

## CHAPTER 57

AN ACT concerning products that contain ephedrine alkaloids and supplementing Title 24 of the Revised Statutes.

**BE IT ENACTED** *by the Senate and General Assembly of the State of New Jersey:*

C.24:6H-1 Distribution of ephedrine alkaloids to minor, disorderly person; exceptions.

1. A person who knowingly sells, transfers or otherwise furnishes a product containing ephedrine alkaloids to a minor who is under 18 years of age is a disorderly person, unless:

a. the person is a health care professional licensed pursuant to Title 45 of the Revised Statutes who has obtained consent, as required by law, to the treatment of the minor to whom the product is furnished or the parent or guardian of the minor; or

b. the product is a drug as defined in R.S.24:1-1.

C.24:6H-2 Label required on ephedrine alkaloid products, certain; required.

2. A product that contains ephedrine alkaloids that is not a drug as defined in R.S.24:1-1, shall not be sold or offered for sale in this State after the effective date of this act unless its label indicates that the sale of the product to minors under 18 years of age is prohibited by State law, in accordance with regulations adopted by the Commissioner of Health and Senior Services.

C.24:6H-3 Rules, regulations.

3. The Commissioner of Health and Senior Services shall adopt rules and regulations pursuant to the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.) to carry out the purposes of this act.

4. This act shall take effect on the 120th day following enactment.

Approved May 1, 2003.