

St. Louis City Ordinance 63651

FLOOR SUBSTITUTE

BOARD BILL NO. [95] 283

INTRODUCED BY ALDERMAN MARIT CLARK, STEPHEN GREGALI, JAMES SONDERMAN

An ordinance pertaining to diphenhydramine; requiring retailers to keep records of purchases from wholesalers of said substance, limiting the number of dosage units sold by a retailer to an individual in a twenty four hour period with out a prescription, limiting the number of dosage units possessed with out a prescription, containing a penalty clause and an emergency clause.

WHEREAS, diphenhydramine is combined with narcotic drugs, specifically heroin, to induce mind altering conditions, and

WHEREAS, persons in such conditions are a hazard and threat to themselves and the general public.

BE IT ORDAINED BY THE CITY OF ST. LOUIS AS FOLLOWS:

SECTION ONE. Every person or retailer that purchases diphenhydramine for the purpose of re-selling said substance must keep records of such purchases. Said records must include the name and address of the wholesaler or other entity from which the substance was purchased, the the date of the purchase and the quantity of the substance purchased.

SECTION TWO. No person shall offer for a sale or sell more than one hundred dosage units, in pill, capsule or any other container containing diphenhydramine to any person in a twenty four hour period. The maximum dosage of each pill, capsule or other container can be no more that twenty five milligrams.

SECTION THREE. No person, other than a wholesaler or retailer that has a business license issued by the City of St. Louis may possess more than one hundred capsules, pills or other container that contains more than a total of three thousand milligrams of said substance.

SECTION FOUR. Any record required under this ordinance shall be maintained for two years and shall be available for inspection by commissioned members of the St. Louis Metropolitan Police Department during normal working hours.

SECTION FIVE. Any person convicted of violating this ordinance shall be fined not less than two hundred dollars nor more than five hundred dollars and/or be imprisoned for up to ninety days. In addition, any person convicted of violating this ordinance shall have the business license of the offending establishment suspended by the License Collector for a period of ninety days from the date of conviction.

SECTION SIX. Emergency Clause. This being an Ordinance for the immediate preservation of public peace, health and safety, it is hereby declared to be an immediate measure with in the meaning of Section 19 and 20 of Article IV of the Charter of the City of St. Louis and therefore this Ordinance shall become effective immediately upon its passage and approval by the Mayor.

Legislative History				
1ST READING	REF TO COMM	COMMITTEE	COMM SUB	COMM AMEND
01/12/96	01/12/96	PS	02/14/96	
2ND READING	FLOOR AMEND	FLOOR SUB	PERFECTN	PASSAGE
02/09/96			02/16/96	02/23/96
ORDINANCE	VETOED		VETO OVR	
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