

Senate Study Bill 1017 - Introduced

SENATE/HOUSE FILE _____
BY (PROPOSED DEPARTMENT OF
PUBLIC HEALTH/BOARD OF
PHARMACY BILL)

A BILL FOR

1 An Act relating to controlled substances by making changes to
2 the list of substances classified as controlled substances,
3 allowing the exchange of information among prescription
4 databases and monitoring programs, and making penalties
5 applicable.
6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 124.208, subsection 6, Code 2013, is
2 amended by adding the following new paragraphs:

3 NEW PARAGRAPH. *bk.* Methasterone
4 (2[alpha],17[alpha]-dimethyl-5[alpha]-androstan-17[beta]-ol-3-one).

5 NEW PARAGRAPH. *bl.* Prostanazol
6 (17[beta]-hydroxy-5[alpha]-androstan-3,2-c]pyrazole).

7 Sec. 2. Section 124.553, subsection 1, Code 2013, is amended
8 by adding the following new paragraph:

9 NEW PARAGRAPH. *d.* A prescription database or monitoring
10 program in another jurisdiction pursuant to subsection 8.

11 Sec. 3. Section 124.553, Code 2013, is amended by adding the
12 following new subsection:

13 NEW SUBSECTION. 8. The board may enter into agreements for
14 the mutual exchange of information among prescription database
15 or monitoring programs in other jurisdictions. Any agreement
16 entered into pursuant to this subsection shall specify that all
17 the information exchanged shall be used and disseminated in
18 accordance with the laws of this state.

19 EXPLANATION

20 This bill adds substances to the list of substances
21 classified as controlled substances and relates to the exchange
22 of information among prescription databases and monitoring
23 programs.

24 The bill classifies the anabolic steroids methasterone
25 and prostanazol as schedule III controlled substances. The
26 criteria used to classify a substance as a schedule III
27 controlled substance is established in Code section 124.207.

28 It is a class "C" felony pursuant to Code section
29 124.401(1)(c)(8) for any unauthorized person to violate a
30 provision of Code section 124.401 involving a controlled
31 substance placed on schedule I, II, or III pursuant to the
32 bill. A class "C" felony for this particular offense is
33 punishable by confinement for no more than 10 years and a fine
34 of at least \$1,000 but not more than \$50,000.

35 If a person possesses a controlled substance in violation of

1 Code section 124.401(5) as a first offense, the person commits
2 a serious misdemeanor. A serious misdemeanor is punishable
3 by confinement for no more than one year and a fine of at
4 least \$315 but not more than \$1,875. A second offense is an
5 aggravated misdemeanor punishable by confinement for no more
6 than two years and a fine of at least \$625 but not more than
7 \$6,250. A subsequent offense is a class "D" felony punishable
8 by confinement for no more than five years and a fine of at
9 least \$750 but not more than \$7,500.

10 The bill also authorizes the board of pharmacy to enter
11 into agreements with other jurisdictions in order to exchange
12 information from the Iowa prescription monitoring program with
13 similar programs in other jurisdictions.

14 The bill requires that any agreement entered into shall
15 specify that all the information exchanged shall be used and
16 disseminated in accordance with the laws of this state.

17 The Iowa prescription monitoring program is used by
18 prescribing practitioners and pharmacists on a need-to-know
19 basis for facilitating early identification of patients who
20 may be at risk for addiction, or who may be using, abusing,
21 or diverting drugs for unlawful or otherwise unauthorized
22 purposes.