

# Bill as Introduced

HB 1612-FN - AS INTRODUCED

2010 SESSION

10-2591  
04/10

HOUSE BILL            **1612-FN**

AN ACT                relative to restriction of the use and sale of carisoprodol, tramadol hydrochloride, and temazepam.

SPONSORS:            Rep. Tilton, Merr 6; Rep. Butynski, Ches 4

COMMITTEE:          Health, Human Services and Elderly Affairs

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ANALYSIS

This bill:

I. Requires the commissioner of the department of health and human services to schedule carisoprodol, tramadol hydrochloride, and temazepam as controlled drugs.

II. Establishes a criminal penalty for acts involving carisoprodol, tramadol hydrochloride, or temazepam without a prescription.

III. Establishes a substance review board to review prescription drug use and procedures in order to simplify the process of classifying prescription drugs.

IV. Requires the chief law enforcement official in each city or town to solicit assistance from the local community in providing a secure drop box to be located at the police station to allow for the disposal of unwanted or unused prescription drugs.

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Explanation:          Matter added to current law appears in **bold italics**.  
                         Matter removed from current law appears ~~(in brackets and struck through.)~~  
                         Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Ten*

AN ACT                   relative to restriction of the use and sale of carisoprodol, tramadol hydrochloride, and temazepam.

*Be it Enacted by the Senate and House of Representatives in General Court convened:*

1           1 New Section; Controlled Drug Act; Carisoprodol, Tramadol Hydrochloride, and Temazepam.

2 Amend RSA 318-B by inserting after section 1-c the following new section:

3           318-B:1-d Carisoprodol, Tramadol Hydrochloride, and Temazepam.

4           I. The legislature intends that the provisions of paragraph III of this section shall remain in  
5 effect until such time as carisoprodol, tramadol hydrochloride, and temazepam are scheduled by the  
6 commissioner of the department of health and human services in accordance with and pursuant to  
7 RSA 318-B.

8           II. The legislature finds that carisoprodol, marketed under the trade name Soma, is used for  
9 muscle relaxation and carries a moderate potential for abuse. Tramadol hydrochloride, marketed  
10 under various trade names including Ultram, is used to treat severe pain and carries a high  
11 potential for abuse. Temazepam is used to treat severe insomnia and carries a high potential for  
12 abuse. Therefore, carisoprodol, tramadol hydrochloride, and temazepam meet the criteria for  
13 placement on schedule I of controlled drugs.

14           III. Notwithstanding the provisions of RSA 318-B:1-a, relative to scheduling by rulemaking  
15 of the commissioner of the department of health and human services, carisoprodol, tramadol  
16 hydrochloride, and temazepam shall be scheduled as controlled drugs.

17           IV. Any person who manufactures, sells, purchases, transports, possesses or possesses with  
18 intent to sell, dispenses, compounds, packages, or repackages carisoprodol, tramadol hydrochloride,  
19 or temazepam without a written prescription from a licensed physician shall be guilty of a class A  
20 misdemeanor.

21           2 Board Established.

22           I. There is established a substance review board to review prescription drug use and  
23 procedures in order to simplify the process of classifying prescription drugs.

24           II. The members of the board shall be as follows:

25           (a) Three members of the house of representatives, appointed by the speaker of the  
26 house of representatives.

27           (b) Two members of the senate, appointed by the president of the senate.

28           (c) The commissioner of the department of health and human services, or designee.

29           (d) A physician licensed in this state, appointed by the governor.

30           (e) A pharmacist licensed in this state, appointed by the governor.

1 (f) One person who is employed at a substance abuse treatment facility, appointed by the  
2 governor.

3 III. Legislative members of the board shall receive mileage at the legislative rate when  
4 attending to the duties of the board.

5 IV. The board shall:

6 (a) Review the process of classifying prescription drugs in order to facilitate more  
7 efficient monitoring and tracking of the usage of such drugs by health and public safety agencies,  
8 including monitoring the effects from combinations of 2 or more drugs, or prescription drugs in  
9 combination with illegal drugs.

10 (b) Solicit advice and testimony from any person with information or expertise relevant  
11 to the board's objective.

12 V. Chairperson; Quorum. The members of the board shall elect a chairperson from among  
13 the members. The first meeting of the board shall be called by the first-named house member. The  
14 first meeting of the board shall be held within 45 days of the effective date of this section. Five  
15 members of the board shall constitute a quorum.

16 VI. Report. The board shall report its findings and any recommendations for proposed  
17 legislation to the speaker of the house of representatives, the president of the senate, the house  
18 clerk, the senate clerk, the governor, and the state library on or before November 1, 2010.

19 3 Prescription Drug Safe Drop Boxes. The chief law enforcement official in each city or town  
20 shall provide, without additional budgetary expenditure, a secure drop box to be located at the police  
21 station to allow for the disposal of unwanted or unused prescription drugs. The official shall  
22 determine the most appropriate and safest location for the drop box, and shall ensure that the box is  
23 secure. The official shall post a notice at the drop box location prohibiting any illicit substances or  
24 paraphernalia from being placed in the drop box. On a monthly basis, the official shall forfeit all  
25 prescription drugs in the drop box to the appropriate federal officials.

26 4 Effective Date. This act shall take effect January 1, 2011.

LBAO  
10-2591  
12/08/09

**HB 1612-FN - FISCAL NOTE**

AN ACT relative to restriction of the use and sale of carisoprodol, tramadol hydrochloride, and temazepam.

**FISCAL IMPACT:**

The Judicial Branch, Judicial Council, New Hampshire Association of Counties, and New Hampshire Municipal Association state this bill may increase state, county, and local expenditures by an indeterminable amount in FY 2011 and each year thereafter. This bill will have no fiscal impact on state, county, and local revenue.

**METHODOLOGY:**

The Judicial Branch states this bill would make carisoprodol, tramadol hydrochloride, and temazepam controlled drugs. The Branch states the cost of an average class A misdemeanor charge in the district court is \$51.14 in FY 2010 and beyond, without consideration of any salary increases or decreases that may occur. These numbers do not consider the cost of appeals that may be taken following trial in the district court, including the potential to appeal to the superior court for a jury trial or to the supreme court on issues of law, or both. The Branch cannot determine the number of additional misdemeanor charges that may be brought as a result of this bill, and are unable to determine the exact fiscal impact at this time.

The Judicial Council states this bill may result in an indeterminable increase in general fund expenditures. The Council states if an individual is found to be indigent, the flat fee of \$275 per misdemeanor is charged by a public defender or contract attorney. If an assigned counsel attorney is used the fee is \$60 per hour with a cap of \$1,400 for a misdemeanor charge. The Council also states additional costs could be incurred if an appeal is filed. The public defender, contract attorney and assigned counsel rates for Supreme Court appeals is \$2,000 per case, with many assigned counsel attorneys seeking permission to exceed the fee cap. Requests to exceed the fee cap are seldom granted. Finally, expenditures would increase if services other than counsel are requested and approved by the court during the defense of a case or during an appeal. The exact fiscal impact cannot be determined at this time.

LBAO  
10-2591  
12/08/09

The New Hampshire Association of Counties states to the extent an individual is convicted, and sentenced to incarceration, the counties may have increased expenditures. The Association is unable to determine the number of individuals who might be detained or incarcerated as a result of this bill. The average annual cost to incarcerate an individual in a county facility is \$35,342.

The New Hampshire Municipal Association states this bill requires every city and town to provide a secure drop box for collection of unused pharmaceuticals. This requirements is likely to increase municipal expenditures, however the Association is unable to determine the exact fiscal impact at this time.

The Departments of Health and Human Services and Justice state they could absorb any fiscal impact related to this bill within their existing budgets.

# Amendments

"NOT ADOPTED"

Rep. Tilton, Merr. 6  
January 12, 2010  
2010-0124h  
04/10

Amendment to HB 1612-FN

1 Amend section 1 of the bill by replacing paragraph II with the following:

2

3 II. The legislature finds that carisoprodol, marketed under the trade name Soma, is used for  
4 muscle relaxation and carries a moderate potential for abuse. Tramadol hydrochloride, marketed  
5 under various trade names including Ultram, is used to treat severe pain and carries a high  
6 potential for abuse. Temazepam is used to treat severe insomnia and carries a high potential for  
7 abuse. Therefore, carisoprodol, tramadol hydrochloride, and temazepam meet the criteria for  
8 placement on schedule III of controlled drugs.

9

10 Amend the bill by replacing section 3 with the following:

11

12 3 Prescription Drug Safe Drop Boxes. The chief law enforcement official in each city or town  
13 may provide, without additional budgetary expenditure, a secure drop box to be located at the police  
14 station to allow for the disposal of unwanted or unused prescription drugs. The official shall  
15 determine the most appropriate and safest location for the drop box, and shall ensure that the box is  
16 secure. The official shall post a notice at the drop box location prohibiting any illicit substances or  
17 paraphernalia from being placed in the drop box.





2010-0124h

AMENDED ANALYSIS

This bill:

I. Requires the commissioner of the department of health and human services to schedule carisoprodol, tramadol hydrochloride, and temazepam as controlled drugs.

II. Establishes a criminal penalty for acts involving carisoprodol, tramadol hydrochloride, or temazepam without a prescription.

III. Establishes a substance review board to review prescription drug use and procedures in order to simplify the process of classifying prescription drugs.

IV. Allows the chief law enforcement official in each city or town to solicit assistance from the local community in providing a secure drop box to be located at the police station to allow for the disposal of unwanted or unused prescription drugs.

# Speakers



# Hearing Minutes

HOUSE COMMITTEE ON HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

PUBLIC HEARING ON HB 1612-FN

**BILL TITLE:** relative to restriction of the use and sale of carisoprodol, tramadol hydrochloride, and temazepam.

**DATE:** January 12, 2010

**LOB ROOM:** 205      **Time Public Hearing Called to Order:** 1:02 PM

**Time Adjourned:** 2:10 PM

(please circle if present)

**Committee Members:** Reps. Rosenwald, Donovan, French, Schulze, Tilton, Butcher, Bridgham, E. Merrick, T. Russell, DiPentima, Millet, Batula, C. McMahon, Pilliod, Emerson, Case, Millham, Wells, Cebrowski and Kotowski.

**Bill Sponsors:** Reps. Tilton, Merr 6; Butynski, Ches 4

TESTIMONY

\* Use asterisk if written testimony and/or amendments are submitted.

**Representative Joy Tilton, prime sponsor – supports.** Co Chair of Caucus on Drug Use/Abuse. Other drugs may be added to a restricted list.

**Representative Bill Butynski, co sponsor – supports.** He is concerned with the disposal of prescription drugs. Legislation would encourage proper disposal of drugs, preventing misuse or improper disposal.

**Jay Queenan, Board of Pharmacy.** He is available for technical questions. Soma not scheduled but most likely will be by the Federal government. Schedule 5 drugs have trace codeine. DHHS has clear instructions on its website for disposal of drugs.

**Ron Petrin, President, NH Board of Pharmacy – opposes.** This bill is complicated and unnecessary. Penalties are clearly stated in law.

**\*Elin Phinizy, Acworth, NH – opposed.** See written testimony. She asks that the drug be available for dogs.

**Judy Silva, NHMA – opposes.** DES has instructions for drug disposal. There is a cost to disposal of unwanted medications. The amendment makes good changes.

**Elizabeth Sargent, NH Society of Health Systems Pharmacists & NH Chiefs of Police – opposes.** HB 607 went to Interim Study in Commerce Committee and deals with disposal of drugs.

**Cyndi Desrosiers, Allies in Substance Abuse Prevention.** The first month 400 controlled drugs and 25 non controlled drugs were place in a box. The box is in a lobby of the police department in

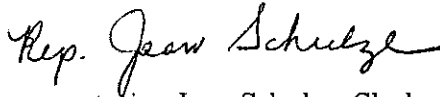
Page 2  
HB 1612-FN

Seabrook. Youth are using drugs not prescribed for them. The Pharmacy Board should help with the disposal process. Labels are taken off or blackened. The police in Seabrook will purchase an incinerator which costs \$3,000. The drugs are identified by a pharmacist before incinerating to learn what is coming off the streets.

**Brandon Kerner, NHDES.** He has organized a task force.

- Studying about drug disposal in New Hampshire.
- A task force is in place.
- A drop box is a consideration.
- Board of Pharmacy is working with them.
- It is not certain whether drop boxes are legal.
- Attorney General's Office is considering the method.
- Identifying various methods of disposal is being considered.

Respectfully submitted,

A handwritten signature in cursive script that reads "Rep. Joan Schulze".

Representative Joan Schulze, Clerk

HOUSE COMMITTEE ON HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

PUBLIC HEARING ON HB 1612-FN

**BILL TITLE:** relative to restriction of the use and sale of carisoprodol, tramadol hydrochloride, and temazepam.

**DATE:** January 12, 2010

**LOB ROOM:** 205

**Time Public Hearing Called to Order:** 1:02 pm

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**Committee Members:** Reps. Rosenwald, Donovan, French, Schulze, Tilton, Butcher, Bridgham, E. Merrick, T. Russell, DiPentima, Miller, Batula, C. McMahon, Pilliod, Emerson, Case, Millham, Wells, Cebrowski and Kotowski

**Bill Sponsors:** Reps. Tilton, Merr 6; Butynski, Ches 4

TESTIMONY

\* Use asterisk if written testimony and/or amendments are submitted.

- \* Rep. Tilton - prime sponsor co-chair of Caucus Re: Drug Use/Abuse  
other drugs may be added to a restricted list
- Rep Bill Butynski - supports this bill  
Concerned with the disposal of prescription drugs
- 2 Legislation would encourage proper disposal of drugs,  
preventing misuse or improper disposal
- Jay Querson - Bd of Pharmacy - available for technical  
questions. Soma not scheduled, but most likely will be  
by the Federal Gov't
- 3 Scheduled 5 drugs for extra medicine  
DHHS has on its website clear instructions for disposal of drugs
- Ron Petric - Pres. N.H. Bd of Pharmacy - opposes this bill
- 4 This bill is complicated & unnecessary  
Penalties are clearly stated in law
- \* 5 Eln Phinizy - asks that the drug be available for dogs
- 2 Judy Silva - opposes the bill  
DES has instructions for drug disposal  
There is a cost to disposal of unwanted medications.  
The amendment makes good changes

⑦ Elizabeth Sargent, NH Society of Health System Pharmacists  
oppose the bill + NH Chiefs of Police

The HB607 went to Interim Study deals with  
disposal of drug in Commerce Code

⑧ Cyndi Desrosiers "Allies in Substance Abuse Prevention"  
Community Coalition

15<sup>+</sup> month { 400 controlled drugs } were placed in a box  
                  { 25 non controlled drugs }

The box is in a lobby of police dept in Seabrook

Youth are using drugs not prescribed for them

Pharmacy Board should help with the disposal process

Labels are taken off or blackened

The police in Seabrook will purchase an incinerator which costs \$3000.  
The drugs are identified by a pharmacist before incinerating to learn  
what is coming off the streets

Brandon Keener, NH DES has organized a Task Force

⑨ Studying about drug disposal in N.H. ~~with a group~~  
Task Force is in place

Drug Box is a consideration

Board of Pharmacy is working with them

It is not certain whether - Drug Boxes are legal

Attorney General's Office is considering the method

Identifying various methods of disposal is being considered



# Testimony

Elin Phinizy  
PO Box 175  
Acworth, NH 03601

File  
NB 1612

January 12, 2010

Dear Madam Chair and Members of the Committee,

As a dog owner, I am writing to express my concerns about HB1612 -FN - AN ACT relative to restriction of the use and sale of carisoprodol, tramadol hydrochloride, and temazepam which declares tramadol a schedule 1 drug.

I first became familiar with tramadol when one of our Scottish Deerhounds broke her leg in four places. At that time, after NSAIDs failed to control her pain, our veterinarian prescribed tramadol which was very effective. When, nine months later, she was diagnosed with bone cancer in the same leg, she was on tramadol for six weeks while we went from diagnosis to amputation. It allowed her to have a reasonably pain-free time while we consulted oncologists and prepared for the amputation. Bone cancer is one of the more painful conditions and tramadol is one of the few effective drugs to help with the pain along with being one with the fewest side effects unlike say, a fentanyl patch. I believe that the absence of pain through the use of tramadol contributed to the success of Imp's amputation - allowing her to recover more quickly and successfully.

I am concerned about how this bill will affect the prescribing of tramadol by veterinarians.

- HB 1612 says that Tramadol meets the criteria for being a Schedule 1 drug. Here is the criteria for a Schedule 1 drug: "**318-B:1-b Schedule Tests.** – *1. Schedule I Tests. The commissioner shall place a substance in schedule I if he finds that the substance: (a) Has high potential for abuse; and (b) Has no accepted medical use in treatment in the United States or lacks accepted safety for use in treatment under medical supervision.*" However, Tramadol does have an accepted medical use as a treatment for moderate to severe pain in both humans and animals and is considered safe to use.
- The bill does not mention veterinarians. HB 1612 says "*Any person who manufactures, sells, purchases, transports, possesses or possesses with intent to sell, dispenses, compounds, packages, or repackages carisoprodol, tramadol hydrochloride, or temazepam without a written prescription from a licensed **physician** shall be guilty of a class A misdemeanor.*"

Although normally one would assume that a veterinarian and a physician are both doctors and would have the same prescription privileges, RSA 318-B contains separate definitions for physician (XXIV. *"Physician" means a person authorized by law to practice medicine in this state pursuant to RSA 329*) and veterinarian (XXXII. *"Veterinarian" means a person authorized by law to practice veterinary medicine in this state pursuant to RSA 332-B.*). If this bill passes, does it mean that I will be a criminal if I have veterinarian prescribed tramadol.

Finally, according to the US Department of Justice's Office of Diversion Control's web site ([http://www.deadiversion.usdoj.gov/drugs\\_concern/tramadol.htm](http://www.deadiversion.usdoj.gov/drugs_concern/tramadol.htm)), the Department of Health and Human Services has **not** recommended scheduling tramadol. However, two states, Arkansas and Kentucky have designated it as a Schedule IV drug which still allows it to be prescribed when needed for pain.

Thank you for your consideration in this matter.



Elin C.M. Phinizy

# Voting Sheets

HOUSE COMMITTEE ON HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

EXECUTIVE SESSION on HB 1612-FN

**BILL TITLE:** relative to restriction of the use and sale of carisoprodol, tramadol hydrochloride, and temazepam.

**DATE:** January 20, 2010

**LOB ROOM:** 205

**Amendments:**

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

**Motions:** OTP, OTP/A, ITL, Interim Study (Please circle one.)

Moved by Rep. F. Case

Seconded by Rep. R. DiPentima

Vote: 15-0 (Please attach record of roll call vote.)

**Motions:** OTP, OTP/A, ITL, Interim Study (Please circle one.)

Moved by Rep.

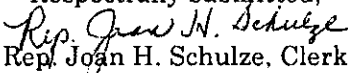
Seconded by Rep.

Vote: (Please attach record of roll call vote.)

**CONSENT CALENDAR VOTE: 15-0**

(Vote to place on Consent Calendar must be unanimous.)

**Statement of Intent:** Refer to Committee Report

Respectfully submitted,  
  
Rep. Joan H. Schulze, Clerk

HOUSE COMMITTEE ON HEALTH, HUMAN SERVICES AND ELDERLY AFFAIRS

EXECUTIVE SESSION on HB 1612-FN

**BILL TITLE:** relative to restriction of the use and sale of carisoprodol, tramadol hydrochloride, and temazepam.

**DATE:** 1/20/2018

**LOB ROOM:** 205

Amendments:

Sponsor: Rep.	OLS Document #:
Sponsor: Rep.	OLS Document #:
Sponsor: Rep.	OLS Document #:

Motions: OTP, OTP/A, ITL Interim Study (Please circle one.)

Moved by Rep. *Case*

Seconded by Rep. *DePentima*

Vote: 15-0 (Please attach record of roll call vote.)

Motions: OTP, OTP/A, ITL, Interim Study (Please circle one.)

Moved by Rep.

Seconded by Rep.

Vote: (Please attach record of roll call vote.)

CONSENT CALENDAR VOTE:

(Vote to place on Consent Calendar must be unanimous.)

Statement of Intent: Refer to Committee Report

Respectfully submitted,

Rep. Joan H. Schulze, Clerk

*Consent*

**HEALTH, HUMAN SERVICES & ELDERLY AFFAIRS**

Bill #: HB1612-FN Title: relative to restriction of the use and sale of Carisoprodol, tramadol hydrochloride, and tenaxepan.

PH Date: 1 / 12 / 2010

Exec Session Date: 1 / 20 / 2010

Motion: ITL

Amendment #: \_\_\_\_\_

MEMBER	YEAS	NAYS
Rosenwald, Cindy, Chairman	15	
Donovan, Thomas E, V Chairman	1	
French, Barbara C	2	
Schulze, Joan H, Clerk	3	
Tilton, Joy K	—	
Butcher, Suzanne S	—	
Bridgham, Robert G	4	
Merrick, Evalyn S	—	
Russell, Trinkia T	—	
DiPentima, Rich T	5	
Miller, Kate W	6	
Batula, Peter L	7	
McMahon, Charles E	—	
Pilliod, James P	8	
Emerson, Susan	9	
Case, Frank G	10	
Millham, Alida I	11	
Wells, Roger G	12	
Cebrowski, John W	13	
Kotowski, Frank R	14	
		15 0

TOTAL VOTE:  
Printed: 1/12/2009

# Committee Report

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**CONSENT CALENDAR**

**January 27, 2010**

**HOUSE OF REPRESENTATIVES**

**REPORT OF COMMITTEE**

**The Committee on HEALTH, HUMAN SERVICES & ELDERLY AFFAIRS to which was referred HB1612-FN,**

**AN ACT relative to restriction of the use and sale of carisoprodol, tramadol hydrochloride, and temazepam.**

**Having considered the same, report the same with the following Resolution: RESOLVED, That it is INEXPEDIENT TO LEGISLATE.**

**Rep. Frank G Case**

**FOR THE COMMITTEE**



## COMMITTEE REPORT

Committee:	<b>HEALTH, HUMAN SERVICES &amp; ELDERLY AFFAIRS</b>
Bill Number:	<b>HB1612-FN</b>
Title:	<b>relative to restriction of the use and sale of carisoprodol, tramadol hydrochloride, and temazepam.</b>
Date:	<b>January 20, 2010</b>
Consent Calendar:	<b>YES</b>
Recommendation:	<b>INEXPEDIENT TO LEGISLATE</b>

### STATEMENT OF INTENT

This bill would place three medications into a Schedule I controlled drug classification which means they cannot be prescribed by a physician. The bill would also require "secure drop boxes" located in local police stations to allow for the disposal of unwanted or unused prescription drugs. Temazepam (Restoril) is already a Schedule III drug; Ultram (tramadol) is under study to be placed in Schedule III. Soma (carisoprodol) is a smooth muscle relaxant which is an effective medication. The committee thought that these drugs should not be further scheduled. The committee also questioned the expenses of Secure Drop Boxes for disposal of unwanted medications placed in all local police stations, because of the possible high cost for disposal of these medications to the towns and cities. Finally, any legislation which restricts the use of medications interferes with a physician's clinical judgement.

Vote 15-0.

Rep. Frank G Case  
FOR THE COMMITTEE

Original: House Clerk  
Cc: Committee Bill File

## CONSENT CALENDAR

### HEALTH, HUMAN SERVICES & ELDERLY AFFAIRS

**HB1612-FN**, relative to restriction of the use and sale of carisoprodol, tramadol hydrochloride, and temazepam. **INEXPEDIENT TO LEGISLATE.**

Rep. Frank G Case for HEALTH, HUMAN SERVICES & ELDERLY AFFAIRS. This bill would place three medications into a Schedule I controlled drug classification which means they cannot be prescribed by a physician. The bill would also require "secure drop boxes" located in local police stations to allow for the disposal of unwanted or unused prescription drugs. Temazepam (Restoril) is already a Schedule III drug; Ultram (tramadol) is under study to be placed in Schedule III. Soma (carisoprodol) is a smooth muscle relaxant which is an effective medication. The committee thought that these drugs should not be further scheduled. The committee also questioned the expenses of Secure Drop Boxes for disposal of unwanted medications placed in all local police stations, because of the possible high cost for disposal of these medications to the towns and cities. Finally, any legislation which restricts the use of medications interferes with a physician's clinical judgement.

**Vote 15-0.**

Original: House Clerk

Cc: Committee Bill File

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which means they cannot be prescribed by a physician

I move to ~~file~~ ~~HB-1612~~ as amended. This bill would place three medications into a schedule ~~III~~ controlled drug classification, ~~and to allow the use of "secure drop boxes"~~ located in local police stations to allow for the disposal of unwanted or unused prescriptions drugs. Temazeam ( Restoril) is already a schedule III drug, Ultram ( tramadol) is under study to be place in schedule III. Soma (carisoprodol) is a smooth muscle relaxant which is an effective medication. The committee thought that these drugs should not be further scheduled. The committee also questioned the expenses of "Secure Drop Boxes for disposal of unwanted medications" place in all local police stations, because of the possible high cost for disposal of these medications to the towns and cities.

~~I ALSO FEEL THAT~~ <sup>Finally</sup> ~~ANY~~ <sup>state</sup> ~~LEGISLATION WHICH RESTRICTS THE USE OF~~ ~~MEDICATORS, IS CONTRARY TO THE PHYS. RIGHT TO PRACTICE MEDICINE~~   
interferes with a physician's clinical judgement.

Case  
CR

# COMMITTEE REPORT

COMMITTEE: INS+E

BILL NUMBER: HB1612 EN.

TITLE: relative to restriction of the use + sale of c orisopradol, tramadol Hydrochloride + Tenazepam

DATE: 1-20-2010 CONSENT CALENDAR: YES  NO

OUGHT TO PASS

OUGHT TO PASS W/ AMENDMENT

INEXPEDIENT TO LEGISLATE

INTERIM STUDY (Available only 2<sup>nd</sup> year of biennium)

Amendment No.  
2010-0124h

**STATEMENT OF INTENT:**

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COMMITTEE VOTE: 15-0

- Copy to Committee Bill File
- Use Another Report for Minority Report

RESPECTFULLY SUBMITTED,

Rep. Ford

For the Committee

*CR*