

House Bill 739

By: Representatives Beasley-Teague of the 65<sup>th</sup>, Sinkfield of the 60<sup>th</sup>, Shipp of the 58<sup>th</sup>, Mitchell of the 88<sup>th</sup>, and Brooks of the 63<sup>rd</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Chapter 12 of Title 16 of the Official Code of Georgia Annotated, relating to  
2 offenses against health and morals, so as to provide a minimum age to purchase certain  
3 medicines; to provide for methods to communicate the minimum age requirement; to repeal  
4 conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Chapter 12 of Title 16 of the Official Code of Georgia Annotated, relating to offenses against  
8 health and morals, is amended by adding a new Article 8 to read as follows:

9 "ARTICLE 8

10 16-12-180.

11 (a) For purposes of this Code section, 'cough medicine' means any medicine sold over the  
12 counter containing as an active ingredient dextromethorphan (DXM).

13 (b) No person shall sell or transfer possession of any cough medicine to another person  
14 under 18 years of age. All places of business selling cough medicine shall clearly mark all  
15 cough medicine products to indicate that a person must be 18 years of age or older to  
16 purchase such products.

17 (c) Any person violating this Code section shall be guilty of a misdemeanor."

18 **SECTION 2.**

19 All laws and parts of laws in conflict with this Act are repealed.