phenylpropanolamine purchase limitations, and shall be able to prevent the
11 completion of a sale of a product containing ephedrine, pseudoephedrine, or
12 phenylpropanolamine that would violate state or federal law regarding the
13 purchase of a product containing those ephedrine, pseudoephedrine, or
14 phenylpropanolamine.

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16 SECTION 2. EMERGENCY CLAUSE. It is found and determined by the
17 General Assembly of the State of Arkansas that the State of Arkansas has
18 implemented its own state-operated real-time electronic logbook for
19 pseudoephedrine sale tracking that cannot share data from this system with
20 other states; that a real-time electronic logbook with the ability to be
21 shared across state lines could eliminate the ability of individuals to
22 travel from state to state to purchase pseudoephedrine for the purpose of
23 manufacturing methamphetamine; and that this act is immediately necessary
24 because this act could save the lives of citizens of Arkansas by reducing or
25 eliminating domestic manufacturing of methamphetamine and may spare thousands
26 of Arkansans from the devastation caused from methamphetamine addiction.
27 Therefore, an emergency is declared to exist, and this act being immediately
28 necessary for the preservation of the public peace, health, and safety shall
29 become effective on:

30 (1) The date of its approval by the Governor;

31 (2) If the bill is neither approved nor vetoed by the Governor,
32 the expiration of the period of time during which the Governor may veto the
33 bill; or

34 (3) If the bill is vetoed by the Governor and the veto is
35 overridden, the date the last house overrides the veto.
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/s/Leding

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