

House Bill 1185

By: Representative Parham of the 122nd

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to
2 controlled substances, so as to change certain provisions relating to Schedule II; to change
3 certain provisions relating to general registration requirements; to regulate certain opioid
4 treatments; to change certain provisions relating to the definition of dangerous drug; to
5 provide for exceptions; to provide an effective date; to repeal conflicting laws; and for other
6 purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to controlled
10 substances, is amended in paragraph (3) of Code Section 16-13-26, relating to Schedule II,
11 by inserting a new subparagraph to read as follows:

12 "(H) Dexmethylphenidate;"

13 **SECTION 2.**

14 Said chapter is further amended in Code Section 16-13-35, relating to general registration
15 requirements, by adding a new subsection to read as follows:

16 "(h) Except for those registered medical practitioners operating in an opioid treatment
17 program licensed by the federal government and by the State of Georgia in accordance with
18 21 C.F.R. Part 291 and 42 C.F.R. Part 8, it shall be unlawful for any medical practitioner
19 in this state to conduct Office Based Opioid Treatment (OBOT) from his or her office or
20 any other location by dispensing any controlled substance to treat a patient with opioid
21 addiction."

SECTION 3.

1
2 Said chapter is further amended in subsection (b) of Code Section 16-13-71, relating to the
3 definition of dangerous drug, by striking paragraphs (119.05), (349.7), and (1002) and
4 inserting in lieu thereof the following:

- 5 "~~(119.05) Butenafine;~~"
6 "~~(349.7) Reserved;~~"
7 "(1002) ~~Tripolidine~~ Reserved;"

SECTION 4.

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9 Said chapter is further amended in subsection (b) of Code Section 16-13-71, relating to the
10 definition of dangerous drug, by inserting new paragraphs to read as follows:

- 11 "(22.2) Almotriptan;"
12 "(98.2) Bimatoprost;"
13 "(102.5) Bivalirudin;"
14 "(119.05) Butenafine -- See exceptions;"
15 "(146.6) Caspofungin;"
16 "(151.45) Cefditoren;"
17 "(251.5) Desloratadine;"
18 "(325.3) Drospirenone;"
19 "(325.5) Dutasteride;"
20 "(349.7) Esomeprazole;"
21 "(404.7) Fondaparinux;"
22 "(406.2) Formoterol;"
23 "(406.95) Frovatriptan;"
24 "(408.9) Galantamine;"
25 "(464.8) Imatinib;"
26 "(474.2) Insulin aspart;"
27 "(513.8) Letrozole;"
28 "(625.3) Moxidectin;"
29 "(640.2) Nesiritide;"
30 "(644.8) Nitisinone;"
31 "(703.65) Perflutren;"
32 "(732.2) Pimecrolimus;"
33 "(931.85) Tenofovir;"
34 "(974.4) Travoprost;"
35 "(1002) Tripolidine -- See exceptions;"
36 "(1022.2) Valganciclovir;"

1 "(1042.75) Ziprasidone;"

2 "(1042.8) Zoledronic Acid;"

3 **SECTION 5.**

4 Said chapter is further amended in subsection (c) of Code Section 16-13-71, relating to the
5 definition of dangerous drug, by striking paragraphs (12) and (14.1) and inserting in lieu
6 thereof the following:

7 "(12) Insulin, ~~and~~ -- All injectable products which do not require a prescription drug order
8 or bear a label which indicates 'Rx Use Only' or are otherwise listed under subsection (b)
9 of this Code section; and no injectable insulin product may be sold except by a pharmacy
10 issued a permit by the Georgia State Board of Pharmacy or by a medical practitioner
11 authorized to dispense medications;"

12 "(14.1) Miconazole -- when used as antifungal powder, cream, or both, and containing
13 not more than ~~4~~ percent of miconazole nitrate, ~~and when used as a vaginal insert of up to~~
14 ~~200 mg. in strength~~ 2 percent of miconazole nitrate; or when used as vaginal tablets up
15 to 1200 mg. or vaginal cream up to 2 percent in strength;"

16 **SECTION 6.**

17 Said chapter is further amended in subsection (c) of Code Section 16-13-71, relating to the
18 definition of dangerous drug, by inserting new paragraphs to read as follows:

19 "(6.2) Butenafine -- when used with a strength of one percent or less in topical
20 preparations;"

21 "(28.5) Triprolidine -- when a single dose is 5 mg. or less when combined in the same
22 preparation as one or more other drug products for use as an antihistamine, decongestant,
23 or both;"

24 **SECTION 7.**

25 This Act shall become effective upon its approval by the Governor or upon its becoming law
26 without such approval.

27 **SECTION 8.**

28 All laws and parts of laws in conflict with this Act are repealed.