

Fannin County Pseudoephedrine Ordinance Products Used in the Preparation of Methamphetamine

Definitions: Product used in the preparation of Methamphetamine: Any compound, mixture, preparation or drug product containing any dosage of 18 mg or more of ephedrine, pseudoephedrine or phenylpropanolone, or any of their salts, isomers or salts of isomers, alone or in a mixture.

Display of products prohibited: Products used in the preparation of Methamphetamine may not be openly displayed for sale in the unincorporated area of the County, but must be maintained behind the counter, maintained in a locked cabinet or maintained in a location from which it may be distributed for sale only by the pharmacist, pharmacy technician, sales clerk or other retail distributor employee.

Requirements for Purchase of Products: Products used in the preparation of Methamphetamine may not be dispensed, sold or distributed in the unincorporated area of the County without requiring the individual purchasing, receiving or otherwise acquiring such compound, mixture, preparation or drug product to produce a photo identification showing their date of birth and sign a written log or receipt showing their signature and printed name, the date of the transaction, the type and amount of product purchased.

The log or receipt must be maintained by the retailer or other persons dispensing, selling or distributing the drug used in preparation of Methamphetamine for a period of one year. Then records, logs or receipts must be made available to law enforcement personnel upon request.

Violations and Enforcement: (a) Violations of this article shall be considered a misdemeanor punished in accordance with O.C.G.A. 15-10-60 *et seq.* and 36-1-20 and will be heard in Fannin County Magistrate Court.

(b) The provisions of this article shall be enforced by the Fannin County Sheriff's office.

Validity and Severability: Should any section, paragraph, clause, phrase or provision of this article be declared by a court of competent jurisdiction to be invalid or unconstitutional, such decision shall not affect the validity of the article as a whole or any part thereof other than the part so declared to be invalid or unconstitutional. Should a Georgia or Federal state law be instituted which supercedes this ordinance, then this ordinance shall be declared void.