

COLORADO**PRODUCTS:**

- All ephedrine (EPH), pseudoephedrine (PSE) and phenylpropanolamine (PPA) products. (CRS § 18-18-412.8)

PRODUCT EXEMPTIONS:

- EPH, PSE and PPA products labeled for pediatric use. (CRS § 18-18-412.8)

SALES LIMITS:

- No more than 3 packages in a single retail sale *until June 30, 2006*. (CRS § 18-18-412.8)
- Effective July 1, 2006, sales of EPH, PSE and PPA products are limited to 3.6 grams or a combination of two or more methamphetamine precursor drugs per person within a 24 hour period. (CRS § 18-18-412.8)

PURCHASE LIMITS:

- Effective July 1, 2006, purchases of EPH, PSE and PPA products are limited to 3.6 grams or a combination of two or more methamphetamine precursor drugs per person within a 24 hour period. (CRS § 18-18-412.8)

SALES RESTRICTIONS:

- *Until June 30, 2006, state law requires that* products must be sold in blister packs (each blister containing no more than 2 dosage units), or if use of blister packs is technically infeasible, sold in unit dose packets or pouches. (Note that the federal Combat Methamphetamine Act of 2005 still requires that products in non-liquid dosage forms be in blister packaging or unit dose packaging.) (CRS § 18-18-412.8)
- Effective July 1, 2006, no one may sell at retail EPH, PSE or PPA in or from a store to a purchaser younger than 18 years old. (CRS § 18-18-412.8)

PRODUCT PLACEMENT:

- Effective July 1, 2006, EPH, PSE and PPA products must be stored or displayed in an area of the store where the public is not allowed access. (CRS § 18-18-412.8)

PENALTIES:

- Knowingly selling in violation of sales limits or knowingly selling inappropriately packaged products is a class 2 misdemeanor, subject to penalties ranging from 3 months prison or \$250 fine or both (minimum) to 12 months prison or \$1,000 fine or both (maximum). (CRS § 18-18-412.8; CRS § 18-1.3-501)

RETAILER LIABILITY EXEMPTION:

- Owners / operators / managers / supervisors of retail establishments where violations have occurred are not liable if they did not have knowledge of sale, did not participate in sale and did not knowingly direct person making sale to commit a violation. (CRS § 18-18-412.8)

AFFIRMATIVE DEFENSE:

- Effective July 1, 2006, it shall be an affirmative defense to a prosecution for violating the prohibition against selling EPH, PSE and PPA products to individuals under 18 years old that the person performing the retail sale was presented with and reasonably relied upon a document that identified the purchaser as being 18 years of age or older. (CRS § 18-18-412.8)

OTHER:

- Prosecuting for violations of sales limits and restrictions relating to methamphetamine precursor drugs does not restrict the discretion of District Attorneys to also bring charges against those violating law relating to sale or distribution of materials to manufacture controlled substances. (Law makes it a class 3 felony for persons to sell or distribute chemicals when the person knows or reasonably should have known that the purchaser intended to use the products to illegally manufacture a controlled substance). (CRS § 18-18-412.7; CRS § 18-18-412.8)